

**JOURNALS AND PROCEEDINGS**  
**of the**  
**FOURTH SESSION**  
**of the**  
**FORTY-FOURTH GENERAL ASSEMBLY**  
**of**  
**NEWFOUNDLAND and LABRADOR**  
**2002**

Begun and holden at St. John's in the Province of Newfoundland and Labrador on Tuesday, the nineteenth day of March, Two Thousand and Two, being the Fifty- first 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 A. M. House, 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 19th day of March, 2002, the Members of the House of Assembly met in the Assembly Chamber at 2 o'clock in the afternoon when Mr. Speaker Snow took the Chair.

Tuesday, March 19<sup>th</sup>, 2002

At 2 o'clock in the afternoon the Sergeant-at-Arms notified the Honourable the Speaker (Mr. Snow) that His Honour the Lieutenant-Governor, the Honourable A. M. House, 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. Lush) and by leave of the House, a Bill entitled, "An Act Respecting Environmental Protection" (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 of the House of Assembly and directed the pages to distribute copies to all Members.

It was moved by the Member for Port de Grave (Mr. Butler) and seconded by the Member for Torngat Mountains (Mr. Andersen) 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. Danny Williams), the Member for Signal Hill - Quidi Vidi (Mr. Harris) and the Honourable the Premier (Mr. Grimes) spoke to the motion.

Tuesday, March 19<sup>th</sup>, 2002

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

Mr. Roland Butler, Member for Port de Grave,  
Mr. Wally Andersen, Member for Torngat Mountains,  
Mr. Trevor Taylor, Member for The Straits & White Bay North.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she 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 Interim Supply to Her Majesty (Bill No. 2).

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow move: "That This House Approves in General The Budgetary Policy of The Government."

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she 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 (Bill No. 3).

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

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, March 20<sup>th</sup>, 2002

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

The Honourable the Government House Leader (Mr. Lush) rose on a point of order seeking direction from the Speaker as to whether the written or video record of Hansard was the authorized version. Also, the Government House Leader sought direction about how Hansard records interjections in the transcript of the House proceedings.

The Member for Humber East (Mr. Mercer) made a Statement to wish success to the Corner Brook Royals Hockey Team in the Herder Memorial Trophy Hockey Game against the Flatrock Flyers.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to acknowledge the achievement of Andrew Critch of Hillview who placed first in a provincial cadet public speaking contest. Mr. Critch is a member of 567 Air Cadet Squadron in Clarendville.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate Melanie Adams, a former student of Berney High in Burin, who had been named a recipient of the Natural Science and Engineering Research Council of Canada Post Graduate Scholarship for 2002, tendered at Queen's University in Kingston, Ontario.

The Member for Waterford Valley (Mr. Hodder) made a Statement to announce that Mount Pearl will be hosting the 11<sup>th</sup> Annual Irving Oil Challenge Cup, Atlantic Canada's Bantam Hockey Championships at the Glacier next month. The Member also congratulated the organizers and the bantam hockey players who will be competing in this tournament.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to congratulate the Labrador Métis Nation on the leadership role they had taken in hosting a symposium on tourism in Port Hope Simpson in order to promote and identify economic development opportunities on the South Coast of Labrador.

The Honourable the Minister of Justice and Attorney General (Mr. Parsons) made a Statement to mark the International Day for the Elimination of Racial Discrimination on March 21<sup>st</sup>.

Following Oral Questions, the Honourable the Premier (Mr. Grimes) rose on a point of privilege in order to establish a *prima facie* case respecting certain remarks made by the Leader of the Opposition (Mr. Williams) during Oral Questions; comments the Leader of the Opposition made about the Auditor General in her role as an officer of the House.

Wednesday, March 20<sup>th</sup>, 2002

By leave, pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Cape St. Francis (Mr. Jack Byrne), notice of which had been given during the 3<sup>rd</sup> Session of the 44<sup>th</sup> General Assembly:

**“WHEREAS** the residents of dozens of communities in Newfoundland and Labrador rely on ferries for transportation;

**AND WHEREAS** seven of the twelve government-owned vessels in the ferry fleet are older than 25 years of age;

**AND WHEREAS** the normal life expectancy of a ferry vessel is about 25 years, as reported by the Auditor General in her 2000 Annual Report;

**AND WHEREAS** there has not been a significant upgrade of the province's fleet of marine vessels since 1993, with the exception of the *Captain Earl Winsor* and the *Ahelaid*;

**AND WHEREAS** the *Captain Earl Winsor*, purchased from the Government of Canada for \$300,000 in October of 1997 when it was 25 years old, required refit to meet Canadian standards and departmental requirements at a total cost of \$3.6 million;

**AND WHEREAS** the *Ahelaid*, purchased from Estonia for \$764,000 plus \$166,000 in custom duties in May of 1999 when it was 13 years old, also required refit, which is not yet complete and which will cost in excess of \$4.1 million;

**AND WHEREAS** many in this province who rely on ferries are often deprived of acceptable ferry service, or any ferry service at all, because the vessels are broken down or unable to operate;

**AND WHEREAS** the Provincial Government in the 1980's, while following a policy of constructing ferries at the Marystown Shipyard, built the *Gallipoli*, the *Beaumont Hamel* and the *Flanders* and planned to build a sister ship to the *Flanders*, though that project was canceled after the Liberal Government was elected in 1989;

**AND WHEREAS** constructing modern ferries at the Marystown Shipyard instead of purchasing old and derelict vessels would ensure the province has a reliable fleet while also revitalizing the struggling local shipbuilding industry, stimulating spinoff economic activity, increasing employment and boosting provincial government revenues;

Wednesday, March 20<sup>th</sup>, 2002

**THEREFORE BE IT RESOLVED** that this Honourable House call upon the Provincial Government to implement a vessel replacement policy of constructing new ferries at shipyards in Newfoundland and Labrador instead of purchasing vessels from outside the province”.

During the debate, the Honourable the Minister of Works, Services and Transportation (Mr. Barrett) moved the following amendment to the Resolution:

“That the words “provided that it is fiscally competitive to do so” be added at the end of the Resolution.”

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

Debate commenced and concluded on the amendment to the Resolution.

The Speaker (Mr. Snow) put the question on the amendment to the Resolution and 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, March 21<sup>st</sup> 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, Q.C.,**  
Clerk of the House of Assembly.

Thursday, March 21<sup>st</sup>, 2002

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

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) moved "That this House approves in general the budgetary policy of the Government." In making the motion the Honourable the Minister of Finance and President of Treasury Board delivered the Budget Speech.

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

The Speaker put the question on the motion.

The motion was carried.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) informed the House that she had received a Message from His Honour the Lieutenant-Governor. The Message was read to the House by the Speaker as follows:

"March 19<sup>th</sup>, 2002

The Honourable the Minister of Finance and President of Treasury Board

I, the Lieutenant-Governor of the Province of Newfoundland and Labrador, transmit Estimates required for the Public Service of the Province for the year ending March 31, 2003, in the amount of \$3,463,899,300 and, in accordance with the provisions of the *Constitution Act, 1867*, I recommend these Estimates to the House of Assembly.

Sgd. **A.M. House,**  
Lieutenant-Governor".

It was moved by the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) that the Message together with the Estimates, be referred to a Committee of the Whole on Supply.

The Speaker put the question on the motion.

Thursday, March 21<sup>st</sup>, 2002

The motion was carried.

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

Mr. Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole.

The budgetary documents were distributed.

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.

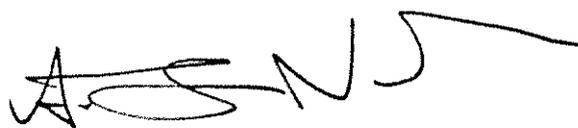
On motion the report of the Committee was received and adopted and it was ordered that the Committee have leave to sit again on tomorrow.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow move that the House Resolve itself into a Committee of the Whole to consider certain Resolutions respecting the Imposition of Taxes on Tobacco (Bill No. 5).

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow move that the House Resolve itself into a Committee of the Whole to consider certain Resolutions respecting the Imposition of Taxes on Income (Bill No. 6).

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, March 25<sup>th</sup> at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Monday, March 25<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Honourable the Speaker (Mr. Snow) ruled on a point of order raised by the Honourable the Minister of Justice and Attorney General (Mr. Parsons) on March 14<sup>th</sup>, 2002 during the 3<sup>rd</sup> Session of the 44<sup>th</sup> General Assembly. The Speaker ruled that he did not hear the particular words that were cited even after listening to the audio tapes. The Speaker ruled that there were no point of order.

The Speaker also ruled on a point of privilege raised by the Honourable the Premier (Mr. Grimes) on March 20<sup>th</sup>, 2002. The Speaker ruled that the Honourable the Premier had not established a *prima facie* case of privilege and that the matter was a difference of opinion about the interpretation of comments made by the Leader of the Opposition with respect to the Auditor General.

The Member for Humber East (Mr. Mercer) made a Statement to advise Members that Marble Mountain hosted the 2002 Canadian Freestyle Ski Championships during this past weekend.

The Member for Windsor-Springdale (Mr. Hunter) made a Statement to congratulate the Senior Branches of the Springdale Girl Guides for being awarded the World Association of Girl Guides and Girl Scouts "Olave" Award in recognition of distinguished community service.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to announce that the inaugural "Snow Safari" was recently held in Labrador. This event involves a trans-Labrador trek involving snowmobiles leaving from three regions of Labrador through 1500 kilometres of the Labrador winter trail system.

The Member for St. John's West (Ms. Osborne) made a Statement to congratulate Maria Philpott, a Grade 5 student at St. Matthew's Elementary who recently received a Medal of Excellence from the Conservatory of Music Canada. The Member mentioned that Ms. Philpott had received a mark of 92 in the Grade 2 Piano exam and in turn received the highest marks in the Province for this level.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to congratulate the Newfoundland and Labrador Youth Parliament which recently held its 37<sup>th</sup> Session at the Holiday Inn in St. John's.

The Member for The Straits & White Bay North (Mr. Taylor) made a Statement to congratulate the Englee Guitar Group which won the Best Instrumental Group Award for their great performance at the Grand Falls-Windsor Kiwanis Music Festival.

Monday, March 25<sup>th</sup>, 2002

The Honourable the Premier (Mr. Grimes) made a Statement with respect to the report released last week by the Standing Senate Committee on National Finance. The report included eight recommendations to the Federal Government on changes to improve the current Equalization program.

The Honourable the Minister of Education (Ms. Foote) made a Statement to advise Members that the Newfoundland and Labrador Teachers Association had ratified a collective agreement with Treasury Board and that the agreement would provide improved benefits for teachers and students.

The Honourable the Minister of Youth Services and Post-Secondary Education (Ms. Kelly) made a Statement to announce changes to the provincial student loans program which will make post secondary education in the province more affordable, accessible and accountable.

The Member for Port de Grave (Mr. Butler), 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 A.M. House, CM., M.D., FRCPC.

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: Roland Butler, MHA  
Wally Andersen, MHA  
Trevor Taylor, MHA

Assembly Chamber  
March 20th, 2002."

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

Monday, March 25<sup>th</sup>, 2002

The Honourable the Minister of Environment (Mr. Ralph Wiseman) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting The Control And Management Of Water Resources In The Province" (Bill No. 4).

The Member for Cartwright-L'Anse au Clair (Ms. Jones) gave notice that she would on tomorrow move the following Resolution:

**"WHEREAS** the Constitution of Canada commits the Parliament and Government of Canada to make equalization payments to provinces to ensure Canadians have access to reasonably comparable levels of public service at reasonably comparable levels of taxation;

**AND WHEREAS** the current equalization program does not meet this constitutional requirement, and there is evidence that we are moving further away from satisfying this commitment;

**AND WHEREAS** the treatment of non-renewable resource revenues in the present equalization system is unfair;

**THEREFORE BE IT RESOLVED** that this House of Assembly call upon the Federal Government to replace the current equalization formula with a fairer system that re-establishes the fundamental principles on which this program is based;

**AND BE IT FURTHER RESOLVED** that this Honourable House go on record of supporting the Premier of Newfoundland and Labrador and the Premier of Nova Scotia in campaigning for fairness as it relates to offshore resource royalties."

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to upgrade and pave Route 392 from the Little Bay turnoff to Little Bay and from Little Bay to Beachside.

The Member for Trinity North (Mr. Ross Wiseman) presented a Petition on behalf of certain residents of the Clarenville Area urging the Government of Newfoundland and Labrador to direct the Minister of Health and Community Services to proceed immediately to appoint the engineering and design consultants for a forty-four bed long term care facility in Clarenville.

Monday, March 25<sup>th</sup>, 2002

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) informed the House that she had received a Message from His Honour the Lieutenant-Governor. The Message was read to the House by the Speaker as follows:

"March 25, 2002

The Honourable the Minister of Finance and President of Treasury Board:

I, the Lieutenant-Governor of the Province of Newfoundland and Labrador, transmit Estimates of sums required for the Public Service of the Province for the year ending March 31, 2003, 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. **A.M. House**  
Lieutenant-Governor".

On motion of the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), the House resolved itself into a Committee of the Whole on Supply to consider a Certain Resolution and Bill No. 2 for the Granting of Interim Supply to Her Majesty.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole on Supply.

The Committee of Supply considered a certain Resolution and Bill No. 2 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.

Monday, March 25<sup>th</sup>, 2002

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, Tuesday, March 26<sup>th</sup> 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, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, March 26<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Chantal Barrett, a student at Ascension Collegiate, Bay Roberts for winning the Con-Tri Division, Retired Teachers Association Scholarship.

The Member for Ferryland (Mr. Sullivan) made a Statement to congratulate St. Kevin's High School in the Goulds on winning the Provincial Girls 4A High School Basketball Championship last weekend.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate Matthew Healey of Marystown who made the Dean's list at the University of New Brunswick's Faculty of Forestry and Environmental Management. The Member also congratulated Stephanie Lundrigan of Burin who was awarded the Burin Peninsula Arts Council Scholarship.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) made a Statement to note the passing of Gregory P. Devereaux of Avondale who died on February 20 at the age of 90 years. The Member noted that Mr. Devereaux was a well respected teacher, community leader and historian.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate the following Newfoundland and Labrador Youth of the Year Awards namely: Jullian Parsons of Corner Brook for the Expression Award, Chris Dakins of Carbonear for the Innovation Award, Rita Broderick of St. Brendan's for the Legacy Award, Zachary Goudie of Grand Falls-Windsor for the Linkage Award, Danny Huxter of Springdale and Julia Benoit of Burgeo who were co-winners in the Vision category.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to congratulate a number of students who graduated from schools in his District and have distinguished themselves especially as role models in sports.

The Honourable the Government House Leader (Mr. Lush) rose on a point of order relating to certain questions asked during Oral Questions pertaining to the prohibition of asking questions seeking a legal opinion.

The Speaker took the matter under advisement.

Tuesday, March 26<sup>th</sup>, 2002

The Member for Burin-Placentia West (Ms. Hodder) gave notice that she would on tomorrow move the following Resolution:

**"WHEREAS** foreign over-fishing off our coast is a situation which needs immediate attention;

**AND WHEREAS** the closure of Canadian ports to vessels from countries who do not follow proper conservation measures is an important first step in dealing with this issue;

**THEREFORE BE IT RESOLVED** that this House of Assembly supports the action taken by the Federal Government to close ports to countries such as the Faroese Islands that are not following proper conservation measures;

**AND BE IT FURTHER RESOLVED** that this House of Assembly reaffirms its position that Canada should extend custodial management over all fishing areas off our coast;

**AND BE IT FURTHER RESOLVED** that this House of Assembly calls upon the Government of Canada to contact officials from France, and request that St. Pierre also close its ports to countries who practice foreign overfishing, outside of our 200 mile limit."

The Member for Harbour Main-Whitbourne (Mr. Hedderson) presented a Petition on behalf of certain residents urging the Government of Newfoundland and Labrador to provide the necessary documentation to Gary and Karen Smith allowing them to proceed with the adoption of an orphaned child from Kazakhstan.

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf residents of his District urging the Government of Newfoundland and Labrador to upgrade and pave the roads in the District because of the deplorable and unfit conditions of the roads.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of Catalina urging the Government of Newfoundland and Labrador to repair the bridge on the Bar Road leading to East Point in the Town of Catalina.

The Member for The Straits and White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of his district urging the Government of Newfoundland and Labrador to upgrade and pave Route 430 in the area of Sandy Cove and Eddies Cove East.

Tuesday, March 26<sup>th</sup>, 2002

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

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole on Supply.

The Committee considered 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, 2003 And For Other Purposes Relating To The Public Service" (Bill No. 2).

During debate in Committee of Supply, the Deputy Chairperson of Committees (Ms. Hodder) ruled on a point of order raised by the Opposition House Leader (Mr. Byrne) on March 25<sup>th</sup>. The Chairperson ruled that the word "misleading" was not out of order. The Chairperson made reference to Maingot, *Parliamentary Privilege in Canada*, 2<sup>nd</sup> Edition, pages 223 and 224.

Debate on the Resolution and Bill No. 2 continued.

The Opposition House Leader (Mr. Byrne) rose on a point of order to argue that during the debate, the Honourable the Minister of Works, Services and Transportation (Mr. Barrett) had read from certain documents and must, in accordance with the rules, be prepared to table those documents.

The Chairperson of the Committee of Supply (Ms. Hodder) recessed the Committee at 4:45 o'clock in the afternoon in order to listen to the Hansard tapes.

The Chairperson resumed the Chair at 5:13 o'clock in the afternoon.

The Chairperson of the Committee (Ms. Hodder) ruled that she had listened to the audio tapes and noted that the Honourable the Minister of Works, Services and Transportation (Mr. Barrett) had read from a document and asked the Minister to table it.

Whereupon the Minister tabled a document relating to a proposal with respect to a request for funding the Trans-Labrador Highway and also tabled a three page list.

The Opposition House Leader (Mr. Byrne) raised a further point of order that the Honourable the Minister of Works, Services and Transportation (Mr. Barrett) had read from a letter which he must also table.

Tuesday, March 26<sup>th</sup>, 2002

The Chairperson (Ms. Hodder) recessed the Committee at 5:21 o'clock in the afternoon in order to listen to the audio tapes again.

The Chairperson resumed the Chair of Committee of Supply at 5:39 o'clock in the afternoon.

The Chairperson (Ms. Hodder) ruled that she had listened to the Hansard tapes and heard the Minister read from a list which was not a letter. The Chairperson concluded that the Minister had tabled the three page list along with the above noted document. The Chairperson ruled there was no point of order.

Upon the suggestion of the Honourable the Government House Leader (Mr. Lush), the Chairperson recessed the Committee at 5:42 o'clock for the dinner break.

The Chairperson resumed the Chair at 7 o'clock in the evening.

Debate continued on the Resolution and Bill No. 2.

The Committee of the Whole on Supply 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, 2003 And For Other Purposes Relating To The Public Service" (Bill No. 2).

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee (Ms. Hodder) reported that the Committee of Supply had considered the matters to them referred and had directed her to report that they had passed a certain Resolution and a Bill consequent thereto and recommended that Bill No. 2 be introduced to give effect to same 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 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, 2003, the sum of \$1,214,081,000."

Tuesday, March 26<sup>th</sup>, 2002

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, 2003 And For Other Purposes Relating To The Public Service" (Bill No. 2) was read a first, second and third time and passed.

On motion it was ordered that Bill No. 2 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

The House recessed briefly, after which the Sergeant-at-Arms announced the arrival of His Honour the Administrator.

His Honour the Administrator the Honourable James Gushue 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, 2003 And For Other Purposes Relating To The Public Service" (Bill No. 2).

His Honour the Administrator 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 Administrator then left the Chamber.

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

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, March 27<sup>th</sup>, 2002

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

The Honourable the Speaker (Mr. Snow) ruled with respect to a point of order raised by the Government House Leader on March 26<sup>th</sup> concerning the prohibition of asking questions during Oral Questions seeking a legal opinion. The Speaker ruled that there was a point of order and that the precedents and Beauchesne are clear with respect to the matter.

The Opposition House Leader (Mr. Byrne) rose on a point of order with respect to an answer given by the Honourable the Minister of Works, Services and Transportation (Mr. Barrett) that the Minister had met with the Federal Minister of Finance. The Speaker ruled that it was not a point of order but a difference of opinion.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to recognize the Labrador Fishermen's Union Shrimp Company and its role in the economy of many communities in her District. The Member also acknowledged the contribution of the general manager, president and board of directors of the company.

The Member for Windsor-Springdale (Mr. Hunter) made a Statement to congratulate Zach Goudie of Grand Falls-Windsor who was a recipient of the Futures of Newfoundland and Labrador Youth Award.

By leave, the Honourable the Minister of Municipal and Provincial Affairs and Member for Fortune Bay-Cape La Hune (Mr. Langdon) made a Statement to congratulate his parents -in-law, Benjamin and Dorothy Loveless, of Seal Cove, Fortune Bay who will celebrate their 62<sup>nd</sup> Wedding Anniversary on March 29<sup>th</sup>.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to recognize Jenine Browne of Memorial University Women's Sea Hawks Basketball team and a graduate of Fatima High School in St. Bride's for her athletic and academic achievements.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to acknowledge the achievements of Roger Jamieson, the former President of Hospitality Newfoundland and Labrador during whose tenure on the executive of the hospitality industry had seen an outstanding growth.

The Member for Labrador West (Mr. Collins) made a Statement to pay tribute to the various search and rescue organizations, volunteers and many others who were involved in finding Wayne Smith and his family members who were lost in the wilderness of Labrador.

Wednesday, March 27<sup>th</sup>, 2002

By leave, the Honourable the Minister of Justice and Attorney General and Member for Burgeo & La Poile (Mr. Parsons) made a Statement to pay tribute to Roger Skinner, the President of the Music Industry Association of Newfoundland and Labrador and a well known musician who recently died.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) tabled the First Annual Report of the Newfoundland Municipal Financing Corporation for the fiscal year ended March 31, 2001.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), in accordance with section 55(3) of the *Financial Administration Act*, tabled the list of guaranteed loans paid out by the Province since the last report to the House.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) also reported that there had been no guaranteed debt of any Crown corporation or agency assumed by the Province under section 55.1(2) of the *Financial Administration Act* since the last report to the House.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), in accordance with section 49(2) of the *Financial Administration Act*, tabled the list of Temporary Loans raised under the Act since the last report to the House.

The Honourable the Minister of Labour (Ms. Thistle) tabled the 2001 Annual Report of the Labour Relations Board.

The Honourable the Minister of Works, Services and Transportation (Mr. Barrett) tabled the *Public Tender Act* Exceptions for the months of December 2001 and January and February 2002.

The Opposition House Leader (Mr. Ed Byrne) rose on a point of order seeking clarification from the Speaker on quoting from Hansard during Oral Questions. The Speaker replied that the Standing Orders of the House were the authority with respect to this matter but agreed to take the matter under advisement and report back to the House.

In reply to a question for which notice had been given, the Honourable the Minister of Human Resources and Employment (Mr. Smith) gave an answer with respect to the culture research project and the involvement of his Department in that project.

By leave, the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) pursuant to section 28(4) of the *Financial Administration Act*, tabled the following:

Wednesday, March 27<sup>th</sup>, 2002

- (a) A Special Warrant, as authorized by Order in Council 2002-149 under Section 28(2) of the **Financial Administration Act**, for \$17,500,000 to be expended under the Department of Health and Community Services Head of Expenditure;
- (b) A Special Warrant, as authorized by Order in Council 2002-148 under Section 28(2) of the **Financial Administration Act**, for \$6,300,000 to be expended under the Department of Health and Community Services Head of Expenditure;
- (c) A Special Warrant, as authorized by Order in Council 2002-152 under Section 28(2) of the **Financial Administration Act**, for \$411,700 to be expended under the Department of Justice Head of Expenditure;
- (d) A Special Warrant, as authorized by Order in Council 2002-151 under Section 28(2) of the **Financial Administration Act**, for \$10,953,100 to be expended under the Department of Health and Community Services Head of Expenditure;
- (e) A Special Warrant, as authorized by Order in Council 2002-150 under Section 28(2) of the **Financial Administration Act**, for \$10,420,000 to be expended under the Department of Education Head of Expenditure;
- (f) A Special Warrant, as authorized by Order in Council 2002-077 under Section 28(2) of the **Financial Administration Act**, for \$1,952,000 to be expended under the Department of Justice Head of Expenditure;and
- (g) A Special Warrant, as authorized by Order in Council 2002-072 under Section 28(2) of the **Financial Administration Act**, for \$720,000 to be expended under the Department of Justice Head of Expenditure.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Cartwright-L'Anse au Clair (Ms. Jones):

**"WHEREAS** the Constitution of Canada commits the Parliament and Government of Canada to make equalization payments to provinces to ensure Canadians have access to reasonably comparable levels of public service at reasonably comparable levels of taxation;

Wednesday, March 27<sup>th</sup>, 2002

**AND WHEREAS** the current equalization program does not meet this constitutional requirement, and there is evidence that we are moving further away from satisfying this commitment;

**AND WHEREAS** the treatment of non-renewable resource revenues in the present equalization system is unfair;

**THEREFORE BE IT RESOLVED** that this House of Assembly call upon the Federal Government to replace the current equalization formula with a fairer system that re-establishes the fundamental principles on which this program is based;

**AND BE IT FURTHER RESOLVED** that this Honourable House go on record as supporting the Premier of Newfoundland and Labrador and the Premier of Nova Scotia in campaigning for fairness as it relates to offshore resource royalties.”

During the debate on the Resolution, the Member for Ferryland (Mr. Sullivan) moved an amendment to the Resolution and, by agreement, the Member for the Kilbride (Mr. Byrne) further moved a correction to this amendment as follows:

“That the Resolution be amended by adding the following at the end of the Resolution:

**“AND BE IT FURTHER RESOLVED** that this Honourable House go on record as supporting the position that all non-renewable resource revenues be exempt from federal clawback under our equalization formula.”

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

Debate continued on the amendment to the Resolution.

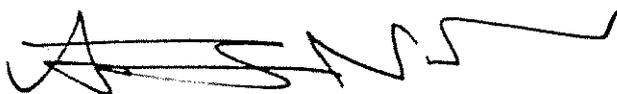
The Speaker (Mr. Snow) put the question on the amendment to the Resolution and declared the amendment to the Resolution carried unanimously.

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

Wednesday, March 27<sup>th</sup>, 2002

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, April 15<sup>th</sup> at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Monday, April 15<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Humber East (Mr. Mercer) made a Statement to congratulate the Corner Brook Royals on winning the Herder Memorial Trophy emblematic of senior hockey supremacy in the Province.

The Leader of the Opposition and Member for Humber West (Mr. Williams) made a statement to pay tribute to Mag Davis, a renowned provincial athlete, who died last week.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Chesley and Muriel Earle of Shearstown on celebrating their 69<sup>th</sup> Wedding Anniversary.

The Member for The Straits & White Bay North (Mr. Taylor) made a Statement to pay tribute to Folk of the Sea for conveying their message about the fishery and wishing those engaged in the fishery a safe season.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to pay tribute to the late John Pike of Harbour Grace who was an active member of the community in Harbour Grace serving on the Volunteer Fire Brigade, the town council, as well as numerous other volunteer organizations.

The Member for Bonavista South (Mr. Fitzgerald) made a Statement to ask Members to sign a provincial flag in order to send and show their appreciation to those Newfoundlanders and Labradorians serving with Canada's armed forces in the war against terrorism in Afghanistan.

The Honourable the Premier (Mr. Grimes) made a Statement to recognize and pay tribute to Her Late Majesty Queen Elizabeth the Queen Mother. The Opposition House Leader (Mr. Ed Byrne) and the Member for Signal Hill-Quidi Vidi (Mr. Harris) responded to the Statement.

The Honourable the Minister of Tourism, Culture and Recreation (Ms. Bettney) made a Statement to congratulate the nominees, organizers and performers during the 2002 Juno Awards celebrations.

The Honourable the Minister of Health and Community Services (Mr. Smith) made a Statement to advise Members with respect to the Government's submission to the Romanow Royal Commission on the Future of Health Care in Canada.

Monday, April 15<sup>th</sup>, 2002

The Honourable the Minister of Mines and Energy (Mr. Matthews) made a Statement, on behalf of the Government and people of the Province, to thank the provincial team with respect to their efforts in securing the final Award of the Tribunal on the Newfoundland and Labrador/Nova Scotia Offshore Boundary Dispute Arbitration.

The Honourable the Minister of Mines and Energy (Mr. Matthews) made a Statement to comment on the March 28<sup>th</sup> decision of Husky Energy and Petro-Canada's offshore petroleum project, White Rose. The Minister also mentioned the role of the Marystown Shipyard with respect to this project.

The Honourable the Government House Leader (Mr. Lush) gave notice and by leave moved:

- (a) That the following **Heads of Expenditure** be referred to the **Government Services Committee**:

Municipal & Provincial Affairs  
Newfoundland & Labrador Housing Corporation  
Environment  
Works, Services & Transportation  
Finance  
Public Service Commission  
Government Services & Lands;

- (b) That the following **Heads of Expenditure** be referred to the **Resource Committee**:

Fisheries & Aquaculture  
Forest Resources & Agrifoods  
Mines & Energy  
Tourism, Culture & Recreation  
Industry, Trade & Rural Development  
Labrador & Aboriginal Affairs; and

- (c) That the following **Heads of Expenditure** be referred to the **Social Services Committee**:

Education  
Youth Services & Post-Secondary Education  
Human Resources & Employment

Monday, April 15<sup>th</sup>, 2002

Labour  
Health & Community Services  
Justice.

The Honourable the Government House Leader (Mr. Lush) also gave notice and by leave moved that the following Committees be composed of the following Members:

**Government Services Committee:**

Mr. George Sweeney - Member for Carbonear-Harbour Grace  
Mr. Jack Byrne - Member for Cape St. Francis  
Mr. Bob Mercer - Member for Humber East  
Mr. Eddie Joyce - Member for Bay of Islands  
Ms. Yvonne Jones - Member for Cartwright L'Anse au Clair  
Mr. Randy Collins - Member for Labrador West  
Mr. Paul Shelley - Member for Baie Verte;

**Resource Committee:**

Mr. James Walsh - Member for Conception Bay East & Bell Island  
Mr. Trevor Taylor- Member for The Straits & White Bay North  
Ms. Mary Hodder - Member for Burin-Placentia West  
Mr. Ray Hunter - Member for Windsor-Springdale  
Mr. Roland Butler - Member for Port de Grave  
Mr. Tom Osborne - Member for St. John's South  
Mr. George Sweeney - Member for Carbonear-Harbour Grace; and

**Social Services Committee:**

Ms. Yvonne Jones - Member for Cartwright L'Anse au Clair  
Mr. Fabian Manning - Member for Placentia & St. Mary's  
Mr. Tom Hedderson - Member for Harbour Main-Whitbourne  
Mr. Ross Wiseman - Member for Trinity North  
Ms. Mary Hodder - Member for Burin-Placentia West  
Mr. Roland Butler - Member for Port de Grave  
Mr. Bob Mercer - Member for Humber East.

Monday, April 15<sup>th</sup>, 2002

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

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of the Town of Nipper's Harbour requesting the Government of Newfoundland and Labrador to upgrade and pave seventeen kilometres of gravel road along Route 415, the Nipper's Harbour Road.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to pave approximately one kilometre of road in Jamestown and approximately six kilometres of road leading to and including part of the Community of Winter Brook.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Control And Management Of Water Resources In The Province" (Bill No. 4) was read a first time and on motion it was ordered that Bill No. 4 be read a second time on tomorrow.

Pursuant to order and on motion debate commenced on the motion "That this House approves in general the budgetary policy of the Government" (the Budget Speech).

On motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until Tuesday, April 16<sup>th</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, April 16<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate the nominees and winners of the 2002 Newfoundland and Labrador Book Awards, and to commend the Writers Alliance of Newfoundland and Labrador for their efforts in promoting the Province's finest literary talent.

