(The electronic version of the following Journal of the Legislative Assembly is for information purposes only. The printed version remains the official version.)

No. 9

Friday, December 5, 1997.

8.30 o'clock a.m.

Prayers.

#### Speaker's Ruling

Mr. Speaker delivered his decision on a Point of Privilege raised by Mr. Mockler on December 3, 1997:

On Wednesday last, the Honourable Member for Madawaska-la-Vallée rose on a point of privilege to complain that his rights as a Member had been interfered with. His briefcase, which was in the chamber, had apparently been tampered with during his absence.

The Honourable Member cited *Beauchesne's Parliamentary Rules and Forms* 6th Edition paragraph 24 which states in part:

The privileges of Parliament are rights which are "absolutely necessary for the due execution of its powers". They are enjoyed by individual Members, because the House cannot perform its functions without unimpeded use of the services of its Members; and by each House for the protection of its members and the vindication of its own authority and dignity.

Honourable members, although I do not believe that in this instance, there was any meaningful intent to infringe upon the Member's rights or to interfere with the Member's ability to do his work in this House, I do regard this as a serious matter.

Members must at all times be permitted to carry out their duties and responsibilities without interference. A Member has a right not to have his or her personal effects interfered with, especially within the confines of the House.

As your Speaker, it is my duty to preserve order and decorum in the House. It is my view that such incidents do interfere with the orderly conduct of parliamentary business and do amount to an abuse of the rules of the House. It is a form of interruption which may effect not only the Member's ability to carry out his duties, but the ability of the House to proceed in an orderly fashion. I have no choice but to take a harsh view of such incidents in the future.

It is our duty as parliamentarians to uphold respect for this institution and maintain decorum and dignity in the Chamber.

I ask all honourable Members to respect the rules of order, to show respect for their fellow Members, and to conduct themselves in a parliamentary fashion.

## Petitions

Mr. Sherwood, Member for Grand Bay-Westfield, laid upon the table of the House, a petition on behalf of residents of the Saint John Region who oppose any policy of the government which would lead to the seizure of homes belonging to senior citizens who become incapacitated and require long-term nursing home care. (Petition 3)

### **Standing Committee on Public Accounts**

Mr. D. Graham, from the Standing Committee on Public Accounts, presented the First Report of the Committee for the session which was read and is as follows:

To the Honourable The Legislative Assembly of The Province of New Brunswick

Mr. Speaker:

Your Standing Committee on Public Accounts begs leave to submit this their First Report for the Third Session of the Fifty-third Legislative Assembly.

On motion adopted February 28, 1997, your Committee was empowered to sit following prorogation of the Second Session.

The Committee held public hearings in the Legislative Council Chamber during the month of April, 1997, to consider departmental reports and to review the Public Accounts of the Province of New Brunswick for the fiscal year ended March 31, 1996. Officials of the various government departments appeared before the Committee and answered questions for the year under review.

During the course of the hearings the Committee adopted several motions which are outlined below and are recommended to the House. The Committee asked that the Auditor General carry out specific reviews on matters of concern and report back to the Committee with his findings.

## **PUBLIC HEARINGS:**

The Committee held twelve days of public hearings in April 1997. The following witnesses appeared before the Committee.

## April 1, 1997

Office of the Auditor General

Mr. Ralph Black, Auditor General Mr. Ken Robinson, Deputy Auditor General

## April 2, 1997

Office of the Comptroller

- Mr. Edward Mehan, Comptroller
- Mr. Steve Thompson, Director of Auditing and Consulting Services
- Mr. Michael Ferguson, Director of Accounting Services

Department of Finance

Mr. John Mallory, Deputy Minister of Finance Mr. Rick Phillips, Director Financial and Administrative Services

Office of the Premier

Mr. Georgio Gaudet, Deputy Minister

# April 3, 1997

New Brunswick Police Commission

Hon. Stuart G. Stratton, Q.C., Chairman

**Executive Council Office** 

Ms. Claire Morris, Clerk of the Executive Council and Secretary to Cabinet

New Brunswick Advisory Council on the Status of Women

Ms. Brenda Sansom, Chairperson

Labour and Employment Board

Mr. Paul Lordon, Chairman

Youth Council of New Brunswick

Ms. Beverley Barnes, Executive Director

Premier's Council on the Status of Disabled Persons

Mr. Randy Dickinson, Executive Director

Department of Intergovernmental and Aboriginal Affairs

Mr. Frank Swift, Deputy Minister Mr. Kevin Malone, Assistant Deputy Minister, Federal-Provincial Affairs Mr. Francois Rioux, Assistant Deputy Minister, Intergovernmental Cooperation

