



**House of Assembly  
Newfoundland and Labrador**

**Minutes of the House of Assembly  
Management Commission**

**Date:** July 6, 2022

**Location:** HOA Committee Room/Videoconference

**Time:** 3 p.m.

**Members Present:**

Brian Warr, Deputy Speaker (Acting Chair)  
Hon. Steve Crocker, Government House Leader  
Helen Conway Ottenheimer, MHA (PC), Harbour Main  
Hon. Lisa Dempster, MHA (LIB), Cartwright - L'Anse au Clair  
Lela Evans, MHA (NDP), Torngat Mountains  
Paul Pike, MHA (LIB), Burin - Grand Bank  
Sandra Barnes, Clerk/Secretary to the Commission

**Other**

Kim Hawley George, Law Clerk/Clerk Assistant (A)  
Bobbi Russell, Policy and Communications Officer

**Regrets**

Hon. Derek Bennett, Speaker (Chair)  
Barry Petten, Opposition House Leader

**CM 2022-031** The Commission, at an *in-camera* meeting, appointed the Honourable J. Derek Green, former Chief Justice, Court of Appeal of Newfoundland and Labrador, to conduct an independent review of the findings and report of the Citizens' Representative entitled "A Report on Public Interest Disclosures Regarding the Chief Electoral Officer for Newfoundland and Labrador", dated March 2022.

**CM 2022-032** The Commission, at an *in-camera* meeting, approved the following terms of reference for the independent review of the findings and report of the Citizens' Representative entitled "A Report on Public Interest Disclosures Regarding the Chief Electoral Officer for Newfoundland and Labrador", dated March 2022:

"The Management Commission directs that the Honourable J. Derek Green, former Chief Justice, Court of Appeal ("the Reviewer") be engaged to review the report of the Citizens' Representative entitled "A Report on Public Interest Disclosures Regarding the Chief Electoral Officer for Newfoundland and Labrador", March, 2022, as follows:

1. The Reviewer shall analyze the Report based on the evidence and findings contained in it and shall not perform a reinvestigation of the said Report;
2. The Reviewer may make inquiries of or invite submissions from the Citizens' Representative and the Chief Electoral Officer, or their counsel, on the findings contained in the report;
3. The Reviewer may make inquiries of or invite submissions from such other persons the Reviewer determines necessary to fulfil the Reviewer's responsibilities under this referral;
4. The Reviewer may consult with the House of Assembly Service regarding matters of parliamentary procedure, parliamentary privilege and the administrative governance framework of the Legislature;
5. The Secretary to the Management Commission shall provide the Reviewer with those human resources or other supports necessary to complete the review;
6. The Reviewer shall provide to the Management Commission the following:
  - a) an analysis of the Report, including any procedural, human resources or legal issues identified and whether any further investigations, proceedings or analyses are appropriate or desirable in the circumstances;
  - b) a recommendation whether, in the opinion of the Reviewer based on the analysis of the Report, action contemplated under section 5.3 of the Elections Act, 1991 may be considered appropriate, including whether a further term of suspension should be imposed or whether the Chief Electoral Officer should be removed from office for misconduct, cause or neglect of duty as contemplated by that section; and
  - c) a recommendation whether, in the opinion of the Reviewer, any further investigations, proceedings or analyses are appropriate or desirable to determine any other appropriate remedy;
7. The Reviewer shall complete the work contemplated in this referral and shall report on the analysis completed and make the required recommendation by September 15, 2022;
8. The Reviewer shall be available for consultation with the Management Commission for 3 months after delivering the review of the above-noted report."

**CM 2022-033**

The Commission, at an *in-camera* meeting, waived the 2-day waiting period for CM 2022-031 and CM 2022-032 to expedite action.

**Adjournment:** 4:03 p.m.

Brian Warr  
Deputy Speaker (Acting Chair)



Sandra Barnes  
Clerk and Secretary to the Commission