The Member for St. Barbe (Mr. Young) made a Statement to congratulate the Town of Bird Cove on twenty-five years of incorporation and also those councillors, past and present, for their services to the town.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to recognize the community newspaper *Strait Talk: Clear Language News in the Labrador Straits* published monthly by Partners in Learning, a regional literacy group, which recently exhibited *Strait Talk* at a national rural conference.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to congratulate St. Catherine's Academy on the Salmonier Line for an awards ceremony which recognized certain achievements among the students.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to recognize the Bell Island Heritage Society which will offer tours by a dedicated group of volunteers from June to September in the submarine iron ore mine on Bell Island.

The Member for Labrador West (Mr. Collins) made a Statement to advise Members of an overnight snowmobile excursion to the Miron River Hunting and Fishing Lodge by a group of women senior citizens from his District.

The Honourable the Government House Leader (Mr. Lush) gave notice and by leave moved that:

"Notwithstanding the provisions of any Standing Orders or practices of the House, the versions of the Bills entitled:

An Act Respecting Environmental Protection (Bill No. 1); and

An Act Respecting the Control and Management of Water Resources in the Province (Bill No. 4)

Tuesday, April 16<sup>th</sup>, 2002

which were ready for consideration by the Committee of the Whole House during the 3<sup>rd</sup> Session of the 44<sup>th</sup> General Assembly, be deemed to have been read a second time, referred to and reported from the Resource Standing Committee of the House and that the said Bills be ordered to stand on the Order Paper for consideration by this Honourable House at the same stage, that is Committee of the Whole House, during this the 4<sup>th</sup> Session of the 44<sup>th</sup> General Assembly”.

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

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of Harry's Harbour, Jackson's Cove and Silverdale in his District urging the Government of Newfoundland and Labrador to upgrade and pave certain roads in his District because of the deplorable and unfit conditions of the roads.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to upgrade where necessary and re-pave seven kilometres of road leading from Route 235 through Open Hall, Red Cliffe, and Tickle Cove.

The Member for Trinity North (Mr. Wiseman) presented a Petition on behalf of certain residents of the Clarenville Area urging the Government of Newfoundland and Labrador to direct the Minister of Health and Community Services to proceed immediately to appoint the engineering and design consultants for a forty-four bed long term care facility in Clarenville.

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador and in particular the Minister of Works, Services and Transportation, to better maintain the roads and preferably re-pave the roads in the Conche area of his District.

Pursuant to order and on motion debate continued on the motion “That this House approves in general the budgetary policy of the Government” (the Budget Speech).

By leave, the Member for The Straits & White Bay North (Mr. Taylor) gave notice that he would on tomorrow move the following Resolution:

**“WHEREAS** the Federal Fisheries Independent Panel on Access Criteria is proposing that aboriginal rights and regional equity replace adjacency as the primary consideration in allocating fishing quotas;

Tuesday, April 16<sup>th</sup>, 2002

**AND WHEREAS** acceptance of these recommendations would further reduce Newfoundlanders' and Labradorians' access to the marine resources that they brought into Confederation;

**THEREFORE BE IT RESOLVED** that this Honourable House inform the Government of Canada that it is unalterably opposed to any limitation of the principle of adjacency in allocating fish quotas;

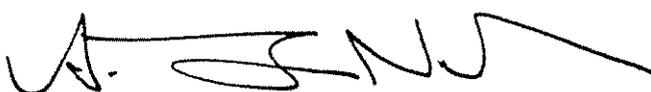
**AND BE IT FURTHER RESOLVED** that we will resist by all appropriate means any decision of the Federal Government to allocate quotas to fishing interests that would not qualify for allocations under the principle of adjacency."

Debate continued on the motion "That this House approves in general the budgetary policy of the Government" (the Budget Speech) and on motion debate was adjourned for further debate on tomorrow.

The Honourable the Government House Leader (Mr. Lush) announced that the Resolution standing in the name of the Member for The Straits & White Bay North (Mr. Taylor) 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, April 17<sup>th</sup>, 2002 at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, April 17<sup>th</sup>, 2002

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

The Member for Humber East (Mr. Mercer) made a Statement to congratulate a group of volunteers from the Corner Brook Pentecostal Tabernacle who will be participating in the construction of a vocational training school in Guatemala.

The Member for St. John's East (Mr. Ottenheimer) made a Statement to congratulate the graduating class of Gonzaga High School which recently held its Senior Prom. The Member wished the graduating class success with their respective careers.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate the journalists of the Newfoundland and Labrador media who have been nominated for the Atlantic Journalism Awards which will be presented on May 4<sup>th</sup> in Halifax.

The Member for Cape St. Francis (Mr. Jack Byrne) made a Statement to recognize and congratulate St. Francis of Assisi School in Outer Cove on being awarded \$10,000 worth of musical instruments by the Canadian Academy of Recording Arts & Science.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate Riverhead, Harbour Grace native Danny Cleary who was added to Team Canada for the upcoming world hockey championships in Sweden from April 26<sup>th</sup> to May 11<sup>th</sup>.

The Member for St. John's South (Mr. Osborne) presented a Petition on behalf of certain residents of Corner Brook urging the House of Assembly to provide the necessary infrastructure to make white paper recycling feasible in Newfoundland and Labrador, and to provide legislation stating that these infrastructures will remain in place permanently.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for The Straits & White Bay North (Mr. Taylor):

**"WHEREAS** the Federal Fisheries Independent Panel on Access Criteria is proposing that aboriginal rights and regional equity replace adjacency as the primary consideration in allocating fishing quotas;

**AND WHEREAS** acceptance of these recommendations would further reduce Newfoundlanders' and Labradorians' access to the marine resources that they brought into Confederation;

**THEREFORE BE IT RESOLVED** that this Honourable House inform the Government of Canada that it is unalterably opposed to any limitation of the principle of adjacency in allocating fish quotas;

Wednesday, April 17<sup>th</sup>, 2002

**AND BE IT FURTHER RESOLVED** that we will resist by all appropriate means any decision of the Federal Government to allocate quotas to fishing interests that would not qualify for allocations under the principle of adjacency.”

During the debate the Honourable the Minister of Fisheries & Aquaculture (Mr. Reid) moved, seconded by the Honourable the Government House Leader (Mr. Lush) the following amendments to the Resolution:

“That the Resolution be amended

(a) by striking out the two recital clauses and substituting the following:

“**WHEREAS** the Federal Fisheries Independent Panel on Access Criteria is recommending that conservation, Aboriginal and treaty rights, and inter-regional equity be the principles for access to fish resources in Atlantic Canada;

**AND WHEREAS** acceptance of these recommendations and the Panel’s definition that adjacency diminishes as fisheries move to the mid and offshore, would severely reduce the weighting of adjacency as the primary access criterion, and possibly reduce Newfoundland and Labradors’ access to the fish resources that they brought into Confederation;

**AND WHEREAS** the equity principle, and resource management process, has been inappropriately used by the Federal Department of Fisheries and Oceans in the past to allow access to northern shrimp, which is adjacent to Newfoundland and Labrador, to a PEI consortium;” and

(b) by striking out the two resolution clauses and by substituting the following:

“**THEREFORE BE IT RESOLVED** that this Honourable House inform the Government of Canada that it is unalterably opposed to any limitation of the principle of adjacency in accessing fish resources, and that it accept this provinces’ definition of adjacency which extends to the full area covered by Canadian jurisdiction;

**AND BE IT FURTHER RESOLVED** that we will resist by all appropriate means any decision of the Federal Government to allocate quotas to fishing interests that would not qualify for future access under the principle of adjacency.”

Wednesday, April 17<sup>th</sup>, 2002

It was agreed by all Members that the amendments to the Resolution would be accepted.

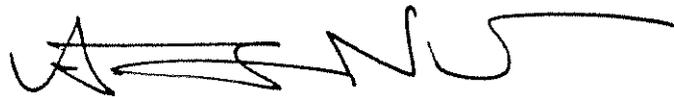
After some debate, the Speaker put the question on the amendments to the Resolution.

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, April 18<sup>th</sup>, at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Thursday, April 18<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

By leave, the Honourable the Premier (Mr. Grimes), on behalf of the people of Newfoundland and Labrador, made a Statement to pay tribute to the four Canadian soldiers serving with the 3<sup>rd</sup> Battalion, Princess Patricia's Canadian Light Infantry Battle Group who were killed and those soldiers who were injured in a training accident near Kandahar, Afghanistan. The Honourable the Premier expressed deep sympathy to the families of all those affected. The Leader of the Opposition (Mr. Williams) and the Member for Signal Hill-Quidi Vidi (Mr. Harris) replied to the statement with similar sentiments.

Afterwards, Members stood for one minute of silence in recognition of this accident.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to pay tribute to Harry Brown, one of this province's and Canada's pioneering journalists who recently died. The Member recounted Mr. Brown's local and national participation in radio and television programs and his volunteer work.

The Member for Waterford Valley (Mr. Hodder) made a Statement to advise Members that the Twin Cities Boxing Club, in conjunction with the Mount Pearl Sport Alliance, will be hosting the National Boxing Championships, the Commonwealth Games Trials for Senior Men and the World Championship Trials for Senior Women at the Glacier from April 25<sup>th</sup> to April 28<sup>th</sup>.

The Member for Bay of Islands (Mr. Joyce) made a Statement to congratulate and recognize firefighters and other volunteers of the Cox's Cove Volunteer Fire Department.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate Dr. Trent Keough, a native of Harbour Grace, who had been appointed President of the College of the North Atlantic's new campus in Qatar.

The Honourable the Minister of Tourism, Culture and Recreation (Ms. Bettney) made a Statement to congratulate the Newfoundland Symphony Youth Choir, conducted by Susan Knight, who won the grand prize at the 14<sup>th</sup> CBC Choral Competition for Amateur Choirs. The Minister also congratulated the Quintessential Vocal Ensemble under the direction of Susan Quinn, who was the second place winner in the Mixed Choirs category.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to upgrade and pave approximately four kilometres of Route 235 from Birchy Cove to Bonavista.

Thursday, April 18<sup>th</sup>, 2002

The Member for St. Barbe (Mr. Young) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to invest in the necessary restoration and improvements so that persons using the roads in his District may do so without compromising their safety.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of Labrador urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of Jackson's Cove, Langdon's Cove and Harry's Harbour in his District urging the Government of Newfoundland and Labrador to upgrade and pave the roads in the District because of the deplorable and unfit conditions of the roads.

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

The Speaker left the Chair.

Mr. Mercer took the Chair of the Committee of the Whole on Supply.

The Committee of Supply considered and passed the **Consolidated Fund Services** and the **Legislature** Heads of Expenditure, without amendment.

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 **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 Tuesday, April 23<sup>rd</sup>, 2002 at 1:30 o'clock in the afternoon.

Thursday, April 18<sup>th</sup>, 2002

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, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, April 23<sup>rd</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Humber East (Mr. Mercer) made a Statement to congratulate the students who participated in and the organization of the 19<sup>th</sup> Annual West Coast Regional Science Fair hosted by the Corner Brook Campus of the College of the North Atlantic on the weekend of April 13<sup>th</sup>.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) made a Statement to recognize and congratulate the students and the art and music teachers at Crescent Collegiate in Blaketown who performed during an evening of musical entertainment and participated in an auction of art created by the students.

By leave the Honourable the Minister of Finance and President of Treasury Board and the Member for St. John's Centre (Ms. Aylward) made a Statement to pay tribute to Catherine Norris, an employee of the Department of Finance who died unexpectedly at the age of 41.

The Member for Signal Hill-Quidi Vidi (Mr. Harris) made a Statement to recognize National Book Day and to take the occasion to honour those who wrote books that provide pleasure and excite people, young and old, about the joys of reading. The Member also paid tribute to the Writers Alliance of Newfoundland and Labrador.

The Member for Cartwright-L'Anse aux Clair (Ms. Jones) made a Statement to commend the people of Charlottetown on the Coast of Labrador with respect to their commitment to raise funds for the Janeway Children's Hospital. The Member also referred to the 4<sup>th</sup> Annual Nicholas Dempster Benefit Night which raised \$4,000 that night for the Janeway Hospital.

The Member for Bonavista South (Mr. Fitzgerald) made a Statement to recognize Volunteer Week and the generosity of the people of Newfoundland and Labrador who not only give to charity but also give of their time and energy in helping others.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement in reply to the Statement of the Honourable the Minister of Finance and President of Treasury Board with respect to the death of Ms. Norris.

The Honourable the Minister of Intergovernmental Affairs (Mr. Lush) made a Statement with respect to the recent announcement of the three commissioners who will serve on the *Royal Commission on Renewing and Strengthening our Place in Canada*. The Minister also tabled the Terms of Reference of the Commission.

Tuesday, April 23<sup>rd</sup>, 2002

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) made a Statement to announce that the Government and the Newfoundland and Labrador Nurses Union had reached a tentative agreement.

The Member for Ferryland (Mr. Sullivan) presented a Petition on behalf of certain residents of the Port Kirwan and Fermeuse areas in his District urging the Government to direct the Department of Works, Services & Transportation to pave the remaining two kilometres of road that need to be resurfaced.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents in his District asking the Government of Newfoundland and Labrador to provide the necessary funding to carry out the much needed repairs to Route 100 along the Cape Shore.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to pave approximately one kilometre of road in Jamestown and approximately six kilometres of road leading to and including part of the Community of Winter Brook.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of Labrador urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), in accordance with section 26(4) of the *Financial Administration Act*, tabled Orders in Council 2002-049, 2002-082 and 2002-093 relating to certain pre-commitments for the 2002-2003 and 2003-2004 fiscal years under the Department of Tourism, Culture and Recreation and the Department of Education.

The Honourable Minister of Finance and President of Treasury Board (Ms. Aylward), in accordance with Section 28(3) of the *Financial Administration Act*, tabled Orders in Council 2002-117 and 2002-083 relating to new activities of expenditure for the 2001-02 fiscal year under the Department of Industry, Trade and Rural Development and the Department of Tourism, Culture and Recreation.

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

Tuesday, April 23<sup>rd</sup>, 2002

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

By leave, in reply to a question for which notice had been given, the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave answers relating to loan guarantee fees under the Consolidated Fund Services Head of Expenditure.

The Committee 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.

By leave, the Member for Conception Bay East & Bell Island (Mr. Walsh) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** the film industry in Newfoundland and Labrador has grown significantly over the last number of years due to the creation of the Newfoundland and Labrador Film Development Corporation and supported by such measures as the Telefilm Equity Investment program and the Telefilm Industry Tax Credit Program;

**AND WHEREAS** the Newfoundland and Labrador Film Industry has reached a level that provides a foundation for significant future growth but needs further infrastructure to increase local and guest film and television productions;

**AND WHEREAS** recent large scale film and television productions such as *The Shipping News*, *Rare Birds* and *Random Passage* will enhance the profile of Newfoundland and Labrador to a worldwide audience and may encourage other filmmakers to film in this Province;

**AND WHEREAS** the enhancement of the local film industry to a higher level was one of the areas supported by the Final Report on the Renewal Strategy for Jobs and Growth;

Tuesday, April 23<sup>rd</sup>, 2002

**AND WHEREAS** the impact of film and television productions can enhance the economies of both urban and rural Newfoundland and Labrador;

**THEREFORE BE IT RESOLVED** that the Government of Newfoundland and Labrador continue to support initiatives that promote the continued growth of the Newfoundland and Labrador Film Industry;

**AND BE IT FURTHER RESOLVED** that the Government of Newfoundland and Labrador, in conjunction with local film industry representatives, continue to lobby the Federal Government for funding to support this growth industry.”

It was agreed that the motion standing in the name of the Member for Conception Bay East & Bell Island (Mr. Walsh) would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until Wednesday, April 24<sup>th</sup>, 2002 at 2:00 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, April 24<sup>th</sup>, 2002

The House met at 2:00 o'clock in the afternoon pursuant to adjournment.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate the Business School at Memorial University as the first business school in Atlantic Canada on being awarded the prestigious Association to Advance Collegiate Schools of Business International Accreditation.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate Roman Peddle of Gooseberry Cove on receiving the Canadian Forces Cadet Bravery Award for saving his friend who had fallen from a wharf in September 1999.

The Member for Burin-Placentia West (Hs. Hodder) made a Statement to congratulate Dale Walsh, a former resident of Marystown, who suffers from cystic fibrosis and who has been named Chairperson of the National Adult Cystic Fibrosis Committee.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to congratulate Austin and Agatha Nash of Branch, St. Mary's Bay who will celebrate their 60<sup>th</sup> Wedding Anniversary on April 28th.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Bay Roberts author and former teacher Gordon Francis on the recent release of Book II of the "Jonathan Dreamed of Dragons" series called *The Return of Ozon*.

The Member for St. John's East (Mr. Ottenheimer) made a Statement to pay tribute to the Kinsmen and Kinettes for their efforts in publicising the Organ Donor Awareness Campaign and their volunteer efforts generally.

In reply to a question for which notice had been given, the Honourable the Acting Minister of Industry Trade & Rural Development (Mr. Parsons) tabled certain documents relating to the guidelines covering the hiring of external consultants by the Department. The Minister also tabled certain contracts.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Conception Bay East and Bell Island (Mr. Walsh):

**"WHEREAS** the film industry in Newfoundland and Labrador has grown significantly over the last number of years due to the creation of the Newfoundland and Labrador Film Development Corporation and supported by such measures as the Telefilm Equity Investment program and the Telefilm Industry Tax Credit Program;

Wednesday, April 24<sup>th</sup>, 2002

**AND WHEREAS** the Newfoundland and Labrador Film Industry has reached a level that provides a foundation for significant future growth but needs further infrastructure to increase local and guest film and television productions;

**AND WHEREAS** recent large scale film and television productions such as *The Shipping News*, *Rare Birds* and *Random Passage* will enhance the profile of Newfoundland and Labrador to a worldwide audience and may encourage other filmmakers to film in this Province;

**AND WHEREAS** the enhancement of the local film industry to a higher level was one of the areas supported by the Final Report on the Renewal Strategy for Jobs and Growth;

**AND WHEREAS** the impact of film and television productions can enhance the economies of both urban and rural Newfoundland and Labrador;

**THEREFORE BE IT RESOLVED** that the Government of Newfoundland and Labrador continue to support initiatives that promote the continued growth of the Newfoundland and Labrador Film Industry;

**AND BE IT FURTHER RESOLVED** that the Government of Newfoundland and Labrador, in conjunction with local film industry representatives, continue to lobby the Federal Government for funding to support this growth industry."

The Speaker (Ms. Hodder) 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, April 25<sup>th</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Thursday, April 25<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

By leave, the Honourable the Premier (Mr. Grimes) made a Statement to advise the House that the Lieutenant-Governor in Council had appointed Mr. John Noseworthy to the position of Auditor General of Newfoundland and Labrador. The Member for Kilbride (Mr. Byrne) and the Member for Signal Hill-Quidi Vidi (Mr. Harris) spoke and concurred in the appointment.

By leave, the Honourable the Premier (Mr. Grimes) gave notice and moved the following Resolution:

**"WHEREAS** under subsection 4(1) of the *Auditor General Act* the Lieutenant-Governor in Council is authorized, under the Great Seal of the Province, to appoint a qualified auditor to be the Auditor General of Newfoundland and Labrador;

**AND WHEREAS** the Lieutenant-Governor in Council has been pleased to appoint John Noseworthy to the position of Auditor General of Newfoundland and Labrador effective April 25, 2002;

**AND WHEREAS** under subsection 4(2) of the *Auditor General Act* the person appointed to the position of Auditor General must be confirmed in office by a Resolution of this Honourable House of Assembly;

**THEREFORE BE IT RESOLVED** that this Honourable House of Assembly confirm the appointment of John Noseworthy to the position of Auditor General of Newfoundland and Labrador effective April 25, 2002."

The Speaker put the question on the Resolution and declared the Resolution carried unanimously.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to pay tribute to Dr. Ralph Thomas Pastore of Memorial University, one of Canada's leading archeologists and expert in the Beothuk people, who died in February. The Member noted that Dr. Pastore had found the Beothuk site at Boyd's Cove.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) made a Statement to pay tribute to and congratulate the school council, administrators, staff, students and all volunteers of Immaculate Conception School in Colliers, as the national winner of the Canadian School Volunteer Program Award.

Thursday, April 25<sup>th</sup>, 2002

The Member for Humber East (Mr. Mercer) made a Statement to congratulate the students who participated in the Corner Brook Lions Club 50<sup>th</sup> annual high school speak-off competition.

The Member for Waterford Valley (Mr. Hodder) made a Statement to pay tribute to all the volunteers in his District who were honoured by the City of Mount Pearl during an appreciation breakfast given by the City. The Member also paid tribute to volunteers who were involved in the humanitarian efforts following the September 11<sup>th</sup> flight diversion to St. John's Airport.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to recognize the accomplishments of the Eagle River Credit Union which recently held its annual general meeting. The Member noted that the Credit Union provides basic banking services in her District.

The Member of Labrador West (Mr. Collins) made a Statement to recognize April 28<sup>th</sup> as the National Day of Mourning for all those workers who had been killed, injured or died or become disabled by disease caused by exposure to hazards in the workplace.

The Honourable the Minister of Labour (Ms. Thistle) made a Statement to recognize April 28<sup>th</sup> as the National Day of Mourning for workers who had been killed or injured in the workplace.

The Member for Lewisporte (Mr. Rideout) presented a Petition on behalf of certain residents of the Towns of Embree and Little Burnt Bay in his District urging the Government of Newfoundland and Labrador to upgrade and pave roads through both towns.

The Member for Cape St. Francis (Mr. Jack Byrne) presented a Petition on behalf of residents of his District urging the Government of Newfoundland and Labrador to make the Torbay By-Pass a part of the New Road Construction Plan and put funding in place to start the construction of the Torbay By-Pass as soon as possible.

The Member for St. John's West (Ms. Osborne) presented a Petition on behalf of certain residents urging the Government of Newfoundland and Labrador to provide the necessary documentation to Gary and Karen Smith allowing them to proceed with the adoption of an orphaned child from Kazakhstan.

Thursday, April 25<sup>th</sup>, 2002

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of Labrador urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

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

The Speaker left the Chair.  
Ms. Hodder took the Chair of Committee.

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

On motion the Committee rose.

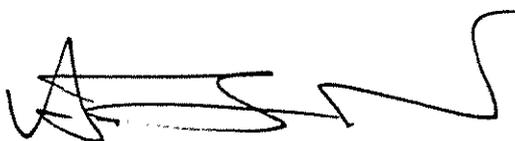
The Speaker resumed the Chair.

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, Monday, April 29<sup>th</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Monday, April 29<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate several provincial award winners of the Newfoundland and Labrador Soccer Association from her District, namely Vince Pickett, Coach of the Year; Brian Francis, Senior Male Player of the Year and Julie Kelloway as Executive of the Year.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to advise Members that he had attended the annual general meeting and the election of officers of St. Mary's Bay North Area Development Association. The Member paid tribute to the new board members and its volunteers.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to congratulate the work of the Better Business Bureau on the role it plays in our economy with respect to protecting consumers from being cheated by unfair or illegal schemes.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) made a Statement to pay tribute to a dedicated group of volunteers who support the Pentecostal Senior Citizens' Home in Clarke's Beach who were honoured at the facility's volunteer recognition night.

The Member for Humber East (Mr. Mercer) made a Statement to advise Members that the Western Sno-Riders held its 5<sup>th</sup> Annual "Race on the Rock" at Marble Mountain; an event which attracted five thousand spectators and one hundred and seventy-seven registered racers.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate the Random Island Academy Drama Group for winning Best Play at the 25<sup>th</sup> Annual Vista District Drama Festival which was held in Trinity at the Rising Tide Arts Centre last week.

The Honourable Minister of Environment (Mr. Aylward) made a Statement to announce that the Government had released the Windmill Bight Golf Course Project from further environmental assessment subject to the proponent providing an environmental protection plan for approval before construction of the project begins.

The Honourable the Minister of Finance & President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow Move that the House Resolve itself into a Committee of the Whole to Consider certain Resolutions relating to the Granting of Supplementary Supply to Her Majesty. (Bill No. 8)

Monday, April 29<sup>th</sup>, 2002

The Honourable the Minister of Finance & President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow Move that the House Resolve itself into a Committee of the Whole to Consider certain Resolutions relating to the Raising of Loans by the Province. (Bill No. 7)

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow ask leave to introduce the following Bills entitled:

A Bill, "An Act To amend The Gasoline Tax Act" (Bill No. 16);

A Bill, "An Act To Amend The Labrador Transportation Initiative Fund Act" (Bill No. 10);

A Bill, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No. 13).

The Honourable the Minister of Health and Community Services (Mr. Smith) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Adoption Act" (Bill No. 14).

The Honourable the Minister of Youth Services and Post-Secondary Education (Ms. Kelly) gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting Student Financial Assistance" (Bill No. 12).

The Honourable the Minister of Government Services and Lands (Mr. Noel) gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 15);

A Bill, "An Act To Amend The Automobile Insurance Act" (Bill No. 9).

The Honourable the Minister of Labour (Ms. Thistle) gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Workplace Health, Safety and Compensation Act" (Bill No. 11).

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Langdon) gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

Monday, April 29<sup>th</sup>, 2002

- A Bill, "An Act To Amend The City of Corner Brook Act, The City of Mount Pearl Act, The City of St. John's Act, The Municipalities Act, 1999 And The Urban And Rural Planning Act, 2000" (Bill No. 17);
- A Bill, "An Act To Amend The City Of St. John's Act" (Bill No. 18);
- A Bill, "An Act To Amend The City Of St. John's Loan Act, 1978" (Bill No. 19).

The Member for St. John's South (Mr. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to remove the sales tax on the tire recycling fee.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents in his District asking the Government of Newfoundland and Labrador to provide the necessary funding to carry out the much needed repairs to Route 100 along the Cape Shore.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to upgrade and pave the approximately four kilometres of Route 235 from Birchy Cove to Bonavista.

The Honourable the Minister of Youth Services and Post-Secondary Education and Member for Gander (Ms. Kelly) presented a Petition on behalf of certain residents of the Province seeking a commitment from the Government of Newfoundland and Labrador to establish a renal dialysis unit at the James Paton Memorial Regional Hospital to provide a much needed health care service for that region.

The Member for Labrador West (Mr. Collins) presented a petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

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

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee.

Monday, April 29<sup>th</sup>, 2002

The Committee of Supply considered and passed the **Executive Council** Head of Expenditure, without amendment.

On motion, the Committee rose.

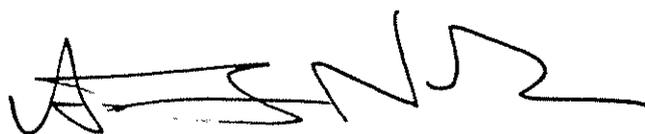
The Speaker resumed the Chair.

The Chairperson of the Committee of Supply reported that the Committee had considered the matters to it referred, had passed the Head of Expenditure of the **Executive Council**, 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, Tuesday, April 30<sup>th</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, April 30<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Lewisporte (Mr. Rideout) made a Statement to congratulate Mr. Alec D. Moores of Harbour Grace, a leader in the Newfoundland fishing industry, on his induction into the Junior Achievement Newfoundland and Labrador Business Hall of Fame.

The Member for Torngat Mountains (Mr. Andersen) made a Statement to advise Members that the 3A Provincial High School Badminton Tournament will take place in the Community of Makkovik on May 10 -11<sup>th</sup>. The Member stated that this is the first provincial tournament to be held in his District where participating teams from the Island portion of the Province will participate.

The Member for Waterford Valley (Mr. Hodder) made a Statement to convey best wishes to Mrs. Harriet Florence Hann, at the Masonic Park in Mount Pearl, on her ninetieth birthday.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Ms. Betty Jerrett for her contribution to Bay Roberts and area and on being selected as Bay Roberts Citizen of the Year for 2001.

The Member for Labrador West (Mr. Collins) made a Statement to recognize the retirement party given by the Iron Ore Company of Canada in Labrador City for thirty-four employees who will officially retire on May 1<sup>st</sup>. The Member also wished the retired employees a long and happy retirement.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate Bill Barry on the success of the educational reality series "The Real Game" which has been used for education in the Province and elsewhere. The Member noted that this educational text is printed and packaged in Newfoundland and Labrador and distributed worldwide.

The Honourable the Premier (Mr. Grimes) made a Statement with respect to the 2001 Newfoundland and Labrador Public Service Award of Excellence. The Premier also recognized this year's recipients by reading into the record the names of this year's recipients of the Award. The Opposition House Leader (Mr. Byrne) and the Member for Signal Hill-Quidi Vidi (Mr. Harris) also congratulated recipients of the Award.

Tuesday, April 30<sup>th</sup>, 2002

The Honourable the Minister of Mines and Energy (Mr. Matthews) tabled the following:

- (a) the 2001 Annual Report and audited financial statements of Newfoundland and Labrador Hydro; and
- (b) in accordance with section 3(2) of the *Mineral Act*, the Report of Mining Leases and Mineral Licences issued for the period April 1, 2001 to March 31, 2002.

The Member for Cape St. Francis (Mr. Jack Byrne) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** the residents and visitors to the Province of Newfoundland and Labrador rely and depend heavily on our road system for transportation, business, health care, tourism and for basic quality of life;

**AND WHEREAS** provincial roads and highways are in a serious state of disrepair in virtually every region of the province;

**AND WHEREAS** the condition of the province's roads and highways are a significant competitive disadvantage for Newfoundland and Labrador companies that market products in Canada and the United States;

**AND WHEREAS** there are over 900 kilometres of dirt roads and some 1,500 kilometres of 25 year old paved roads in the province;

**AND WHEREAS** over \$300 million dollars is immediately required for provincial roads;

**AND WHEREAS** the Minister of Works, Services & Transportation admits \$900 million is required in the long term to bring our roads to a national standard;

**AND WHEREAS** the Government has said it will divert money from highway construction on the Island over the next six years to build the Labrador Highway;

**AND WHEREAS** there is only \$23 million dollars budgeted in this year's budget for provincial roads which is completely insufficient;

**AND WHEREAS** the Roads for Rails Agreement is coming to an end;

Tuesday, April 30<sup>th</sup>, 2002

**THEREFORE BE IT RESOLVED** that the Government negotiate a new cost-sharing agreement with the Government of Canada for road repair and construction that will bring the quality of the province's roads and highways up to North American standards, and contribute to the province's overall productivity and competitiveness."

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents of his District asking the Government of Newfoundland and Labrador to provide the necessary funding to carry out the much needed repairs to Route 100 along the Cape Shore.

The Member for St. John's South (Mr. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to remove the sales tax on the tire recycling fee.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) presented a Petition on behalf of certain residents urging the Government of Newfoundland and Labrador to allocate additional hours for the operation of the Brigus Library in order to address the literacy needs of the general public.

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador and in particular the Minister of Works, Services & Transportation to make the road in Croque and Grandois a top priority and to begin the upgrading and paving of this road during this season.

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. 16);
- A Bill, "An Act To Amend The Labrador Transportation Initiative Fund Act" (Bill No. 10);
- A Bill, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No. 13);

Tuesday, April 30<sup>th</sup>, 2002

- A Bill, "An Act To Amend The Adoption Act" (Bill No. 14);
- A Bill, "An Act Respecting Student Financial Assistance" (Bill No. 12);
- A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 15);
- A Bill, "An Act To Amend The Automobile Insurance Act" (Bill No. 9);
- A Bill, "An Act To Amend The Workplace Health, Safety And Compensation Act" (Bill No. 11);
- A Bill, "An Act To Amend The City Of St. John's Loan Act, 1978" (Bill No. 19);
- A Bill, "An Act To Amend The City Of St. John's Act: (Bill No. 18);
- A Bill, "An Act To Amend The City Of Corner Brook Act, The City Of Mount Pearl Act, The City Of St. John's Act, The Municipalities Act, 1999 And The Urban And Rural Planning Act, 2000" (Bill No. 17).

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

Pursuant to order and on motion debate continued on the motion "That this House approves in general the budgetary policy of the Government" (the Budget Speech) and on motion debate was adjourned for further debate on tomorrow.

