

Monday, December 6th, 2004

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

The Member for Carbonear-Harbour Grace (Mr. Sweeney) made a Statement to recognize and pay tribute to the over 150 volunteer fire-fighters, junior fire-fighters and ladies auxiliary of the Harbour Grace Volunteer Fire Department, the oldest volunteer fire department in the province.

The Member for Port au Port (Mr. Hodder) made a Statement to pay tribute to the late Mrs. Anastasia Lainey, a revered midwife in the Community of Mainland-La Grande Terre who recently died at the age of 103 years.

The Member for Bellevue (Mr. Barrett) made a Statement to congratulate Mr. Clayton and Mrs. Laura Johnson, formerly of Jacques Fontaine who celebrated their 70th wedding anniversary on November 16th, 2004.

The Member for Bonavista North (Mr. Harding) made a Statement to congratulate Mr. Sam Hounsell of Pound Cove who was selected by Hockey Canada as a member of Team Atlantic to compete in the World Under Seventeen Hockey Challenge which will take place in Lethbridge, Alberta.

The Member for Grand Falls - Buchans (Ms. Thistle) made a Statement to recognize and congratulate Mr. Michael Snelgrove, a resident of Grand Falls-Windsor and a music teacher at Exploits Valley High School who was recently admitted, on his first attempt, as an Associate Composer to the prestigious Canadian Music Centre. The Member also stated that Mr. Snelgrove's song was selected as the winner of the Grand Falls-Windsor Centennial Song Contest.

The Honourable the Minister of Government Services (Ms. Whalen), on behalf of the Honourable the Minister Responsible for the Status of Women (Ms. Burke), made a Statement to recognize December 6th as the National Day of Remembrance and Action on Violence Against Women and to recognize the anniversary of the murder of fourteen women at Montreal's Ecole Polytechnique Engineering School on December 6th, 1989.

The Honourable the Minister of Health and Community Services (Mr. Ottenheimer) made a Statement to announce that the Government will introduce legislation in the Spring of 2005 to implement a ban on smoking in bars and bingo halls in order to create a 100% smoke-free province in all indoor public places and workplaces.

The Honourable the Minister of Fisheries and Aquaculture (Mr. Taylor) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Fish Inspection Act". (Bill No. 57)

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In accordance with the agreement reached on December 2nd, the Member for Signal Hill - Quidi Vidi (Mr. Harris) gave notice that the Resolution standing in his name will be the Private Member's Motion to be debated on Wednesday.

The Member for Cartwright - L'Anse au Clair (Ms. Jones) presented a Petition on behalf of certain residents of her District requesting the Government of Newfoundland and Labrador to continue snow clearing on the Red Bay to Lodge Bay section of the Trans Labrador Highway during the winter months.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement" (Bill No. 44) and on motion it was ordered that Bill No. 44 be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement" (Bill No. 44) was read a second time and on motion it was ordered that Bill No. 44 be referred to a Committee of the Whole House presently.

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

The Speaker left the Chair.

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

The Committee considered the Bill entitled, "An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement" (Bill No. 44).

During the debate, the Member for Cartwright-L'Anse au Clair (Ms. Jones), seconded by the Member for Exploits (Mr. Grimes) moved an amendment to Bill No. 44.

The Chair recessed the Committee at 4:47 o'clock in the afternoon in order to review the amendment.

The Chair resumed the Committee at 5:10 o'clock in the afternoon.

After the Member for Cartwright-L'Anse au Clair spoke to the amendment, the Chair (Mr. Fitzgerald) ruled that notwithstanding the direction in *Marleau and Montpetit* at page 666, the form of the amendment was in order and that debate should continue on the amendment.

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It was agreed to stop the clock at 5:30 o'clock in order to complete the days proceedings.

After further debate on the amendment, the Chair put the question on the amendment to Bill No. 44.

The Committee divided.

