

Monday, December 4th, 2017

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

The Member for Terra Nova (Mr. Holloway) made a Statement to pay tribute to the late George Martin.

The Member for Ferryland (Mr. Hutchings) made a Statement to congratulate the St. Kevin's Junior High School Soccer Team which won the 2017 Junior High School Soccer Championship for the Eastern School District.

The Member for Harbour Main (Ms. Parsley) made a Statement to thank Pastors David and Kathy Crane for their service to their community.

The Member for Mount Pearl – Southlands (Mr. Lane) made a Statement to recognize six inductees into the Mount Pearl Soccer Hall of Fame.

The Member for Virginia Waters – Pleasantville (Mr. Davis) made a Statement to congratulate CLB Major William G. Tilley on his 103rd birthday.

The Member for St. John's East – Quidi Vidi (Ms. Michael) made a Statement to recognize the Stella's Circle Inclusion Choir.

The Honourable the Minister of Children, Seniors and Social Development (Ms. Dempster) made a Statement to recognize December 3rd as International Day of Persins with Disabilities.

The Honourable the Minister of Tourism, Culture, Industry and Innovation (Mr. Mitchelmore) made a Statement to acknowledge the Grammy Award nomination for the Broadway musical *Come From Away*.

The Honourable the Speaker (Mr. Trimper), pursuant to Section 273(3) of the Elections Act, 1991 tabled the Annual Report of the Chief Electoral Officer on Election Finances for January 1, 2015 to December 31, 2015.

The Honourable the Speaker (Mr. Trimper), in compliance with Sections 8 and 10 of the *Public Tender Act*, tabled the Report of *Public Tender Act* Exceptions for June and July, 2017.

The Honourable the Minister of Municipal Affairs and Environment (Mr. Joyce) tabled NL 911 Annual Report 2015-2016 and NL 911 Annual Report 2016-2017.

The Honourable the Minister of Finance and President of Treasury Board (Mr. Osborne) tabled pursuant to section 26(5)(a) of the **Financial Administration Act**,

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Order in Council 2017-340 which authorized the Office of the Chief Information Officer to pre-commit funds up to \$1,500,000 in fiscal year 2018-19, to facilitate a one year extension of the Wide Area Data Network and Internet Services contract with Bell Canada.

The Honourable the Minister of Tourism, Culture, Industry and Innovation (Mr. Mitchelmore) gave an answer to a question and tabled information regarding payments to Mountain Consultants.

The Honourable the Minister of Advanced Education, Skills and Labour (Mr. Hawkins) tabled the Activity Plan – Council on Higher Education September 1, 2017 – August 31, 2020.

The Member for Bonavista (Mr. King) gave notice that he would on tomorrow ask leave to introduce the following Resolution:

“WHEREAS the Provincial Government recently released the “What We Heard” document on social enterprises;

AND WHEREAS supporting social enterprise development is vital for advancing development opportunities that benefit the economy, support sustainability, tackle social and economic issues and encourage entrepreneurial models;

THEREFORE BE IT RESOLVED that this Honourable House take action to be responsive to the feedback received from this document to increase the number of social enterprises in Newfoundland and Labrador and to enhance services for existing social enterprises”.

The Honourable the Government House Leader (Mr. Parsons) announced, pursuant to Standing Order 63(3), that the Resolution of which the Member for Bonavista (Mr. King) had given notice would be debated on Private Members’ Day, Wednesday, December 6th.

The Honourable the Government House Leader (Mr. Parsons) gave notice that he would on tomorrow ask leave to introduce the following Resolution:

“WHEREAS section 4 of the *Auditor General Act* provides that on resolution of the House of Assembly, the Lieutenant-Governor in Council shall appoint an Auditor General;

THEREFORE BE IT RESOLVED that Julia Mullaley be appointed as the Auditor General”.

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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 undertake an immediate, complete and thorough assessment of the supports in place for DHH children.

The Member for Mount Pearl – Southlands (Mr. Lane) presented a Petition from certain residents of the Province calling upon the House of Assembly to urge Government to urge the Newfoundland and Labrador Labour Relations Board to proceed immediately to a vote of inshore fish harvesters to decide which union will represent them.

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 implement traffic calming measures to reduce speeds to ensure the safety of residents of Indian Meal Line and Bauline Line.

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 conduct a forensic audit of the Muskrat Falls hydroelectric project immediately.

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 adult dental programme.

The Honourable the Deputy Government House Leader (Ms. Coady) moved, pursuant to provisional Standing Order 11(1) that the House not adjourn at 5:30 o'clock in the afternoon.

The Speaker put the question on the motion that the House not adjourn at 5:30 o'clock in the afternoon and declared the motion carried.

Pursuant to notice and on motion the following Bills were introduced and read the first time and on motion it was ordered the said Bills would be read a second time on tomorrow:

A Bill, "An Act To Amend The Child And Youth Advocate Act" (Bill No. 26);

A Bill, "An Act To Amend The Independent Appointments Commission Act" (Bill No. 28).