### April 4, 1997

Department of Transportation

- Mr. Don McCrea, Deputy Minister Mr. David Johnstone, Assistant Deputy Minister and Chief Engineer
- Mr. Walter W. Steeves, Executive Director of Policy and Motor Vehicle
- Mr. Dale Wilson, Executive Director of Administration

Department of Fisheries and Aquaculture

Mr. Bob Gamble, Deputy Minister Mr. Alfred Losier, Assistant Deputy Minister, Finance and Administration Mr. David MacMinn, Assistant Deputy Minister, Operations and Services

# April 8, 1997

Department of Economic Development and Tourism

Mr. Francis McGuire, Deputy Minister Mr. Richard Burgess, Assistant Deputy Minister, Finance Infrastructure and Policy Ms. Joanne Walker, Manager, Budget and Accounting Services

### April 9, 1997

Department of Health and Community Services

Mr. Jean-Guy Finn, Deputy Minister

- Mr. Ken Ross, Assistant Deputy Minister
- Mr. Ron Durelle, Director of Financial Services

## April 10, 1997

Department of Human Resources Development - N.B.

Ms. Karen Mann, Deputy Minister Mr. Don Ferguson, Assistant Deputy Minister

Department of the Solicitor General

Mr. Ronald Murray, Deputy Minister

- Ms. Nora Kelly, Assistant Deputy Minister, Community and Correctional Services
- Ms. Susan Butterfield, Executive Director, Finance and Administration
- Mr. Brian Alexander, Executive Director, Law Enforcement Division

## April 22, 1997

Department of Supply and Services

Mr. G. Stephenson Wheatley, Deputy MinisterMr. Rick Burnett, Director of FinanceMr. Greg Cook, Executive Director - Facilities ManagementMr. Ashley Cummings, Executive Director - Design and Construction

Department of Natural Resources and Energy

Mr. George Bouchard, Deputy Minister Ms. Pam Breau, Assistant Deputy Minister, Corporate Services Mr. David MacFarlane, Assistant Deputy Minister, Renewable Resources

# April 23, 1997

Department of Education

Mr. Normand Martin, Deputy MinisterMs. Carol Loughrey, Deputy MinisterMs. Jolène LeBlanc, Assistant Deputy Minister, Administration and FinanceMr. Byron James, Assistant Deputy Minister, Educational Services (Anglophone)

Maritime Provinces Higher Education Commission

Mr. Daniel Godbout, Chief Operating Officer

# April 24, 1997

Department of the Environment

Mr. Donald G. Dennison, Deputy Minister Mr. Simon Caron, Director of Administration and Human Resources Mr. J.F.L. (Jim) Knight, Director of Environmental Quality

Department of Justice

Mr. Paul M. LeBreton, Deputy Minister Ms. Suzanne Bonnell-Burley, Assistant Deputy Minister

## April 29, 1997

Department of Municipalities, Culture and Housing

- Mr. Julian Walker, Deputy Minister
- Ms. Louise Gillis, Assistant Deputy Minister, Cultural Affairs
- Mr. Georges Breau, Director of Financial Services

Department of Advanced Education and Labour

- Mr. W. David Ferguson, Deputy Minister
- Mr. Bernard Paulin, Assistant Deputy Minister, New Brunswick Community College
- Mr. Michael McIntosh, Assistant Deputy Minister, Labour and Employment
- Mr. Bill Smith, Assistant Deputy Minister, Postsecondary Education and Advocacy
- Mr. Patrick Doherty, Executive Director of Departmental Services

# April 30, 1997

Department of Agriculture and Rural Development

Mr. Jack Syroid, Deputy Minister Ms. Claire LePage, Assistant Deputy Minister, Marketing and Rural Development Mr. Edward T. Pratt, Assistant Deputy Minister, Production

Legislative Assembly

- Ms. Loredana Catalli Sonier, Clerk of the Legislative Assembly
- Mr. Peter Wolters, Director of Finance and Human Resources
- Mr. Valmond LeBlanc, Director of Hansard and Debates Translation
- Mr. Eric Swanick, Legislative Librarian

# **OFFICE OF THE AUDITOR GENERAL**

On April 1, 1997 the Committee met with Auditor General, Ralph W. Black and reviewed the 1996 *Report of the Auditor General of New Brunswick*.

