

Tuesday, December 14<sup>th</sup>, 2010

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

The Member for Ferryland (Mr. Hutchings) made a Statement to commend the Southern Shore Folk Arts Council on the success of the 2010 Shamrock Festival.

The Member for Bellevue (Mr. Peach) made a Statement to congratulate the Tricentia Timberwolves 3A Seniors Boys' Volleyball team on a successful sports year.

The Member for Baie Verte – Springdale (Mr. Pollard) made a Statement to congratulate Mr. Allan Cramm, Manager of the Anaconda Pine Cove Gold Mine, on being named Developer/Miner of the year by the Canadian Institute of Mining Newfoundland Branch.

The Member for Terra Nova (Mr. Collins) made a Statement to recognize Colonel Don Winsor for his many achievements and for his contribution to his community.

The Member for St. John's West (Ms. Osborne) made a Statement to congratulate Cowan Heights Elementary School which was presented with the Exceptional School Award of the Tourette Syndrome Foundation of Canada.

The Honourable the Minister of Aboriginal Affairs (Ms. Pottle) made a Statement to inform the House about the Aboriginal Business Gala which took place in Stephenville recently.

The Honourable the Acting Minister of Human Resources, Labour & Employment (Ms. Burke) made a Statement to inform the House about the new office of Youth Engagement.

The Honourable the Minister of Business (Mr. Wiseman) made a Statement to inform the House about Government's support for the aerospace and defence industry.

The Honourable the Minister of Finance & President of Treasury Board (Mr. Marshall), in accordance with section 26(5) of the **Financial Administration Act**, tabled copies of the following Orders in Council relating to the following funding pre-commitments:

- (a) Order in Council 2010-191 which authorized the Department of Education to pre-commit funding of \$2,627,231 against its budgetary appropriations in 2011-12 and \$3,940,846 against its budgetary appropriations in 2012-13 to facilitate the signing of the proposed Canada-Newfoundland and Labrador Agreement for Minority Language Education and Second Official Language Instruction 2009-10 to 2012-13;

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- (b) Order in Council 2010-196 which authorized the Department of Tourism, Culture & Recreation to pre-commit funding against its 2011-12 budgetary appropriations in the amount of \$131,757 to fund the second year of the Canada-Newfoundland and Labrador Bilateral Agreement on Physical Activity and Healthy Eating;
- (c) Order in Council 2010-197 which authorized the Department of Fisheries & Aquaculture to pre-commit funding against its budgetary appropriations to facilitate the establishment of a Centre for Fisheries Ecosystems Research at the Marine Institute as follows: \$3,350,000 in 2011-12, \$3,750,000 in 2012-13, \$1,575,000 in 2013-14 and \$1,600,000 in 2014-15;
- (d) Order in Council 2010-213 which authorized the Department of Business to pre-commit funding of \$1.4 million against its 2011-12 budgetary appropriations, \$231,000 against its 2012-13 budgetary appropriations and \$160,000 against its 2014-15 budgetary appropriations to be initially sources from the Business Attraction Fund-Grants and Subsidies in the event the Aerospace and Defence Development Fund is not approved beyond 2010-11, to facilitate a contribution to the College of the North Atlantic in partnership with Lufthansa Technical Training to assist with the implementation of European Aircraft Engineering Maintenance Training;
- (e) Order in Council 2010-214 which authorized the Department of Fisheries & Aquaculture to pre-commit \$125,000 against each of its 2011-12 and 2012-13 budgetary appropriations to enable the Department to enter into funding contribution agreements with two recommended safety organizations effective April 1, 2010 to March 31, 2013;
- (f) Order in Council 2010-215 which authorized the Department of Fisheries & Aquaculture to pre-commit \$3.25 million against its budgetary appropriations for 2011-12, \$1,375 million against its budgetary appropriations for 2012-13 and \$0.25 million against its budgetary appropriations for 2013-14 to facilitate an equity investment in Northern Harvest Sea Farms Newfoundland Limited;
- (g) Order in Council 2010-217 which authorized the Department of Natural Resources to pre-commit \$5 million against its budgetary appropriations for 2011-12 to provide funding to Corner Brook Pulp and Paper Limited;
- (h) Order in Council 2010-219 which authorized the Office of the Chief Information Officer to pre-commit funds as necessary, up to a maximum of

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\$2 million in each of 2011-12, 2012-13 and 2013-14 to facilitate the award of a three-year contract commencing April 1, 2011 for the provisioning of Government's data networking requirements, subject to the actual dollar value of the pre-commitment being determined based on the results of the Request for Proposals;