It was agreed that the motion standing in the name of the Member for Cape St. Francis (Mr. Jack 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, May 1<sup>st</sup>, 2002 at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, May 1<sup>st</sup>, 2002

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

The Member for Humber East (Mr. Mercer) made a Statement to congratulate this year's winner of the annual Canada Day Poster Contest. This year's finalist, Suzanne van Niekerk of Herdman Collegiate will represent the Province along with other finalists from across the country in Ottawa on July 1<sup>st</sup>.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to convey best wishes to Mr. Benedict Careen of the Community of Point Lance on celebrating his 75<sup>th</sup> birthday.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate Mr. Ches Penney, a well known businessman and head of the Penney Group of Companies who has been named to the Junior Achievement Newfoundland and Labrador Business Hall of Fame.

The Member for Conception Bay South (Mr. French) made a Statement to congratulate the Conception Bay South Concert Band on its 30<sup>th</sup> anniversary.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate the people of Trinity-Conception who raised over \$15,000 to help support the Janeway Children's Hospital by organizing the first ever all terrain vehicle run for the Janeway held on March 9<sup>th</sup>.

The Honourable the Minister of Labour (Ms. Thistle) made a Statement to recognize May 5-11 as North American Occupational Safety and Health Week. This year's theme is *Prevention is the Cure*.

The Honourable the Minister of Government Services & Lands (Mr. Noel) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20).

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents of the communities of Branch, Point Lance, St. Bride's, Cuslett, Angels Cove and Patrick's Cove in his District asking the Government of Newfoundland and Labrador to provide the necessary funding to carry out the much needed repairs to Route 100 along the Cape Shore.

Wednesday, May 1<sup>st</sup>, 2002

By leave, in reply to a question for which notice had been given, the Honourable the Minister of Health and Community Services (Mr. Smith) answered a question respecting emergency doctors at the Janeway. The Minister also tabled a letter he had written to legal counsel with respect to these emergency physicians.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Honourable the Government House Leader (Mr. Lush) rose on a point of order with respect to the rules pertaining to the presentation of petitions. The Speaker reiterated the rules and asked Members to obey them.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Cape St. Francis (Mr. Byrne):

**“WHEREAS** the residents and visitors to the Province of Newfoundland and Labrador rely and depend heavily on our road system for transportation, business, health care, tourism and for basic quality of life;

**AND WHEREAS** provincial roads and highways are in a serious state of disrepair in virtually every region of the province;

**AND WHEREAS** the condition of the province's roads and highways are a significant competitive disadvantage for Newfoundland and Labrador companies that market products in Canada and the United States;

**AND WHEREAS** there are over 900 kilometres of dirt roads and some 1,500 kilometres of 25 year old paved roads in the province;

**AND WHEREAS** over \$300 million dollars is immediately required for provincial roads;

**AND WHEREAS** the Minister of Works, Services & Transportation admits \$900 million is required in the long term to bring our roads to a national standard;

**AND WHEREAS** the government has said it will divert money from highway construction on the Island over the next six years to build the Labrador Highway;

Wednesday, May 1<sup>st</sup>, 2002

**AND WHEREAS** there is only \$23 million dollars budgeted in this year's budget for provincial roads which is completely insufficient;

**AND WHEREAS** the Roads for Rails Agreement is coming to an end;

**THEREFORE BE IT RESOLVED** that the Government negotiate a new cost-sharing agreement with the Government of Canada for road repair and construction that will bring the quality of the province's roads and highways up to North American standards, and contribute to the province's overall productivity and competitiveness."

During the debate on the Resolution, the Honourable the Minister of Works, Services & Transportation (Mr. Barrett) moved the following amendment to the Resolution:

"That the Resolution be amended

- (a) by striking out the second, third, seventh and eighth recital clauses; and
- (b) by inserting immediately after the word "Government" in the first line of the Resolution Clause the words "continue to" .

So that the Resolution would then read:

**"WHEREAS** the residents and visitors to the Province of Newfoundland and Labrador rely and depend heavily on our road system for transportation, business, health care, tourism and for basic quality of life;

**AND WHEREAS** there are over 900 kilometres of dirt roads and some 1,500 kilometres of 25 year old paved roads in the province;

**AND WHEREAS** over \$300 million dollars is immediately required for provincial roads;

**AND WHEREAS** the Minister of Works, Services & Transportation admits \$900 million is required in the long term to bring our roads to a national standard;

**AND WHEREAS** the Roads for Rails Agreement is coming to an end;

Wednesday, May 1<sup>st</sup>, 2002

**THEREFORE BE IT RESOLVED** that the Government continue to negotiate a new cost-sharing agreement with the Government of Canada for road repair and construction that will bring the quality of the province's roads and highways up to North American standards, and contribute to the province's overall productivity and competitiveness."

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

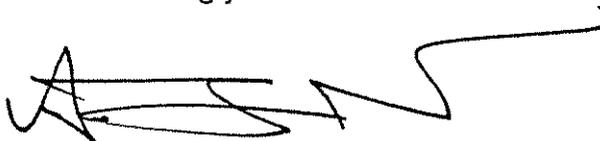
Debate continued on the amendment to the Resolution.

The Speaker (Mr. Snow) put the question on the amendment to the Resolution and 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, May 2<sup>nd</sup>, 2002 at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Thursday, May 2<sup>nd</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate six students from the Burin Peninsula who will be competing in the *Provincial Festival D'Art Oratoire*, a speakoff competition which promotes the use of French as a second language.

The Member for St. Barbe (Mr. Young) made a Statement to offer condolences to the families and friends of Anson Pittman and Martin Pittman of Bird Cove who died in a tragic accident while sealing in the Strait of Belle Isle.

The Member for Torngat Mountains (Mr. Andersen) made a Statement to congratulate and recognize six students who comprise Les Regillettes Theatre Group from Northern Lights Academy in Rigolet who placed first in the Labrador Regional Theatre Festival in Cartwright and who will travel to Gander for the Provincial High School Theatre Festival.

The Member for Bonavista South (Mr. Fitzgerald) made a Statement to congratulate three generations of the Randell Family of Bonavista who have been recognized with the Family Volunteer Award by the Community Services Council of Newfoundland and Labrador.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to recognize National Aboriginal Diabetes Day on May 3<sup>rd</sup> and to congratulate the Labrador Metis Nation on raising awareness of diabetes in Labrador.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) made a Statement to congratulate the staff and volunteers of All Hallows Elementary School in North River for successfully hosting the Annual Newfoundland and Labrador Provincial Finals of the Great Canadian Geography Challenge. The Member also congratulated Allan Caldwell of McDonald Drive Junior High in St. John's who will compete in the National Finals of the Great Canadian Geography Challenge in Ottawa.

The Honourable the Minister of Mines & Energy (Mr. Matthews) made a Statement to advise Members that the Energy Council of America and its research arm, the Centre for Legislative Energy and Environmental Research will be meeting in St. John's and hosting the Northeastern Energy Forum 2002 in August of this year.

Thursday, May 2<sup>nd</sup>, 2002

The Member for St. Barbe (Mr. Young) presented a Petition on behalf of certain residents of Rocky Harbour, Norris Point and Sally's Cove in his District urging the Government of Newfoundland and Labrador to resolve issues relating to the proposed redevelopment of the existing Rocky Harbour Elementary School before the project commences.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Member for Humber East (Mr. Mercer) presented a Petition on behalf of certain residents of Western Newfoundland urging the Government of Newfoundland and Labrador to begin implementation of the plan to build a long-term care facility as identified in a study commissioned by the Western Health Care Corporation.

On motion of the Honourable the Government House Leader (Mr. Lush) the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

The Committee considered the Bill entitled, "An Act Respecting The Control And Management Of Water Resources In The Province". (Bill No. 4)

During the debate, the Chair of Committee recessed the Committee at 4:20 o'clock in the afternoon so that certain amendments could be considered and properly drafted.

The Committee resumed sitting at 4:48 o'clock in the afternoon.

During the debate in Committee of the Whole House the Member for St. John's South (Mr. Osborne), with the concurrence of the Honourable the Minister of Environment (Mr. Aylward), moved the following amendments to Bill No. 4:

1. That subclause 15(3) of Bill No. 4 be amended by adding immediately after the word "may" a comma and the words and comma ", with the approval of the Lieutenant-Governor in Council,".
2. That subclause 29(1) of Bill No. 4 be amended by deleting the word "minister and by substituting therefore the words "Lieutenant-Governor in Council".

Thursday, May 2<sup>nd</sup>, 2002

3. That subclause 36(4) of Bill No. 4 be amended by deleting the word "may" and substituting therefor the word "shall".
4. That subclause 37(4) of Bill No. 4 be amended by deleting the word "may" wherever it occurs and substituting therefor the word "shall".
5. That subclause 48(7) of Bill No. 4 be amended by deleting the words "the minister may decide that a permit not be issued" and substituting therefor the words "the minister shall not issue the permit".
6. That clause 71 of Bill No. 4 be amended by adding immediately after subclause (2) the following:  
  
"(3) Information and samples gathered during inspections under subsection (1) shall be used for no purpose other than to determine compliance with this Act."
7. That subclause 87(3) of Bill No. 4 be amended by deleting the word and numeral "14 days" wherever they occur and substituting therefor the word and numeral "30 days".

The Chairperson (Mr. Mercer) put the question on the amendments and declared the amendments carried.

The Committee passed the Bill entitled, "An Act Respecting The Control And Management Of Water Resources In The Province" (Bill No. 4) with amendments.

The Committee considered the Bill entitled, "An Act Respecting Environmental Protection". (Bill No. 1)

During the debate the Chair of the Committee of the Whole House recessed the Committee at 4:59 o'clock in the afternoon so that certain amendments could be considered and drafted properly. The Committee resumed sitting at 5:15 o'clock in the afternoon.

During the debate in Committee of the Whole House the Member for St. John's South (Mr. Osborne), with the concurrence of the Honourable the Minister of Environment (Mr. Aylward), moved the following amendments:

Thursday, May 2<sup>nd</sup>, 2002

1. That paragraphs (a) and (b) of clause 46 of Bill No. 1 be deleted and the following substituted:

“(a) protect the environment and quality of life of the people of the province;  
and

(b) facilitate the wise management of the natural resources of the province.”

2. That subclause 49(1) of Bill No. 1 be amended by deleting the words “that the minister may require” and substituting the words “prescribed by the minister”.
3. That paragraph (b) of subclause 60(1) of Bill No. 1 be amended by deleting the commas and words “, in his or her discretion,”.
4. That subclause 67(3) of Bill No. 1 be amended by deleting the commas and words “, in its discretion,” wherever they occur.
5. That clause 70 of Bill No. 1 be amended by deleting the commas and words “, in his or her discretion,”.
6. That subclause 72(4) of Bill No. 1 be amended by deleting the commas and words “, in its discretion,”.
7. That subclause 79(1) of Bill No. 1 be amended by deleting the words “may decide that an approval not be issued” and substituting the words “shall not issue an approval”.
8. That subclause 80(5) of Bill No. 1 be amended by deleting the words and comma “Where the minister considers it necessary, he or she” and substituting the words “The minister”.
9. That clause 94 of Bill No. 1 be amended by adding immediately after subclause (2) the following:  
  
“(3)Information and samples gathered during inspections under subsection (1) shall be used for no other purpose than to determine compliance with this Act.”

Thursday, May 2<sup>nd</sup>, 2002

10. That subclause 108(4) of Bill No. 1 be amended by deleting the figures "14" where they first occur and by substituting the figures "30".

The Chairperson (Mr. Mercer) put the question on the amendments and declared the amendments carried.

The Committee passed the Bill entitled, "An Act Respecting Environmental Protection" (Bill No. 1) with amendments.

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee of the Whole (Mr. Mercer) reported that the Committee of the Whole House had considered the matters to it referred, had passed the following Bills with amendments and asked leave to sit again:

A Bill, "An Act Respecting The Control And Management Of Water Resources In The Province" (Bill No. 4);

A Bill, " An Act Respecting Environmental Protection" (Bill No. 1).

The amendments to Bills No 4 and 1 having been read a first and second time on motion it was ordered that Bills No 4 and 1 be read a third time on tomorrow.

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

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, May 6<sup>th</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Monday, May 6<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to congratulate Mr. Peter Penashue, President of the Innu Nation, on being selected among the top forty of Canada's best and brightest innovators under forty years of age. The Member stated that this event was sponsored by Caldwell Partners International.

The Member for Cape St. Francis (Mr. Jack Byrne) made a Statement to congratulate residents of Pouch Cove, Flatrock and Bauline and in particular the students of these towns on the opening of and the selection of the name for the new Cape St. Francis Elementary School.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to note the passing of Mr. Herb Wells a well-known World War II veteran who worked for and wrote on behalf of veterans.

The Member for Waterford Valley (Mr. Hodder) made a Statement to congratulate the Mount Pearl Lion's Club which recently celebrated the 46<sup>th</sup> anniversary of the grant of its Charter. The Member noted the dedicated and unselfish service of club members to the community of Mount Pearl.

The Member for Port de Grave (Mr. Butler) made a Statement to advise members that he had attended a reception sponsored by the Town of Bay Roberts to recognize its outstanding athletes for 2001. The Member extended congratulations to Samantha Mercer and Ryan Trenchard, female and male athletes of the year.

The Member for Labrador West (Mr. Collins) made a Statement to advise Members with respect to the Towns of Wabush and Labrador City Annual Volunteer Appreciation Nights. The Member also congratulated various citizens on receiving awards.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** the availability of affordable air transportation is an important factor in the growth of the economy of this province;

**AND WHEREAS** the current air service to the province is expensive and less than adequate;

Monday, May 6<sup>th</sup>, 2002

**AND WHEREAS** the growing tourism industry in this province is heavily reliant on the airline industry;

**THEREFORE BE IT RESOLVED** that this House of Assembly call on the Federal Government to eliminate the costly air travel fees on passengers;

**AND BE IT FURTHER RESOLVED** that this House of Assembly call on the Federal Government to put in place policies which result in affordable and comprehensive air service to the Province of Newfoundland and Labrador.”

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with these high cost drugs, as is the case in other Canadian provinces.

The Member for St. Barbe (Mr. Young) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to commence immediately with improvements to roads in his District especially as the summer tourist season approaches.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to upgrade and pave the approximately four kilometres of Route 235 from Birchy Cove to Bonavista.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) presented a Petition on behalf of certain residents of her District urging the Government of Newfoundland and Labrador to fund water and sewer infrastructure in the Community of Charlottetown because of the health risks in that town.

On motion of the Honourable the Government House Leader (Mr. Lush) the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

Monday, May 6<sup>th</sup>, 2002

The Committee of the Whole House considered and passed a certain Resolution and a Bill entitled, "An Act To Amend The Tobacco Tax Act". (Bill No. 5)

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee of the Whole House (Mr. Mercer) reported that the Committee had considered the matters to it referred and had passed a certain Resolution and a Bill consequent thereto and recommended that Bill No. 5 be introduced to give effect to the Resolution and asked leave to sit again.

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

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

"That it is expedient to bring in a measure respecting the imposition of taxes on tobacco" (Bill No. 5).

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Tobacco Tax Act" (Bill No. 5) was read a first, second and third time and passed.

On motion it was ordered that Bill No. 5 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, Tuesday, May 7<sup>th</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, May 7<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Humber East (Mr. Mercer) made a Statement to acknowledge the students who participated in the 5<sup>th</sup> Annual Western Newfoundland Heritage Fair held at Sir Wilfred Grenfell College in Corner Brook.

The Member for Waterford Valley (Mr. Hodder) made a Statement to congratulate the students and entire production team associated with *Etcetera 16*, a musical production of students attending Mount Pearl Intermediate and Mount Pearl Senior High Schools. The Member also congratulated Mr. Carl Goulding, the music director of the production.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate Gino Collins of Marystown, a fourth year visual arts student whose work is being showcased in an exhibition at Sir Wilfred Grenfell College in Corner Brook.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to congratulate the teachers and staff, parents and guardians and the students involved in this year's Prom at Laval High School in Placentia.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate Carbonear native, physicist Dr. Davis Earle for his significant discovery of the mystery of subatomic particles called neutrinos.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate the under seventeen women's table tennis team from Bishop White All-Grade School in Port Rexton on winning the gold medal in the Atlantic Provinces Tennis Championship held in St. John's from April 27 - 28<sup>th</sup>.

The Honourable the Minister of Youth Services and Post-Secondary Education (Ms. Kelly) made a Statement to advise Members that May 6<sup>th</sup> to 11<sup>th</sup> was International Youth Week in the Province.

The Leader of the Opposition (Mr. Williams) moved the following:

**"WHEREAS** on page 719 in the *House of Commons Procedure and Practice*, Edition 2000, by Marleau and Montpetit, it states the following:

"In 1986 provision was made for the Leader of the Opposition to extend the Committee consideration of the main Estimates of one Department or Agency beyond the normal reporting deadline for a period not exceeding 10 further sitting days.";

Tuesday, May 7<sup>th</sup>, 2002

**AND WHEREAS** on page 737 of that text it further states the following:

"The rules provide for one exception to the May 31<sup>st</sup> reporting deadline for main Estimates. The Leader of the Opposition may give, not later than, the third sitting day prior to the deadline, notice of motion to extend the Committee consideration of the main Estimates of named Department or Agency. The motion is deemed adopted when called under Motions during routine proceedings.";

**AND WHEREAS** according to our Standing Orders the deadline for Committee consideration of the main Estimates is Monday, May 13<sup>th</sup>, 2002;

**AND WHEREAS** in view of the fact that our Standing Orders are silent on this matter;

**THEREFORE BE IT RESOLVED** that in accordance with Standing Orders 81(4) (a) of the House of Commons that consideration of the Department of Mines & Energy votes 1.1.01 through to 3.1.05 of the main Estimates for the fiscal year ending March 31<sup>st</sup>, 2003, by the Standing Committee on Resources be extended beyond May 13<sup>th</sup>, 2002."

The Opposition House Leader (Mr. Byrne) rose on a point of privilege in order to establish a *prima facie* case of privilege that his privileges as a Member of the Resource Committee of the House were breached when the Government Members on the Committee voted and passed the subheads of expenditure of the Department of Mines & Energy before all Members had completed their work.

The Speaker took the matter under advisement.

By leave, the Honourable the Minister of Government Services & Lands (Mr. Noel) 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 of April 1, 2001 to March 31, 2002.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with these high cost drugs, as is the case in other Canadian provinces.

Tuesday, May 7<sup>th</sup>, 2002

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to pave approximately one kilometre of road in the Community of Jamestown and approximately six kilometres of road leading to and including part of the Community of Winter Brook.

The Member for Humber East (Mr. Mercer) presented a Petition on behalf of certain residents of Western Newfoundland urging the Government of Newfoundland and Labrador to begin implementation of the plan to build a long-term care facility as identified in a study commissioned by the Western Health Care Corporation.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents of the communities of Branch, Point Lance, St. Bride's, Cuslett, Angels Cove and Patrick's Cove in his District asking the Government of Newfoundland and Labrador to provide the necessary funding to carry out the much needed repairs to Route 100 along the Cape Shore.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20) was introduced and read a first time and on motion it was ordered that Bill No. 20 be read a second time on tomorrow.

On motion of the Honourable the Government House Leader (Mr. Lush) the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

The Committee of the Whole House considered a certain Resolution and a Bill entitled, "An Act To Amend The Income Tax Act, 2000". (Bill No. 6)

During debate on the Resolution, the Member for Kilbride (Mr. Ed Byrne) rose on a point of order to argue that the Minister of Finance and President of Treasury Board (Ms. Aylward) must table certain documents she referred to in her speech on the Bill. After a long debate on the issue of the procedural requirements to table documents, the Chair recessed the Committee at 4:10 o'clock in the afternoon.

The Chair (Mr. Mercer) resumed the Chair at 4:23 o'clock in the afternoon. The Chair reported to the Committee that he would need further time to listen to the audio tapes of Hansard before making a ruling on the matter. There was concern that the Chair should forthwith take the time to listen to the audio tapes of Hansard whereupon the Chair (Mr. Mercer) again recessed the Committee at 4:30 o'clock in the afternoon.

Tuesday, May 7<sup>th</sup>, 2002

The Chair (Mr. Mercer) resumed the Chair of Committee at 5:11 o'clock in the afternoon.

The Chair (Mr. Mercer) ruled that according to the authorities, Beauchesne at paragraph 495 and Marleau and Montpetit at page 518, the Minister was not obliged to table her personal notes but must table documents cited in her Speech. The Chair ruled that the list cited by the Minister and referred to in her Speech must be tabled.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) tabled her introductory remarks as well as a list of forty-seven opposition demands for increased spending.

Debate continued on a certain Resolution and a Bill entitled, "An Act To Amend The Income Tax Act, 2000". (Bill No. 6)

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee of the Whole House (Mr. Mercer) 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 of the Whole House was received and adopted and on motion it was ordered that the Committee of the Whole have leave to sit again on tomorrow.

It was agreed that the motion standing in the name of the Member for Carbonear-Harbour Grace (Mr. Sweeney) would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until Wednesday, May 8<sup>th</sup>, 2002 at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



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

Wednesday, May 8<sup>th</sup>, 2002

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

The Honourable the Speaker ruled on a point of privilege raised by the Opposition House Leader (Mr. Ed Byrne) on May 7<sup>th</sup> with respect to the procedure used by the Chair of the Resource Committee on passing the estimates of the Department of Mines and Energy. The Speaker ruled that he could not comment on the conduct of the Committee and suggested that the matter be raised by the Opposition House Leader in the Resource Committee itself. The Speaker further ruled that Committees of the House are masters of their own procedure and matters of privilege may only be addressed in the House on a report from a Committee.

The Speaker also advised the House that he would later rule whether a motion introduced by the Leader of the Opposition (Mr. Williams) was in order.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to congratulate the Labrador Society of Ottawa for its hard work in sponsoring the 11<sup>th</sup> Annual Labrador Society of Ottawa Spring Fling which raises and donates funds for many worthy causes in Labrador, such as school and community Libraries.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate Andrew Critch of Hillview, a Level I student at Clarendville High School who placed first provincially in the Cayley Mathematics Competition. The Member also noted that Mr. Critch will be invited by the University of Waterloo to write the Invitational Mathematics Challenge.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to recognize the anniversary of the Battle of the Atlantic which ended fifty-seven years ago on V-E Day. The Member also paid tribute to the many Newfoundland and Labrador veterans of World War II.

The Member for Windsor-Springdale (Mr. Hunter) made a Statement to pay tribute to Mrs. Viola Moores of Grand Falls-Windsor who was recognized as the 2001 Citizen of the Year for her many volunteer efforts in her community.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Jocelyn Gifford, a student at Coley's Point Elementary School, for winning the Third Annual Law Day Poster Contest sponsored by the Canadian Bar Association. This year's theme was *Access to Justice*.

Wednesday, May 8<sup>th</sup>, 2002

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) made a Statement to announce that Moody's Investors Service, one of the major credit rating agencies which rate the Province's debt, had increased the Province's rating from "Baa1" to "A3".

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Carbonear-Harbour Grace (Mr. Sweeney):

**"WHEREAS** the availability of affordable air transportation is an important factor in the growth of the economy of this province;

**AND WHEREAS** the current air service to the province is expensive and less than adequate;

**AND WHEREAS** the growing tourism industry in this province is heavily reliant on the airline industry;

**THEREFORE BE IT RESOLVED** that this House of Assembly call on the Federal Government to eliminate the costly air travel fees on passengers;

**AND BE IT FURTHER RESOLVED** that this House of Assembly call on the Federal Government to put in place policies which result in affordable and comprehensive air service to the Province of Newfoundland and Labrador."

The Speaker (Mr. Snow) 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 Thursday, May 9<sup>th</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Thursday, May 9<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Honourable the Speaker (Mr. Snow) gave a ruling with respect to a notice of motion introduced by the Leader of the Opposition (Mr. Williams) on May 7<sup>th</sup> which sought to extend the time for the consideration of the estimates of the Department of Mines and Energy by using Standing Order 81(4) of the House of Commons. The Speaker ruled that the notice of motion was out of order because of an erroneous interpretation of Standing Order 1(2). The Leader of the Opposition had attempted to adopt Standing Order 81(4) of the House of Commons Standing Orders by using our Standing Order 1(2). Only a motion which would specifically amend our own Standing Orders would be in order. Standing Order 1(2) provides guidelines only to the Speaker by using the precedents of other Canadian jurisdictions with respect to the interpretation of our Standing Orders.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate Meghan Farrell of Marystown who won the provincial Knights of Columbus Speakoff held in Gander.

The Member for Waterford Valley (Mr. Hodder) made a Statement to congratulate Dr. Myrle Vokey who was this year's recipient of the Newfoundland and Labrador Region of Red Cross Humanitarian Award. The Member noted Dr. Vokey's contribution to various volunteer activities in the province.

The Member for Humber East (Mr. Mercer) made a Statement to advise Members of the various events being initiated in Corner Brook as part of National Forest Week, May 5<sup>th</sup> to 11<sup>th</sup>. The Member noted that Corner Brook had been designated this year's Forest Capital of Canada by the Canadian Forestry Association.

The Member for Port de Grave (Mr. Butler) made a Statement to announce that Computers for Schools, an organization founded by Industry Canada and The Telephone Pioneers, had delivered a shipment of two hundred and sixty-four computers to the Avalon West School Board District offices in Spaniard's Bay.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Langdon) made a Statement to update Members on the status of the Government's municipal infrastructure programs.

The Honourable the Minister of Education (Ms. Foote) made a Statement to announce that her Department would be sponsoring a conference to deal with the problem of bullying in schools. The conference will be held in St. John's on May 30<sup>th</sup>.

Thursday, May 9<sup>th</sup>, 2002

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of his District requesting the Government of Newfoundland and Labrador to upgrade and pave the roads leading to and in the Town of Nipper's Harbour.

By leave, the Member for Conception Bay East & Bell Island (Mr. Walsh), as Chairperson of the Resource Committee, reported that the Committee had considered the matters to it referred and had passed, without amendment, the following Heads of Expenditure:

**Fisheries and Aquaculture**  
**Forest Resources and Agrifoods**  
**Mines and Energy**  
**Tourism, Culture & Recreation**  
**Industry, Trade and Rural Development, and**  
**Labrador and Aboriginal Affairs.**

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

By leave, the Honourable the Minister of Health and Community Services (Mr. Smith) tabled copies of letters sent to the Chairs of the province's various health care boards and corporations respecting the 2002-03 allocations for these boards and corporations.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Member for Trinity North (Mr. Ross Wiseman) presented a Petition on behalf of certain residents of the Clarenville Area urging the Government of Newfoundland and Labrador to direct the Minister of Health and Community Services to proceed immediately to appoint the engineering and design consultants for a forty-four bed long term care facility in Clarenville.

The Member for St. Barbe (Mr. Young) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to immediately act upon the recommendations of the Report of the Inshore Shrimp Panel to ensure that this once promising industry becomes, once again, a viable industry in Black Duck Cove.

Thursday, May 9<sup>th</sup>, 2002

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents of the communities of Branch, Point Lance, St. Bride's, Cuslett, Angels Cove, Patrick's Cove, Ship Cove and Barasway in his District asking the Government of Newfoundland and Labrador to provide the necessary funding to carry out the much needed repairs to Route 100 along the Cape Shore.

On motion of the Honourable the Government House Leader (Mr. Lush) the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

The Committee of the Whole House considered and passed a certain Resolution and a Bill entitled, "An Act To Amend The Income Tax Act, 2000". (Bill No. 6)

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee of the Whole House (Mr. Mercer) reported that the Committee had considered the matters to it referred and had passed a certain Resolution and a Bill consequent thereto and recommended that Bill No. 6 be introduced to give effect to the Resolution and asked leave to sit again.

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

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

"That it is expedient to bring in a measure respecting the imposition of taxes on income" (Bill No. 6).

Pursuant to order and on motion the Bill entitled, " An Act To Amend The Income Tax Act, 2000" (Bill No. 6) was read a first, second and third time and passed.

On motion it was 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.

Thursday, May 9<sup>th</sup>, 2002

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, May 13<sup>th</sup>, at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Monday, May 13<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Honourable the Premier (Mr. Grimes) made a Statement to announce the appointment of Lloyd L.W. Wicks as the first Child and Youth Advocate under the *Child and Youth Advocate Act*. The Leader of the Opposition (Mr. Williams) and the Member for Signal Hill-Quidi Vidi (Mr. Harris) also spoke in reply to the Premier's Statement.

By leave, the Honourable the Premier (Mr. Grimes) gave notice and by leave moved the following Resolution:

**"WHEREAS** under section 4(2) of the *Child and Youth Advocate Act* the Lieutenant-Governor in Council sought applications from the general public before selecting a person to be the Child and Youth Advocate;

**AND WHEREAS** under section 4(1) of the *Child and Youth Advocate Act* the Lieutenant-Governor in Council is authorized to appoint a person to be the Child and Youth Advocate of Newfoundland and Labrador;

**AND WHEREAS** under section 4(1) of the *Child and Youth Advocate Act* the person appointed to the position of Child and Youth Advocate must be confirmed in office by a Resolution of the House of Assembly;

**THEREFORE BE IT RESOLVED** that this Honourable House of Assembly confirm the appointment of Lloyd L. W. Wicks to the position of Child and Youth Advocate of Newfoundland and Labrador effective September 16<sup>th</sup>, 2002."

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

The Member for Humber East (Mr. Mercer) made a Statement to congratulate forty-seven nursing students on receiving their Bachelor of Nursing Degrees at Sir Wilfred Grenfell College's 2002 Annual Convocation. The Member also noted that twenty-six of the graduates had accepted employment with the Western Region Corporation.

The Member for Kilbride (Mr. Edward Byrne) made a Statement to wish Mr. Jack MacDonald of Kilbride a happy eighty-seventh Birthday on May 12<sup>th</sup>.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to recognize a group of college students from Quebec who were completing work terms in the Province. The students had been conducting research with respect to the French historical connection in the District of Carbonear-Harbour Grace.

Monday, May 13<sup>th</sup>, 2002

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to congratulate the 2895 Enright Memorial Royal Army Cadet Corps of St. Catherine's Academy on the Salmonier Line on winning the Gold medal in the National Air Rifle Competition in Comox, British Columbia.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to congratulate the participants and the organizers of the Town of Paradise Municipal Awards which took place on April 25, 2002.

The Member for Baie Verte (Mr. Shelley) made a Statement to congratulate students of Valmont Academy in King's Point on winning the Atlantic Canada Grand Prize for reading an average of 125 books per student. The Member also congratulated the students of H.L. Strong Academy in Little Bay Islands on winning the National Grand Prize for reading an average of 824 books each. These awards are sponsored by Nabisco Company of Canada.

The Honourable the Minister of Intergovernmental Affairs (Mr. Lush) made a Statement to advise Members of the visit of the King and Queen of Norway to the L'Anse aux Meadows National Historic Site where they unveiled a bust of Helge and Anne Stine Ingstad in recognition of their important contribution to the history and archaeology of the Province.

The Honourable the Minister of Mines and Energy (Mr. Matthews) made a Statement to advise Members that May 12-18, 2002 was National Mining Week in Canada.

The Honourable the Minister of Mines and Energy (Mr. Matthews) rose on a point of order to argue that in asking a question during Oral Questions, the Leader of the Opposition had misquoted his comments made during a meeting of the Resource Committee.

The Speaker took the point of order under advisement.

The Honourable the Minister of Labour (Ms. Thistle) tabled the 2001 Annual Report and audited financial statements of the Workplace Health, Safety and Compensation Commission. The Minister also tabled the 2002 - 2006 Strategic Plan of the Workplace Health, Safety and Compensation Commission.

The Member for Carbonear-Harbour Grace (Mr. Sweeney), as Chairperson of the Government Services Committee, reported that the Committee had considered the matters to it referred and had passed, without amendment, the following Heads of Expenditure:

Monday, May 13<sup>th</sup>, 2002

**Municipal and Provincial Affairs  
Newfoundland and Labrador Housing Corporation  
Environment  
Works, Services and Transportation  
Finance  
Public Service Commission, and  
Government Services and Lands.**

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

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon on Tuesday, May 14<sup>th</sup>, 2002.