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Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 27) and on motion it was ordered that Bill No. 27 be now read the second time.

Pursuant to order and on motion the Bill entitled "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 27) was read the second time and on motion it was ordered that Bill No. 27 be referred to a Committee of the Whole now.

On motion of the Honourable the Deputy Government House Leader (Ms. Coady) the House resolved itself into a Committee of the Whole House to consider a Bill entitled "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 27).

The Speaker left the Chair.

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

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee of the Whole (Mr. Warr) 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 a Bill entitled "An Act To Amend The Highway Traffic Act No. 2" (Bill No. 27) without amendment.

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

On motion it was ordered that Bill No. 27 be read the third time on tomorrow.

Pursuant to order and on motion debate continued and concluded on Second Reading of a Bill entitled "An Act To Amend The Liquor Corporation Act" (Bill No. 23) and on motion it was ordered that Bill No. 23 be now read the second time.

Pursuant to order and on motion the Bill entitled "An Act To Amend The Liquor Corporation Act" (Bill No. 23) was read the second time and on motion it was ordered that Bill No. 23 be referred to a Committee of the Whole presently.

By leave the House recessed at 5:42 o'clock in the evening. The Speaker (Mr. Trimper) resumed the Chair at 6:30 o'clock in the evening.

On motion of the Honourable the Government House Leader (Mr. Parsons) the House resolved itself into a Committee of the Whole House to consider a Bill entitled "An Act To Amend The Liquor Corporation Act" (Bill No. 23).

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The Speaker left the Chair.

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

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee of the Whole (Mr. Warr) 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 a Bill entitled "An Act To Amend The Liquor Corporation Act" (Bill No. 23) without amendment.

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

On motion it was ordered that Bill No. 23 be read the third time on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled "An Act To Amend The Members Of The House Of Assembly Retiring Allowances Act And The Portability Of Pensions Act" (Bill No. 21) and on motion it was ordered that Bill No. 21 be now read the second time.

Pursuant to order and on motion the Bill entitled "An Act To Amend The Members Of The House Of Assembly Retiring Allowances Act And The Portability Of Pensions Act" (Bill No. 21) was read the second time and on motion it was ordered that Bill No. 21 be referred to a Committee of the Whole now.

On motion of the Honourable the Government House Leader (Mr. Parsons) the House resolved itself into a Committee of the Whole House to consider a Bill entitled "An Act To Amend The Members Of The House Of Assembly Retiring Allowances Act And The Portability Of Pensions Act" (Bill No. 21).

The Speaker left the Chair.

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

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee of the Whole (Mr. Warr) 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 a Bill entitled "An Act To Amend The

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Members Of The House Of Assembly Retiring Allowances Act And The Portability Of Pensions Act” (Bill No. 21) without amendment.

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

On motion it was ordered that Bill No. 21 be read the third time on tomorrow.

Pursuant to order and on motion debate continued and concluded on Second Reading of a Bill entitled “An Act Respecting An Independent Court Of Appeal In The Province” (Bill No. 3) and on motion it was ordered that Bill No. 3 be now read the second time.

Pursuant to order and on motion the Bill entitled “An Act Respecting An Independent Court Of Appeal In The Province” (Bill No. 3) was read the second time and on motion it was ordered that Bill No. 3 be referred to a Committee of the Whole now.

On motion of the Honourable the Government House Leader (Mr. Parsons) the House resolved itself into a Committee of the Whole House to consider a Bill entitled “An Act Respecting An Independent Court Of Appeal In The Province” (Bill No. 3).

The Speaker left the Chair.

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

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee of the Whole (Mr. Warr) 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 a Bill entitled “An Act Respecting An Independent Court Of Appeal In The Province” (Bill No. 3) without amendment.

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

On motion it was ordered that Bill No. 3 be read the third time on tomorrow.

Pursuant to order and on motion debate continued on Second Reading of a Bill entitled “An Act To Amend The House Of Assembly Accountability, Integrity And Administration Act” (Bill No. 19) and on motion debate was adjourned for further debate on tomorrow.

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Pursuant to notice and on motion debate commenced and concluded on the following Resolution standing in the name of the Honourable the Government House Leader (Mr. Parsons):

“THAT the following Standing Orders are amended to come into force on the date of their approval:

1. Standing Orders 4(6) and (7) are repealed and the following substituted:

(6) The names of the candidates shall be printed on the ballot paper in the order of their surnames; or if there are two or more candidates with the same surname alphabetically arranged in order of their other names.

(7) Each Member present in the Assembly who wishes to indicate his or her choice for the Office of Speaker shall proceed to one of the voting booths at the Table and mark the letter X in the box beside the name of the candidate for whom he or she intends to vote.