Review of the Department of Human Resources Development for <u>Compliance with the *Public*</u> <u>*Purchasing Act.*</u>

In March, 1996, the Standing Committee on Public Accounts adopted a motion asking the Auditor General to review the purchasing arrangement for computer hardware and software required for a major systems development project undertaken by the Department of Human Resources Development (HRD) in association with Andersen Consulting.

The Auditor General conducted a review of the Department of Human Resources Development for compliance with the *Public Purchasing Act* and filed a report with the Committee in early 1997. The conclusions set out in the report are as follows:

HRD entered into a contract with Andersen Consulting on December 20, 1995 to lease approx. \$2.5 million of computer hardware and software. The Public Purchasing Act required that this lease be subject to public tender.

Public tenders were not called.

HRD decided to purchase the equipment identified in the lease, directly from Andersen, five days before the lease was signed. By purchasing rather than leasing, HRD was able to recover 50% of the cost of the hardware and software from the federal government. The Public Purchasing Act required that these purchases be subject to public tender.

Public tenders were not called.

Our opinion is that the Public Purchasing Act was not complied with. However, the noncompliance could be said to be technical and might be described as form over substance. As we have stated earlier in this report, we have seen evidence that HRD endeavoured from the outset in 1994 and throughout the process to seek the advice of DSS on the proper procedure to follow in acquiring this hardware and software even though Andersen was the purchaser. DSS assisted HRD in this process by referencing prices on standing offers for comparable products and by assessing single source purchases.

Section 6 of the Public Purchasing Act provides penalties for persons who wilfully authorize a purchase in contravention of this Act. We did not see any evidence of wilful non-compliance.

During his appearance before the Committee, the Auditor General answered questions on the report. He acknowledged that, in his opinion, public tenders were not called and in this regard the department was in violation of the *Public Purchasing Act*. The report states that the department had initially issued a Request for Proposals (RFP). Andersen Consulting submitted a proposal which was ultimately selected. The RFP, however, did not explicitly refer to computer hardware and software. However, it did refer to "technologies" and it was implied in the RFP that there would be hardware and software requirements. It did not address who should procure the hardware and software or when it should be bought. It also did not address the issue of costs or pricing. Therefore, in the opinion of the Auditor General, the RFP did not constitute a tender for computer hardware and software.

The Auditor General advised, however, that the department was endeavouring to comply from the beginning, to be certain that Andersen Consulting was getting value for what it was spending. The problem was that the *Public Purchasing Act* as it was written, did not contemplate this type of purchase and the issuing of a Request for Proposals. The Auditor General noted that the RFP needs some explanatory notes that might deal with the issues that were raised.

### Minto Regional Economic Development Corporation

A member of the Committee raised concerns with the Auditor General regarding the Minto Regional Economic Development Corporation (the corporation). It was noted that this was a private sector not-for-profit corporation tasked with economic development, but that the corporation was being funded by the New Brunswick Power Corporation (N.B. Power) and the Province of New Brunswick. Questions were raised as to how the corporation is to be made accountable for the public spending of taxpayers' dollars.

The Auditor General advised that his office was not included as an auditing body when a loan agreement was entered into. As well, the Auditor General does not have the authority under the Auditor General Act to examine the records of the corporation. The Auditor General, therefore, has no authority to examine the spending of the corporation nor to look at whether the conditions of loan agreements are being adhered to. The Auditor General was asked to look at this issue to see what form of accountability can be recommended in the future.

It was noted that the Minto Regional Economic Development Corporation receives funds from N.B. Power. It was not clear, however, whether N.B. Power has the legislative authority to pursue economic development directly the way it has in the Minto area.

The Auditor General advised that he is not the auditor of N.B. Power and therefore has not examined the legality of N.B. Power using its funds to pursue economic development in this manner. However, although the Auditor General does not audit the financial statements of N. B. Power, the *Auditor General Act* does require the auditors of N.B. Power to submit the corporation's audited financial statements to the Auditor General annually. The auditors must also provide copies of any reports and recommendations arising out of their audits. The Auditor General reviews the financial statements and other documents as they are received, and visits the auditors periodically to review their working papers. The Auditor General advised that, if requested by the Committee, he would discuss with N.B. Power's auditors whether the authority exists to support such expenditures.

