

Monday, May 15<sup>th</sup>, 2006

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

The Member for Topsail (Ms. Elizabeth Marshall) made a Statement to congratulate the following persons who were honoured at the 16<sup>th</sup> Annual Municipal Awards Banquet for the Town of Paradise: Kimberly Crocker, Patsy Whalen, Derek Strickland, Wes Welcher, Sarah Strickland and Joyce Hussey and the Kinsman Club which was honoured as volunteer group of the year.

The Member for Carbonear - Harbour Grace (Mr. Sweeney) made a Statement to congratulate Warrant Officer Kristi Bourne, Squadron Commander of 589 Royal Canadian Air Cadets, Carbonear who was selected an Ambassador for Canada in connection with which Ms. Bourne will travel to the Netherlands where she will spend three weeks this summer.

The Member for Lake Melville (Mr. Hickey) made a Statement to congratulate winners and nominees honoured at the 8<sup>th</sup> Annual Community Awards Banquet in particular Ms. Nanette Blake, Citizen of the Year.

The Member for Grand Falls - Buchans (Ms. Thistle) made a Statement to congratulate Ms. Jackie Jenkins, a Grand Falls- Windsor lawyer who was selected as "Entrepreneur of the Year for Central Newfoundland" by the Newfoundland and Labrador organization of Women Entrepreneurs.

The Member for Placentia & St. Mary's (Mr. Felix Collins) made a Statement to congratulate Ms. Brenda Greene who has been named the winner of the Dr. Leslie Harris entrance scholarship to Memorial University valued at \$25,000.00 and Ms. Deanna Power of Laval High School, Placentia who was presented with this year's TD Canada Trust Scholarship for community leadership and academic excellence at the Fairmont Royal York Hotel in Toronto.

The Member for Port de Grave (Mr. Butler) made a Statement to congratulate Ms. April Yetman of Bryants Cove who won a visual arts award on May 13<sup>th</sup>, 2006.

The Honourable the Minister of Finance and President of Treasury Board (Mr. Sullivan) made a Statement to inform the House of the work of the Office of French Services.

Because of a disturbance in the Public Galleries, during Oral Questions, after several warnings the Speaker (Mr. Hodder) recessed the House so that the Public Galleries could be cleared.

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The Honourable the Minister of Municipal Affairs (Mr. Jack Byrne) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Assessment Act And The St. John's Assessment Act" (Bill No. 31).

The Honourable the Minister of Fisheries and Aquaculture (Mr. Rideout), on behalf of the Minister of Justice and Attorney General (Mr. Marshall) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Public Utilities Act" (Bill No. 26).

The Honourable the Minister of Government Services (Ms. Whalen) gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 30).

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, May 16<sup>h</sup>, 2006.

The Member for Bay of Islands (Mr. Joyce) presented a Petition requesting the House of Assembly to urge Government to oppose the continued operation of the Wild Cove Dump.

The Member for Grand Bank (Ms. Foote) presented a Petition calling upon the House to urge Government to ensure that the quotas traditionally processed by Fishery Products International for the area of Grand Bank and Fortune remain within the region.

By leave, the Honourable Government House Leader gave notice of the following Resolution:

"That Mr. Charles J. Furey be appointed as Chief Electoral Officer under Section 4(1) of the *Elections Act, 1991*, effective May 1<sup>st</sup>, 2006 ; and

That Mr. Charles J. Furey be appointed as the Commissioner of Members' Interests under Section 24(2) of the *House of Assembly Act*, effective May 1<sup>st</sup>, 2006."

The Member for Carbonear - Harbour Grace (Mr. Sweeney) presented a Petition calling upon the House to urge Government to support the residents of Harbour Grace in their efforts to keep the Harbour Grace Primary School open.

The Member for Grand Falls - Buchans (Ms. Thistle) presented a Petition requesting the House of Assembly to call upon Government to provide funding for the necessary road work on the Buchans Highway this summer.

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When Orders of the Day were called by the Speaker, the Opposition House Leader (Mr. Parsons) rose to ask leave of the House under Standing Order 36 to move that the Orders of the Day be set aside by means of an adjournment motion to discuss a matter of urgent and public importance.

There was some debate on the procedure whereupon the Speaker recessed the House at 2:57 o'clock in the afternoon in order to consider the request of the Opposition House Leader under Standing Order 36.

The Speaker resumed the Chair at 3:23 o'clock in the afternoon.

The Speaker ruled that the request for an emergency debate under Standing Order 36 was not in order because there was no urgency of debate.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Student Financial Assistance Act" (Bill No. 29) was introduced and read a first time and on motion it was ordered that the said Bill be read a second time on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act" (Bill No. 22) and on motion it was ordered that Bill No. 22 be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act" (Bill No. 22) was read a second time and on motion it was ordered that Bill No. 22 be referred to a Committee of the Whole House presently.

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

The Speaker left the Chair.

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

The Committee considered and passed the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act" (Bill No. 22).

On motion the Committee rose.

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, had passed the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act" (Bill No. 22), without amendment and asked leave to sit again.

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On motion the report of the Committee was received and adopted.

On motion it was ordered that Bill No.22 be read a third time by leave.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act" (Bill No.22) was read a third time and passed unanimously.

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.

By leave, debate commenced and concluded on the following motion:

"That Mr. Charles J. Furey be appointed as Chief Electoral Officer under section 4(1) of the *Elections Act, 1991*, effective May 1<sup>st</sup>, 2006; and

That Mr. Charles J. Furey be appointed as the Commissioner of Members' Interests under section 34(2) of the *House of Assembly Act*, effective May 1<sup>st</sup>, 2006."

The Speaker put the question on the motions.

The House divided.