2. Standing Orders 8 to 11 are deleted and the following are substituted:

Annual Calendar

8.(1) Unless otherwise ordered, the House of Assembly shall meet each year

(a) for the Winter-Spring sitting, commencing not later than the first Monday in March and concluding not later than the first Thursday in June; and

(b) for the Fall sitting, commencing not later than the first Monday in November and concluding not later than the first Thursday in December.

(2) The House shall not meet on the days which are paid Government Holidays.

(3) During the sittings held under Standing Order 8(1), there shall be

(a) one constituency week for every three sitting weeks unless varied by the calendar provided by the Clerk under Standing Order 8(5); and

(b) a break commencing after the end of the sitting day on Maundy Thursday until the third Monday following that date.

(4) In a calendar year in which there is a general election, the Government may indicate to the Speaker that the commencement of a sitting will be postponed or varied or that there will not be a sitting and the Speaker shall inform Members.

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(5) On or before January 31 of each calendar year, the Clerk, following consultations with the Government House Leader shall distribute to all Members a calendar indicating the intended sitting days for the next calendar year.

(6) On or before January 31 immediately after the commencement of this Standing Order, the Clerk shall also prepare and distribute in accordance with Standing Order 8(5) a calendar for the sitting days of the current calendar year.

(7) If the Government advises the Speaker that the public interest requires the House to meet at any time because of emergency or extraordinary circumstances, a reason for the recall must be provided and the Speaker shall

- (a) advise Members that the House is to meet at the specified time; and
- (b) advise Members of the reason for the recall.

(8) The Winter - Spring or Fall sittings of the House referred to in Standing Order 8(1) may be shortened or extended by the passing of a motion with notice made by the Government House Leader which motion shall be decided without debate or amendment.

Daily Sittings

9.(1) The time for the meeting of the House is

- (a) 1:30 p.m. until 5:30 p.m. on Mondays, Tuesdays and Thursdays inclusive;
- (b) 10 a.m. until 12:30 p.m. and 2 p.m. until 5 p.m. on Wednesdays.

(2) At 5:30 p.m. on Monday, Tuesday and Thursday the Speaker shall adjourn the House.

(3) At 5 p.m. on Wednesday the Speaker shall adjourn the House.

(4) When the House adjourns on Thursday, it stands adjourned, unless otherwise ordered, until the following Monday.

Business to stand over

10. All business not disposed of at the termination of a sitting day shall stand over until the next sitting day when it will be taken up at the stage where its progress was interrupted.

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Extended sittings

11. (1) The Government House Leader may move that the House not adjourn at 5:30 p.m. on Monday, Tuesday and Thursday afternoons but notice of this motion must be given at a previous day's sitting and once put by the Chair is not debatable.

(2) Notwithstanding Standing Order 11(1), at midnight on Monday, Tuesday and Thursday, unless the Closure Rule (SO 47) is in operation, the Speaker shall adjourn the House.

3. Standing Order 24(3) is deleted and the following is substituted:

24.(3) On Wednesday except when otherwise ordered by the House, after motion, of which due notice shall have been given, the following shall be the order of business:

(a) from 10 a.m. until 12:30 p.m., Motions of which notices have been given by the Government and Government Orders;

(b) from 2 to 5 p.m., following the ordinary daily routine of business

(i) Motions of which notices have been given by Private Members;

(ii) Motions of which notices have been given by the Government;

(iii) Member's Orders;

4. Standing Order 25 is repealed and the following substituted:

Statements by Members

25. (1) On each sitting day, up to five Members, other than Ministers of the Crown, may be recognized to make a Members' Statement.

(2) Each statement shall be no more than one minute in duration.

5. Standing Order 91 is repealed and the following substituted:

Form of petition

91. (1) A petition may be either printed or written and must be in substantially same form as the Form of Petition contained in the Appendix.

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(2) The prayer of a petition must appear on each page of the petition.

(3) A petition must be written in English or accompanied by a translation certified by the Clerk.

6. Standing Orders 93 and 96 are repealed; and

7. The petition template in the Appendix is repealed and the following substituted:

PETITION

1. "These are the reasons for this petition: (OR: The background to this petition is as follows:)
(Briefly summarize the problem or grievance and give any necessary background information)
2. Therefore, we petition the Honourable House of Assembly as follows:
(Prayer: Set out the action the House of Assembly is being asked to take or not take)"

DATE: NAME: (please print)
Signature:

Address:

Every petition must include the following on each page:

1. The prayer of the petition.
2. The following statement:

This petition may be tabled in the House of Assembly. If tabled, the petition will be a document of the House of Assembly and the name and address of every person who signs it will be available to the public.

The Leader of the Official Opposition (Mr. Davis) moved that the debate be adjourned. The Speaker put the question on the motion and declared the motion defeated. The debate continued and concluded on the Resolution.

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, Tuesday, December 5th at 1:30 o'clock in the afternoon.

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On motion the House then adjourned accordingly.

Sandra Barnes,
Clerk of the House of Assembly.