The Committee therefore recommends as follows:

### **Recommendation:**

That the Auditor General inquire whether economic development activities in the Minto area which are funded by N.B. Power are in accordance with the legislative authority

#### granted to N.B. Power under the <u>Electric Power Act</u>.

### Public Private Partnerships - Capital vs. Operating Leases

Chapter 2 of the *1996 Report of the Auditor General* speaks of two new public private partnerships for constructing facilities - the Evergreen School in Moncton and the Miramichi Youth Centre in Miramichi, N.B. The Report states as follows:

2.27 During the 1995-96 year, the Province signed an agreement which will see a private company construct and own a public school facility. Subsequent to the year end, the Province signed a lease agreement with another company which will construct and own a correctional facility. In both cases the properties will be leased back to the Province for a twenty-five year period and are renewable at the Province's option for a further ten year period. There is an option for the Province to purchase the properties at the end of the twenty-five year period.

2.28 The size of the two projects is significant. The total interest and principle payments over the twenty-five years is \$67.7 million. A further \$8.3 million will be paid should both projects be extended to the full term of thirty-five years. Lease payments begin on the school lease in the 1996-97 year while the correctional facility payments start in 1997-98.

2.29 Funding the costs of these capital facilities is very different from that seen in the past. Traditionally such assets were constructed, financed and owned by the Province and the amounts recorded in the financial statements were the costs incurred in the year.

2.30 There are accounting implications to these new arrangements. If these leases are to be recorded as capital leases, accounting rules require the value of the property to be expensed at the commencement of the lease term. If on the other hand the lease was considered to be an operating lease, the cost of using the facilities for the term would be recognized over the twenty-five or thirty-five year period.

2.31 The latter treatment would result in a far lower expenditure in the initial year. It would also result in either a lower deficit or higher surplus than would have been reported if the transaction were recorded as a capital lease. The costs would be recorded over the term of the lease.

2.32 Since the Province charges its capital costs to expense in the year they are incurred, obtaining capital assets through operating leases would be a significant change in the way costs are recorded in the Province's financial statements.

2.33 We will examine the accounting treatment and financial statement presentation for the leases during the current year.

In his appearance before the Committee, the Auditor General advised that it was not clear if the leases would be classified as capital leases or operating leases because no financial transactions would take place until the end of the current fiscal year. However, in written correspondence to a member of the Committee, the Comptroller Edward Mehan had advised that Administration Policy 6203 would be used to determine the accounting treatment of the leases in question. The policy states *"Real property leases will only be classified as capital leases if there is reasonable assurance of title transfer or if the lease term is extremely long; otherwise, they are considered operating leases."* The Comptroller goes on to state *"Our assessment of the leases is that they would be recorded as operating leases. This would mean the annual lease amount would be expended and the lease commitments for each of the next five years would be disclosed in the notes to the financial statement." In his appearance before the Committee on April 2, 1997, the Comptroller was questioned regarding the classification of leases and the application of Administration Policy 6203.* 

With regard to public private partnerships for constructing facilities, the Auditor General states in his report "We want to ensure that when the facilities are complete, the financial statements of the Province properly reflect the substance of the arrangements."

The Committee believes that it would be beneficial to determine whether public private methods of financing are in the best interests of taxpayers of the Province of New Brunswick. The Committee therefore recommends as follows:

### **Recommendation:**

That the Auditor General undertake to review the financial terms of the Evergreen and Wackenhut leases and compare the total cost under the private sector arrangements as compared to traditional government methods.

# CONCLUSION

In addition to the public hearings, the Committee met *in camera* on several occasions to prepare for the public meetings, review recommendations and prepare a report to the House.

Requests were made to departmental officials to provide additional information and documentation on specific matters.

The Committee wishes to thank officials for their appearance before the Committee and acknowledge their cooperation in providing the additional information requested. In particular, the Committee would like to thank the staff of the Auditor General's Office for their assistance to the Committee and for carrying out the associated reviews.

And your Committee begs leave to make a further report.

(Sgd.:) Dale Graham, M.L.A. Chairman.

Ordered that the Report be received and leave be granted and the Committee continued.

# Notices of Motions

Mr. D. Graham gave Notice of Motion 41 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Hon. Mr. Valcourt:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of all minutes, memoranda, reports, and summaries of all contacts between employees of the Department of Transportation and any of its representatives and employees of the New Brunswick Highway Corporation and any of its representatives with Doug Young and any of his representatives and Maritime Road Development Corporation and any of its representatives representatives regarding the proposed Fredericton to Moncton highway.

