

Thursday, May 26th, 2016

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

The Member for St. John's Centre (Ms. Rogers) made a Statement to commend the volunteers of Wesley United Church and announce that they will host their annual flipper dinner fundraiser this evening.

The Member for Baie Verte – Green Bay (Mr. Warr) made a Statement to commend the 837 Northeast Air Cadet Squadron for their contribution to the youth of their community.

The Member for Lewisporte – Twillingate (Mr. Bennett) made a Statement to thank Dr. Mohamed Ravalia for his contribution to his community.

The Member for Fogo Island – Cape Freels (Mr. Bragg) made a Statement to congratulate Brent Broaders for his athletic achievements.

The Member for Conception Bay East – Bell Island (Mr. Brazil) made a Statement to congratulate and thank President Bradley Moss and the Portugal Cove – St. Phillips Lions Club for their contribution to their community and other humanitarian work.

The Member for Placentia West – Bellevue (Mr. Browne) made a Statement to congratulate the Salvation Army Citadel Congregation in Monkstown on their 116th anniversary.

*The Commemoration of the First World War and the Battle of Beaumont Hamel
Honor 100*

The Member for St. George's - Humber (Mr. Reid) read the following names:

Russell, Joseph	Saunders, Eli	Senior, Ralph
Russell, Melville R.	Saunders, Fred J.	Seward, Frederick T.
Russell, William	Saunders, John	Seward, Horatius
Ryall, Robert S.	Scammell, Walter	Seymour, George
Ryall, William Thomas	Scanlon, David	Seymour, Thomas
Ryan, Albert	Sceviour, Allan Daniel	Sharp, Charles
Ryan, Bernard	Sceviour, Martin	Shave, Edwin L.
Ryan, Chesley	Scott, Maxwell	Shave, George R.
Ryan, Patrick	Seabright, Frederick Christopher	Sheehan, Edward
Ryan, William Joseph	Sealey, Frederick	Sheehan, John
Samms, George R.	Seaward, Edward H.	Sheehan, John A.
Samson, Neville	Sellars, Allan Augustus	Shelley, Joseph
Sargent, John	Sellars, Henry	

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The House observed a minute of silence.

The Honourable the Premier (Mr. Ball) made a Statement to congratulate all recipients of this year's Premier's Athletic Awards.

The Honourable the Minister of Service NL (Mr. Joyce) 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. 33).

The Honourable the Minister of Finance and President of Treasury Board (Ms. Bennett) gave notice that she would on tomorrow ask leave to introduce a Bill entitled "An Act To Amend The Loan Act, 2016" (Bill No. 32).

The Honourable the Government House Leader (Mr. Parsons) 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 Monday, May 30th, 2016.

The Member for St. John's Centre (Ms. Rogers) presented a Petition from certain residents of the Province calling upon the House of Assembly to urge Government to ensure that the Deficit Reduction Levy is eliminated and any replacement measure is based on progressive taxation principles and that an independent review of the provincial tax system begins immediately.

The Member for Cape St. Francis (Mr. Parsons) presented a Petition from certain residents of the Province calling upon the House of Assembly to urge Government to make representation to the Federal Government to encourage them to change policy regulations which link snow crab harvesting quotas to vessel length.

The Member for St. John's East – Quidi Vidi (Ms. Michael) presented a Petition from certain residents of the Province calling upon the House of Assembly to urge Government to keep libraries open and work on a long-term plan to strengthen the library system.

The Member for Mount Pearl North (Mr. Kent) presented a Petition from certain residents of the Province calling upon the House of Assembly to urge Government to clarify its position and plan so that St. Peter's Primary and other schools in Newfoundland and Labrador can properly accommodate students when full day Kindergarten commences in September 2016.

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The Member for Conception Bay East – Bell Island (Mr. Brazil) presented a Petition from certain residents of the Province calling upon the House of Assembly to urge Government to reinstate the previous teacher allocation and delay the implementation of a full-day Kindergarten at Beachy Cove Elementary the right to a quality education.

The Member for Conception Bay South (Mr. Petten) presented a Petition from certain residents of the Province calling upon the House of Assembly to urge Government to enlarge the law enforcement presence in the Conception Bay South area.

