

Tuesday, April 12th, 2011

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 extend congratulations and best wishes to the Bay de Grave Regional Fire Department which opened its doors on March 29, 2010 and to the Regional Board of Directors.

The Member for Topsail (Mr. Davis) made a Statement to recognize the Town Councils of Conception Bay South and Paradise both of which recently held very well-attended Winter Carnivals.

The Member for Burgeo – La Poile (Mr. Parsons) made a Statement to recognize and congratulate Corporal Kirk Keeping of Port aux Basques on his being awarded the Chief of Defense Staff Commendation.

The Member for Lewisporte (Mr. Verge) made a Statement to congratulate Two Weeks Notice which won first place in the Battle of the Bands Competition.

The Member for Conception Bay East – Bell Island (Mr. Brazil) made a Statement to congratulate Mr. Adam Morgan who was inducted into the Newfoundland and Labrador Sports Hall of Fame, the youngest member ever inducted, at the age of 29.

The Honourable the Minister of Human Resources, Labour & Employment (Mr. King) made a Statement to inform the House about the launch of government's online youth web portal.

The Honourable the Minister of Justice & Attorney General (Mr. Collins) made a Statement to update the House about the Small Claims Court e-filing initiative.

The Honourable the Minister of Justice & Attorney General (Mr. Collins) tabled the Report of the Tribunal established pursuant to Section 28 of the *Provincial Court Act, 1991* to enquire into and make recommendations on the Salary and Benefits of Newfoundland and Labrador Provincial Court Judges.

The Honourable the Minister of Justice & Attorney General (Mr. Collins) gave notice that he would on tomorrow ask leave to introduce the following Resolution:

“WHEREAS the Lieutenant-Governor in Council appointed a tribunal under section 28 of the *Provincial Court Act, 1991* to make recommendations on the salaries and benefits of judges and the chief judge;

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AND WHEREAS the Tribunal submitted its recommendations to the Minister of Justice on September 30, 2010;

AND WHEREAS the report of the Newfoundland and Labrador Provincial Court Judges' Salaries and Benefits Tribunal was tabled in this Honourable House today;

AND WHEREAS the House of Assembly is required under section 28.2 of the Act to approve, vary or reject the report within 30 days of it being tabled;

AND WHEREAS Government has decided to ask the House to accept the recommendations of the tribunal as contained in its report of September 30, 2010;

THEREFORE BE IT RESOLVED that this Honourable House accept the recommendations of the report of the Newfoundland and Labrador Provincial Court Judges Salaries and Benefits Tribunal.”

The Member for Cartwright – L'Anse au Clair (Ms. Jones) presented a Petition from certain residents of the Province calling on the House of Assembly to urge Government to provide additional funding for improvements to Route 510 and connecting branch roads of the Trans-Labrador Highway.

The Member for Burgeo – La Poile (Mr. Parsons) presented a Petition calling on the House of Assembly to urge Government to construct and operate a waiting room/restroom facility at the Town of Rose Blanche-Harbour Le Cou such that all users of the provincial ferry service may be able to utilize such waiting area/washroom facilities.

The Member for Cartwright – L'Anse au Clair (Ms. Jones) presented a Petition from certain residents of the Province calling on the House of Assembly to urge Government to reinstate the five acute care beds at Notre Dame Bay Memorial Hospital Health Centre.

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

A Bill, “An Act Respecting Forestry Professions” (Bill No. 27);

A Bill, “An Act To Amend The Health Research Ethics Authority Act” (Bill No. 28).

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

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

The Speaker left the Chair.

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

The Committee of the Whole House considered and passed the following Bills without amendment:

A Bill, "An Act To Amend The Sheriff's Act, 1991" (Bill No. 11);

A Bill, "An Act To Repeal The Regulatory Reform Act" (Bill No. 12);

A Bill, "An Act To Repeal The Subordinate Legislation Revision And Consolidation Act" (Bill No. 13);

A Bill, "An Act To Amend The Proceedings Against The Crown Act" (Bill No. 14);

A Bill, "An Act To Amend The Municipalities Act, 1999 No. 2" (Bill No. 18);

A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 20).

The Committee of the Whole House began their consideration of a Bill entitled "An Act Respecting The Protection Of Adults" (Bill No. 1).

During the debate the Honourable the Minister of Health & Community Services (Mr. Kennedy) moved the following amendment to Bill No. 1:

"1. That Subclause 16(4) of the Bill be repealed and the following substituted:

(4) For the purpose of subsection (3), the right to information overrides

- (a) a claim of confidentiality or privilege, except solicitor-client privilege; and
- (b) a restriction in an enactment or the common law about the disclosure or confidentiality of information.

(5) Notwithstanding paragraph 4(a), an investigator may, in the course of an investigation, require and access information that is solicitor-client privileged where it relates to the report of a solicitor under section 12.

The Chair ruled the amendment in order.

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Debate continued and concluded on the amendment.

The Chair put the question on the amendment and declared the amendment to Bill No. 1 carried.

The Chair put the question on clause 16 as amended. The Committee passed Bill No. 1 as amended.

On motion the Committee rose.

The Chairperson of the Committee of the Whole (Mr. Osborne) reported that the Committee of the Whole House had considered the matters to them referred and had passed the following Bills without amendment:

A Bill, "An Act To Amend The Sheriff's Act, 1991" (Bill No. 11);

A Bill, "An Act To Repeal The Regulatory Reform Act" (Bill No. 12);

A Bill, "An Act To Repeal The Subordinate Legislation Revision And Consolidation Act" (Bill No. 13);

A Bill, "An Act To Amend The Proceedings Against The Crown Act" (Bill No. 14);

A Bill, "An Act To Amend The Municipalities Act, 1999 No. 2" (Bill No. 18);

A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 20).

The Chairperson of the Committee of the Whole (Mr. Osborne) also reported that the Committee of the Whole House had passed the Bill entitled "An Act Respecting The Protection Of Adults" (Bill No. 1) with an amendment.

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

The amendment to Bill No. 1 having been read the first and second time, on motion it was ordered that Bill No. 1 be read the third time now.

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

A Bill, "An Act Respecting The Protection Of Adults" (Bill No. 1);

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- A Bill, "An Act To Amend The Sheriff's Act, 1991" (Bill No. 11);
- A Bill, "An Act To Repeal The Regulatory Reform Act" (Bill No. 12);
- A Bill, "An Act To Repeal The Subordinate Legislation Revision And Consolidation Act" (Bill No. 13);
- A Bill, "An Act To Amend The Proceedings Against The Crown Act" (Bill No. 14);
- A Bill, "An Act To Amend The Petroleum And Natural Gas Act" (Bill No. 15);
- A Bill, "An Act To Amend The Municipalities Act, 1999 No. 2" (Bill No. 18);
- A Bill, "An Act To Amend The Urban And Rural Planning Act, 2000" (Bill No. 19);
- A Bill, "An Act To Amend The Highway Traffic Act" (Bill No. 20).

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 Second Reading of a Bill entitled "An Act To Amend The Support Orders Enforcement Act, 2006" (Bill No. 16) and on motion it was ordered that Bill No. 16 be read the second time on tomorrow.

Pursuant to order and on motion the Bill entitled "An Act To Amend The Support Orders Enforcement Act, 2006" (Bill No. 16) was read the second time and on motion it was ordered that Bill No. 16 be referred to a Committee of the Whole on tomorrow.

Pursuant to order and on motion debate continued on Second Reading of a Bill entitled "An Act Respecting The Practice Of Medicine In The Province" (Bill No. 22) and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, April 13th 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.