There appeared in favour of the motion: Mr. Grimes, Mr. Parsons, Mr. Butler, Mr. Barrett, Mr. Langdon, Ms. Jones, Ms. Thistle, Mr. Reid, Mr. Sweeney, Ms. Foote, Mr. Joyce, Mr. Harris, Mr. Collins, Mr. Hickey.

Against: Mr. Williams, Mr. Ed Byrne, Mr. Ottenheimer, Mr. Rideout, Mr. Taylor, Mr. Tom Marshall, Mr. Hedderson, Mr. Jack Byrne, Mr. Shelley, Ms. Sheila Osborne, Mr. French, Mr. Tom Osborne, Ms. Whalen, Mr. Manning, Mr. Wiseman, Mr. O'Brien, Mr. Harding, Mr. Young, Mr. Jackman, Ms. Johnson, Mr. Jim Hodder, Ms. Goudie, Mr. Skinner, Ms. Elizabeth Marshall, Mr. Ridgley, Mr. Andersen.

The Chair declared the motion on the amendment defeated.

The Committee passed the Bill entitled, "An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement" (Bill No. 44) without amendment.

On motion the Committee rose.

The Speaker (Mr. Hodder) resumed the Chair.

The Chairperson of the Committee of the Whole House (Mr. Fitzgerald) reported that the Committee of the Whole House had considered the matters to it referred and had passed the Bill entitled, "An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement" (Bill No. 44) without amendment 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 House have leave to sit again on tomorrow.

On motion it was ordered that Bill No. 44 be read a third time presently, by leave.

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Pursuant to order and on motion it was ordered that the Bill entitled, "An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement" (Bill No. 44) be read a third time.

The Speaker put the question on the motion.

The House divided.

There appeared in favour of the motion: Mr. Williams, Mr. Ed Byrne, Mr. Ottenheimer, Mr. Rideout, Mr. Taylor, Mr. Tom Marshall, Mr. Hedderson, Mr. Jack Byrne, Mr. Shelley, Mr. Fitzgerald, Ms. Sheila Osborne, Mr. French, Mr. Tom Osborne, Ms. Whalen, Mr. Manning, Mr. Hickey, Mr. Wiseman, Mr. O'Brien, Mr. Harding, Mr. Young, Mr. Jackman, Ms. Johnson, Mr. Jim Hodder, Ms. Goudie, Mr. Skinner, Ms. Elizabeth Marshall, Mr. Ridgley, Mr. Grimes, Mr. Parsons, Mr. Butler, Mr. Barrett, Mr. Langdon, Ms. Thistle, Mr. Reid, Mr. Andersen, Mr. Sweeney, Ms. Foote, Mr. Joyce, Mr. Harris, Mr. Collins.

Against: Ms. Jones.

The Speaker declared the motion carried.

On motion the Bill entitled, "An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement" (Bill No. 44) was read a third time and passed. On motion it was ordered that Bill No. 44 be printed being entitled as above and that it be submitted to His Honour the Lieutenant Governor for His Assent.

The Honourable the Government House Leader (Mr. Ed Byrne) 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 that the House not adjourn at 10 o'clock in the evening on Tuesday, December 7th, 2004.

The Speaker recessed the House for a few minutes to await the arrival of His Honour the Lieutenant Governor.

At 6:32 o'clock in the afternoon, the Sergeant-at-Arms announced the arrival of His Honour, the Honourable Edward Roberts, Lieutenant Governor of Newfoundland and Labrador.

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The Speaker left the Chair.

His Honour the Lieutenant Governor took the Chair.

The Speaker addressed His Honour the Lieutenant Governor 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 Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement” (Bill No. 44).

His Honour the Lieutenant Government then said, “In Her Majesty’s Name, I Assent to this Bill.”

His Honour the Lieutenant Governor addressed Members respecting the significance of Bill No. 44, “An Act To Ratify And Give The Force Of Law To The Labrador Inuit Land Claims Agreement”.

His Honour the Lieutenant Governor then left the Chamber.

The Speaker resumed the Chair.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, December 7th, at 1:30 o’clock in the afternoon.

On motion the House then adjourned at 6:36 o’clock in the evening.

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

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