- (i) Order in Council 2010-220 which authorized the Department of Tourism, Culture & Recreation to pre-commit funding of \$132,000 against its 2011-12 budgetary appropriations for the completion of the Provincial Visitor Exit Survey;
- (j) Order in Council 2010-230 which authorized the Department of Transportation and Works to pre-commit funding against its budgetary appropriations to facilitate the award of the Building Envelope Upgrading Contract to Olympic Construction Ltd. as follows: \$12.68 million in 2011-12; \$12.68 million in 2012-13; and \$7,954 million in 2013-14;
- (k) Order in Council 2010-239 which authorized the Department of Business to pre-commit funding of up to \$250,000 against its budgetary appropriations in 2011-12 and appropriations in 2012-13 to provide for projects under the Airport Authority Business Development Rebate component of the Air Access Development Program;
- (l) Order in Council 2010-240 which authorized the Department of Business to pre-commit funding of up to \$600,000 against its budgetary appropriations in 2011-12 and 2012-13 to provide for projects under the Airline Route Promotion component of the Air Access Development Program;
- (m) Order in Council 2010-241 which authorized the Department of Education to pre-commit funding in the amount of \$3,000,000 against 2011-12 budgetary appropriations to facilitate the awarding of a tender for the initial construction activities associated with extension and renovations to Balbo Elementary to Eastern Contracting Ltd.;
- (n) Order in Council 2010-242 which authorized the Department of Health & Community Services to pre-commit funding in the amount of \$10,500,000 against 2011-12 budgetary appropriations and \$5,724,500 against 2012-13 budgetary appropriations to facilitate the awarding of a tender for construction associated with North Haven Manor and Dementia Bungalow, Lewisporte Community Health Centre Facility (CP2);

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- (o) Order in Council 2010-243 which authorized the Department of Justice to pre-commit funding against its budgetary appropriations as follows: \$13,000,000 in 2011-12 and \$9,146,482 in 2012-13 to facilitate construction of Phase II of the RNC Headquarters Redevelopment Project-Construction of the Main Building at St. John's;
- (p) Order in Council 2010-244 which authorized the Department of Health & Community Services to pre-commit funding of \$1,500,000 against its 2011-12 budgetary appropriations to facilitate the Municipal Services Extension Construction Contract for the Corner Brook Regional Hospital;
- (q) Order in Council 2010-274 which authorized the Department of Environment & Conservation to pre-commit funding against budget appropriations for 2011-12 and 2012-13 to the maximum of \$115,000 to facilitate the completion of the Memorandum of Understanding with the Canadian Firearms Program of the Royal Canadian Mounted Police on the Delivery and Maintenance of the Canadian Firearms Safety Course;
- (r) Order in Council 2010-280 which authorized the Department of Health & Community Services to pre-commit funding in the amount of \$4,900,000 against 2011-12 budgetary appropriations to permit the award of the site Rough Grading Contract for the Corner Brook Hospital to the lowest compliant bidder, Pennecon Heavy Civil Ltd.;
- (s) Order in Council 2010-283 which authorized the Department of Health & Community Services to pre-commit funding in the amount of \$28,000,000 against 2011-12 budgetary appropriations, \$30,900,000 against 2012-13 budgetary appropriations and \$14,449,000 against 2013-14 budgetary appropriations to facilitate the awarding of a tender for the construction of the West Patient Tower, Centre Block and Utility Building, St. John's Long Term Care Facility, Phase I – Hoyles Escasoni Replacement to Marco Services Ltd.;
- (t) Order in Council 2010-288 which authorized the Department of Tourism, Culture & Recreation to pre-commit funding against its budgetary appropriations to provide for the administrative fees for the on-line ticketing systems at the Arts and Culture Centres as follows: up to \$100,000 in 2011-12 and up to \$105,000 in each of 2012-13, 2013-14, 2014-15 and 2015-16, subject to the amount required for the administrative fee per ticket to be monitored by the Department on an ongoing basis with the allocation for this fee to be adjusted from year to year as required, based on actual ticket sales;

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- (u) Order in Council 2010-289 which authorized the Office of the Chief Information Officer to pre-commit funding against its budgetary appropriations to negotiate and award a contract to KE Software for the purchase and implementation of a Vital Statistics Registry System as follows: \$533,200 in 2011-12, \$59,000 in 2012-13, \$60,800 in 2013-14 and \$62,600 in 2014-15 and \$519,260 being available in the 2010-11 OCIO budget.