The Member for Waterford Valley (Mr. Hodder) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for St. John's West (Ms. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Ferryland (Mr. Sullivan) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

Monday, May 13<sup>th</sup>, 2002

The Member for Kilbride (Mr. Edward Byrne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Honourable the Government House Leader (Mr. Lush) rose on a Point of Order to question the content of the Petitions presented and the consequent debate on those Petitions.

The Speaker (Mr. Mercer) took the matter under advisement.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with these high cost drugs, as is the case in other Canadian provinces.

The Member for St. John's East (Mr. Ottenheimer) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Cape St. Francis (Mr. Jack Byrne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

Monday, May 13<sup>th</sup>, 2002

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 32 that the Orders of the Day be now read.

The Speaker (Mr. Mercer) put the question on the motion.

The House divided.

There appeared in favour of the motion: the Honourable the Premier (Mr. Grimes), the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Ms. Hodder, Mr. Andersen, Mr. Sweeney, Mr. Butler.

Against: The Leader of the Opposition (Mr. Williams), Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Mr. Sullivan, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Wiseman, Mr. Hunter, Mr. Manning, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. Harris, Mr. Collins.

The Speaker declared the motion carried.

Pursuant to order and on motion debate commenced on the motion to concur in the Report of the Resource Committee.

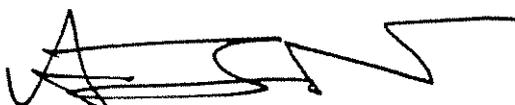
By leave, the Honourable the Government House Leader (Mr. Lush) further moved pursuant to Standing Order 11 that the House not adjourn at 10 o'clock in the evening on Tuesday, May 14<sup>th</sup>, 2002.

Debate continued on the motion to concur in the Report of the Resource Committee and on motion debate was adjourned for further debate on tomorrow.

Monday, May 13<sup>th</sup>, 2002

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, May 14<sup>th</sup>, 2002 at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, May 14<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

By leave, the Honourable the Minister of Labour and Member for Grand Falls - Buchans (Ms. Thistle) made a Statement to congratulate Michael Crummey, a native of Buchans whose latest novel *River Thieves* published by Doubleday Canada had been nominated for two Atlantic Writing Awards. The Member also noted that Mr. Crummey had won other literary awards.

The Member for Placentia - St. Mary's (Mr. Manning) made a Statement to announce that he had attended a Municipal Round Table Discussion (Partner for Success) at the College of North Atlantic - Placentia Campus. The Member noted that this event was organized by the Avalon Gateway Economic Development Board and consisted of town councils and local service district associations throughout the Economic Zone 18 where issues of concern to municipalities in the area were discussed.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to congratulate Francis Patey, a writer from St. Anthony, on the publication of his book *Veterans of the North*.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate the winners of the 2002 Skills Canada Newfoundland and Labrador Competition which took place in St. John's on May 3<sup>rd</sup>. The Member noted that this competition brought together two hundred and fifty high school, post-secondary and apprenticeship finalists to compete in over thirty trade and technology categories.

The Member for Kilbride (Mr. Ed Byrne) made a Statement on behalf of the Official Opposition to congratulate the two newly elected Members of the House of Commons, namely: Mr. John Efford in the District of Bonavista-Trinity- Conception and Mr. Rex Barnes in the District of Gander-Grand Falls.

The Honourable the Minister of Labour (Ms. Thistle) tabled the 2001 Annual Report of the Workplace Health, Safety and Compensation Review Division.

The Member for Trinity North (Mr. Ross Wiseman) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** there is only one MRI scanner in the province, located at the Health Science Centre in St. John's, and an independent study on the future direction of health care recommends the province should have at least two, and possibly three, MRI scanners;

Tuesday, May 14<sup>th</sup>, 2002

**AND WHEREAS** the Western Health Care Corporation, the Central West Health Care Corporation, and Central East Health Corporation, which provide health care services to 202,000 people in 153 communities, recommend the purchase of a mobile MRI scanner that can be shared between Corner Brook, Grand Fall-Windsor and Gander, and have agreed that an appropriate schedule can be arranged which would provide a high level of diagnostic services to patients in the area;

**AND WHEREAS** diagnostic imaging with an MRI scanner saves lives, reduces the severity and duration of illness, and reduces health care costs through early detection, diagnosis and treatment of major health problems;

**AND WHEREAS** the availability of state-of-the-art diagnostic technology in western and central regions of Newfoundland and Labrador will help in the recruitment and retention of medical specialists in such areas as radiology, neurology, cardiology and oncology;

**THEREFORE BE IT RESOLVED** that the Government of Newfoundland and Labrador allocate funding to purchase a mobile MRI scanner to provide medically necessary diagnostic services to the 202,000 people who live in western and central Newfoundland."

The Member for St. John's West (Ms. Osborne) gave notice that she would on tomorrow move the following Resolution:

**"WHEREAS** until several years ago, retail employees in this province were guaranteed by provincial law to have holidays on the Sunday of Mothers' Day, the Sunday of Fathers' Day, the Sunday of the Victoria Day weekend and the Sunday of the Labour Day weekend;

**AND WHEREAS** the government's decision to amend the *Shops Closing Act* to permit Sunday shopping had the consequence of removing from retail employees the privilege they had long enjoyed of spending Mothers' Day, Fathers' Day, the Sunday of the Victoria Day weekend and the Sunday of the Labour Day weekend with their families;

**AND WHEREAS** in the years since the inception of Sunday shopping, many retail employees have discovered, to their dismay and to the disappointment of their children, that they are paying a hard price for having to work on important family days, especially days such as Mothers' Day and Fathers' Day that are widely celebrated and intrinsically defined as family days, instead of spending those days with their families;

Tuesday, May 14<sup>th</sup>, 2002

**AND WHEREAS** Newfoundlanders and Labradorians still treasure the closeness of their families, still cling to the long-held family traditions that make us who we are, still look forward to family get-togethers to celebrate Mothers' Day, Fathers' Day, the 24<sup>th</sup> of May weekend and the Labour Day weekend, and would be only too willing to sacrifice at least some of their Sunday shopping privileges in order to ensure that our retail employees again have the privilege of enjoying those special occasions each and every year with their families, a privilege that so many others in our province take for granted;

**THEREFORE BE IT RESOLVED** that this Honourable House urge Government of Newfoundland and Labrador to amend the *Shops' Closing Act* to designate the Sunday of Mothers' Day, the Sunday of Fathers' Day, the Sunday of the Victoria Day weekend and the Sunday of the Labour Day weekend as shops closing holidays."

By leave, the Member for Cartwright-L'Anse au Clair (Ms. Jones), as Chairperson of the Social Services Committee, reported that the Committee had considered the matters to it referred and had passed, without amendment, the following Heads of Expenditure:

**Education**  
**Youth Services and Post-Secondary Education**  
**Human Resources and Employment**  
**Labour**  
**Health and Community Services and**  
**Justice.**

On motion, the Report was received and on motion debate on the Report was deferred until later in the day.

The Member for Kilbride (Mr. Ed Byrne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Trinity North (Mr. Ross Wiseman) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

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The Member for Humber East (Mr. Mercer) presented a Petition on behalf of certain residents of Western Newfoundland urging the Government of Newfoundland and Labrador to begin implementation of the plan to build a long-term care facility as identified in a study commissioned by the Western Health Care Corporation.

The Member for Windsor-Springdale (Mr. Hunter) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Member for St. John's South (Mr. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 32 that the Orders of the Day be now read.

The House divided.

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There appeared in favour of the motion: the Honourable the Premier (Mr. Grimes), the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Mr. Mercer, Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

Against: Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Ross Wiseman, Mr. Hunter, Mr. Manning, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. Harris, Mr. Collins.

The Speaker declared the motion carried.

The Honourable the Government House Leader (Mr. Lush) moved that the House not adjourn at 5:30 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 and concluded on the motion that the House concur in the Report of the Resource Committee.

The Speaker (Mr. Mercer) put the question on the motion that the House concur in the Report of the Resource Committee.

The House divided.

There appeared in favour of the motion: the Honourable the Premier (Mr. Grimes), the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh,

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the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

Against: Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Ross Wiseman, Mr. Hunter, Mr. Manning, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. Harris, Mr. Collins.

The Speaker declared the motion carried.

The Honourable the Government House Leader (Mr. Lush) moved that the House not adjourn at 10:00 o'clock in the evening. The Speaker put the question on the motion and declared the motion carried.

Pursuant to order and on motion debate commenced on the motion that the House concur in the Report of the Government Services Committee.

The House recessed at 5:26 o'clock in the afternoon for a dinner break.

The Speaker resumed the Chair at 6:45 o'clock in the evening.

Debate continued and concluded on the motion that the House concur in the Report of the Government Services Committee.

The Speaker put the question on the motion.

The House divided.

Tuesday, May 14<sup>th</sup>, 2002

There appeared in favour of the motion: the Honourable the Premier (Mr. Grimes), the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Mr. Mercer, Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

Against: Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Mr. Sullivan, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Ross Wiseman, Mr. Hunter, Mr. Manning, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. Harris, Mr. Collins.

The Speaker declared the motion carried.

Pursuant to order and on motion debate commenced and concluded on the motion that the House concur in the Report of the Social Services Committee.

The Speaker put the question on the motion that the House concur in the Report of the Social Services Committee.

The House divided.

There appeared in favour of the motion: the Honourable the Premier (Mr. Grimes), the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon.

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the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Mr. Mercer, Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

Against: Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Mr. Sullivan, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Ross Wiseman, Mr. Hunter, Mr. Manning, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. Harris, Mr. Collins.

The Speaker declared the motion carried.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Control And Management Of Water Resources In The Province" (Bill No. 4) was read a third time and passed. On motion it was ordered that the said Bill 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 Third Reading of the Bill entitled, "An Act Respecting Environmental Protection" (Bill No. 1).

On motion the Bill entitled, "An Act Respecting Environmental Protection" (Bill No. 1) was read a third time and passed. 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.

It was agreed that the motion standing in the name of the Member for Trinity North (Mr. Ross Wiseman) 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, May 15<sup>th</sup>, 2002 at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, May 15<sup>th</sup>, 2002

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

The Member for Humber East (Mr. Mercer) made a Statement to recognize a group of young West Coast poets, attending Sir Wilfred Grenfell College, who inspired by the work of the late Al Pittman, one of Newfoundland's best known writers, recently unveiled a collaborative book of poetry titled *Humber Mouths*.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to recognize and congratulate Mr. Gary Browne, Deputy Chief of the Royal Newfoundland Constabulary, who will be invested into the newly created Order of Merit of Police Forces by the Governor General for conspicuous merit and exceptional service by members and employees of Canadian Forces.

The Member for Burin-Placentia West (Ms. Hodder) made a Statement to congratulate Crystal Miller and Gaetan Kenway, two students from her District, who won first place in their respective divisions at the Canadian Parents for French Annual Public Speaking Competition held on May 4<sup>th</sup>.

The Member for Labrador West (Mr. Collins) made a Statement to congratulate the Northern Stars Unit of MS in Labrador West and the Knights of Columbus, Michael Hickey Council, on their successful fund raising event held on Sunday, May 5<sup>th</sup>.

By leave, the Honourable the Minister of Environment and Member for St. George's-Stephenville East (Mr. Aylward) made a Statement to recognize and commend two groups of young people from his District. During the past weekend the Minister attended the 38<sup>th</sup> Annual Ceremonial Review of the 194<sup>th</sup> St. George's Calypso Royal Canadian Sea Cadet Corps and the 41<sup>st</sup> Annual Ceremonial Review of the 708<sup>th</sup> Stephenville Royal Canadian Air Cadets.

The Honourable the Government House Leader (Mr. Lush) rose on a Point of Order to argue that the unparliamentary word "misleading" was used by the Leader of the Opposition (Mr. Williams) during Oral Questions. The Opposition House Leader (Mr. Byrne) and the Government House Leader referred to various paragraphs in Beauchesne.

The Speaker took the matter under advisement.

The Member for Kilbride (Mr. Ed Byrne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

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The Member for Harbour Main-Whitbourne (Mr. Hedderson) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Waterford Valley (Mr. Hodder) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Trinity North (Mr. Ross Wiseman):

**"WHEREAS** there is only one MRI scanner in the province, located at the Health Science Centre in St. John's, and an independent study on the future direction of health care recommends the province should have at least two, and possibly three, MRI scanners;

**AND WHEREAS** the Western Health Care Corporation, the Central West Health Care Corporation, and Central East Health Corporation, which provide health care services to 202,000 people in 153 communities, recommend the purchase of a mobile MRI scanner that can be shared between Corner Brook, Grand Fall-Windsor and Gander, and have agreed that an appropriate schedule can be arranged which would provide a high level of diagnostic services to patients in the area;

**AND WHEREAS** diagnostic imaging with an MRI scanner saves lives, reduces the severity and duration of illness, and reduces health care costs through early detection, diagnosis and treatment of major health problems;

**AND WHEREAS** the availability of state-of-the-art diagnostic technology in western and central regions of Newfoundland and Labrador will help in the recruitment and retention of medical specialists in such areas as radiology, neurology, cardiology and oncology;

**THEREFORE BE IT RESOLVED** that the Government of Newfoundland and Labrador allocate funding to purchase a mobile MRI scanner to provide medically necessary diagnostic services to the 202,000 people who live in western and central Newfoundland."

Thursday, May 16<sup>th</sup>, 2002

The Honourable the Minister of Youth Services & Post-Secondary Education (Ms. Kelly) made a Statement to announce that she would be writing the Board of Regents of Memorial University to request a further ten percent tuition reduction at the University. The Member noted that the reduction came as a result of a roundtable discussion with student leaders at the university.

The Honourable the Speaker (Mr. Snow), in accordance with the *Internal Economy Commission Act*, tabled the Report of the Commission of Internal Economy for the period April 1, 2000 to March 31, 2001.

In reply to a question for which notice was given, the Honourable the Minister of Finance & President of Treasury Board (Ms. Aylward) gave an answer with respect to student summer employment in the Public Service.

The Member for Cape St. Francis (Mr. Jack Byrne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to reject the proposal to amend the trouting regulations and to have management of trout by species.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to upgrade where necessary and re-pave seven kilometres of road leading from Route 235 through Open Hall, Red Cliffe, and Tickle Cove.

The Honourable the Minister of Youth Services & Post-Secondary Education and Member for Gander (Ms. Kelly) presented a Petition on behalf of certain residents of the Province seeking a commitment from the Government of Newfoundland and Labrador to establish a renal dialysis unit at the James Paton Memorial Regional Hospital to provide a much needed health care service for that region.

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of La Scie in his District urging the Government of Newfoundland and Labrador to upgrade and pave the roads in the District because of the deplorable and unfit conditions of the roads.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with these high cost drugs, as is the case in other Canadian provinces.

Wednesday, May 15<sup>th</sup>, 2002

By leave, the Honourable the Government House Leader (Mr. Lush) gave notice pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and 10 o'clock in the evening on Thursday, May 16<sup>th</sup>, 2002.

During debate on the Resolution, the Honourable the Minister of Health and Community Services (Mr. Smith) moved that the Resolution be amended by striking out the resolution clause and substituting the following:

**"THEREFORE BE IT RESOLVED** that this House of Assembly encourage the provincial government in accordance with its independent study regarding the provision of MRI scanners to consult with the Health Corporations of Western, Central West and Central East to finalize a decision with regards to the provision of an additional MRI scanner."

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

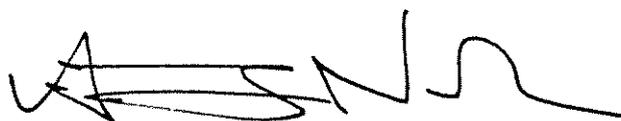
Debate commenced and concluded on the amendment to the Resolution.

The Speaker (Mr. Snow) put the question on the amendment to the Resolution and 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, May 16<sup>th</sup>, 2002 at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Thursday, May 16<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Speaker ruled on a Point of Order raised by the Honourable the Minister of Mines & Energy (Mr. Matthews) on May 13<sup>th</sup> with respect to comments he made in the Resource Estimates Committee. The Speaker ruled that there was a difference of opinion between the two honourable Members and that the Minister had taken the opportunity to clarify what he meant. The Speaker also took the opportunity to remind Members on the rules relating to preambles during Oral Questions.

The Speaker (Mr. Snow) also ruled on a Point of Order raised by the Honourable the Government House Leader (Mr. Lush) on May 15<sup>th</sup> with respect to certain words used by the Leader of the Opposition (Mr. Williams) during Oral Questions. The Speaker ruled the words "tried to mislead" in the context of the question were unparliamentary and asked the Leader of the Opposition to withdraw the words. The Leader of the Opposition stood and withdrew the words.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to congratulate Margaret Burden of Port Hope Simpson who had been recognized for her efforts to promote recreation in Labrador by being awarded the Pitcher Plant Individual Award for 2002 by Newfoundland and Labrador Parks and Recreation.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) made a Statement to pay tribute to Mrs. Ellen May Hickey, the oldest resident of Holyrood who recently died at the age of 101 years. Mrs. Hickey was a midwife and took part in all aspects of community life.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to recognize Ocean Net, an action-oriented, grass roots, non-profit organization founded in the Province whose primary mandate is to help reverse the destruction of the world's oceans. The Member also wished Ocean Net success in organizing a second annual Ocean Day Beach and Shoreline Cleanup on June 8<sup>th</sup>.

The Member for St. John's South (Mr. Osborne) made a Statement to congratulate the community centre in Shea Heights which had recently installed the Community Access Program by introducing to the community access to the World Wide Web.

By leave, the Honourable the Minister of Fisheries & Aquaculture and Member for Twillingate-Fogo (Mr. Reid) made a Statement to convey best wishes to Gary Roberts formerly of Twillingate, son of Mr. & Mrs. Herbert Roberts, for leading the only Canadian Team remaining in the NHL Stanley Cup Playoffs.

Thursday, May 16<sup>th</sup>, 2002

The Member for Waterford Valley (Mr. Hodder) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

By leave, in reply to a question for which notice had been given, the Honourable the Minister of Environment (Mr. Aylward) gave an answer and made a short statement respecting the tire recycling program.

The Member for St. John's South (Mr. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for St. Barbe (Mr. Young) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to honour the commitment made to the residents of the Great Northern Peninsula by completing the primary snowmobile trail system and enhancing the winter tourism potential in the area.

The Member for St. John's West (Ms. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

Pursuant to order and on motion debate continued on the motion, "That this House approves in general the budgetary policy of the Government" (the Budget Speech).

By leave, the Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and at 10 o'clock in the evening on Tuesday, May 21<sup>st</sup>.

By leave, the Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and at 10 o'clock in the evening on Thursday, May 16<sup>st</sup>. The Speaker put the question on the motion and declared the motion carried.

Thursday, May 16<sup>th</sup>, 2002

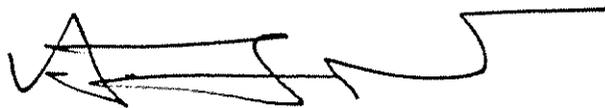
The House recessed at 5:02 o'clock in the afternoon for the dinner break.

The Speaker resumed the Chair at 7:02 o'clock in the evening.

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

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, May 21<sup>st</sup>, 2002 at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, May 21<sup>st</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to congratulate Jessica Letto and Jody Belben from Mountain Field Academy in Forteau who received gold medals in the Regional Heritage Fair held in Gunner's Cove. The Member noted that these two students will participate in the National Heritage Fair to be held in St. John's in July.

The Member for Bonavista South (Mr. Fitzgerald) made a Statement to advise Members that he and the Government House Leader (Mr. Lush) had attended the opening of the new Island View Salvation Army Citadel, in Musgravetown/Bloomfield which was built through donations of the people in the area.

The Member for Humber East (Mr. Mercer) made a Statement to congratulate Angela Chaisson, a Level II student at Herdman Collegiate in Corner Brook who is the Newfoundland and Labrador Lester B. Pearson scholarship winner for 2002.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement respecting the Provincial Breast Cancer Retreat and asked all Members to join him in supporting and congratulating the organizers of this worthwhile project which takes place in Gander in June.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to advise Members of the ArtsSmarts Program, a national program launched in 1998 by the J.W. McConnell Family Foundation. The Member stated that this program promotes the active engagement of young people in the arts through school based projects.

The Member for Labrador West (Mr. Collins) made a Statement to advise Members that the Canadian Association for Community Living held its 18<sup>th</sup> consecutive yearly fundraising Bowling Tournament in Labrador West in order to raise money and awareness of persons with disabilities in the community.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** the fishery and aquaculture are extremely important parts of the economic and social well being of this Province;

Tuesday, May 21<sup>st</sup>, 2002

**AND WHEREAS** the current state of our understanding of the fishery resources off our coast is an underdeveloped area and more research is needed in this field;

**AND WHEREAS** bringing administrative functions closer to the people who pursue the fishery would result in a better exchange of ideas and better management;

**THEREFORE BE IT RESOLVED** that this House of Assembly supports a comprehensive review of the organization of the Federal Department of Fisheries and Oceans with the purpose of providing improved services to the fishing industry in Newfoundland and Labrador."

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of King's Point in his District urging the Government of Newfoundland and Labrador to upgrade and pave the roads because of the deplorable and unfit conditions of these roads.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with these high cost drugs, as is the case in other Canadian provinces.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to upgrade and pave the approximately four kilometres of Route 235 from Birchy Cove to Bonavista.

The Member for Cape St. Francis (Mr. Jack Byrne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents of Branch, St. Bride's, Cuslett, Angels Cove and Patrick's Cove in his District asking the Government to provide the necessary funding to carry out the much needed repairs to Route 100 along the Cape Shore.

Tuesday, May 21<sup>st</sup>, 2002

The Member for St. John's South (Mr. Tom Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for St. John's East (Mr. Ottenheimer) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Member for Harbour Main-Whitbourne (Mr. Hedderson) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to bring any proposed Voisey's Bay deal to the House of Assembly for full disclosure and thorough debate prior to the signing of any final agreement by the Government of Newfoundland and Labrador.

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 32 that the Orders of the Day be now read.

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

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and at 10 o'clock in the evening on Tuesday, May 21<sup>st</sup>, 2002.

The Speaker (Mr. Mercer) put the question on the motion.

The House divided.

Tuesday, May 21<sup>st</sup>, 2002

There appeared in favour of the motion: the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Education (Ms. Foote), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

Against: Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Mr. Sullivan, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Hunter, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. Harris, Mr. Collins.

The Speaker declared the motion carried.

Pursuant to order and on motion debate continued on the motion, "That this House approves in general the budgetary policy of the Government" (the Budget Speech).

The House recessed at 5:30 o'clock in the afternoon for the dinner break.

The Speaker (Ms. Hodder) resumed the Chair at 7:00 o'clock in the evening.

Debate resumed on the Budget Speech.

During the debate the Leader of the Opposition (Mr. Williams) moved, seconded by the Member for Baie Verte (Mr. Shelley) "That all the words after the word "that" be struck out and replaced with the following:

"this House condemns 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 problem."

Tuesday, May 21<sup>st</sup>, 2002

The amendment was in order.

Debate commenced on the amendment to the Budget Speech (being a non-confidence motion).

During the debate, the Member for Baie Verte (Mr. Shelley) moved, seconded by the Member for St. John's East (Mr. Ottenheimer), the following subamendment:

"That the amendment be amended by adding the following words:

"And deplores the inordinate swelling of public debt of recent years and urges the Government to limit severely for the foreseeable future the amount by which the debt is increased."

The subamendment was in order.

Debate commenced and concluded on the subamendment to the amendment to the Budget Speech.

The Speaker put the question on the subamendment to the amendment to the Budget Speech.

The House divided.

There appeared in favour of the motion: the Leader of the Opposition (Mr. Williams), Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Mr. Sullivan, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Hunter, Mr. Manning, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young.

Against: the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Education (Ms. Foote), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the

Tuesday, May 21<sup>st</sup>, 2002

Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Mr. Mercer, Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

The Speaker declared the motion defeated.

Debate continued and concluded on the amendment to the Budget Speech (being a non-confidence motion).

The Speaker put the question on the amendment.

The House divided.

There appeared in favour of the motion: the Leader of the Opposition (Mr. Williams), Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Mr. Sullivan, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Hunter, Mr. Manning, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young.

Against: the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Education (Ms. Foote), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Mr. Mercer, Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

The Speaker declared the amendment defeated.

Pursuant to order and on motion debate continued and concluded on the motion, "That this House approves In general the budgetary policy of the Government" (the Budget Speech).

Tuesday, May 21<sup>st</sup>, 2002

The Speaker put the question on the motion.

The House divided.

There appeared in favour of the motion: the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Education (Ms. Foote), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews), the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Mr. Mercer, Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney.

Against: the Leader of the Opposition (Mr. Williams), Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Hunter, Mr. Manning, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. Harris, Mr. Collins.

The Speaker declared the motion carried.

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

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

"May 6, 2002

**The Honourable the Minister of Finance and President of Treasury Board**

I, the Lieutenant-Governor of the Province of Newfoundland and Labrador, transmit Estimates of sums required for the Public Service of the Province

Tuesday, May 21<sup>st</sup>, 2002

for the year ending March 31, 2003, 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.

Sgd. **A.M. House**  
Lieutenant-Governor."

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

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole on Supply.

The Committee of the Whole 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, 2003 And For Other Purposes Relating To The Public Service" (Bill No. 3).

The Honourable Government House Leader (Mr. Lush) moved that the total contained in the Estimates in the amount of \$3,463,899,300 for the 2002-2003 fiscal year be carried and that the Committee report that the Committee had adopted a Resolution and a Bill consequent thereto relating to Further Supply and that the Committee rise and ask leave to sit again.

The Chairperson of the Committee put the question on the above noted motions and declared the motions carried.

The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of the Whole had considered the matters to them referred and had directed him to report that they had passed the amount of \$3,463,899,300 contained in the Estimates of Supply for the 2002-2003 fiscal year and had adopted a certain Resolution and recommended that Bill No. 3 be introduced to give effect to the same 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.

Tuesday, May 21<sup>st</sup>, 2002

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, 2003, the sum of \$2,249,818,300.”

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, 2003 and For Other Purposes Relating To The Public Service” (Bill No. 3) was read a first, second and third time and passed.

On motion it was ordered that Bill No. 3 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

By leave, the Honourable the Government House Leader (Mr. Lush) asked that the Speaker on behalf of all Members send a letter of condolence to the Member for Bay of Islands (Mr. Joyce) on the death of his mother. The Opposition House Leader (Mr. Byrne) and the Member for Signal Hill-Quidi Vidi (Mr. Harris) spoke to convey their condolences and agreement to the motion.

The Speaker recessed the House for a few minutes to await the arrival of His Honour the Lieutenant-Governor.

At 10:15 o'clock in the morning of May 22<sup>nd</sup>, 2002 the Sergeant-at-Arms announced the arrival of His Honour, the Honourable A.M. House, Lieutenant-Governor of Newfoundland and Labrador.

The Speaker left the Chair.

His Honour the Lieutenant-Governor took the Chair.

The Speaker addressed His Honour the Lieutenant-Governor 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 Supply granted in the present Session”.

Tuesday, May 21<sup>st</sup>, 2002

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, 2003 And For Other Purposes Relating To The Public Service" (Bill No.3).

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 Tobacco Tax Act" (Bill No. 5);

A Bill, "An Act To Amend The Income Tax Act, 2000 (Bill No. 6);

A Bill, "An Act Respecting The Control And Management Of Water Resources In The Province" (Bill No. 4);

A Bill, "An Act Respecting Environmental Protection" (Bill No. 1).

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

His Honour the Lieutenant-Governor then left the Chamber.

The Speaker resumed the Chair.

The Honourable the Government House Leader (Mr. Lush) 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 do now adjourn."

Tuesday, May 21<sup>st</sup>, 2002

The Speaker put the question on the above noted motions and declared the motions carried.

On motion the House then adjourned accordingly.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, June 18<sup>th</sup>, 2002

Pursuant to a notice given by the Honourable the Speaker, the House of Assembly met in a Special Sitting at 10 o'clock in the morning of June 18<sup>th</sup>, 2002 in order to debate the Statement of Principles with respect to the Voisey's Bay nickel deposit development.

The Honourable the Government House Leader (Mr. Lush) moved, seconded by the Opposition House Leader (Mr. Ed Byrne) and the Member for Signal Hill - Quidi Vidi (Mr. Harris) the following special rules for the debate which had the effect of setting aside the Standing Orders of the House:

- “1. The Resolution respecting the Voisey's Bay development will be debated for not more than three days: June 18<sup>th</sup>, 19<sup>th</sup>, and 20<sup>th</sup>, 2002.
2. On these three days the House will sit from 10:00 a.m. to 12:00 noon, from 2:00 to 5:00 p.m. and from 7:00 to 10:00 p.m. with the exception of Thursday when the House will sit from 2:30 to 5:30 p.m.
3. The three leaders will have one hour to speak as will the Honourable the Minister of Mines and Energy and the Opposition Mines and Energy critic. The Premier will have an additional twenty minutes when he speaks to close the debate. All other Members will have twenty minutes to speak.
4. There will be a thirty minute Oral Question period each day from 2:00 p.m. to 2:30 p.m. on Tuesday and Wednesday and from 2:30 p.m. to 3:00 p.m. on Thursday. The only topic for the Oral Question period will be the Voisey's Bay Statement of Principles. The Rule of Anticipation will be waived.
5. There will be no amendments to the Resolution.
6. Debate on the Resolution will begin immediately after the adoption of the rules and introduction of the Resolution and, apart from Oral Questions, will be the only business of the House during the three-day period.
7. The notice requirements for the motion respecting the rules and for the Resolution will be waived.
8. When the debate has concluded but in any event not later than 10:00 p.m. on Thursday, June 20<sup>th</sup>, the Speaker will put the question on the Resolution.”

Tuesday, June 18<sup>th</sup>, 2002

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

By leave and in accordance with the special rules the Honourable the Premier (Mr. Grimes) moved, seconded by the Honourable the Minister of Mines and Energy (Mr. Matthews) the following Resolution:

**"BE IT RESOLVED THAT** the House of Assembly ratifies and endorses the Statement of Principles with respect to the development of the nickel deposit at Voisey's Bay in Labrador tabled by the Premier."

Pursuant to order and on motion debate commenced on the above noted Resolution.

At 12:02 o'clock in the afternoon the Speaker recessed the House for a lunch break.

At 2 o'clock in the afternoon the Speaker resumed the Chair.

After Oral Questions, debate resumed on the Resolution standing in the name of the Honourable the Premier.

At 5:05 o'clock in the afternoon the Speaker recessed the House for a dinner break.

At 7 o'clock in the evening the Speaker resumed the Chair.

Debate resumed on the Resolution standing in the name of the Honourable the Premier 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 Wednesday, June 19<sup>th</sup>, 2002 at 10 o'clock in the morning.

On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, June 19<sup>th</sup>, 2002

The House met at 10 o'clock in the morning pursuant to adjournment.

Debate continued on the following Resolution standing in the name of the Honourable the Premier (Mr. Grimes):

**“BE IT RESOLVED THAT** the House of Assembly ratifies and endorses the Statement of Principles with respect to the development of the nickel deposit at Voisey's Bay in Labrador tabled by the Premier.”

The Opposition House Leader (Mr. Ed Byrne) rose to establish a point of privilege by arguing that his privileges as a Member were breached by certain remarks made by the Member for Carbonear - Harbour Grace (Mr. Sweeney).

The Member for Carbonear - Harbour Grace (Mr. Sweeney) withdrew the remarks.

However, the Speaker (Ms. Hodder) took the matter under advisement so that she could review the audio tapes of Hansard.

The debate on the Resolution continued.

At 12:00 noon the Speaker recessed the House for a lunch break.

At 2 o'clock in the afternoon the Speaker resumed the Chair.

After Oral Questions, debate resumed on the Resolution standing in the name of the Honourable the Premier.

At 5 o'clock in the afternoon the Speaker recessed the House for a dinner break.

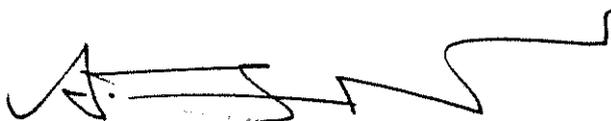
At 7 o'clock in the evening the Speaker resumed the Chair and debate continued on the Resolution.

On motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until Thursday, June 20<sup>th</sup>, 2002 at 10 o'clock in the morning.

Wednesday, June 19<sup>th</sup>, 2002

On motion the House then adjourned then accordingly.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Thursday, June 20<sup>th</sup>, 2002

The House met at 10 o'clock in the morning pursuant to adjournment.

Debate resumed on the following Resolution standing in the name of the Honourable the Premier (Mr. Grimes):

**“BE IT RESOLVED THAT** the House of Assembly ratifies and endorses the Statement of Principles with respect to the development of the nickel deposit at Voisey's Bay in Labrador tabled by the Premier.”

During the debate, the Speaker (Ms. Hodder) ruled on a point of privilege raised by the Opposition House Leader (Mr. Ed Byrne) on June 19<sup>th</sup>, 2002. The Speaker ruled that a *prima facie* case of privilege had not been established and that the Member for Carbonear - Harbour Grace (Mr. Sweeney) had stood to withdraw the offending words.

Debate continued on the Resolution.

At 12:12 o'clock in the afternoon the Speaker (Ms. Hodder) recessed the House for a lunch break.

At 2:30 o'clock in the afternoon the Speaker resumed the Chair.

After Oral Questions, debate resumed on the Resolution standing in the name of the Honourable the Premier (Mr. Grimes).

The Opposition House Leader (Mr. Ed Byrne) rose on a point of privilege to argue that certain remarks made by the Ministers of Municipal & Provincial Affairs (Mr. Langdon) and the Labrador and Aboriginal Affairs (Mr. McLean) were racist. The Ministers stood, withdrew certain words and apologized to the House.

Debate on the Resolution concluded.

The Speaker put the question on the motion.

The House divided.

There appeared in favour of the motion: the Honourable the Premier (Mr. Grimes), the Hon. the Minister of Intergovernmental Affairs (Mr. Lush), the Hon. the Minister of Justice & Attorney General (Mr. Parsons), the Hon. the Minister of Education (Ms. Foote), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Langdon), Mr. Walsh, the Hon. the Minister of Finance & President of Treasury Board (Ms. Aylward), the Hon. the Minister of Mines & Energy (Mr. Matthews),

Thursday, June 20<sup>th</sup>, 2002

the Hon. the Minister of Works, Services & Transportation (Mr. Barrett), the Hon. the Minister of Forest Resources & Agrifoods (Mr. Woodford), the Hon. the Minister of Health & Community Services (Mr. Smith), Mr. Joyce, the Hon. the Minister of Fisheries & Aquaculture (Mr. Reid), the Hon. the Minister of Tourism, Culture & Recreation (Ms. Bettney), the Hon. the Minister of Youth Services & Post-Secondary Education & Minister Responsible For The Status Of Women (Ms. Kelly), the Hon. the Minister of Government Services & Lands (Mr. Noel), the Hon. the Minister of Labour (Ms. Thistle), the Hon. the Minister of Labrador & Aboriginal Affairs (Mr. McLean), the Hon. the Minister of Human Resources & Employment (Mr. Ralph Wiseman), Mr. Mercer, Ms. Hodder, Mr. Andersen, Ms. Jones, Mr. Sweeney, Mr. Butler, Mr. Manning, Mr. Collins.

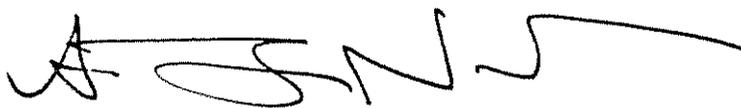
Against: the Leader of the Opposition (Mr. Williams), Mr. Ed Byrne, Mr. Ottenheimer, Mr. Shelley, Mr. Jack Byrne, Mr. Rideout, Mr. Sullivan, Ms. Sheila Osborne, Mr. Fitzgerald, Mr. Hodder, Mr. Ross Wiseman, Mr. Hunter, Mr. Tom Osborne, Mr. Taylor, Mr. Hedderson, Mr. Young, Mr. French, Mr. Harris.

The Speaker declared the motion carried.

The Honourable the Government House Leader (Mr. Lush) 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 do now adjourn."

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

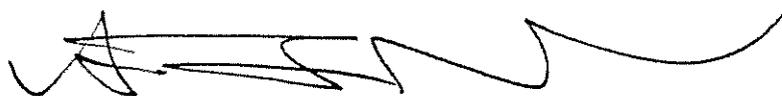
On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Friday, July 12<sup>th</sup>, 2002

Be it known on this day in accordance with sections 19.1 and 35 of the *House of Assembly Act*, Mr. Wayne Green, the Commissioner of Members' Interests, submitted his Annual Report for the period April 1, 2001 to March 31, 2002.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Friday, August 2<sup>nd</sup>, 2002

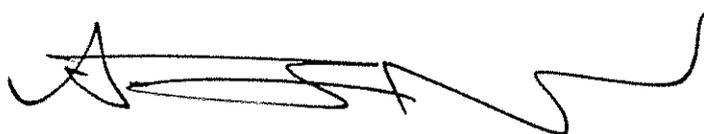
Be it known on this day as a result of the untimely death of Mr. Robert French, the late Member for the District of Conception Bay South, a vacancy exists in the House of Assembly.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, August 14<sup>th</sup>, 2002

Be it known that on this day there appeared before the Honourable A.M. House, Lieutenant-Governor of the Province of Newfoundland and Labrador, Harry Harding, Member returned for the District of Bonavista North. The Clerk of the House of Assembly advised His Honour that the Chief Electoral Officer had published a Notice in **The Newfoundland and Labrador Gazette** declaring Harry Harding as the duly elected Member of the House of Assembly for the District of Bonavista North in the By-Election held on July 24<sup>th</sup>, 2002. Whereupon, Mr. Harding 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 stroke and a wavy tail.

**A. John Noel, Q.C.**  
Clerk of the House of Assembly

Monday, November 18<sup>th</sup>, 2002

The House of Assembly met at 1:30 o'clock in the afternoon pursuant to the adjournment motion adopted by the House on June 20<sup>th</sup>, 2002.

The Honourable the Speaker (Mr. Snow) advised Members that the newly elected Member for the District of Bonavista North (Mr. Harry Harding) had taken and subscribed to the Oath of Allegiance to the Crown and had signed the Members' Roll. Whereupon, the Leader of the Opposition (Mr. Williams) officially introduced the Member before the Speaker.

The Member for Humber East (Mr. Mercer) made a Statement to advise Members that Corner Brook will host the 2004 World Broomball Championships. The Member also noted that the Canadian National Senior Men's and Women's Broomball Championships will be held in Corner Brook from March 31<sup>st</sup> to April 5<sup>th</sup>, 2003.

The Member for Ferryland (Mr. Sullivan) made a Statement to congratulate and pay tribute to Mr. Stephen Carter of Witless Bay, presently residing in the Hoyles - Escasoni Home, who celebrated his 102<sup>nd</sup> birthday in October.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to recognize six youths from her District who were given recognition at the 2002 Provincial Leadership Conference held in Stephenville. The Member also recognized the Burin - Placentia School Board which recently held its Regional Youth Leadership Conference in St. Bernard's.

The Member for Bonavista South (Mr. Fitzgerald) made a Statement to congratulate and recognize Mrs. Laura Sweet, formerly of Catalina, Mrs. Gertrude Hobbs of Jamestown and Mrs. Gladys Yetman, formerly of Southern Bay, who recently celebrated their 101<sup>st</sup>, 101<sup>st</sup> and 102<sup>nd</sup> birthdays, respectively.

The Member for Carbonear - Harbour Grace (Mr. Sweeney) made a Statement to recognize and commend sixteen year old Mark Hurley for an act of heroism in saving the life of his grandfather following a boating accident in Crocker's Cove.

The Honourable the Government House Leader (Mr. Lush) made a Statement to pay tribute to two former Members of the House of Assembly, namely: the late Mr. Robert French, former Member of Conception Bay South and the late Mr. Herbert Pottle, former Member of the House and the last serving Member of the Commission of Government. The Member for Kilbride (Mr. Ed Byrne) and the Member for Signal Hill - Quidi Vidi (Mr. Harris) spoke in reply to the statement and agreed that the Speaker send letters of condolences to the families of the late Members.

Monday, November 18<sup>th</sup>, 2002

The Honourable the Premier (Mr. Grimes) made a Statement to thank and recognize the contribution of the former Lieutenant-Governor, Dr. Maxwell House and his wife Mrs. Mary House for serving in their role since 1997 as the Province's vice regal representatives. The Leader of the Opposition (Mr. Williams) and the Member for Signal Hill - Quidi Vidi (Mr. Harris) spoke in reply to the statement and agreed that the Speaker send a letter on behalf of the House of Assembly expressing thanks and best wishes to Dr. and Mrs. House.

The Honourable the Minister of Mines and Energy (Mr. Matthews) made a Statement to update Members on the Voisey's Bay Project. The Minister announced that twelve contracts had been awarded under the Project.

The Honourable the Premier (Mr. Grimes) made a Statement to update Members on the status of negotiations with Quebec to develop the Gull Island Hydro Project in Labrador. The Premier also announced the fundamental principles which would underline the negotiations with respect to the Project.

The Honourable the Minister of Health and Community Services (Mr. Smith) made a Statement to acknowledge the official opening of the Office of the Child and Youth Advocate.

The Honourable the Minister of Mines and Energy (Mr. Matthews) made a Statement to congratulate the Newfoundland Ocean Industries Association on their 25<sup>th</sup> anniversary.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) made a Statement to provide Members with a mid - year report on the economic and financial position of the Province.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow move that the House Resolve itself into a Committee of the Whole to consider certain Resolutions Respecting the Imposition of Certain Mining and Mineral Rights Taxes (Bill No. 21).

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22).

Monday, November 18<sup>th</sup>, 2002

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) also gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No. 33).

The Honourable the Minister of Justice and Attorney General (Mr. Parsons) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting Interjurisdictional Support Orders" (Bill No. 30).

The Honourable the Minister of Health and Community Services (Mr. Smith) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Cancer Treatment And Research Foundation Act, The Health And Community Services Act, The Hospitals Act, The Medical Care Insurance Act, 1999 And The Vital Statistics Act" (Bill No. 24).

The Honourable the Minister of Education (Ms. Foote) gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Teachers' Association Act" (Bill No. 26).

The Honourable the Minister of Government Services and Lands (Mr. Noel) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Automobile Insurance Act, The Insurance Companies Act And The Highway Traffic Act To Effect Certain Reforms Respecting Automobile Insurance Arising From The Recommendations Of The Select Committee To Review The Property And Casualty Insurance Industry And The Government's Public Consultation" (Bill No. 28).

The Honourable the Minister of Human Resources and Employment (Mr. Ralph Wiseman) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23).

The Honourable the Minister of Works, Services and Transportation (Mr. Barrett) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Highway Traffic Act No. 3" (Bill No. 29).

The Member for Conception Bay East & Bell Island (Mr. Walsh) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** the Government of this Province is already cooperating with other jurisdictions to develop and implement measures to reduce greenhouse gas emissions;

Monday, November 18<sup>th</sup>, 2002

**AND WHEREAS** a fully developed and analyzed plan has not yet been developed by the Federal Government for the Kyoto Protocol if it is ratified by the Parliament of Canada;

**AND WHEREAS** this Province is just entering a period of development of a new oil industry which could be negatively impacted by an ill conceived plan;

**THEREFORE BE IT RESOLVED** that this House of Assembly supports Government's efforts to ensure a Made in Canada solution, that balances the need for addressing climate change with economic development, while complying with the Statement of Principles developed by the Provincial and Territorial Ministers of Energy and Environment at their recent meeting."

The Member for Signal Hill - Quidi Vidi (Mr. Harris) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** changes in criteria for the Federal Disability Tax Credit have resulted in many fewer people qualifying for the Disability Tax Credit;

**AND WHEREAS** the Federal Government has already denied 30,000 disabled Canadians eligibility to claim the \$900 dollar a year Disability Tax Credit, including many hundreds of Newfoundlanders and Labradorians;

**AND WHEREAS** the definition of disability used for this tax credit is so restrictive that it unfairly and punitively disallows persons with disabilities the Disability Tax Credit;

**AND WHEREAS** since more than one third of Canadians with severe disabilities live in poverty, the Disability Tax Credit is an essential economic support for disabled Canadians facing financial hardship;

**AND WHEREAS** the Federal Government has proposed changes to the Income Tax Act that will result in even more people being disallowed this tax credit;

**THEREFORE BE IT RESOLVED** that the Newfoundland and Labrador House of Assembly strongly oppose the changes by the Government of Canada to the Disability Tax Credit;

**AND BE IT FURTHER RESOLVED** that the Newfoundland and Labrador House of Assembly call on the Government of Canada to restore the previously existing criteria for the Disability Tax Credit."

Monday, November 18<sup>th</sup>, 2002

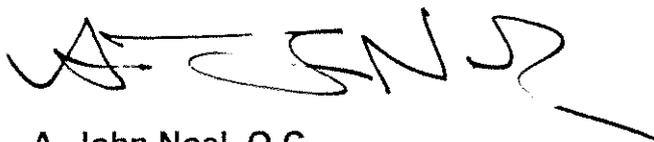
The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade where necessary and pave the 400 metres of road leading from Route 235 through the Community of Princeton.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No.15) 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 19<sup>th</sup> at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, November 19<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Torngat Mountains (Mr. Andersen) made a Statement to pay tribute to the late Mr. Joe Roberts of Wabush who was a long time resident, volunteer and friend of Labrador.

The Member for The Straits & White Bay North (Mr. Taylor) made a Statement to congratulate the Grenfell Handicrafts on the launch of its new line of Grenfell coats.

The Member for Bay of Islands (Mr. Joyce) made a Statement to congratulate local author and *Telegram* columnist Ed Smith whose latest book "From the Ashes of My Dreams" had attained Canadian Best Seller status and who received this year's Adrian Battcock Award from the Canadian Paraplegic Association.

The Member for Labrador West (Mr. Collins) made a Statement to pay tribute to the late Mr. Joe Roberts of Wabush, a long time resident and volunteer of Labrador West.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) made a Statement to pay tribute and congratulate the late Mr. Ambrose Chubbs of St. Lewis who had recently been awarded the Lifetime Achievement Award for his work in the area of community development.

The Honourable the Premier (Mr. Grimes) made a Statement to provide Members with an update on the Province's position related to the ratification of the Kyoto Protocol.

The Honourable the Minister of Industry, Trade & Rural Development (Mr. Parsons) made a Statement respecting the recent Northern Peninsula Employment and Economic Summit held at Plum Point.

The Honourable the Minister of Tourism, Culture and Recreation (Ms. Bettney) made a Statement to update Members about the economic performance in the tourism industry as it affected every sector of the Province this year.

The Honourable the Speaker (Mr. Snow), in accordance with section 32 of the *Auditor General Act*, tabled the report of the auditor appointed to audit the Office of the Auditor General for the fiscal year ended March 31, 2002.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade and pave the approximately three kilometres of Route 235 from Birchy Cove to Bonavista.

Tuesday, November 19<sup>th</sup>, 2002

The Member for Trinity North (Mr. Ross Wiseman) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to amend section 65.1 of the *Workplace Health, Safety and Compensation Commission Act* to provide that interest be paid on reinstated benefits to a surviving spouse whose benefits terminated on or after April 17, 1985 due to his or her remarriage.

By leave, it was agreed by all Members that the following Resolution standing in the name of the Member for Signal Hill - Quidi Vidi (Mr. Harris) be adopted by the House:

**“WHEREAS** changes in criteria for the Federal Disability Tax Credit have resulted in many fewer people qualifying for the Disability Tax Credit;

**AND WHEREAS** the Federal Government has already denied 30,000 disabled Canadians eligibility to claim the \$900 dollar a year Disability Tax Credit, including many hundreds of Newfoundlanders and Labradorians;

**AND WHEREAS** the definition of disability used for this tax credit is so restrictive that it unfairly and punitively disallows persons with disabilities the Disability Tax Credit;

**AND WHEREAS** since more than one third of Canadians with severe disabilities live in poverty, the Disability Tax Credit is an essential economic support for disabled Canadians facing financial hardship;

**AND WHEREAS** the Federal Government has proposed changes to the Income Tax Act that will result in even more people being disallowed this tax credit;

**THEREFORE BE IT RESOLVED** that the Newfoundland and Labrador House of Assembly strongly oppose the changes by the Government of Canada to the Disability Tax Credit;

**AND BE IT FURTHER RESOLVED** that the Newfoundland and Labrador House of Assembly call on the Government of Canada to restore the previously existing criteria for the Disability Tax Credit.”

The Speaker put the question on the Resolution and declared the Resolution carried unanimously.

Tuesday, November 19<sup>th</sup>, 2002

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

- A Bill, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22);
- A Bill, "An Act Respecting Interjurisdictional Support Orders" (Bill No. 30);
- A Bill, "An Act To Amend The Cancer Treatment And Research Foundation Act, The Health And Community Services Act, The Hospitals Act, The Medical Care Insurance Act, 1999 And The Vital Statistics Act" (Bill No. 24);
- A Bill, "An Act To Amend The Teachers' Association Act" (Bill No. 26);
- A Bill, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23);
- A Bill, "An Act To Amend The Highway Traffic Act No. 3" (Bill No. 29).

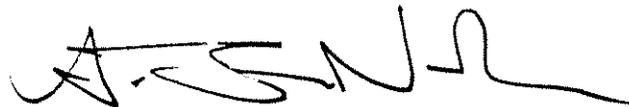
On motion it was ordered that the above noted Bills be read a second time on tomorrow.

Pursuant to order and on motion debate continued on Second Reading of the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 15) and on motion debate was adjourned for further debate on tomorrow.

The Honourable the Government House Leader (Mr. Lush) announced that the motion standing in the name of the Member for Conception Bay East & Bell Island (Mr. Walsh) 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 20<sup>th</sup> at 2 o'clock in the afternoon.

On motion the House adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, November 20<sup>th</sup>, 2002

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

The Honourable the Government House Leader (Mr. Lush) rose on a point of order to argue that certain words and phrases used by the Leader of the Opposition (Mr. Williams) the previous day were unparliamentary.

The Speaker took the matter under advisement.

The Member for Humber East (Mr. Mercer) made a Statement to advise Members that Mr. Ches Loughlin, a well known Corner Brook resident had been named winner of the 2002 Guenter Behr Conservation Award by the Salmonid Association of Newfoundland.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to pay tribute to the late Mrs. Catherine Walsh, Mayor of St. Mary's and President of the St. Mary's Bay Centre Development Association.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Mr. Eric Jerrett of Bay Roberts who was recognized with the 2002 Alumni Award for Lifetime Achievement by Memorial University of Newfoundland.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to congratulate the Town of Marystown for being one of ten community winners of the Provincial Tidy Towns community project.

The Honourable the Minister of Health and Community Services (Mr. Smith) made a Statement to recognize November 20<sup>th</sup> as National Child Day. This year's theme was "A World Fit for Children."

The Honourable the Minister of Municipal & Provincial Affairs (Mr. Langdon) made a Statement with respect to the regional waste management initiatives in the Province and in particular the recent report made by the Avalon Waste Management Community Consultative Committee.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Conception Bay East & Bell Island (Mr. Walsh):

**"WHEREAS** the Government of this Province is already cooperating with other jurisdictions to develop and implement measures to reduce greenhouse gas emissions;

Wednesday, November 20<sup>th</sup>, 2002

**AND WHEREAS** a fully developed and analyzed plan has not yet been developed by the Federal Government for the Kyoto Protocol if it is ratified by the Parliament of Canada;

**AND WHEREAS** this Province is just entering a period of development of a new oil industry which could be negatively impacted by an ill conceived plan;

**THEREFORE BE IT RESOLVED** that this House of Assembly supports Government's efforts to ensure a Made in Canada solution, that balances the need for addressing climate change with economic development, while complying with the Statement of Principles developed by the Provincial and Territorial Ministers of Energy and Environment at their recent meeting."

After some debate, the Member for St. John's East (Mr. Ottenheimer) moved, seconded by the Member for St. John's South (Mr. Osborne) the following amendment to the Resolution:

"That the Private Members' Resolution now before the House be amended by adding immediately following the Resolution Clause the following additional Resolution Clause:

**"AND BE IT FURTHER RESOLVED** that the measures taken by the Government of Newfoundland and Labrador to reduce greenhouse gas emissions include the replacement by 2012 of all oil-fired thermal and diesel generated electricity in Labrador and on the Island of Newfoundland with clean hydroelectricity generated at Gull Island on the Churchill River in Labrador."

The Speaker (Mr. Mercer) recessed the House at 3:37 o'clock in the afternoon to consider the amendment.

At 4:14 o'clock in the afternoon the Speaker (Mr. Mercer) resumed the Chair.

The Speaker ruled that in accordance with paragraph 616 of Beauchesne the amendment was not in order because the amendment purported to give the Government a direct order to do something which required the expenditure of money.

Debate continued and concluded on the Resolution.

Wednesday, November 20<sup>th</sup>, 2002

The Speaker (Mr. Snow) 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 21<sup>st</sup> at 1:30 o'clock in the afternoon.

On motion the House 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, Q.C.,**  
Clerk of the House of Assembly.

Thursday, November 21<sup>st</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Harbour Main - Whitbourne (Mr. Hedderson) made a Statement to congratulate a small group of individuals in the Clarke's Beach area who recently formed a National Group of The International Friendship League, the first of its kind in Canada.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) made a Statement to congratulate the recipients of the Entrepreneur of the Year Awards which were presented by the Newfoundland and Labrador Organization of Women Entrepreneurs held in Gander. The Member paid particular mention of the seven female entrepreneurs who were recognized.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate the Clarenville Area Citizens Crime Prevention Committee and RCMP Cst. Duane Noel for being honoured by the Citizens Crime Prevention Association of Newfoundland and Labrador.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to extend congratulations to Ms. Nancy Riche on receiving the distinguished "Persons Award" for her contribution to the advancement of women's equality.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to draw attention to the 29<sup>th</sup> Annual Craft Council of Newfoundland and Labrador Christmas Craft Fair which will take place at the St. John's Convention Centre. The Member also congratulated the Executive Director of the Craft Council, Ms. Anne Manuel.

The Honourable the Premier (Mr. Grimes) made a Statement to respond to the recent reports out of Ottawa regarding the potential closure of certain cod fisheries in the Province. The Premier also announced that an agreement had been reached with both sides in the House for an emergency debate on this issue.

The Honourable the Premier (Mr. Grimes) rose on a point of order to argue that the tone of the language used in the questions asked by the Leader of the Opposition (Mr. Williams) during Oral Questions was out of order. The Premier and the Government House Leader (Mr. Lush) also made the assertion that the questions posed by the Leader of the Opposition misrepresented the answers given by the Premier.

The Speaker took the matter under advisement.

Thursday, November 21<sup>st</sup>, 2002

By leave, the Honourable the Government House Leader (Mr. Lush) moved the following Resolution:

**“WHEREAS** the fishery is of vital importance to the people of this province;

**AND WHEREAS** there are indications of impending moratoria on cod fisheries in NAFO regions 2J3KL and 4RS3PN;

**AND WHEREAS** such actions will have a devastating impact on the economic and social well-being of not only those directly affected but on the population as a whole;

**AND WHEREAS**, should the scientific advice recommend closure of these fisheries, the Government of Canada has the responsibility to provide appropriate compensation to mitigate the impacts on people and communities;

**BE IT THEREFORE RESOLVED** that this House unanimously request that all Newfoundland and Labrador Members of Parliament and Senators come to the Province and meet with the Premier, the Minister of Fisheries and Aquaculture and the leaders of the Official Opposition and New Democratic Party to ensure we are working collectively and cooperatively for the best interests of the people and communities of this province.”

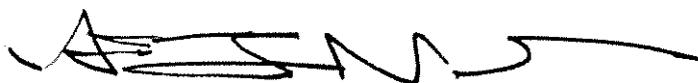
It was agreed to commence debate on the above- noted Resolution immediately and that each Member would speak for ten minutes during the debate.

Pursuant to order and on motion debate commenced and concluded on the Resolution.

The Speaker (Mr. Snow) put the question on the Resolution and declared the Resolution passed unanimously.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, November 25<sup>th</sup> at 1:30 o'clock in the afternoon.

On motion the House adjourned accordingly.



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

Monday, November 25<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Honourable the Speaker (Mr. Snow) ruled on the point of order raised by the Honourable the Government House Leader on November 20<sup>th</sup> respecting certain comments made by the Leader of the Opposition (Mr. Williams) during Oral Questions on November 19<sup>th</sup>. The Chair reminded Members about the acceptability of language and the rules found in *Beauchesne 6<sup>th</sup> Edition* at page 481. The Chair ruled that points of order must be raised immediately after the matter occurs and with respect to Oral Questions immediately after that proceeding is over. The Speaker ruled that the expression "less than honest" used by the Leader of the Opposition was unparliamentary in the context and asked the Member to withdraw this expression. The Leader of the Opposition (Mr. Williams) stood and withdrew the expression.

The Member for Humber East (Mr. Mercer) made a Statement to congratulate Humber Valley Resort on receiving an International, Mercedes-Benz Award as the best Canadian resort development in 2002. With eight nominations from Canada, the Humber Valley Resort was the only Canadian winner and the only recipient to receive the five star platinum commendation.

The Member for Windsor-Springdale (Mr. Hunter) made a Statement to congratulate and send best wishes to the organizing committee, supporters and the Senior Hockey Team - the Cataracts of Grand Falls-Windsor.

The Member for Carbonear - Harbour Grace (Mr. Sweeney) made a Statement to congratulate Mr. Ches Penney, a native of Carbonear and the chairman and founder of the Penney Group of Companies, on being named Atlantic Entrepreneur of the Year for 2002.

The Member for Signal Hill -Quidi Vidi (Mr. Harris) made a Statement to recognize the 30<sup>th</sup> anniversary of the St. John's Status of Women Council.

The Member for Bay of Islands (Mr. Joyce) made a Statement to congratulate the McIvers Community Improvement Club on its 30<sup>th</sup> anniversary.

The Honourable the Minister of Tourism, Culture & Recreation (Ms. Bettney) made a Statement to advise Members about the recently announced cultural policy of the Province. The Minister also tabled a pamphlet entitled "A Cultural Policy for Newfoundland and Labrador."

Monday, November 25<sup>th</sup>, 2002

The Honourable the Minister of Education (Ms. Foote) made a Statement to advise Members that the Department of Education had received national and international recognition for its efforts to improve the achievement levels of the students of Newfoundland and Labrador.

The Honourable the Minister of Mines & Energy (Mr. Matthews) made a Statement to advise Members that the Board of Directors of Newfoundland and Labrador Hydro had completed its due diligence process in examining the proposed framework agreement on the development of the Gull Island Hydro Electric Project and had passed a resolution supporting this development. The Minister also announced the resignation of the Chair and one member of the Board.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) tabled (in 5 volumes plus a highlights pamphlet) a copy of the audited Public Accounts and the Accounts of the Crown Corporations, Boards and Authorities of the Province for the fiscal year ended March 31, 2002.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), in accordance with section 26(5)(a) of the *Financial Administration Act*, tabled copies of Order in Council 2002-603 relating to certain pre-commitments for the 2003-2004 to 2007-2008 fiscal years under the Department of Human Resources and Employment Head of Expenditure with respect to a computer pay system.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) tabled a copy of the audited financial statements of the Province of Newfoundland and Labrador Pooled Pension Fund for the fiscal year ended December 31, 2001.

The Honourable the Minister of Environment (Mr. Aylward) tabled the first Annual Drinking Water Safety Report for 2002 as well as a document on Drinking Water Safety.

The Honourable the Minister of Justice & Attorney General (Mr. Parsons) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Access To Information And Protection Of Privacy Act" (Bill No. 25).

The Member for Trinity North (Mr. Ross Wiseman) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** the percentage of the province's population over the age of 65 is increasing faster than that of any other Province in Canada;

Monday, November 25<sup>th</sup>, 2002

**AND WHEREAS** an aging population requires specific attention to medical treatment, quality of life issues, affordable prescription drugs, home support services and other direct and indirect supports;

**AND WHEREAS** the Government of Newfoundland and Labrador is not responding to the health needs of the seniors in our Province;

**THEREFORE BE IT RESOLVED** that the Government of Newfoundland and Labrador make public immediately a detailed action plan to respond to the long term care needs of our province's aging population."

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with respect to these high cost MS drugs, as is the case in other Canadian provinces.

By leave, the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), pursuant to section 28(4) of the *Financial Administration Act*, tabled the following:

- (a) A Special Warrant, as authorized by Order in Council 2002-310 under Section 28(2) of the **Financial Administration Act**, for \$110,600 to be expended under the Department of Justice Head of Expenditure;
- (b) A Special Warrant, as authorized by Order in Council 2002-239 under Section 28(2) of the **Financial Administration Act**, for \$750,000 to be expended under the Department of Tourism, Culture and Recreation Head of Expenditure;
- (c) A Special Warrant, as authorized by Order in Council 2002-295 under Section 28(2) of the **Financial Administration Act**, for \$725,000 to be expended under the Department of Mines and Energy Head of Expenditure;

Monday, November 25<sup>th</sup>, 2002

- (d) A Special Warrant, as authorized by Order in Council 2002-270 under Section 28(2) of the **Financial Administration Act**, for \$3,146,000 to be expended under the Department of Forest Resources and Agrifoods Head of Expenditure;
- (e) A Special Warrant, as authorized by Order in Council 2002-247 under Section 28(2) of the **Financial Administration Act**, for \$225,000 to be expended under the Department of Environment Head of Expenditure; and
- (f) A Special Warrant, as authorized by Order in Council 2002-271 under Section 28(2) of the **Financial Administration Act**, for \$1,864,000 to be expended under the Department of Executive Council (Intergovernmental Affairs) Head of Expenditure.

The Member for Bonavista North (Mr. Harding) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to provide funding under the Department of Municipal and Provincial Affairs current Job Creation Program to cut the brush and alders along Route 330, the Gander Bay Highway from Main Point to Gander.

Pursuant to order and on motion debate continued and concluded on Second Reading of a Bill entitled, "An Act To Amend The Highway Traffic 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 Highway Traffic Act" (Bill No 15) was read a second time and on motion it was ordered that Bill No. 15 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 a Bill entitled, " An Act To Amend The Automobile Insurance Act" (Bill No. 9) and on motion it was ordered that Bill No. 9 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Automobile Insurance Act" (Bill No 9) was read a second time and on motion it was ordered that Bill No. 9 be referred to a Committee of the Whole House on tomorrow.

By leave, the Honourable the Speaker (Mr. Snow), in accordance with section 13(2) of the *Auditor General Act*, tabled the Auditor General's Report on the Audit of the Financial Statements of the Province of Newfoundland and Labrador for the fiscal year ended March 31, 2002.

Monday, November 25<sup>th</sup>, 2002

Pursuant to order and on motion debate commenced on Second Reading of a Bill entitled, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20).

During the debate, the Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock p.m. on Tuesday, November 26<sup>th</sup>, 2002.

Debate continued on Second Reading of a Bill entitled, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20) and on motion it was ordered that Bill No. 20 be read a second time presently.

It was agreed to stop the clock for a few minutes in order to conclude the debate on Second Reading of Bill No. 20.

On motion the Bill entitled, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20) was read a second time and on motion it was ordered that Bill No. 20 be referred to Committee of the Whole House on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, November 26<sup>th</sup> at 1:30 o'clock in the afternoon.

On motion the House adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, November 26<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to advise Members that she had attended the 28<sup>th</sup> Annual Fireman's Ball of the Burin Volunteer Fire Department. The Member also congratulated Mr. Clarence Mitchell, in particular, who had thirty five years of service with the Fire Department and the Fire Department generally for their efforts in prevention of fires in the Burin area.

The Member for Waterford Valley (Mr. Hodder) made a Statement to compliment the administration and teaching staff at Mary Queen of the World School as well as the Father John B. Kent Council of the Knights of Columbus for their partnership initiatives in fostering and enhancing literacy at the primary grade levels.