Mr. Mesheau gave Notice of Motion 42 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. Sherwood:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of the regulations, procedures, guidelines, policies, directives, and all other memoranda, reports, and correspondence related to the bid process involved with the Fredericton to Moncton highway.

Mr. Mesheau gave Notice of Motion 43 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. Robichaud:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of the five-year plan for the New Brunswick Highway Corporation for 1996/97.

Mr. Sherwood gave Notice of Motion 44 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. Volpé:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of the five-year plan for the New Brunswick Highway Corporation for 1995/96.

Mr. Robichaud gave Notice of Motion 45 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. Volpé:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of all signed contracts, memoranda of understanding, commitments, letters of intent, and other documents between the Department of Transportation and the New Brunswick Highway Corporation with any parties regarding the Fredericton to Moncton highway.

Mr. Volpé gave Notice of Motion 46 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. D. Graham:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of the Request for Proposals and all associated documents for the building of the Fredericton to Moncton highway.

Mr. Mockler gave Notice of Motion 47 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. D. Graham:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of the Annual Report for the New Brunswick Highway Corporation for 1995/96.

Mr. Mockler gave Notice of Motion 48 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. Mesheau:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a copy of the Annual Report for the New Brunswick Highway Corporation for 1996/97.

Mr. Mockler moved that the House do now adjourn.

Mr. Speaker put the question on the motion to adjourn, and the motion was defeated.

## **Government Motions re Business of House**

Hon. Mr. Tyler announced that it was the government's intention that the House resume the adjourned debate on the motion that Bill 3, *An Act to Amend the Police Act*, be now read a second time.

#### Second Reading

Debate resumed on the motion that Bill 3, An Act to Amend the Police Act, be now read a second time.

And after some time, Mr. MacDonald took the chair.

And after some further time, Mr. Speaker resumed the chair.

Mr. Allaby rose on a Point of Order, his point of order being that the member was not speaking on the principle of the Bill.

Mr. Speaker advised that repetition in debate is not looked upon positively in the Chamber and referred to *Beauchesne's Parliamentry Rules & Forms 6th Edition* which states:

§ 173 The Speaker may:

(7) Call to order any Member who is being irrelevant or repetitious in debate.

And the debate being ended, and the question being put that Bill 3 be now read a second time, it was resolved in the affirmative on the following recorded division:

	YEAS - 28	
Hon. Mr. Tyler	Hon. Mrs. Kingston	Mr. Olmstead
Hon. Mr. Lee	Mr. Allaby	Mr. Flynn
Hon. Mrs. Barry	Mr. Duffie	Mr. O'Donnell
Hon. Mrs. Breault	Mr. Wilson	Mr. MacDonald
Hon. Mr. B. Thériault	Mr. Smith	Mr. Devereux
Hon. Mr. MacIntyre	Mr. Steeves	Mr. MacLeod
Hon. Mr. Gay	Mr. A. Landry	Mr. D. Landry
Hon. Mr. Jamieson	Mr. Johnson	Mr. Armstrong
Mr. McAdam	Mr. H. Doyle	Mr. J. Doyle

VENC \_ 20

Hon. Mr. Bryne NAYS - 8 Mr. Volpé Mr. Mockler Mr. D. Graham Mr. Sherwood Ms. Weir Mr. Mesheau Hr. Robichaud Hon. Mr. Valcourt

Accordingly, Bill 3, *An Act to Amend the Police Act*, was read a second time and ordered referred to the Committee of the Whole House.

### **Government Motion re Business of House**

It was agreed by unanimous consent to sit through the noon recess until 2 o'clock p.m.

It was further agreed to by unanimous consent that Bill 3, *An Act to Amend the Police Act*, be taken into consideration in the Committee of the Whole House forthwith.

#### Committee of the Whole

The House resolved itself into a Committee of the Whole with Mr. MacDonald in the chair.

During consideration of Bill 3, *An Act to Amend the Police Act*, Hon. Mrs. Barry moved the following amendment:

#### AMENDMENT

In section 3 of the French version, strike out «2(2.1)» and substitute «2(1.1)».

Mr. Chairman put the question and a debate ensued.