The Honourable the Minister of Government Services (Mr. Harding) tabled the 2010 Annual Report of the Chartered Accountants of Newfoundland and Labrador.

The Honourable the Speaker tabled the Annual Report on Election Finances for the period January 1, 2009 to December 31, 2009.

The Honourable the Government House Leader (Ms. Burke) gave notice that she would on tomorrow ask leave to introduce the following Resolution:

**“WHEREAS** subsection 4(1) of the *Child and Youth Advocate Act* provides

“The Office of the Child and Youth Advocate shall be filled by the Lieutenant Governor in Council on a resolution of the House of Assembly.”

**NOW THEREFORE BE IT RESOLVED** that Ms. Carol Chafe be appointed as the Child and Youth Advocate.”

The Honourable the Government House Leader (Ms. Burke) 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 that the House not adjourn at 5:30 o'clock in the afternoon and at 10 o'clock in the evening.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled “An Act To Implement The Comprehensive Integrated Tax Coordination Agreement Between The Government Of Canada And The Government Of Newfoundland And Labrador” (Bill No. 46) and on motion it was ordered that Bill No. 46 be now read the second time.

Pursuant to order and on motion the Bill entitled “An Act To Implement The Comprehensive Integrated Tax Coordination Agreement Between The Government Of Canada And The Government Of Newfoundland And Labrador” (Bill No. 46) was read

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the second time and on motion it was ordered that Bill No. 46 be referred to a Committee of the Whole House now.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled “An Act To Amend The Income Tax Act, 2000 No. 3” (Bill No. 44) and on motion it was ordered that Bill No. 44 be now read the second time.

Pursuant to order and on motion the Bill entitled “An Act To Amend The Income Tax Act, 2000 No. 3” (Bill No. 44) was read the second time and on motion it was ordered that Bill No. 44 be referred to a Committee of the Whole House presently.

Pursuant to order and on motion debate commenced on Second Reading of a Bill entitled “An Act To Amend The Abitibi-Consolidated Rights And Assets Act” (Bill No. 47) and on motion debate was adjourned for further debate presently.

By agreement the proceedings were suspended at 5:30 o'clock for the dinner break.

The Speaker resumed the Chair at 7:00 o'clock in the evening.

Pursuant to order and on motion debate continued and concluded on Second Reading of a Bill entitled “An Act To Amend The Abitibi-Consolidated Rights And Assets Act” (Bill No. 47) and on motion it was ordered that Bill No. 47 be now read the second time.

Pursuant to order and on motion the Bill entitled “An Act To Amend The Abitibi-Consolidated Rights And Assets Act” (Bill No. 47) was read the second time and on motion it was ordered that Bill No. 47 be referred to a Committee of the Whole House presently.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled “An Act To Amend The Fishing Industry Collective Bargaining Act” (Bill No. 45) and on motion it was ordered that Bill No. 45 be now read the second time.

Pursuant to order and on motion the Bill entitled “An Act To Amend The Fishing Industry Collective Bargaining Act” (Bill No. 45) was read the second time and on motion it was ordered that Bill No. 45 be referred to a Committee of the Whole House presently.

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

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The Speaker left the Chair.

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

The Committee considered and passed the following Bills without amendment:

A Bill, "An Act To Amend The Income Tax Act, 2000 No. 3" (Bill No. 44);

A Bill, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 45);

A Bill, "An Act To Implement The Comprehensive Integrated Tax Coordination Agreement Between The Government Of Canada And The Government Of Newfoundland And Labrador" (Bill No. 46);

A Bill, "An Act To Amend The Abitibi-Consolidated Rights And Assets Act" (Bill No. 47).

On motion the Committee rose.

The Chairperson of the Committee of the Whole (Mr. Kelly) reported that the Committee of the Whole House had considered the matters to them referred, and had directed him to report that they had passed the following Bills without amendment:

A Bill, "An Act To Amend The Income Tax Act, 2000 No. 3" (Bill No. 44);

A Bill, "An Act To Amend The Fishing Industry Collective Bargaining Act" (Bill No. 45);

A Bill, "An Act To Implement The Comprehensive Integrated Tax Coordination Agreement Between The Government Of Canada And The Government Of Newfoundland And Labrador" (Bill No. 46);

A Bill, "An Act To Amend The Abitibi-Consolidated Rights And Assets Act" (Bill No. 47).

On motion the report of the Committee was received and adopted and on motion it was ordered the said Bills be read the third time on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, December 15<sup>th</sup> at 2:00 o'clock in the afternoon.

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On motion the House then adjourned accordingly.

**William MacKenzie,**  
Clerk of the House of Assembly.