The Member for Carbonear - Harbour Grace (Mr. Sweeney) made a Statement to advise Members that the Centre for Nursing in St. John's would be developing an auxiliary nurse-training program in four Central American countries namely: El Salvador, Guatemala, Honduras and Nicaragua, the funding of which in the amount of \$4 million would be arranged through the Canadian International Development Agency.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to congratulate the principal, staff and the graduation class of St. Catherine's Academy on the Salmonier Line.

By leave, the Honourable the Premier and Member for Exploits (Mr. Grimes) made a Statement to congratulate Mr. Paul Andrews from Point Leamington on winning the World Arm Wrestling Championship in the lightweight division at the World Championships held in St. Louis, Missouri in November.

The Honourable the Minister of Forest Resources and Agrifoods (Mr. Woodford) made a Statement to advise Members that Government had agreed to a medium-term solution regarding 99-year non-renewable timber licences for Abitibi-Consolidated so that all the timber licences with that company would be harmonized to expire in the year 2010.

The Honourable the Minister of Labrador and Aboriginal Affairs (Mr. McLean) made a Statement to advise Members that there would be a round table meeting with community leaders to be held in Labrador to discuss the proposed Gull Island Project.

The Opposition House Leader (Mr. Byrne) rose on a point of privilege with respect to the Minister's Statement alleging that the invitation to a meeting in Labrador infringed on the parliamentary privileges of all Members because not all Members were invited to attend.

Tuesday, November 26<sup>th</sup>, 2002

The Speaker took the matter under advisement.

During Oral Questions, the Opposition House Leader (Mr. Byrne) rose on a point of order to state that the Premier (Mr. Grimes) had made certain imputations against the integrity of the Leader of the Opposition (Mr. Williams).

The Speaker took the matter under advisement.

The Honourable the Minister of Forest Resources and Agrifoods (Mr. Woodford) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Forestry Act" (Bill No. 27).

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to remove immediately the incinerator in Bide Arm before more health and environmental problems occur.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to take immediate action to rectify a serious safety issue by providing cellular telephone service along the entire length of the Trans Labrador Highway.

The Member for St. John's West (Ms. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade and pave the approximately three kilometres of Route 235 from Birchy Cove to Bonavista.

The Member for Ferryland (Mr. Sullivan) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Amend The City Of Mount Pearl Act, The City Of St. John's Act, The Municipalities Act, 1999 And The Urban And Rural Planning Act, 2000" (Bill No.17) and on motion it was ordered that Bill No.17 be read a second time presently.

Tuesday, November 26<sup>th</sup>, 2002

On motion the Bill entitled, "An Act To Amend The City Of Mount Pearl Act, The City Of St. John's Act, The Municipalities Act, 1999 And The Urban And Rural Planning Act, 2000" (Bill No.17) was read a second time and on motion it was ordered that Bill No.17 be referred to a Committee of the Whole on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Amend The City Of St. John's Act" (Bill No.18) and on motion it was ordered that Bill No.18 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The City Of St. John's Act" (Bill No.18) was read a second time and on motion it was ordered that Bill No. 18 be referred to a Committee of the Whole on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Amend The City Of St. John's Loan Act, 1978" (Bill No. 19) and on motion it was ordered that Bill No.19 be read a second time presently.

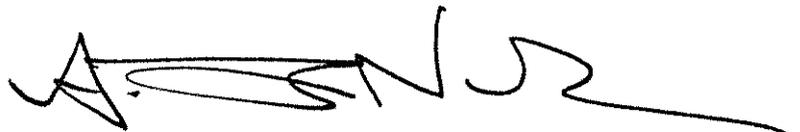
On motion the Bill entitled, "An Act To Amend The City Of St. John's Loan Act, 1978" (Bill No.19) was read a second time and on motion it was ordered that Bill No.19 be referred to a Committee of the Whole on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of a Bill entitled, "An Act To Amend The Highway Traffic Act No. 3" (Bill No. 29) and on motion debate adjourned for further debate on tomorrow.

It was agreed that the motion standing in the name of the Member for Trinity North (Mr. Ross Wiseman) 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 27<sup>th</sup> at 2 o'clock in the afternoon.

On motion the House 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, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, November 27<sup>th</sup>, 2002

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

The Member for Humber East (Mr. Mercer) made a Statement to advise Members with respect to the designation by the Heritage Foundation of Newfoundland and Labrador of four heritage structures, namely: the Rose Blanche Lighthouse, the Harding House in Greenspond, 67 Central Street in Corner Brook and the Stoodley Fishing Stage in Grand Bank.

The Opposition House Leader (Mr. Byrne) rose on a point of order with respect to the language used by the Honourable the Premier (Mr. Grimes) on November 26 during Oral Questions. The Member argued that the Premier's language was inappropriate and reflected poorly on the integrity of the Leader of the Opposition (Mr. Williams).

The Speaker took the matter under advisement and reminded Members that the point of order was not timely and that the matter had been raised yesterday and had not yet been ruled upon.

The Member for Waterford Valley (Mr. Hodder) made a Statement to congratulate the City of Mount Pearl for having been recognized in an awards ceremony on October 30<sup>th</sup> as one of Canada's most friendly communities for home-based business.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to advise Members that the Newfoundland and Labrador Economic Developers Association had held its inaugural conference in Gander last weekend.

The Member for St. John's West (Ms. Osborne) made a Statement to pay tribute to the contribution that Newfoundlanders and Labradorians have made to service organizations in general and to the Kinsmen and Kinette Clubs of Canada in particular. The Member noted the significant number from the Province who have held executive positions in these organizations.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to recognize and congratulate Mr. Roger Jamieson, the owner and operator of Kilmory Resort in Swift Current, as the province's first private sector representative on the Canadian Tourism Commission Board of Directors.

The Honourable the Minister of Works, Services & Transportation (Mr. Barrett) tabled the Reports of the *Public Tender Act* Exceptions for the months on March, April, May, June, July, August, September and October, 2002.

Wednesday, November 27<sup>th</sup>, 2002

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Trinity North (Mr. Ross Wiseman):

**“WHEREAS** the percentage of the province’s population over the age of 65 is increasing faster than that of any other Province in Canada;

**AND WHEREAS** an aging population requires specific attention to medical treatment, quality of life issues, affordable prescription drugs, home support services and other direct and indirect supports;

**AND WHEREAS** the Government of Newfoundland and Labrador is not responding to the health needs of the seniors in our Province;

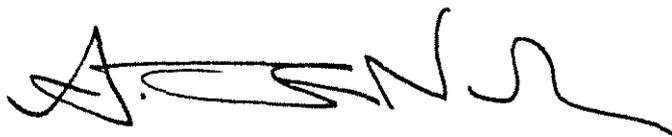
**THEREFORE BE IT RESOLVED** that the Government of Newfoundland and Labrador make public immediately a detailed action plan to respond to the long term care needs of our province’s aging population.”

The Speaker (Ms. Hodder) put the question on the Resolution and declared the Resolution defeated.

The Honourable the Government House Leader (Mr. Lush) gave notice pursuant to Standing Order 11 that the House not adjourn at 5:30 o’clock p.m. on Thursday, November 28<sup>th</sup>, 2002.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, November 28<sup>th</sup> at 1:30 o’clock in the afternoon.

On motion the House adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Thursday, November 28<sup>th</sup>, 2002

Be it known that on this day there appeared before The Honourable Edward Roberts, Lieutenant Governor of the Province of Newfoundland and Labrador, Mr. Terry French, Member returned for the District of Conception Bay South. The Clerk of the House of Assembly advised His Honour that the Chief Electoral Officer had published a Notice in **The Newfoundland and Labrador Gazette** declaring Mr. Terry French as the duly elected Member of the House of Assembly for the District of Conception Bay South in the By-Election held on November 12<sup>th</sup>, 2002. Whereupon, Mr. French 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 stylized flourish at the end.

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Thursday, November 28<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Honourable the Speaker (Mr. Snow) advised Members that the newly elected Member for the District of Conception Bay South (Mr. Terry French) had taken and subscribed to the Oath of Allegiance to the Crown and had signed the Members' Roll. Whereupon, the Leader of the Opposition (Mr. Williams) officially introduced the Member before the Speaker.

The Honourable the Speaker (Mr. Snow) ruled on a point of privilege raised on November 26<sup>th</sup> by the Opposition House Leader (Mr. Ed Byrne) who argued that the privileges of Members of the Official Opposition had been breached when the Minister of Labrador and Aboriginal Affairs (Mr. McLean) had invited certain Members to a roundtable meeting in Labrador without inviting Members of the Official Opposition. The Speaker ruled that a *prima facie* case of privilege had not been established by the Opposition House Leader.

The Honourable the Speaker (Mr. Snow) ruled on a point of order raised by the Opposition House Leader (Mr. Byrne) concerning certain comments made by the Honourable the Premier on November 26<sup>th</sup>. The Speaker ruled that in answering a question from the Leader of the Opposition (Mr. Williams), the Honourable the Premier (Mr. Grimes) used words as quoted in Hansard which imputed to the Leader of the Opposition an unworthy motive and asked the Honourable the Premier to withdraw those words. The Honourable the Premier rose and withdrew the words.

The Honourable the Minister of Mines & Energy (Mr. Matthews) rose on a point of privilege alleging that his privileges had been breached because the Leader of the Opposition (Mr. Williams) had asserted that certain confidential information and documents relating to the Gull Island Hydro Project had been released to the public and that he had violated his Cabinet oath of secrecy.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) also rose on a point of privilege to argue the same matter as the Honourable the Minister of Mines & Energy (Mr. Matthews) that her privileges had been breached by the allegation of the Leader of the Opposition (Mr. Williams) that she had made public certain confidential information.

The Speaker took these matters under advisement.

Thursday, November 28<sup>th</sup>, 2002

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to congratulate Mrs. Elizabeth Lee of Riverhead, St. Mary's Bay on receiving the Queen's Golden Jubilee Medal for her years of dedication to her community, her province and her country.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Kirk and Kris Bussey, two students from his district who had participated in the Youth Ventures Program and had received two awards for their enterprise namely the High Achievement in Marketing and Venture of the Year.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) made a Statement to recognize the efforts of SmartLabrador, an organization that was chosen as the Smart Communities Demonstration Project for the Province.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to congratulate the recent inductees into the Burin Peninsula Soccer Hall of Fame and the Newfoundland and Labrador Soccer Hall of Fame.

The Honourable the Premier (Mr. Grimes) made a Statement with respect to the Province's first reaction to the Report of the Royal Commission on the Future of Health Care in Canada (the Romanow Report).

The Honourable the Minister of Labrador and Aboriginal Affairs (Mr. McLean) made a Statement to advise Members that the Premier's Roundtable discussion on the proposed Gull Island Project which took place in Labrador had been a success.

The Honourable the Minister of Fisheries & Aquaculture (Mr. Reid) made a Statement to announce that a meeting had been arranged and an invitation had been extended to Members of the House of Commons and Senators in Ottawa to discuss the common approach of the recently announced potential impacts of possible cod fishery closures in the Province.

The Honourable the Minister of Environment (Mr. Aylward) made a Statement to advise Members he had attended the 10<sup>th</sup> anniversary celebration of the Newfoundland and Labrador Environment Industry Association and to congratulate the winners of the first Newfoundland and Labrador Environmental Industry Awards.

During Oral Questions, the Opposition House Leader (Mr. Byrne) rose on a point of order to argue that the Honourable the Premier (Mr. Grimes) should withdraw certain words that he had made in answer to a question from the Leader of the Opposition (Mr. Williams). The Member argued that these words amounted to innuendo and imputed motives to the Leader of the Opposition.

Thursday, November 28<sup>th</sup>, 2002

The Speaker took the matter under advisement in order to review Hansard.

After Oral Questions the Honourable the Government House Leader (Mr. Lush) rose on a point of order to ask the Speaker to comment on the practice of not raising points of order during Oral Questions.

The Speaker took the matter under advisement.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

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

A Bill, "An Act To Amend The Access To Information And Protection Of Privacy Act" (Bill No. 25);

A Bill, "An Act To Amend The Forestry Act" (Bill No. 27).

On motion it was ordered that the above noted Bills 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 To Amend The Teachers' Association Act" (Bill No. 26) and on motion it was ordered that Bill No. 26 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Teachers' Association Act" (Bill No. 26) was read a second time and on motion it was ordered that Bill No. 26 be referred to 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 Respecting Student Financial Assistance" (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 Respecting Student Financial Assistance" (Bill No. 12) was read a second time and on motion it was ordered that Bill No. 12 be referred to Committee of the Whole House on tomorrow.

Thursday, November 28<sup>th</sup>, 2002

By leave, the Honourable the Speaker (Mr. Snow) tabled the Annual Report of the Chief Electoral Officer on Election Finances for the period January 1, 2001 to December 31, 2001.

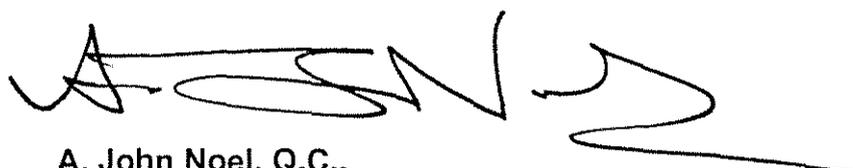
Pursuant to order and on motion debate continued and concluded on Second Reading of the Bill entitled, "An Act To Amend The Highway Traffic Act No. 3" (Bill No. 29) and on motion it was ordered that Bill No. 29 be read a second time presently.

On motion the Bill entitled, "An Act To Amend the Highway Traffic Act No. 3" (Bill No. 29) was read a second time and on motion it was ordered that Bill No. 29 be referred to Committee of the Whole House on tomorrow.

The Honourable the Government House Leader (Mr. Lush) gave notice pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock p.m. on Monday, December 2<sup>nd</sup>, 2002.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, December 2<sup>nd</sup> at 1:30 o'clock in the afternoon.

On motion the House 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, Q.C.,**  
Clerk of the House of Assembly.

Monday, December 2<sup>nd</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Honourable the Speaker (Mr. Snow) ruled on a point of privilege raised by the Honourable the Minister of Mines & Energy (Mr. Matthews) on November 28<sup>th</sup> with respect to certain comments made by the Leader of the Opposition (Mr. Williams). The Speaker ruled that the Minister had not established a *prima facie* case of breach of privilege because the statements were made outside the House. The Speaker also ruled on a point of privilege raised by the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) with respect to certain comments made by the Leader of the Opposition. The Speaker also ruled that a *prima facie* case of privilege had not been established.

The Honourable the Speaker (Mr. Snow) ruled on a point of order raised by the Honourable the Government House Leader (Mr. Lush) on November 28<sup>th</sup>. The Speaker ruled that although the practice of raising points of order during Oral Questions was not prohibited, the Speaker encouraged Members to raise their points of order after Oral Questions concluded.

The Member for Humber East (Mr. Mercer) made a Statement to congratulate Mr. Edward Andrews, Biology Professor at Sir Wilfred Grenfell College in Corner Brook, who had been recently named a 2002 recipient of Memorial University's Distinguished Teacher Award.

The Member for Waterford Valley (Mr. Hodder) made a Statement to congratulate the Parish of St. Peter's in Mount Pearl on the official Blessing and Dedication of the Parish's new church.

The Member for Port de Grave (Mr. Butler) made a Statement to advise Members that Mr. Jim Lynch had been recognized for his years of service in police enforcement by being awarded the first John J. Sullivan Award.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to recognize Mrs. Annie Power of Branch, St. Mary's Bay who celebrated her 87<sup>th</sup> Birthday on November 30<sup>th</sup>.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to advise Members and the general public that in order to coincide with the 60<sup>th</sup> anniversary of the birth of Bell Island entertainer Harry Hibbs, Unidisc Music Canada had rereleased the entire ARC recordings of Harry Hibbs career on compact disc for a new generation of fans.

Monday, December 2<sup>nd</sup>, 2002

By leave, the Honourable the Minister of Finance and President of Treasury Board and the Member for St. John's Centre (Ms. Aylward) made a Statement to commend VOXM radio and all the volunteers who were associated with the Dial-a-Carol Radiothon which raised almost \$6,000 for the St. John's Boys and Girls Club.

The Honourable the Minister of Industry, Trade and Rural Development (Mr. Parsons) made a Statement to advise Members that representatives from nine Newfoundland and Labrador companies and organizations will be in New Orleans, Louisiana for the 2002 International Workboat Show.

The Honourable the Minister of Mines & Energy (Mr. Matthews) made a Statement to update Members on the potential Gull Island Hydro development and to confirm that no agreement on the Project had been finalized.

The Honourable the Minister of Justice and Attorney General (Mr. Parsons) tabled the audited financial statements of the Newfoundland and Labrador Legal Aid Commission for the fiscal year ended March 31, 2002.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with respect to these high cost MS drugs, as is the case in other Canadian provinces.

The Member for Harbour Main - Whitbourne (Mr. Hedderson) presented a Petition on behalf of certain retired teachers urging the Government of Newfoundland and Labrador to initiate immediate action to review pensions of retired teachers and re-instate regular escalation in the form of annual ad hoc increases to retired teachers pensions.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

By leave, the Member for Cartwright - L'Anse au Clair (Ms. Jones) presented a Petition on behalf of certain residents of her District urging the Government of Newfoundland and Labrador to construct a road link from the Trans Labrador Highway to the Community of Williams Harbour.

Monday, December 2<sup>nd</sup>, 2002

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Amend The Adoption Act" (Bill No. 14) and on motion it was ordered that Bill No. 14 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Adoption Act" (Bill No. 14) was read a second time and on motion it was ordered that Bill No. 14 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 a Bill entitled, "An Act To Amend The Forestry 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 Forestry Act" (Bill No. 27) was read a second time and on motion it was ordered that Bill No. 27 be referred to a Committee of the Whole House on tomorrow.

At 5:30 o'clock in the afternoon it was agreed to stop the clock for a few minutes in order to conclude Second Reading debate on Bill No. 25.

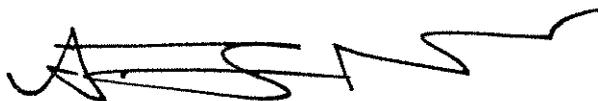
Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Amend The Access To Information And Protection Of Privacy Act" (Bill No. 25) and on motion it was ordered that Bill No. 25 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Access To Information And Protection Of Privacy Act" (Bill No. 25) was read a second time and on motion it was ordered that Bill No. 25 be referred to a Committee of the Whole House on tomorrow.

The Honourable the Government House Leader (Mr. Lush) gave notice pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock p.m. on Tuesday, December 3<sup>rd</sup>, 2002.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, December 3<sup>rd</sup> at 1:30 o'clock in the afternoon.

On motion the House adjourned accordingly.



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

Tuesday, December 3<sup>rd</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to recognize eight volunteer rescuers and one member of the Canadian Coast Guard who were recently awarded medals from the Canadian Coast Guard Auxiliary at an Award Ceremony in Marystown.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate the Britannia United Church on the occasion of its 100<sup>th</sup> Anniversary.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate the organizers of the largest fishing and marine industries exhibition in Atlantic Canada held in St. John's Mile One Stadium in November.

By leave, the Honourable the Minister of Municipal & Provincial Affairs and the Member for Fortune Bay - Cape La Hune (Mr. Langdon) made a Statement to congratulate the students and teachers of St. Boniface All Saints Grade School in Ramea for choosing to make the school totally smoke free.

The Honourable the Minister of Mines & Energy (Mr. Matthews) made a Statement to advise Members that the Canada-Newfoundland Offshore Petroleum Board had granted an increase to Terra Nova's annual rate of production.

The Honourable the Minister of Health and Community Services (Mr. Smith) made a Statement to recognize December 3<sup>rd</sup> as the International Day of Disabled Persons as proclaimed by the United Nations. This year's theme was "Independent Living and Sustainable Livelihood".

The Honourable the Minister of Youth Services & Post-Secondary Education (Ms. Kelly) made a Statement on behalf of the Youth Mine Action Ambassador Program in order to recognize December 3<sup>rd</sup> as the fifth anniversary of The Ottawa Treaty - The Convention to Ban Anti-Personnel Mines.

The Honourable the Minister of Youth Services and Post-Secondary Education (Ms. Kelly) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

Tuesday, December 3<sup>rd</sup>, 2002

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to put \$97 million back into the Labrador Transportation Initiative Fund to be spent on transportation initiatives in Labrador.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade and pave the approximately three kilometres of Route 235 from Birchy Cove to Bonavista.

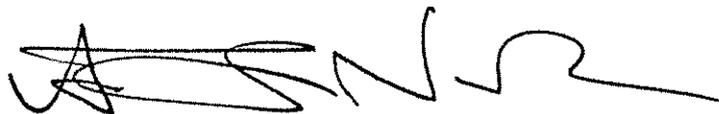
The Member for Cape St. Francis (Mr. Jack Byrne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

Pursuant to order and on motion debate commenced on Second Reading of a Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23) and on motion debate was adjourned for further debate on tomorrow.

The Honourable the Government House Leader (Mr. Lush) announced that the motion standing in the name of the Member for Carbonear - Harbour Grace (Mr. Sweeney) would be debated on Private Members' Day on Wednesday, December 4<sup>th</sup>, 2002.

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

On motion the House adjourned accordingly.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, December 4<sup>th</sup>, 2002

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

The Honourable the Speaker (Mr. Snow) ruled on a point of order raised by the Opposition House Leader (Mr. Byrne) on November 28<sup>th</sup> with respect to the Honourable the Premier's (Mr. Grimes) assertion that the Leader of the Opposition (Mr. Williams) was spreading rumors by innuendo. The Speaker ruled that this was not a point of order but a difference of opinion.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to congratulate the Royal Canadian Sea Cadets Corp, 121 Mary Rose of Marystown which celebrated fifty years of providing leadership and opportunities for the young people of the Marystown area.

The Member for Harbour Main - Whitbourne (Mr. Hedderson) made a Statement to pay tribute to Mrs. Isabel Harris, a long time resident of Markland, formerly of St. John's, who died on December 1<sup>st</sup> at the age of 90 years.

The Member for Carbonear - Harbour Grace (Mr. Sweeney) made a Statement to acknowledge a local company, ZeddComm, which had been ranked as one of the fastest growing technology companies in North America by Deloitte and Touche's 'Fast 500'.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) made a Statement to congratulate two young students from her district, Christy Groves and Heather Trimm of Forteau who placed in the fourth Canadian National Immunization Poster Competition.

The Honourable the Premier (Mr. Grimes) made a Statement to report on the recent meeting held in Ottawa regarding the state of cod stocks in the gulf and the Northeast coast. The meeting was attended by Newfoundland and Labrador Members of Parliament and representatives from the House of Assembly.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with respect to these high cost MS drugs, as is the case in other Canadian provinces.

Wednesday, December 4<sup>th</sup>, 2002

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Carbonear - Harbour Grace (Mr. Sweeney):

**“WHEREAS** the fishery and aquaculture are extremely important parts of the economic and social well being of this Province;

**AND WHEREAS** the current state of our understanding of the fishery resources off our coast is an underdeveloped area and more research is needed in this field;

**AND WHEREAS** bringing administrative functions closer to the people who pursue the fishery would result in a better exchange of ideas and better management;

**THEREFORE BE IT RESOLVED** that this House of Assembly supports a comprehensive review of the organization of the Federal Department of Fisheries and Oceans with the purpose of providing improved services to the fishing industry in Newfoundland and Labrador.”

The Speaker (Mr. Snow) put the question on the Resolution and declared the Resolution carried unanimously.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, December 5<sup>th</sup> at 1:30 o'clock in the afternoon.

On motion the House 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, Q.C.,**  
Clerk of the House of Assembly.

Thursday, December 5<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate the Baccalieu Trail Heritage Corporation on the launch of a new website celebrating the rich history of the Baccalieu Trail.

The Member for St. John's West (Ms. Osborne) made a Statement to offer congratulations to her father, Mr. Jim Ridgely, on his 92<sup>nd</sup> birthday.

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to congratulate Persalvic Elementary School in Victoria and St. Catherine's Academy in Mount Carmel upon receiving new computers for their efforts in the Multi-Materials Stewardship Board's annual school recycling contest.

The Member for Waterford Valley (Mr. Hodder) made a Statement to congratulate Rev. Dr. Hector Swain on being named as a recipient of the Queen's Golden Jubilee Medal for his many volunteer activities.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate the 567 Random Squadron Royal Canadian Air Cadets on the occasion of their 50<sup>th</sup> Anniversary.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to recognize the Newfoundland Symphony Youth Choir who performed for Her Majesty, Queen Elizabeth II in Toronto during the Royal Golden Jubilee Gala on October 10<sup>th</sup>, 2002.

The Honourable the Minister of Government Services and Lands (Mr. Noel) made a Statement to remind Members and the public that the week of December 1<sup>st</sup> to 7<sup>th</sup> was National Safe Driving Week.

The Honourable the Minister of Youth Services and Post-Secondary Education and Minister Responsible for the Status of Women (Ms. Kelly) made a Statement to recognize December 6<sup>th</sup> as the anniversary of the murder of fourteen women at Montreal's Ecole Polytechnique Engineering School and to recognize that day as the National Day of Remembrance and Action on Violence Against Women.

The Honourable the Minister of Environment (Mr. Aylward) made a Statement to announce that a grant of \$279,000 under the Newfoundland and Labrador Waste Management Trust Fund had been given to the Central Newfoundland Solid Waste Management Committee.

Thursday, December 5<sup>th</sup>, 2002

The Honourable the Minister of Works, Services & Transportation (Mr. Barrett) made a Statement to announce and invite Members and the public to the annual Christmas Lights Across Canada Tree Lighting Ceremony, which will be held in front of the East Block of the Confederation Building.

The Honourable the Minister of Youth Services & Post-Secondary Education in her capacity as the Member Responsible for the Status of Women (Ms. Kelly) tabled the Annual Report and audited financial statements of the Advisory Council on the Status of Women Newfoundland and Labrador for the fiscal year 2001-02.

The Member for Bonavista North (Mr. Harding) presented a Petition on behalf of certain residents of his District in particular Frederickton, Noggin Cove and Carmanville, urging the Government of Newfoundland and Labrador to upgrade and pave Route 332 during the 2003 construction season.

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to remove the incinerator in Bide Arm before more health and environmental problems occur.

Pursuant to order and on motion the Bill entitled, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No. 33) was introduced and read a first time and on motion it was ordered that Bill No. 33 be read a second time on tomorrow.

Pursuant to order and on motion debate continued on Second Reading of a Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23) and on motion debate was adjourned for further debate on tomorrow.

During the debate on Bill No. 23, the Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 the following:

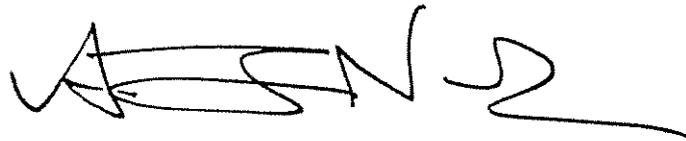
"That the House not adjourn at 5:30 o'clock in the afternoon on Monday, December 9<sup>th</sup>, 2002; and

"That the House not adjourn at 10 o'clock in the evening on Monday, December 9<sup>th</sup>, 2002."

Thursday, December 5<sup>th</sup>, 2002

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, December 9<sup>th</sup> at 1:30 o'clock in the afternoon.

On motion the House 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, Q.C.,**  
Clerk of the House of Assembly.

Monday, December 9<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Humber East (Mr. Mercer) made a Statement to pay tribute to Mr. Victor May, principal of Elwood Primary School in Deer Lake, formerly of Belloram and a long time resident of Pasadena who died suddenly on December 1<sup>st</sup>.

The Member for Placentia & St. Mary's Bay (Mr. Manning) made a Statement to congratulate and extend best wishes to Mrs. Katherine Mahoney of St. Bride's on her 99<sup>th</sup> birthday.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate the Canadian Coast Guard Search and Rescue 103 Squadron in Gander for recently completing the longest offshore rescue mission in the history of the Cormorant Helicopter in Canada.

The Member for Harbour Main - Whitbourne (Mr. Hedderson) made a Statement to congratulate the 16<sup>th</sup> graduating class of the WISE Program, Women Interested In Successful Employment, for the Trinity/Conception Bay Area.

The Member for Carbonear - Harbour Grace (Mr. Sweeney) made a Statement to congratulate Ms. Karen Pottle of St. John's who was the recipient of a major national fashion award in October 2002, one of twenty-five designers who had received awards in Toronto from the Matinee Fashion Foundation.

The Honourable the Minister of Youth Services and Post-Secondary Education (Ms. Kelly) made a Statement respecting Memorial University of Newfoundland's 2002 President's Report which focused on three areas of importance to the university - vision, action and innovation. The Minister also tabled the Report.

The Honourable the Minister of Labour (Ms. Thistle) gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Fishing Industry Collective Bargaining Act". (Bill No. 31)

The Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and at 10 o'clock in the evening on Tuesday, December 10<sup>th</sup>, 2002.

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon on Monday, December 9<sup>th</sup>.

Monday, December 9<sup>th</sup>, 2002

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

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 10 o'clock in the evening on Monday, December 9<sup>th</sup>.

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

The Member for Windsor -Springdale (Mr. Hunter) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to reinstate the opening date for the Big Game Hunting Season in Area 41, Sheffield Lake, to commence the second Saturday in October and close the second weekend of January of the following year.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade and pave the approximately three kilometres of Route 235 from Birchy Cove to Bonavista.

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to remove the incinerator in Bide Arm before more health and environmental problems occur.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain retired teachers urging the Government of Newfoundland and Labrador to initiate immediate action to review pensions of retired teachers and re-instate regular escalation in the form of annual ad hoc increases to retired teachers' pensions.

Pursuant to order and on motion debate continued on Second Reading of a Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23).

The House recessed at 5:30 o'clock in the afternoon for the dinner break.

The Speaker resumed the Chair at 7:00 o'clock in the evening.

Monday, December 9<sup>th</sup>, 2002

Debate continued and concluded on Second Reading of a Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23) and on motion it was ordered that Bill No. 23 be read a second time presently.

On motion the Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (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 on tomorrow.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) informed the House that she had received a Message from His Honour the Lieutenant-Governor.

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

"April 25, 2002

The Honourable the Minister of Finance and President of Treasury Board

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I, the Lieutenant-Governor of the Province of Newfoundland and Labrador, transmit Estimates of sums required for the Public Service of the Province for the year ending March 31, 2002, by way of Supplementary Supply and, in accordance with the provisions of the *Constitution Act, 1867*, I recommend these Estimates to the House of Assembly.

Sgd. **A.M. House**  
Lieutenant-Governor."

On motion of the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), the House resolved itself into a Committee of the Whole on Supply to consider a certain Resolution and Bill No. 8 for the granting of Supplementary Supply To Her Majesty.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole on Supply.

Monday, December 9<sup>th</sup>, 2002

The Committee considered 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, 2002 And For Other Purposes Relating To The Public Service" (Bill No. 8).

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) rose on a point of order to allege that the Member for Ferryland (Mr. Sullivan) had referred to Ministers carrying out deceitful acts. The Chair (Mr. Mercer) stated he would review Hansard and took the matter under advisement.

The Honourable the Minister of Mines & Energy (Mr. Matthews) rose on a point of order to allege that by referring to Members as deceitful, the Member for Ferryland (Mr. Sullivan) had implied that Members had lied to the House.

The Chair again took the matter under advisement.

During the debate, the Honourable the Government House Leader (Mr. Lush) rose on a point of order to argue that certain words used by the Member for St. John's South (Mr. Osborne) were unparliamentary. The Chair (Mr. Mercer) heard arguments and took the matter under advisement in order to listen to the Hansard tapes.

Debate continued on the Resolution respecting Supplementary Supply and Bill No. 8 and on motion the Committee agreed to report progress when the Committee of the Whole House rose.

The Committee of the Whole continued to sit in order to debate various Bills called by the Honourable the Government House Leader (Mr. Lush).

The Committee considered and passed the Bill entitled, "An Act To Amend The Access To Information And Protection Of Privacy Act" (Bill No. 25).

The Committee considered the Bill entitled, "An Act To Amend The Highway Traffic Act No. 3" (Bill No. 29).