There appeared in favour of the motion: Mr. Williams; Mr. Edward Byrne; Mr. Rideout; Mr. Hedderson; Mr. Sullivan; Mr. Jack Byrne; Mr. Shelley; Mr. Fitzgerald; Ms. Sheila Osborne; Mr. Harding; Mr. O'Brien; Ms. Burke; Mr. Tom Osborne; Ms. Whalen; Mr. Jackman; Mr. Hickey; Mr. Wiseman; Mr. French; Mr. Skinner; Ms. Johnson; Mr. Jim Hodder; Mr. Ridgley; Mr. Forsey; Mr. Felix Collins; Mr. Parsons; Mr. Butler; Mr. Langdon; Ms. Jones; Ms. Thistle; Mr. Andersen; Mr. Sweeney; Ms. Foote; Mr. Randy Collins.

Against: Mr. Reid; Mr. Barrett; Mr. Joyce; Mr. Harris.

The Speaker declared the motions carried.

The Honourable the Government House Leader (Mr. Ed Byrne) moved 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.

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

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Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act No 2" (Bill No. 24) and on motion it was ordered that Bill No. 24 be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act No. 2" (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 presently.

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

The Speaker left the Chair.

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

The Committee considered and passed the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act No 2" (Bill No. 24).

On motion the Committee rose.

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, had passed the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act No. 2" (Bill No. 24), without amendment and asked leave to sit again.

On motion the report of the Committee was received and adopted.

On motion it was ordered that Bill No.24 be read a third time by leave.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Workplace Health, Safety And Compensation Act No. 2" (Bill No.24) 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 the following Bills were introduced and read a first time by leave:

A Bill, "An Act To Amend The Public Utilities Act" (Bill No. 26);

A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 30);

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A Bill, "An Act To Amend The Assessment Act And The St. John's Assessment Act" (Bill No. 31).

On motion it was ordered that the above-noted Bills be read a second time presently by leave.

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

The Speaker left the Chair.

Mr. Fitzgerald 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 Tobacco Tax Act". (Bill No. 6)

By agreement the Chairman left the Chair at 5:28 o'clock.

The Chairman (Mr. Fitzgerald) resumed the Chair at 7:00 o'clock in the evening.

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

On motion the Committee rose.

The Speaker (Mr. Hodder) resumed the Chair.

The Chairperson of the Committee of the Whole House (Ms. Osborne) reported that the Committee had considered the matters to it referred and had made some progress and asked leave to sit again.

Pursuant to order and on motion debate continued and concluded on Second Reading of the Bill entitled, "An Act Respecting The Enforcement Of Support Orders" (Bill No. 27) and on motion it was ordered that Bill No. 27 be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Enforcement Of Support Orders" (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 presently.

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

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The Speaker left the Chair.

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

The Committee of the Whole House considered and passed the Bill entitled, "An Act Respecting The Enforcement Of Support Orders" (Bill No. 27).

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, had passed the Bill entitled, "An Act Respecting The Enforcement Of Support Orders" (Bill No. 27), without amendment and asked leave to sit again.

On motion the report of the Committee was received and adopted.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Enforcement Of Support Orders"(Bill No. 27) was read a third time and passed by leave.

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 Acting Government House Leader (Mr. Rideout) the House resolved itself into the Committee of the Whole House.

The Speaker left the Chair.

Mr. Fitzgerald 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 Tobacco Tax Act" (Bill No. 6).

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 had considered the matter to it referred and had made some progress and would ask leave to sit again.

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Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Assessment Act And The St. John's Assessment Act" (Bill No. 31) and on motion it was ordered that Bill No. 31 be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Assessment Act And The St. John's Assessment Act" (Bill No. 31) was read a second time and on motion it was ordered that Bill No. 31 be referred to a Committee of the Whole House presently.

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

The Speaker left the Chair.

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

The Committee of the Whole House considered and passed a Bill entitled, "An Act To Amend The Assessment Act And The St. John's Assessment Act". (Bill No. 31)

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, had passed the Bill entitled, "An Act To Amend The Assessment Act And The St. John's Assessment Act" (Bill No. 31), without amendment and asked leave to sit again.

On motion the report of the Committee was received and adopted.

On motion it was ordered that Bill No.31 be read a third time by leave.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Assessment Act And The St. John's Assessment Act" (Bill No. 31) 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.

By leave, the Honourable the Government House Leader (Mr. Ed Byrne) gave notice of the following Resolution standing in the name of the Member for Gander (Mr. O'Brien):



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**“WHEREAS** the primary beneficiaries of the development of the energy resources of the Lower Churchill River should be the people of Newfoundland and Labrador;

**AND WHEREAS** our Government is investing in Newfoundland and Labrador Hydro to give our Crown corporation the leverage to pursue energy generation opportunities that will bring new industrial developments and economic wealth to Newfoundland and Labrador;

**AND WHEREAS** our Government has determined, through a rigorous assessment of proposals short-listed from the Expression of Interest and Proposals process, that the best option to develop the Lower Churchill for the maximum benefit of Newfoundlanders and Labradorians is an initiative led by the Government of Newfoundland and Labrador and Labrador Hydro;

**AND WHEREAS** a bold new attitude is at play in Newfoundland and Labrador by which we affirm that Newfoundland and Labrador is indeed capable of leading the process to develop our energy resources;

**THEREFORE BE IT RESOLVED** that the Honourable House of Assembly support the Province’s decision, as announced on May 8, 2006, that the Government of Newfoundland and Labrador and Newfoundland and Labrador Hydro will take the lead on the potential development of the energy resources of the Lower Churchill.”

The Opposition House Leader (Mr. Parsons) rose on a point of order with respect to the notice of motion given by the Honourable the Government House Leader. The Speaker took the matter under advisement.

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

On motion the House then adjourned at 12:34 o’clock in the evening.

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