And the debate being ended, and the question being put, the amendment was adopted on the following recorded division:

	yeas - 25	
Hon. Mr. Frenette	Hon. Mr. Byrne	Mr. A. Doyle
Hon. Mr. Tyler	Hon. Mrs. Kingston	Mr. Olmstead
Hon. Mr. Lee	Mr. Allaby	Mr. O'Donnell
Hon. Mrs. Barry	Mr. Wilson	Mr. Devereux
Mr. Blaney	Mr. Smith	Mr. MacLeod
Hon. Mr. B. Thériault	Mr. Steeves	Mr. D. Landry
Hon. Mr. Gay	Mr. A. Landry	Mr. Armstrong
Hon. Mr. Jamieson	Mr. Johnson	Mr. J. Doyle
Mr. McAdam		
	NAYS - 6	
Mr. Volpé	Mr. Mockler	Mr. D. Graham
Mr. Sherwood	Ms. Weir	Mr. Mesheau

During further consideration of Bill 3, *An Act to Amend the Police Act*, Hon. Mrs. Barry moved the following amendment:

### AMENDMENT

In section 8 of the French version, strike out «17.02(13)» and substitute «17.05(13)».

Mr. Chairman put the question and the amendment was adopted on the following recorded division:

	YEAS - 25	
Hon. Mr. Frenette	Hon. Mr. Byrne	Mr. A. Doyle
Hon. Mr. Tyler	Hon. Mrs. Kingston	Mr. Olmstead

Hon. Mr. Lee	Mr. Allaby	Mr. O'Donnell
Hon. Mrs. Barry	Mr. Wilson	Mr. Devereux
Mr. Blaney	Mr. Smith	Mr. MacLeod
Hon. Mr. B. Thériault	Mr. Steeves	Mr. D. Landry
Hon. Mr. Gay	Mr. A. Landry	Mr. Armstrong
Hon. Mr. Jamieson	Mr. Johnson	Mr. J. Doyle
Mr. McAdam		
	NAYS - 6	
Mr. Volpé	Mr. Mockler	Mr. D. Graham
Mr. Sherwood	Ms. Weir	Mr. Mesheau

During further consideration of Bill 3, *An Act to Amend the Police Act*, Hon. Mrs. Barry moved the following amendment to section 14:

### AMENDMENT

In section 35.2 of the French version as enacted by section 14 strike out «5.3(7)» and substitute «5.3(6)».

Mr. Chairman put the question and the amendment was adopted.

Mr. Chairman put the question to report Bill 3 as agreed to, and a recorded division was requested.

Following the ringing of the bells, Mr. Chairman resumed the chair and advised the Committee that he had made an error in putting the vote, and that the vote should have been on the question "that section 14 stand as amended."

Mr. Chairman put the question on the motion that section 14 stand as amended, and it was carried on the following recorded division:

	YEAS - 27	
Hon. Mr. Frenette	Mr. McAdam	Mr. Johnson
Hon. Mr. Tyler	Hon. Mr. Bryne	Mr. A. Doyle
Hon. Mr. Lee	Hon. Mrs. Kingston	Mr. Olmstead
Hon. Mrs. Barry	Mr. Allaby	Mr. O'Donnell
Hon. Mrs. Breault	Mr. Duffie	Mr. Devereux
Mr. Blaney	Mr. Wilson	Mr. MacLeod
Hon. Mr. B. Thériault	Mr. Smith	Mr. D. Landry
Hon. Mr. Gay	Mr. Steeves	Mr. Armstrong
Hon. Mr. Jamieson	Mr. A. Landry	Mr. J. Doyle
	NAYS - 6	
Mr. Volpé	Mr. Mockler	Mr. D. Graham
Mr. Sherwood	Ms. Weir	Mr. Mesheau

Mr. Speaker resumed the chair and Mr. MacDonald, the Chairman, after requesting Mr. Speaker revert to the Order of Presentations of Committee Reports, reported that the Committee had had under consideration the matters referred to them, had made some progress therein, and asked leave to sit again.

Pursuant to Standing Rule 78.1, Mr. Speaker put the question on the motion deemed to be before the House, that the report be concurred in, and it was resolved in the affirmative.

## **Government Motions re Business of House**

Hon. Mr. Tyler having requested that the House revert to the order of Government Motions for the ordering of the Business of the House,

On motion of Hon. Mr. Tyler, seconded by Hon. Mr. Frenette,

RESOLVED, that when the House adjourns, it stand adjourned until Tuesday, December 9, at 3 o'clock p.m.

And then, 2.07 o'clock p.m., the House adjourned.

The following document, having been deposited with the Clerk of the House, was deemed laid upon the table of the House pursuant to Standing Rule 39:

Main Estimates 1998-1999

December 4, 1997