The Honourable the Minister of Justice & Attorney General (Mr. Parsons) moved the following amendment:

"That Clause 1 of Bill No. 29 be amended by deleting the proposed subsection 189(8) and substituting the following:

Monday, December 9<sup>th</sup>, 2002

“(8) A council shall publish a notice in the *Gazette* and in at least one newspaper circulating in the municipality stating that it has made regulations under this section and the council shall make the regulations available upon request, without charge.”

The Chair (Ms. Hodder) 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 No. 3” (Bill No. 29) with an amendment.

The Committee considered and passed the Bill entitled, “An Act To Amend The Teachers’ Association Act” (Bill No. 26).

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee of the Whole House (Ms. Hodder) reported that the Committee of the Whole House had considered the matters to it referred, had passed the following Bills without amendment:

A Bill, “An Act To Amend The Access To Information And Protection Of Privacy Act” (Bill No. 25);

A Bill, “An Act To Amend The Teachers’ Association Act” (Bill No. 26).

On motion it was ordered that Bills No. 25 and 26 be read a third time on tomorrow.

The Chairperson of the Committee of the Whole House reported that the Committee had considered the matters to it referred, had passed the Bill entitled, “An Act To Amend The Highway Traffic Act No. 3” (Bill No. 29) with an amendment and asked leave to sit again.

The amendment to Bill No. 29 having been read a first and second time, on motion it was ordered that Bill No. 29 be read a third time on tomorrow.

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

Monday, December 9<sup>th</sup>, 2002

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

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, December 10<sup>th</sup> at 1:30 o'clock in the afternoon.

On motion the House adjourned at 12:15 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, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, December 10<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Opposition House Leader (Mr. Byrne) rose on a point of privilege to argue that the privileges of all Members had been breached because certain Special Warrants had not been tabled in accordance with the provisions of the *Financial Administration Act* as noted in the Auditor General's Report.

The Speaker took the matter under advisement.

The Member for Burin - Placentia West (Ms. Hodder) made a Statement to congratulate two residents with connections to the Burin Peninsula, Mr. Jamie Emberley and Mr. Byron Monster, who performed extremely well at the Eastern Canadian Powerlifting Championships held recently in Charlottetown, PEI.

The Member for The Straits & White Bay North (Mr. Taylor) made a Statement to congratulate the officers and cadets of the 285<sup>th</sup> Royal Canadian Sea Cadet Corp. Lief Ericsson on twenty-five years of success and dedication to the cadet movement.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) made a Statement to congratulate Mothers Against Drunk Driving which recently launched a campaign in Southern Labrador to spread the message to encourage sober driving. The Member also congratulated Ms. Niki Rumbolt on placing first place in the 2002 MADD Canada National Writing Contest.

The Member for Signal Hill - Quidi Vidi (Mr. Harris) made a Statement to congratulate Bishop Field Elementary School on being awarded membership in the League of Peaceful Schools, the fourth school within the Avalon East School Board jurisdiction to achieve this designation.

By leave, the Honourable the Minister of Youth Services and Post-Secondary Education and the Member for Gander (Ms. Kelly) made a Statement to congratulate Mr. Maxwell Hussey of Gander, formerly of Herring Neck who celebrated his 100<sup>th</sup> birthday last week.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to recognize the official opening of the Happy Tree at the Placentia mall. The Member also congratulated those involved in this yearly charitable project.

Tuesday, December 10<sup>th</sup>, 2002

After Oral Questions, the Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) rose on a point of order to argue that the term "breaking the law" with respect to the debate during Oral Questions on the tabling of Special Warrants was unparliamentary and out of order.

The Speaker took the matter under advisement.

The Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and not adjourn at 10 o'clock in the evening on Thursday, December 12<sup>th</sup>, 2002.

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

**"WHEREAS** the downturn in the fishery of Newfoundland and Labrador has had such a negative impact on employment;

**AND WHEREAS** more than 50,000 people have left our Province in the last decade;

**AND WHEREAS** the economy of Newfoundland and Labrador continues to suffer;

**AND WHEREAS** the Government Jobs and Growth Strategy is not reaping the benefits we are led to believe it is;

**AND WHEREAS** the Government has failed to permanently fill the important position of Minister for Industry, Trade and Rural Development;

**AND WHEREAS** community groups and organizations in this province that are mandated to address community economic development are raising concerns about the lack of direction and commitment from the provincial government to deal with this situation;

**THEREFORE BE IT RESOLVED** that this Honourable House call on government to immediately appoint a full time Minister of Industry, Trade & Rural Development and to convene an emergency meeting in January, 2003 with the stakeholder groups to address these concerns."

Tuesday, December 10<sup>th</sup>, 2002

The Member for Harbour Main - Whitbourne (Mr. Hedderson) gave notice that he would on tomorrow move the following Resolution:

**“WHEREAS** faculty members of Memorial University of Newfoundland's Department of Mathematics and Statistics have expressed concern that they had been kept in the dark about recent changes to the province's high school mathematics curriculum and that they had discovered major errors in the course program;

**AND WHEREAS** teachers in the province have expressed concern that the curriculum changes were introduced without adequate teacher in-servicing thereby creating a situation in which teachers were not adequately prepared to instruct their students in the new methodologies;

**AND WHEREAS** one of the major recommendations of the 1992 Williams Royal Commission Report *Our Children Our Future: Royal Commission of Inquiry Into the Delivery of Programs and Services in Primary, Elementary, Secondary Education* was that teachers ought to be thoroughly in-serviced before curriculum changes are implemented;

**THEREFORE BE IT RESOLVED** that the Department of Education consult with elementary, secondary and post-secondary educators to determine the need for changes to the curriculum and to review curriculum changes before they are implemented;

**AND BE IT FURTHER RESOLVED** that the Department of Education provide adequate teacher in-service before proceeding with curriculum changes.”

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain retired teachers urging the Government of Newfoundland and Labrador to initiate immediate action to review pensions of retired teachers and re-instate regular escalation in the form of annual ad hoc increases to retired teachers' pensions.

The Member for Burin - Placentia West (Ms. Hodder) presented a Petition on behalf of certain residents of the Province requesting the Government of Newfoundland and Labrador to include certain medications and other drugs deemed safe and effective by Health Canada to treat Alzheimer Disease as a benefit under the Newfoundland and Labrador Prescription Drug Program.

Tuesday, December 10<sup>th</sup>, 2002

The Member for Labrador West (Mr. Coillins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with respect to these high cost MS drugs, as is the case in other Canadian provinces.

The Member for St. John's South (Mr. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to retain the current name of the university as the Memorial University of Newfoundland.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Automobile Insurance Act, The Insurance Companies Act And The Highway Traffic Act To Effect Certain Reforms Respecting Automobile Insurance Arising From The Recommendations Of The Select Committee To Review The Property And Casualty Insurance Industry And The Government's Public Consultation" (Bill No. 28) was introduced and read a first time and on motion it was ordered that Bill No. 28 be read a second time on tomorrow.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31) was introduced and read a first time and on motion it was ordered that Bill No. 31 be read a second time on tomorrow.

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock on Tuesday, December 10<sup>th</sup>.

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

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 10 o'clock on Tuesday, December 10<sup>th</sup>.

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 a Bill entitled, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22) and on motion it was ordered that Bill No. 22 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22) was read a second time and on motion it was ordered that Bill No. 22 be referred to Committee of the Whole House on tomorrow.

Tuesday, December 10<sup>th</sup>, 2002

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No. 13) and on motion it was ordered that Bill No. 13 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No.13) was read a second time and on motion it was ordered that Bill No.13 be referred to Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Amend The Gasoline Tax 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 Gasoline Tax Act" (Bill No.16) was read a second time and on motion it was ordered that Bill No. 16 be referred to Committee of the Whole House on tomorrow.

Pursuant to order and on motion debated commenced on Second Reading of a Bill entitled, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No.33).

The House recessed at 5:30 o'clock in the afternoon for the dinner break.

The Speaker resumed the Chair at 7 o'clock in the evening.

Debate continued and concluded on Second Reading of the Bill entitled, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (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 Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No. 33) was read a second time and on motion it was ordered that Bill No. 33 be referred to a Committee of the Whole House on tomorrow.

On motion of the Honourable the Government House Leader (Mr. Lush) the House resolved itself into a Committee of the Whole House.

The Speaker (Mr. Snow) left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

Tuesday, December 10<sup>th</sup>, 2002

The Committee of the Whole considered a certain Resolution and a Bill entitled, "An Act To Authorize The Raising Of Money By Way Of Loans By The Province" (Bill No. 7).

After some debate the Honourable the Government House Leader (Mr. Lush) moved that the Committee of the Whole report progress on a certain Resolution and Bill No. 7 when the Committee of the Whole rose.

The Committee of the Whole House continued to sit in order to debate various Bills called by the Honourable the Government House Leader (Mr. Lush).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The City Of St. John's Act" (Bill No. 18).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The City Of St. John's Loan Act, 1978" (Bill No. 19).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Automobile Insurance Act" (Bill No. 9).

The Committee of the Whole considered the Bill entitled, "An Act To Amend The Forestry Act" (Bill No. 27).

During debate on Bill No. 27 the Member for Signal Hill-Quidi Vidi (Mr. Harris) moved, seconded by the Member for Windsor-Springdale (Mr. Hunter) the following amendment:

"That Clause 1 of Bill No. 27 be amended by adding immediately after the proposed subsection 13.1(3) of the *Forestry Act* the following:

"(4) Commencing not less than 12 months before the expiry of the licences to cut timber referred to in subsection (1), the minister shall initiate and conduct a public consultation process with participants in the forest industry as well as interested individuals, groups and affected communities to explore and consider the full range of forest uses in relation to the areas covered by the licences".

The Chair (Mr. Mercer) put the question on the amendment and declared the amendment carried.

The Committee passed the Bill entitled, "An Act To Amend The Forestry Act" (Bill No. 27) with an amendment.

Tuesday, December 10<sup>th</sup>, 2002

The Committee considered the Bill entitled, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20).

During the debate, the Honourable the Minister of Government Services and Lands (Mr. Noel) moved the following amendments to Bill No. 20:

"1. That subclause 2(1) of Bill No. 20 be deleted and the following substituted:

"2.(1) Section 60.1 of the Act is amended by adding immediately after subsection (3) the following:

"(3.1) Where, upon demand of a peace officer made under section 254 of the Criminal Code, the driver of a motor vehicle or a person who has the care or control of a motor vehicle fails or refuses to provide a sample of his or her breath, the peace officer shall request the driver to surrender his or her driver's licence."

(1.1) Subsection 60.1(8) of the Act is repealed and the following substituted:

"(8) Upon a request being made under subsection (1), (2), (3) or (3.1) the driver shall immediately surrender his or her driver's licence."

(1.2) Subsection 60.1(9) of the Act is repealed and the following substituted:

"(9) Upon a request being made under subsection (1),(2),(3) or (3.1), whether or not the driver surrenders his or her driver's licence to the peace officer, his or her driver's licence or driving privileges are suspended

(a) for a period of 24 hours from the time the request is made, where the driver fails or refuses to provide a sample of his or her breath or where the analysis under subsection (1) or (2) indicates that the proportion of alcohol in his or her blood is 50 milligrams or more in 100 millilitres of blood; and

(b) for a period of 90 days commencing on the 14<sup>th</sup> day after the expiration of the 24 hour suspension, where the driver fails or refuses to provide a sample of his or her breath or where the analysis under subsection (1) or (2) indicates that the proportion of alcohol in his or her blood is 80 milligrams or more of alcohol in 100 millilitres of blood."

Tuesday, December 10<sup>th</sup>, 2002

2. That clause 3 of Bill No. 20 be deleted and the following substituted:
    3. Section 60.4 of the Act is amended by adding immediately after subsection (6) the following:

“(6.1) Notwithstanding subsection (6), where a novice driver fails or refuses to provide a sample of his or her breath or the analysis under subsection (1) or (2) indicates that the proportion of alcohol in the novice driver's blood is 80 milligrams or more of alcohol in 100 millilitres of blood, the novice driver's licence or driving privileges shall be suspended by the registrar for a minimum period of 90 days and the procedure for reinstatement set out in subsection (6) applies.”
  3. That clause 4 of Bill No. 20 be deleted and the following substituted:
    4. Subsection 60.5(5) of the Act is repealed and the following substituted:

“(5) Upon a request being made under subsection (2) or (3), whether or not the accompanying driver surrenders his or her driver's licence to the peace officer, his or her driver's licence or driving privileges are suspended

      - (a) for the period of 24 hours from the time the request is made, where the accompanying driver fails or refuses to provide a sample of his or her breath or where the analysis under subsection (2) or (3) indicates that the proportion of alcohol in his or her blood is 50 milligrams or more in 100 millimetres of blood; and
      - (b) for a period of 90 days commencing on the 14<sup>th</sup> day after the expiration of the 24 hour suspension, where the accompanying driver fails or refuses to provide a sample of his or her breath or where the analysis under subsection (2) or (3) indicates that the proportion of alcohol in his or her blood is 80 milligrams or more of alcohol in 100 millilitres of blood.”
- (5.1) Where an accompanying driver's licence or driving privileges are suspended under subsection (5) the peace officer shall
- (a) provide the driver whose driver's licence or driving privileges are suspended with a notice including the time from which the suspension takes effect and the length of the period during which his or her driver's licence is suspended, and where the driver surrenders his or her licence that notice constitutes a receipt of that surrender;

Tuesday, December 10<sup>th</sup>, 2002

(b) notify the registrar of the name of the accompanying driver, his or her address and the details of the suspension; and

(c) inform the accompanying driver of how he or she may collect his or her driver's licence after the expiration of the 24 hour suspension."

The Chair (Mr. Mercer) put the question on the amendments to Bill No. 20 and declared the amendments carried.

The Committee passed the Bill entitled, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20) with amendments.

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee of the Whole House (Mr. Mercer) reported that the Committee of the Whole House had considered the matter to it referred and had passed the following Bills without amendment:

A Bill, "An Act To Amend The City Of St. John's Act" (Bill No. 18);

A Bill, "An Act To amend The city Of St. John's Loan Act, 1978" (Bill No. 19);

A Bill, "An Act To Amend The Automobile Insurance Act" (Bill No. 9).

On motion it was ordered that Bills No. 18,19, and 9 be read a third time on tomorrow.

The Chairperson of the Committee of the Whole House reported that the Committee had considered the matters to it referred and had passed the following Bills with amendments:

A Bill, "An Act To Amend The Forestry Act" (Bill No. 27);

A Bill, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20).

The amendments to Bills No. 27 and 20 having been read a first and second time, on motion it was ordered that Bills No. 27 and 20 be read a third time on tomorrow.

Tuesday, December 10<sup>th</sup>, 2002

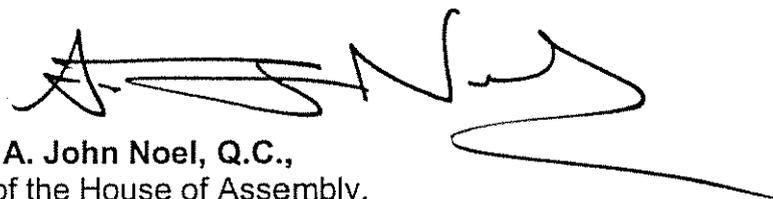
The Chairperson of the Whole House further reported that the Committee had considered the matters to it referred and that the Committee had made some progress on a certain Resolution and the Bill entitled, "An Act To Authorize The Raising Of Money By Way Of Loans By The Province" (Bill No. 7) and asked leave to sit again on tomorrow.

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

It was agreed that the Resolution standing in the name of the Member for Harbour Main - Whitbourne (Mr. Hedderson) 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 11<sup>th</sup> at 2 o'clock in the afternoon.

On motion the House then adjourned at 12:10 o'clock in the morning of December 11<sup>th</sup>.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Wednesday, December 11<sup>th</sup>, 2002

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

The Member for Humber East (Mr. Mercer) made a Statement to congratulate Ms. Joan Luther, a research scientist with the Canadian Forest Service in Corner Brook who was the 2002 recipient of the James M. Kitz Award for her dedicated work with the Canadian Forest Service.

The Member for Placentia & St. Mary's (Mr. Manning) made a Statement to pay tribute to Mr. Patrick Barry of St. Bride's who was awarded the Medal of Bravery for a daring rescue that occurred on September 23<sup>rd</sup>, 1999 at the Harbour in St. Bride's.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Ms. Olivia Crane, a grade six student at Amalgamated Academy in Bay Roberts, who won the Royal Conservatory of Music Silver Medal for singing.

The Member for Labrador West (Mr. Collins) made a Statement to congratulate the United Steelworkers of America Local 6285, representing workers employed by Wabush Mines on their 40<sup>th</sup> anniversary and to advise Members that a street in Wabush was renamed Union Street in honour of the Union.

By leave, the Honourable the Minister of Health & Community Services and the Member for Port au Port (Mr. Smith) made a Statement to congratulate Mr. Robert Cormier of Cape St. George who received the Order of Canada on November 30<sup>th</sup> for his efforts to enhance and preserve the Francophone and Acadian cultures and for contributing to the economic growth of his region.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward), in accordance with Section 26(5)(a) of the *Financial Administration Act*, tabled copies of the following Orders in Council relating to the following funding pre-commitments for the 2003-2004 to 2006-2007 fiscal years:

- (a) Order in Council 2002-244 authorized the Dept. of Works, Services and Transportation to spend \$2.5 million for the Pinsent's Arm Access Road;
- (b) Order in Council 2002-248 authorized the Dept. of Environment to spend \$900,000 (\$335,000 annually) on the Environmental Management Agreement Board;
- (c) Order in Council 2002-331 authorized the Dept. of Education to spend \$200,000 - \$600,000 on the Grade 8 Newfoundland and Labrador History course material;

Wednesday, December 11<sup>th</sup>, 2002

- (d) Order in Council 2002-632 authorized the Dept. of Youth Services & Post-Secondary Education to spend \$2,300,000 on life safety at College of the North Atlantic - Prince Philip Drive Campus;
- (e) Order in Council 2002-638 authorized the Dept. of Tourism, Culture & Recreation to spend \$1,000,000 on tourism advertising; and
- (f) Order in Council 2002-639 authorized the Dept. of Works, Services & Transportation to spend \$700,000 on tenders for Hull 100 Phase 2 Refurbishment Project.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Harbour Main-Whitbourne (Mr. Hedderson):

**“WHEREAS** faculty members of Memorial University of Newfoundland’s Department of Mathematics and Statistics have expressed concern that they had been kept in the dark about recent changes to the province’s high school mathematics curriculum and that they had discovered major errors in the course program;

**AND WHEREAS** teachers in the province have expressed concern that the curriculum changes were introduced without adequate teacher in-servicing thereby creating a situation in which teachers were not adequately prepared to instruct their students in the new methodologies;

**AND WHEREAS** one of the major recommendations of the 1992 Williams Royal Commission Report *Our Children Our Future: Royal Commission of Inquiry Into the Delivery of Programs and Services in Primary, Elementary, Secondary Education* was that teachers ought to be thoroughly in-serviced before curriculum changes are implemented;

**THEREFORE BE IT RESOLVED** that the Department of Education consult with elementary, secondary and post-secondary educators to determine the need for changes to the curriculum and to review curriculum changes before they are implemented;

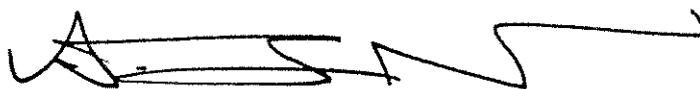
**AND BE IT FURTHER RESOLVED** that the Department of Education provide adequate teacher in-service before proceeding with curriculum changes.”

Wednesday, December 11<sup>th</sup>, 2002

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, December 12<sup>th</sup> at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Thursday, December 12<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Waterford Valley (Mr. Hodder) made a Statement to congratulate the City of Mount Pearl on being awarded First Place at the recent Economic Developers Association of Canada's National Conference in the 2002 Marketing Canada Awards Category.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate the following citizens from his District and the Conception Bay North area who had been awarded the Queen's Jubilee Medal, namely: Ms. Effie Boone, Mr. Walter Baggs, Mr. Augustus Mercer, Mrs. Elizabeth Jerrett, Mr. Eric Jerrett, Mr. John Crane, Mr. Max Hussey, Mr. Byron Rodway, Mr. Eugene Hurley, Mr. Robert Moore and Mr. Elihu Antle.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate the Clarenville Cougars 4A High School volleyball team on winning the Provincial 4A High School Volleyball title.

The Member for Torngat Mountains (Mr. Andersen) made a Statement to bring attention to the Labrador's 27<sup>th</sup> Annual Creative Arts Festival and to recognize the founder of the Festival, Mr. Tim Borlase.

The Member for Cartwright-L'Anse au Clair (Ms. Jones) made a Statement to congratulate Mr. Todd Russell on being re-elected President of the Labrador Métis Nation.

The Honourable the Minister of Environment (Mr. Aylward) made a Statement to advise Members that the Government of Newfoundland and Labrador would be sending a delegation to tour the spill site on the Northwest Coast of Spain where the oil tanker "Prestige" sank.

The Honourable the Premier (Mr. Grimes) rose on a point of order to argue that the approach and the tactics used by the Leader of the Opposition (Mr. Williams) in relation to certain questions asked about the Voisey's Bay Agreement during Oral Questions were out of order.

The Speaker took the matter under advertisement.

The Opposition House Leader (Mr. Byrne) rose on a point of order to argue that the Member for Humber East (Mr. Mercer) had made certain remarks imputing motives to the Leader of the Opposition (Mr. Williams) during the debate. The Member for Humber East stood and explained his use of these words during Oral Questions.

Thursday, December 12<sup>th</sup>, 2002

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with respect to these high cost MS drugs, as is the case in other Canadian provinces.

The Member for Placentia & St. Mary's (Mr. Manning) presented a Petition on behalf of certain retired teachers urging the Government of Newfoundland and Labrador to initiate immediate action to review pensions of retired teachers and re-instate regular escalation in the form of annual ad hoc increases to retired teachers pensions.

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents urging the Government of Newfoundland and Labrador and in particular the Minister of Works, Services & Transportation to make the road from Conche to Roddickton a top priority and begin upgrading immediately.

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade and pave the approximately three kilometres of Route 235 from Birchy Cove to Bonavista.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31).

During the debate the Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock on Thursday, December 12<sup>th</sup>, 2002.

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

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 10 o'clock on Thursday, December 12<sup>th</sup>, 2002.

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

Pursuant to order and on motion debate continued and concluded on Second Reading of a Bill entitled, " An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31) and on motion it was ordered that Bill No. 31 be read a second time presently.

Thursday, December 12<sup>th</sup>, 2002

On motion the Bill entitled, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31) was read a second time and on motion it was ordered that Bill No. 31 be referred to 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 Respecting Interjurisdictional Support Orders" (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 Respecting Interjurisdictional Support Orders" (Bill No. 30) was read a second time and on motion it was ordered that Bill No. 30 be referred to Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of a Bill entitled, "An Act To Amend The Cancer Treatment And Research Foundation Act, The Health And Community Services Act, The Hospitals Act, The Medical Care Insurance Act, 1999 And The Vital Statistics Act" (Bill No. 24).

The Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and not adjourn at 10 o'clock in the evening on Monday, December 16<sup>th</sup>, 2002.

The House recessed at 5:30 o'clock in the afternoon for the dinner break.

The Speaker resumed the Chair at 7 o'clock in the evening.

Debate resumed and concluded on Second Reading of the Bill entitled, "An Act To Amend The Cancer Treatment And Research Foundation Act, The Health And Community Services Act, The Hospitals Act, The Medical Care Insurance Act, 1999 And The Vital Statistics Act" (Bill No. 24) and on motion it was ordered that Bill No. 24 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Cancer Treatment And Research Foundation Act, The Health And Community Services Act, The Hospitals Act, The Medical Care Insurance Act, 1999 And The Vital Statistics Act" (Bill No. 24) was read a second time and on motion it was ordered that Bill No. 24 be referred to a Committee of the Whole House on tomorrow.

Thursday, December 12<sup>th</sup>, 2002

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Automobile Insurance Act" (Bill No. 9) was read a third time and passed. On motion it was ordered that the said Bill be printed being entitled as above and that it be submitted to His Honour the Lieutenant Governor for His Assent.

On motion of the Honourable the Government House Leader (Mr. Lush) the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

The Committee considered a certain Resolution and a Bill entitled, "An Act To Impose Taxes On Income From Mining Operations Within The Province And On Income Obtained Or Derived From Persons Holding Rights To Mine" (Bill No. 21).

After considerable debate, the Honourable the Government House Leader (Mr. Lush) moved that the Committee of the Whole report progress on a certain Resolution and Bill No. 21 when the Committee of the Whole House rose.

The Committee of the Whole House continued to sit in order to debate various Bills called by the Honourable the Government House Leader (Mr. Lush).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 15).

The Committee of the Whole considered the Bill entitled, "An Act Respecting Student Financial Assistance" (Bill No. 12).

During the debate the Honourable the Minister of Youth Services and Post-Secondary Education (Ms. Kelly) moved the following amendments:

- "1. That Clause 13 of Bill No. 12 be amended by deleting subclause (1) and substituting the following:

- "(1) Where the government of the province has paid money to a lender to fulfil the obligations of a borrower under a loan made under this Act, the government of the province has the same right to collect from the borrower the amount paid to the lender and interest that the lender would have had if the government of the province had not made that payment."

Thursday, December 12<sup>th</sup>, 2002

2. That Clause 22 of Bill No. 12 be amended by deleting the word "comes" and substituting the words "shall be considered to have come".

The Chair (Mr. Mercer) put the question on the amendments and declared the amendments carried.

The Committee passed the Bill entitled, "An Act Respecting Student Financial Assistance" (Bill No. 12) with amendments.

The Committee considered and passed the Bill entitled, "An Act To Amend The Adoption Act" (Bill No. 14).

The Committee considered and passed the Bill entitled, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22).

The Committee considered the Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No. 13).

The Honourable the Minister of Mines and Energy (Mr. Matthews) moved the following amendment:

"That Subclause 7(1) of Bill No. 13 be struck out and the following substituted:

"7.(1) Section 2 of this Act is considered to have come into force on October 1, 2002."

The Chair (Mr. Mercer) put the question on the amendment and declared the amendment carried.

The Committee passed the Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No. 13) with an amendment.

The Committee considered and passed the Bill entitled, "An Act To Amend The Gasoline Tax Act" (Bill No. 16).

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

Thursday, December 12<sup>th</sup>, 2002

The Chairperson of the Committee of the Whole House (Mr. Mercer) reported that the Committee of the Whole House had considered a Resolution and a Bill entitled, "An Act To Impose Taxes On Income From Mining Operations Within The Province And On Income Obtained Or Derived From Persons Holding Rights To Mine" (Bill No. 21) and that the Committee had made some progress on that Bill.

The Chairperson of the Committee of the Whole House 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 Highway Traffic Act" (Bill No. 15);
- A Bill, "An Act To Amend The Adoption Act" (Bill No. 14);
- A Bill, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22);
- A Bill, "An Act To Amend The Gasoline Tax Act" (Bill No. 16).

On motion it was ordered that Bills No. 15, 14, 22 and 16 be read a third time on tomorrow.

The Chairperson of the Committee of the Whole House also reported that the Committee of the Whole House had considered the matters to it referred, had passed the following Bills with amendments and asked leave to sit again on tomorrow:

- A Bill, "An Act Respecting Student Financial Assistance" (Bill No. 12);
- A Bill, "An Act To Amend The Public Service Pensions Act" (Bill 13).

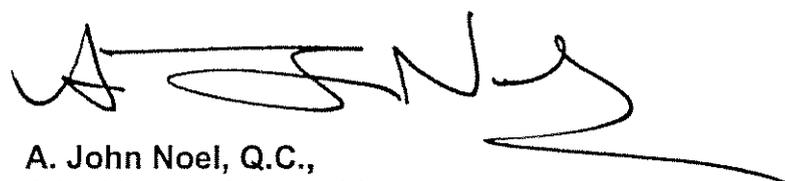
The amendments to Bills No. 12 and 13 having been read a first and second time upon motion it was ordered that the Committee of the Whole House have leave to sit again on tomorrow.

On motion it was ordered that Bills No. 12 and 13 be read a third time on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, December 16<sup>th</sup> at 1:30 o'clock in the afternoon.

Thursday, December 12<sup>th</sup>, 2002

On motion the House then adjourned at 10:30 o'clock in the evening.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Monday, December 16<sup>th</sup>, 2002

On Monday, December 16<sup>th</sup>, 2002 at 9 o'clock in the morning, the Honourable the Speaker (Mr. Snow) and the Clerk of the House of Assembly, attended upon the Honourable Edward Roberts, Lieutenant-Governor of Newfoundland and Labrador at Government House.

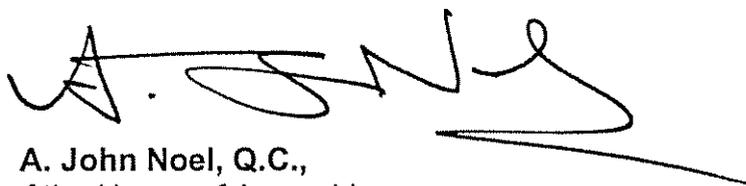
The Speaker addressed His Honour as follows:

"May it please Your Honour, the General Assembly of the Province has at its present Session passed a certain Bill, 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 Bill:

A Bill "An Act To Amend The Automobile Insurance Act" (Bill No. 9).

His Honour the Lieutenant-Governor then said, "In Her Majesty's name I Assent to this Bill."

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Monday, December 16<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Honourable the Speaker (Mr. Snow) ruled on a point of privilege raised by the Opposition House Leader (Mr. Byrne) on December 10<sup>th</sup>. The Speaker ruled that there was no *prima facie* case of breach of privilege in this instance but a matter of a dispute between the Official Opposition and the Government on the legality of certain actions under the *Financial Administration Act*.

The Speaker ruled on a point of order raised by the Honourable the Minister of Finance & President of Treasury Board (Ms. Aylward) on December 10<sup>th</sup> concerning allegations of certain Members of the Opposition that the Minister had broken the law. The Speaker ruled that there was no point of order but just a difference of opinion between the two Members.

The Speaker ruled on a point of order raised by the Honourable the Premier (Mr. Grimes) on December 12<sup>th</sup>. The Speaker ruled that there was no point of order but only a difference of opinion between the Premier and the Leader of the Opposition (Mr. Williams).

The Speaker ruled on a point of order raised by the Opposition House Leader (Mr. Byrne) on December 12<sup>th</sup>. After reviewing Hansard, the Speaker ruled there was no point of order because he could not find any unparliamentary comments made by the Member for Humber East (Mr. Mercer) in the Hansard tapes.

The Member for Humber East (Mr. Mercer) made a Statement to congratulate Mr. Leonard Moores, Director of Ecosystem Health with the Corner Brook office of the Department of Forest Resources and Agrifoods, who was named the 2003 President of the Canadian Institute of Forestry.

The Member for Harbour Main - Whitbourne (Mr. Hedderson) made a Statement to congratulate the school community of Roncalli Central High in Avondale for taking a bold curriculum initiative in technology in the classroom. The Member also thanked the corporate sponsor Canadian Helicopters Corporation and Mr. and Mrs. Lewis of Holyrood for pledging money for this project.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate and extend best wishes to Mr. John Bishop of Tilton who celebrated his 91<sup>st</sup> birthday.

The Member for Bonavista North (Mr. Harding) made a Statement to congratulate Mr. & Mrs. Roland and Ina Abbott of Musgrave Harbour who celebrated their 67<sup>th</sup> wedding anniversary on December 1<sup>st</sup>.

Monday, December 16<sup>th</sup>, 2002

The Member for Carbonear - Harbour Grace (Mr. Sweeney) made a Statement to commend the organizers of the Conception Bay North Jingle Bell Walk held to raise funds for the Arthritis Society.

The Member for Labrador West (Mr. Collins) made a Statement to pay tribute to Mr. Mike Minard, a hockey player from Hamilton, who spent time with and had a positive impact on children suffering from cancer. In particular, the Member noted a recent visit by Mr. Minard with a local patient.

The Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock p.m. and at 10 o'clock p.m. on Tuesday, December 17<sup>th</sup>, 2002.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) gave notice that she would on tomorrow move the following Resolution:

**"WHEREAS** the Federal Government is giving consideration to increasing its spending on National Defense;

**AND WHEREAS** Newfoundland and Labrador is strategically located and has historically played a significant role in National Defense;

**AND WHEREAS** this Province is naturally positioned and suited to be the location of certain defense facilities and training;

**AND WHEREAS** the amount spent on National Defense in this Province is very low and has been decreasing in recent years;

**AND WHEREAS** people from this Province represent a significant proportion of Canada's military personnel;

**THEREFORE BE IT RESOLVED** that this House of Assembly call upon the Federal Government to increase the current level of National Defense spending in this Province and recognize the strategic role that we play in the defense of this country."

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade and pave the approximately three kilometres of Route 235 from Birchy Cove to Bonavista.

Monday, December 16<sup>th</sup>, 2002

The Member for The Straits & White Bay North (Mr. Taylor) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador and in particular the Minister of Works, Services & Transportation to make the road from Conche to Roddickton a top priority and begin upgrading immediately.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with respect to these high cost MS drugs, as is the case in other Canadian provinces.

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon on Monday, December 16<sup>th</sup>, 2002.

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

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 11 that the House not adjourn at 10 o'clock in the evening on Monday, December 16<sup>th</sup>, 2002.

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

On motion of the Honourable the Government House Leader (Mr. Lush), the House resolved into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

The Committee of the Whole considered and passed the Bill entitled, "An Act Respecting Interjurisdictional Support Orders" (Bill No. 30).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31).

The Committee considered the Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23).

Monday, December 16<sup>th</sup>, 2002

The Committee recessed at 5:30 o'clock in the afternoon for the dinner break.

The Chair of Committee of the Whole House (Mr. Mercer) resumed the Chair at 7 o'clock in the evening.

The Committee resumed debate on the Bill entitled, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23).

The Honourable the Minister of Human Resources and Employment (Mr. Ralph Wiseman) moved the following amendments to Bill No. 23:

1. That clause 2(j) of Bill No. 23 be amended by adding immediately after the words "keep employment" a comma and the words and comma "including self-employment,".
2. (1) That clause 3(3)(a) of Bill No. 23 be amended by adding immediately after the words "keep employment" a comma and the words and comma "including self-employment,".
3. (2) That clause 3(3)(f) of Bill No. 23 be amended by adding immediately after the words "keep employment" a comma and the words and comma "including self-employment,".

The Chair put the question on the amendments and declared the amendments carried.

The Member for Signal Hill - Quidi Vidi (Mr. Harris) moved amendments to clauses 2 and 13.

The Chair put the question on these amendments and declared these amendments defeated.

The Committee passed the Bill entitled, "An Act Respecting The Province Of Income And Employment Support To The People Of The Province" (Bill No. 23) with amendments.

The Committee considered and passed the Bill entitled, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No. 33).

Monday, December 16<sup>th</sup>, 2002

The Committee of the Whole House continued to sit in order to consider a Resolution and a Bill entitled, "An Act To Impose Taxes On Income From Mining Operations Within The Province And On Income Obtained Or Derived From Persons Holding Rights To Mine" (Bill No. 21) and later that evening on motion it was agreed that the Committee report progress on this Bill.

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee of the Whole House (Mr. Mercer) 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 Interjurisdictional Support Orders" (Bill No. 30);
- A Bill, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31);
- A Bill, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No. 33).

On motion it was ordered that Bills No. 30, 31 and 33 be read a third time on tomorrow.

The Chairperson of the Committee of the Whole House reported that the Committee had passed the Bill entitled, "An Act Respecting The Provision Of Income and Employment Support To The People Of The Province" (Bill No. 23) with amendments.

On motion the amendments to Bill No. 23 having been read a first and second time, on motion it was ordered that Bill No. 23 be read a third time on tomorrow.

The Chairperson of the Committee of the Whole House also reported that the Committee of the Whole had considered a Resolution and a Bill entitled, "An Act To Impose Taxes On Income From Mining Operations Within The Province And On Income Obtained Or Derived From Persons Holding Rights To Mine" (Bill No. 21) and that the Committee had made some progress on that Bill and asked leave to sit again on tomorrow.

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

Monday, December 16<sup>th</sup>, 2002

Pursuant to order and on motion debate commenced and concluded on Third Reading of a Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No. 13). On motion the said Bill was read a third time and passed and on motion it was ordered that Bill No. 13 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 the following Bills were read a third time and passed:

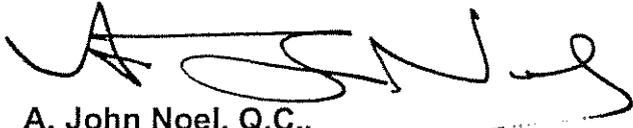
- A Bill, "An Act To Amend The Adoption Act" (Bill No. 14);
- A Bill, " An Act To Amend The Highway Traffic Act" (Bill No. 15);
- A Bill, "An Act To Amend The Gasoline Tax Act" (Bill No. 16);
- A Bill, " An Act To Amend The City Of St. John's Act" (Bill No. 18);
- A Bill, "An Act To Amend The City Of St. John's Loan Act, 1978" (Bill No. 19);
- A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 20);
- A Bill, "An Act Respecting Student Financial Assistance" (Bill No. 12).

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 Forestry Act" (Bill No. 27). On motion the said Bill was read a third time and passed and on motion it was ordered that Bill No. 27 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, Tuesday, December 17<sup>th</sup> at 1:30 o'clock in the afternoon.

On motion the House then adjourned at 10:45 o'clock in the evening.

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

Tuesday, December 17<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Port de Grave (Mr. Butler) made a Statement to pay tribute to a native of Bay Roberts, Mr. Chester Dawe who died at the age of 98. The Member stated that Mr. Dawe was a prominent businessman and the founder of one of Atlantic Canada's biggest building supply store chains.

The Member for St. John's West (Ms. Osborne) made a Statement to pay tribute to the RNC Officers Band Siochana who will be presented with an award of excellence by the RNCA on December 21<sup>st</sup> for their service to the community.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) made a Statement to bring attention of all Members with respect to the work performed by the Battle Harbour Literacy Council in promoting literacy activities in the Communities of Lodge Bay, St. Lewis, and Mary's Harbour.

The Member for Trinity North (Mr. Ross Wiseman) made a Statement to congratulate Ms. Haylie Vokey on winning a local competition in the Lions International Peace Poster Contest.

The Member for Conception Bay East & Bell Island (Mr. Walsh) made a Statement to advise Members of the release of a new CD set entitled "Tales from Pigeon Inlet" which contains classic stories from the original radio production of *The Fishermen's Broadcast*.

The Honourable the Minister of Environment (Mr. Aylward) made a Statement to advise Members of the changes to the Multi-Materials Stewardship Board and to table the Annual Report of the Board for the period ending March 31, 2002.

The Honourable the Minister of Mines & Energy (Mr. Matthews) made a Statement to update Members with respect to the results of this year's Onshore Request for Bids for the issuance of petroleum exploration permits in the onshore area of Newfoundland and Labrador.

The Honourable the Minister of Municipal & Provincial Affairs (Mr. Langdon) tabled the Annual Report and audited financial statements of the Newfoundland and Labrador Housing Corporation for the fiscal year ended March 31, 2002.

The Honourable the Minister of Mines & Energy (Mr. Matthews), on behalf of the Minister of Finance and President of Treasury Board (Ms. Aylward), tabled the Annual Report of the Public Service Commission for the fiscal year ended March 31, 2002.

Tuesday, December 17<sup>th</sup>, 2002

The Honourable the Speaker (Mr. Snow) tabled the Report of the Auditor General on Reviews of Departments and Crown Agencies for the fiscal year ended March 31, 2002.

The Honourable the Government House Leader (Mr. Lush) gave notice pursuant to Standing Order 47, that the debate or further consideration on the Resolution and Bill No. 7 respecting the raising of money by way of loan by the Province shall not be further adjourned and that further consideration of any resolution or resolutions, clause or clauses, section or sections, schedule or schedules, preamble or preambles, title or titles, or whatever else might be related to Bill No. 7 shall be the first business of the Committee of the Whole and shall not be further postponed.

The Member for Bonavista North (Mr. Harding) presented a Petition on behalf of certain retired teachers urging the Government of Newfoundland and Labrador to initiate immediate action to review pensions of retired teachers and re-instate regular escalation in the form of annual ad hoc increases to retired teachers pensions.

The Honourable the Minister of Health & Community Services and the Member for Port au Port (Mr. Smith) presented a Petition on behalf of certain residents of his District urging the House of Assembly to change the name of the district from Port au Port to Port au Port - Stephenville West.

The Member for Trinity North (Mr. Ross Wiseman) presented a Petition on behalf of certain residents urging the Government of Newfoundland and Labrador to increase the rate of the benefits payable to disabled pensioners through the Public Service Pension Plan.

The Member for Labrador West (Mr. Collins) presented a Petition on behalf of certain residents of his District urging the Government of Newfoundland and Labrador to implement a co-payment or sliding scale program for Betaseron, Avonex, Copaxone and Rebif so that people who do not qualify for assistance under the existing programs may obtain financial assistance with respect to these high cost MS drugs, as is the case in other Canadian provinces.

The Member for Baie Verte (Mr. Shelley) presented a Petition on behalf of certain residents of his District requesting the Government of Newfoundland and Labrador to upgrade and pave the road leading to and in the Town of Nipper's Harbour.

The Honourable the Government House Leader (Mr. Lush) gave notice that he would on tomorrow move pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon and at 10 o'clock in the evening on Thursday, December 19<sup>th</sup>, 2002.

Tuesday, December 17<sup>th</sup>, 2002

The Honourable the Government House Leader moved pursuant to Standing Order 11 that the House not adjourn at 5:30 o'clock in the afternoon on Tuesday, December 17<sup>th</sup>, 2002.

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

The Honourable Government House Leader moved pursuant to Standing Order 11 that the House not adjourn at 10 o'clock in the evening on Tuesday, December 17<sup>th</sup>, 2002.

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

Pursuant to order and on motion debate commenced and concluded on Third Reading of the Bill entitled, "An Act To Amend The Access To Information And Protection Of Privacy Act" (Bill No. 25). On motion Bill No. 25 was read a third time and passed and on motion it was ordered that Bill No. 25 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 the following Bills were read a third time and passed:

A Bill, "An Act To Amend The Highway Traffic Act No. 3" (Bill No. 29);

A Bill, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22);

A Bill, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23);

A Bill, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No. 33).

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 the Bill entitled, "An Act To Amend The Teachers' Association Act" (Bill No. 26). On motion Bill No. 26 was read a third time and passed and on motion it was ordered that Bill No. 26 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

Tuesday, December 17<sup>th</sup>, 2002

Pursuant to order and on motion debate commenced and concluded on Third Reading of the Bill entitled, "An Act Respecting Interjurisdictional Support Orders" (Bill No. 30). On motion Bill No. 30 was read a third time and passed and on motion it was ordered that Bill No. 30 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 Third Reading of the Bill entitled, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31). On motion Bill No.31 was read a third time and passed and 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.

On motion the Honourable the Government House Leader (Mr. Lush) moved the House resolve itself into a Committee of the Whole on Supply.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House on Supply.

The Committee of the Whole on 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 31,2002 And For Other Purposes Relating To The Public Service (Bill No. 8).

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee (Ms. Hodder) reported that the Committee of the Whole on Supply had considered the matters to it referred and had passed a certain Resolution and a Bill consequent thereto and recommended that Bill No. 8 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, 2002, the sum of \$51,016,800" (Resolution of Bill No. 8).

Tuesday, December 17<sup>th</sup>, 2002

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, 2002 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.

By leave, the Member for Conception Bay East & Bell Island (Mr. Walsh) gave notice that he would on tomorrow move the following Resolution:

**"WHEREAS** the ferry service provided by Marine Atlantic to this Province is guaranteed in the Constitution of Canada;

**AND WHEREAS** the provision of a quality and affordable service has a major impact on the economy of this Province;

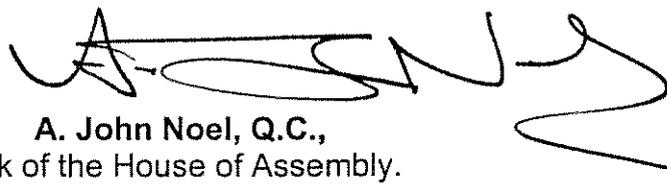
**THEREFORE BE IT RESOLVED** that this House of Assembly opposes the recently announced fare increases to the travelling public and the transportation industry;

**AND BE IT FURTHER RESOLVED** that this House of Assembly calls on the Federal Government, through Marine Atlantic, to provide the additional subsidy necessary to provide a quality and affordable ferry service to this Province."

The Honourable the Government House Leader (Mr. Lush) announced that the motion standing in the name of the Member for Conception Bay East & Bell Island (Mr. Walsh) 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 18<sup>th</sup> at 2 o'clock in the afternoon.

On motion the House then adjourned at 5:45 o'clock in the afternoon.



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

Wednesday, December 18<sup>th</sup>, 2002

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

The Member for Signal Hill - Quidi Vidi (Mr. Harris) rose to establish a *prima facie* case of breach of privilege by alleging that his privileges as a Member were breached and the ability of all Members to do their duty interfered with because, as the Auditor General had noted in his latest report, annual reports of government departments and agencies of the Crown had not been tabled in the House.

The Opposition House Leader (Mr. Byrne) rose to support the Member's point of privilege and alleged that his privileges had been interfered with because important information for Members to do their parliamentary work had been denied to Members.

The Government House Leader (Mr. Lush) argued that there was no legislative requirement for departments or agencies to report to the House of Assembly nor was it a *prima facie* case of breach of privilege nor was it urgent.

The Speaker took the matter under advisement.

The Member for Humber East (Mr. Mercer) made a Statement to advise Members that on December 6<sup>th</sup> Mr. David Smallwood, President of the Corner Brook Forest Capital Committee and Corner Brook Mayor Priscilla Boutcher presented Her Excellency Governor General Adrienne Clarkson with a symbolic Christmas tree and a piece of Western Newfoundland artwork by Summerside's Ms. Niki Tobin, to commemorate Corner Brook's year long reign as Forestry Capital of Canada.

The Member for Port de Grave (Mr. Butler) made a Statement to welcome three national judges of the Winter Lights Celebration to the Bay Roberts Region. The Member stated that these persons will judge the Town of Bay Roberts in the nomination of the 5,000 - 10,000 population category for its annual lights festival.

By leave, the Honourable the Minister of Environment and the Member for St. Georges - Stephenville East (Mr. Aylward) made a Statement that he and the Honourable the Minister of Education (Ms. Foote) had attended the re-dedication of two schools in his district namely: Appalachia High School in St. George's and the Belanger Memorial K-12 in the Codroy Valley.

The Honourable the Minister of Education (Ms. Foote) made a Statement to announce that the Department of Education and the Newfoundland and Labrador Teachers' Association had signed a Memorandum of Understanding to establish a Centre for Distance Learning and Innovation and a Virtual Teachers' Centre.

Wednesday, December 18<sup>th</sup>, 2002

Pursuant to order and on motion debate commenced and concluded on the following motion standing in the name of the Member for Conception Bay East & Bell Island (Mr. Walsh):

**"WHEREAS** the ferry service provided by Marine Atlantic to this Province is guaranteed in the Constitution of Canada;

**AND WHEREAS** the provision of a quality and affordable service has a major impact on the economy of this Province;

**THEREFORE BE IT RESOLVED** that this House of Assembly opposes the recently announced fare increases to the travelling public and the transportation industry;

**AND BE IT FURTHER RESOLVED** that this House of Assembly calls on the Federal Government, through Marine Atlantic, to provide the additional subsidy necessary to provide a quality and affordable ferry service to this Province."

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, December 19<sup>th</sup> 2002 at 1:30 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, Q.C.,**  
Clerk of the House of Assembly.

Thursday, December 19<sup>th</sup>, 2002

The House met at 1:30 o'clock in the afternoon pursuant to adjournment.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate the Conception Bay North AIDS Interest Group in creating the HIV/AIDS awareness and self help manual launched by the group of volunteers in June.

The Member for The Straits & White Bay North (Mr. Taylor) made a Statement to congratulate Kristopher and Katherine Smith, two young members of the 774 St. Anthony and area Air Cadet Squadron who attended and ranked at the annual Tri-service Cadet Speak-off held at Gonzaga High School.

By leave, the Honourable the Minister of Mines & Energy and the Member for St. John's North (Mr. Matthews) made a Statement to congratulate the St. John's Clean and Beautiful organization for its first place ranking in the Keep America Beautiful Incorporated Innovation Award.

The Member for Humber East (Mr. Mercer) made a Statement to raise awareness of an all-female cross-Canada snowmobile run which will begin in St. John's on January 11<sup>th</sup> and end in British Columbia. The purpose of this unique project will be to raise money for breast cancer research.

The Member for Carbonear - Harbour Grace (Mr. Sweeney) attempted to make a Statement but the Speaker ruled the Statement out of order because it violated Standing Order 25 in that the purpose of Members' Statements must be of a non-contentious nature.

The Honourable the Minister of Mines & Energy (Mr. Matthews) made a Statement to congratulate the Resource Development Council and the Voisey's Bay Employers Association on the signing of their collective agreement for construction activities at the Voisey's Bay mine and mill/concentrator site in Labrador.

The Honourable the Minister of Finance and President of Treasury Board (Ms. Aylward) tabled the Annual Report and audited financial statements of the Newfoundland and Labrador Municipal Financing Corporation for the fiscal year ended March 31, 2002.

The Honourable the Minister of Industry, Trade and Rural Development (Mr. Parsons) tabled the annual workplan reports of the twenty Regional Economic Development Boards in the Province as well as five year performance contracts for thirteen of the Regional Economic Development Boards.

Thursday, December 19<sup>th</sup>, 2002

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to upgrade and pave the approximately three kilometres of Route 235 from Birchy Cove to Bonavista.

The Member for St. John's West (Ms. Osborne) presented a Petition on behalf of certain residents of the Province urging the Government of Newfoundland and Labrador to show compassion with respect to eight patients at Chancellor Park in St. John's by finding a solution that will allow these patients to remain in their home at Chancellor Park.

The Honourable the Government House Leader (Mr. Lush) moved that the House Resolve itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Mercer took the Chair of Committee of the Whole House.

The Committee considered and passed a Resolution and a Bill entitled, "An Act To Impose Taxes On Income From Mining Operations Within The Province And On Income Obtained Or Derived From Persons Holding Rights To Mine" (Bill No. 21).

The Honourable the Government House Leader (Mr. Lush) moved pursuant to Standing Order 47, that the debate or further consideration on the Resolution and Bill No. 7 respecting the raising of money by way of loan by the Province shall not be further adjourned and that further consideration of any resolution or resolutions, clause or clauses, section or sections, schedule or schedules, preamble or preambles, title or titles, or whatever else might be related to Bill No. 7 shall be the first business of the Committee of the Whole and shall not be further postponed.

The Chairperson (Mr. Mercer) put the question on the motion and declared the motion carried.

It was agreed that each Member would speak for ten minutes.

The Committee of the Whole House considered the Resolution and a Bill entitled, "An Act To Authorize The Raising Of Money By Way Of Loan By The Province" (Bill No. 7).

The Committee recessed at 5:30 o'clock in the afternoon for the dinner break.

Thursday, December 19<sup>th</sup>, 2002

The Chair of the Committee of the Whole House (Mr. Mercer) resumed the Committee at 6:30 o'clock in the evening.

The Committee of the Whole House continued debate and passed the Resolution and the Bill entitled, "An Act To Authorize The Raising Of Money By Way Of Loan By The Province" (Bill No. 7).

On motion the Honourable the Government House Leader (Mr. Lush) the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee of the Whole House (Mr. Mercer) reported that the Committee of the Whole had considered the matters to it referred, and had passed a certain Resolution and a Bill consequent thereto and recommended that Bill No. 21 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 bring in a measure respecting the imposition of certain mining and mineral rights taxes" (Resolution of Bill No. 21).

Pursuant to order and on motion a Bill entitled, "An Act To Impose Taxes On Income From Mining Operations Within The Province And On Income Obtained Or Derived From Persons Holding Rights To Mine" (Bill No. 21) was read a first, second and third time and passed.

On motion it was ordered that Bill No. 21 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

The Chairperson of the Committee of the Whole House (Mr. Mercer) also reported that the Committee of the Whole had considered the matters to it referred, and had passed a certain Resolution and a Bill consequent thereto and recommended that Bill No. 7 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 bring in a measure to authorize the raising from time to time by way of loan on the credit of the province the sum of \$200,000,000 and the additional sum or sums of money that may be required to retire, repay, renew or

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refund securities issued under an Act of the province or that may be paid into the Newfoundland and Labrador Government Sinking Fund" (Bill No. 7).

Pursuant to order and on motion a Bill entitled, "An Act To Authorize The Raising Of Money By Way Of Loan By The Province" (Bill No. 7) was read a first, second and third time and passed.

On motion it was ordered that Bill No. 7 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

The Speaker recessed the House for a few minutes to await the arrival of His Honour the Lieutenant-Governor.

At 8:15 o'clock in the evening the Sergeant-at-Arms announced the arrival of the Honourable Edward Roberts, Lieutenant-Governor of Newfoundland and Labrador.

The Speaker left the Chair.

His Honour the Lieutenant-Governor took the Chair.

The Speaker addressed His Honour the Lieutenant-Governor 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 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 Additional Expenses Of The Public Service For The Financial Year Ending March 31, 2002 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."

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Whereupon the Clerk read the following Bills:

- A Bill, "An Act To Amend The City Of St. John's Act" (Bill No. 18);
- A Bill, "An Act To Amend The City Of St. John's Loan Act, 1978" (Bill No. 19);
- A Bill, "An Act To Amend The Forestry Act" (Bill No. 27);
- A Bill, "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 20);
- A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 15);
- A Bill, " An Act Respecting Student Financial Assistance" (Bill No. 12);
- A Bill, "An Act To Amend The Adoption Act" (Bill No. 14);
- A Bill, "An Act To Amend The Public Service Pensions Act, 1991" (Bill No. 13);
- A Bill, "An Act To Amend The Gasoline Tax Act" (Bill No. 16);
- A Bill, "An Act To Amend The Access To Information And Protection Of Privacy Act" (Bill No. 25);
- A Bill, "An Act To Amend The Highway Traffic Act No. 3" (Bill No. 29);
- A Bill, "An Act To Amend The Teachers' Association Act" (Bill No. 26);
- A Bill, "An Act To Amend The Teachers' Pensions Act" (Bill No. 22);
- A Bill, "An Act Respecting Interjurisdictional Support Orders" (Bill No. 30);
- A Bill, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 31);
- A Bill, "An Act Respecting The Provision Of Income And Employment Support To The People Of The Province" (Bill No. 23);
- A Bill, "An Act Respecting An Agreement With The Newfoundland And Labrador Medical Association" (Bill No. 33);

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A Bill, "An Act To Impose Taxes On Income From Mining Operations Within The Province And On Income Obtained Or Derived From Persons Holding Rights To Mine" (Bill No. 21);

A Bill, "An Act To Authorize The Raising Of Money By Way Of Loan By The Province" (Bill No. 7).

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

His Honour the Lieutenant-Governor addressed Members expressing his pleasure as a former Member of the House at being present in the Chamber in these circumstances. His Honour also wished all Members and their families Seasons Greetings.

His Honour the Lieutenant-Governor then left the Chamber.

The Speaker resumed the Chair.

The Honourable the Premier (Mr. Grimes), the Leader of the Opposition (Mr. Williams), the Member for Signal Hill - Quidi Vidi (Mr. Harris), the Opposition House Leader (Mr. Byrne) and the Honourable the Government House Leader (Mr. Lush) thanked officials and the staff of the House and wished everyone Seasons Greetings.

The Honourable the Government House Leader (Mr. Lush) moved, "That when this House adjourns today, it stands adjourned until the call of the Chair. The Speaker, or in the 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 do now adjourn."

The Speaker put the question on the above noted motions and declared the motions carried.

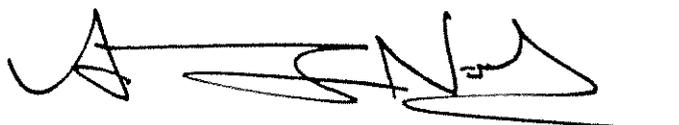
On motion the House then adjourned accordingly.



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Friday, January 31<sup>st</sup>, 2003

Be it known on this day in accordance with section 13 of the *Auditor General Act*, Mr. John Noseworthy, C.A., the Auditor General, submitted his Annual Report on the Operations of the Office of the Auditor General for the year ended March 31, 2002.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Friday, January 31<sup>st</sup>, 2003

Be it known on this day in accordance with section 13 of the *Auditor General Act*, Mr. John Noseworthy, C.A., the Auditor General, submitted his Annual Report on the Operations of the Office of the Auditor General for the year ended March 31, 2002 to the Honourable the Speaker. In accordance with section 19.1 of the *House of Assembly Act*, the Annual Report was sent to each Member of the House of Assembly and considered tabled.

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

**A. John Noel, Q.C.,**  
Clerk of the House of Assembly.

Tuesday, March 18<sup>th</sup>, 2003

The House met at 1:30 o'clock in the afternoon pursuant to the adjournment motion adopted on December 19<sup>th</sup>, 2002 and pursuant to a notice sent to the Honourable the Speaker (Mr. Snow) by the Honourable the Government House Leader (Mr. Lush) on February 18<sup>th</sup>, 2003.

The Honourable the Government House Leader (Mr. Lush) moved, on behalf of the Honourable the Premier (Mr. Grimes), seconded by the Member for St. John's East (Mr. Ottenheimer), on behalf of the Leader of the Opposition (Mr. Williams), that Mary Hodder, the Member for the District of Burin-Placentia West be elected Deputy Speaker of the House of Assembly.

The motion was put by the Speaker and unanimously carried.

The Honourable the Government House Leader moved, on behalf of the Honourable the Premier, seconded by the Member for St. John's East on behalf of the Leader of the Opposition that Roland Butler, the Member for Port de Grave be elected the Deputy Chairperson of Committees of the House of Assembly.

The motion was put by the Speaker and unanimously carried.

The Sergeant-at-Arms (Acting) announced the arrival of His Honour the Lieutenant-Governor, the Honourable Edward Roberts, Q.C.

The Speaker left the Chair.

His Honour the Lieutenant-Governor took the Chair.

His Honour the Lieutenant-Governor was then pleased to make the following Speech:

**Mr. Speaker and Members of the Honourable House of Assembly:**

The Fourth Session of the Forty-Fourth General Assembly of this Honourable House of Assembly is about to be prorogued, but before releasing you from your duties, I wish to thank you for the careful and sympathetic attention given to the important matters brought before you by my Ministers. Your commitment to your work and diligence deserve our appreciation and acknowledgment.

**Mr. Speaker and Members of the Honourable House of Assembly:**

Twenty-seven pieces of legislation were enacted during this Session of the Honourable House of Assembly. In particular, legislative initiatives were taken in highway safety, the environment, mining, forestry and income and employment support.

Tuesday, March 18<sup>th</sup>, 2003

In light of the troubling news relating to the cod stocks in certain areas of our Province, this Honourable House adopted a unanimous resolution requesting a historic meeting of representatives of this House, the House of Commons and the Senate to ensure that we work collectively and co-operatively for the best interests of the people and communities of this Province.

**Mr. Speaker and Members of the Honourable House of Assembly:**

My Government introduced a new *Student Financial Assistance Act* to improve debt reduction measures, reduce loan defaults and help reduce student debt accumulation, measures to ensure that post-secondary education is more accessible to all who wish to pursue it.

During this Session, in order to ensure that the *Access to Information and Protection of Privacy Act* maintains my Government's commitment to a greater level of openness and accountability, an amendment was enacted to provide for the appointment of an information and privacy commissioner to conduct reviews and hear complaints under the Act. This new officer of the House will soon be appointed.

**Mr. Speaker and Members of the Honourable House of Assembly:**

Following reference to the Resource Committee of this House, two major environmental bills were enacted during this Session. They are the *Environmental Protection Act* and the *Water Resources Act*. The former Act covers areas of environmental assessment, pesticide control, waste management, waste material disposal and environmental issues generally. These amendments offer better protection to the environment and the people of the Province while the latter Act is a revision and consolidation of the law respecting the control and management of the water resources of the Province including the legislative provisions in the old *Crown Lands Act*, the *Water Resources Protection Act* and the *Well Drilling Act*.

To eliminate accidents and tragedies caused by persons driving intoxicated, my Government introduced tough amendments to the *Highway Traffic Act* which dramatically increase the penalties for drunk driving offences and also introduced a new law which will provide for ignition interlock devices. Concerned about the safety of our citizens on the highways of our Province, my Government also introduced an amendment to the *Highway Traffic Act* which will make it an offence to use a hand held cellular telephone while driving a motor vehicle. These amendments reflect the Government's continued commitment to making our highways as safe as possible.

Tuesday, March 18<sup>th</sup>, 2003

**Mr. Speaker and Members of the Honourable House of Assembly:**

During this Session, my Government introduced and this House subsequently passed *An Act Respecting the Provision of Income and Employment Support to People of the Province*. This progressive legislation was presented to Members following an intensive consultation with stakeholders and the public. One of the main purposes of this Act is to facilitate the provision of income and employment support to eligible persons and deliver supports and programs that assist individuals to achieve their employment and career goals. As well, a new *Interjurisdictional Support Orders Act* was passed during this Session, improving the process for families obtaining support orders.

My Government also introduced a bill to impose taxes on income from mining operations within the Province and on income derived from persons holding rights to mine. This new Act will replace the old *Mining and Mineral Rights Tax Act* which my Government had considered to be inappropriate to deal with the recent mining issues in this Province. Those who profit from this Province's resources must fairly and justly recompense the people of Newfoundland and Labrador. Also during this Session, *An Act to Amend the Forestry Act* was enacted to provide for a uniform expiry date of the timber licences held by Abitibi Consolidated Company of Canada. This amendment provides that the expiry dates, which vary between November 2002 and November 2021, will have a common expiry date on December 31, 2010. This amendment has provided a measure of security for the people of this Province who earn a living in Central Newfoundland with this company.

**Mr. Speaker and Members of the Honourable House of Assembly:**

Upon a request by the City of St. John's Municipal Council, the *City of St. John's Act* was amended to remove the ability of the Mayor to vote a second time where there is an equality of votes. An equality of votes on a motion is now considered to be the defeat of the motion.

In order to refine further the *Adoption Act*, adopted by this House in 1999, various amendments were enacted during this Session to clarify further and improve the effectiveness of that Act. These amendments have been suggested by participants in an extensive consultation and training process over the last two years.

Among the other legislative measures enacted during this Session were: *An Act to Amend the Fishing Industry Collective Bargaining Act*, *An Act Regarding an Agreement with the Newfoundland and Labrador Medical Association*, *An Act to Amend the Public Service Pensions Act, 1991*, *An Act to Amend the Gasoline Tax Act*, *An Act to Amend the Tobacco Tax Act* and *An Act to Amend the Teachers' Pensions Act*.

Tuesday, March 18<sup>th</sup>, 2003

**Mr. Speaker and Members of the Honourable House of Assembly:**

I thank you for the large measure of Supply you have granted. I assure you that the appropriations that you have granted have been and will be expended by my Ministers with care and efficiency.

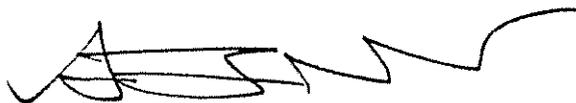
**Mr. Speaker and Members of the Honourable House of Assembly:**

It is my pleasure that the Fourth Session of the Forty-Fourth General Assembly now be prorogued and is prorogued accordingly.

His Honour the Lieutenant-Governor left the Chamber.

The Speaker resumed the Chair.

The Speaker then said, "It is the wish and pleasure of His Honour the Lieutenant-Governor that this General Assembly be prorogued, and it is prorogued accordingly".



**A. John Noel, Q.C.,**  
Clerk of the House of Assembly