Pursuant to order and on motion the Bill entitled “An Act To Amend The College Act, 1996” (Bill No. 29) was read the 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 notice and on motion the following Bills were introduced and read the first time:

A Bill, “An Act To Amend The Pensions Funding Act And The Teachers’ Pensions Act” (Bill No. 28);

A Bill, “An Act To Amend The Co-operatives Act” (Bill No. 30);

A Bill, “An Act To Amend The Labour Standards Act” (Bill No. 31).

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

Pursuant to notice and on motion debate commenced and concluded on the following Resolution standing in the name of the Honourable the Minister of Justice and Public Safety (Mr. Parsons):

”WHEREAS subsection 6(3) of the *Independent Appointments Commission Act* provides that 5 members are to be appointed to an Independent Appointments Commission by the Lieutenant-Governor in Council on a resolution of the House of Assembly;

AND WHEREAS subsection 6(4) of the Act provides that the Lieutenant-Governor in Council designate one of the members of the commission to be chairperson;

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NOW THEREFORE BE IT RESOLVED that the following persons be appointed members of the Independent Appointments Commission:

Clyde K. Wells, Chairperson
M. Zita Cobb
Shannie Duff
Philip R. Earle
Derek Young”

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

Pursuant to notice and on motion debate commenced on the following Resolution standing in the name of the Honourable the Minister of Justice and Public Safety (Mr. Parsons):

“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;

AND WHEREAS the tribunal submitted its recommendations to the Minister of Justice and Public Safety on December 21, 2015;

AND WHEREAS the Newfoundland and Labrador Provincial Court Judges Salary and Benefits Tribunal Report was tabled in this Honourable House on March 17, 2016 as required by section 28.2 of the Act;

AND WHEREAS the House of Assembly is required to approve, vary or reject the report within the period of time referred to in that section;

AND WHEREAS Government has decided to ask this Honourable House to accept all but one of the recommendations of the tribunal as contained in its report of December 21, 2015;

AND WHEREAS Government has decided to ask this Honourable House to reject one of the recommendations;

THEREFORE BE IT RESOLVED that this Honourable House accept the recommendations of the 2015 Newfoundland and Labrador Provincial Court Judges Salary and Benefits Tribunal set out in Schedule A;

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AND THEREFORE BE IT RESOLVED that this Honourable House reject the recommendation set out in Schedule B for the reasons given;

AND THEREFORE BE IT FURTHER RESOLVED that the recommendations of the Tribunal that this Honourable House accepts and rejects, as set out in Schedules A and B, be implemented effective April 1, 2013.”

The Honourable the Government House Leader (Mr. Parsons) 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 and declared the motions carried.

Debate continued on the above-noted Resolution.

The Member for St. John's Centre (Ms. Rogers) moved, seconded by the Member for St. John's East – Quidi Vidi (Ms. Michael) the following amendment:

“That the eighth clause of the resolution be amended by adding immediately after the word “given” the words:

For not more than 2 years at which time Schedule B shall be reconsidered by this Honourable House.”

The Speaker (Mr. Warr) suspended the proceedings at 4:52 o'clock in the afternoon to consider the amendment.

The Speaker (Mr. Warr) resumed the Chair at 5:04 o'clock in the afternoon and ruled the amendment in order.

Debate continued and concluded on the amendment.

The Speaker put the question on the amendment.

The House divided.

There appeared in favour of the motion: Mr. Paul Davis, Mr. Hutchings, Mr. Brazil, Mr. Kevin Parsons, Mr. Petten, Ms. Michael, Ms. Rogers.

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Against: Mr. Andrew Parsons, Ms. Coady, Mr. Joyce, Mr. Byrne, Mr. Hawkins, Ms. Cathy Bennett, Mr. Trimper, Ms. Dempster, Mr. Browne, Ms. Gambin-Walsh, Mr. Letto, Ms. Haley, Mr. Bernard Davis, Mr. Derek Bennett, Mr. Holloway, Mr. Bragg, Ms. Parsley, Ms. Pam Parsons, Mr. Warr, Mr. Finn, Mr. Reid, Mr. Dean.

The Speaker put the question on the amendment and declared the amendment defeated.

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, Monday, May 30th at 1:30 o'clock in the afternoon.

On motion the House then adjourned accordingly.

Sandra Barnes,
Clerk of the House of Assembly.