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No. 13

Friday, December 12, 1997.

8.30 o'clock a.m.

Prayers.

Notices of Motions

Mr. Mockler gave Notice of Motion 68 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 30 page Request for Qualifications document regarding the Fredericton to Moncton Highway Project and the accompanying Criteria for Evaluation of Qualification submissions.

Mr. Mockler gave Notice of Motion 69 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 1957 page Request for Proposals (RFP) regarding the Fredericton to Moncton Highway Project and the accompanying 282 written clarifications.

Motion 46 by Mr. Volpé was, by leave of the House, withdrawn.

Mr. Sherwood gave Notice of Motion 70 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 financial feasibility study regarding the Fredericton to Moncton Highway, contracted by the Department of Finance with RBC Dominion Securities.

Mr. Speaker advised that the Standing Rules of the Legislative Assembly require two days' written notice and that Notices of Motion 68, 69, and 70, originally proposed for December 16, 1997, would be set over to December 18, 1997.

Mr. Sherwood gave Notice of Motion 71 that on Thursday, December 18, 1997, he would move the following resolution, seconded by Mr. Mockler:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House all documents pertaining to the recovery and disposal of New Brunswick Liquor Corporation beverage containers received by the Department of the Environment, including the times they were received and who acknowledged the receipt.

Mr. Mesheau gave Notice of Motion 72 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 complete copy of the graphic presentation by D. Johnson of the Fredericton to Moncton Highway Project to Opposition Members on Thursday, December 11, 1997.

Government Motions re Business of House

Hon. Mr. Tyler announced that it was the intention of the government that following second reading the House would resume the budget debate followed by resumption of the debate on the motions for second reading of Bills 7 and 14.

Second Reading

The following Bill was read the second time and referred to the Committee of the Whole House:

Bill 17, *An Act to Amend the Assessment Act*.

Budget Debate

The Order of the Day for resuming the adjourned debate on the motion (Motion 21),

That this House approves in general the budgetary policy of the government, having been read,

The debate was resumed.

And after some time, Mr. Speaker called to order Mr. Mockler, the Member for Madawaska-la-Vallée, for using cutout exhibits in debate. Mr. Speaker ruled that the use of exhibits in debate was not permitted.

And Mr. Speaker having recognized another member to speak on the motion, Mr. Mockler rose on a Point of Order, requesting that Mr. Speaker state the Standing Rule or authority that was applicable to his ruling.

Mr. Speaker referred members to *Beauchesne's Parliamentary Rules and Forms 6th Edition*, citing paragraphs 501 and 502, and Standing Rule 19.

Mr. Mockler was permitted to complete his remarks.

And after some further time, Hon. Mr. Graham rose on a Point of Order regarding certain remarks made by Mr. D. Graham as being contrary to the facts.

After listening to the intervention of other honourable members on the Point of Order, Mr. Speaker ruled that it is a well established principle that statements made by members respecting themselves, particularly those within their own knowledge, have been accepted.

Subsequently, Mr. D. Graham withdrew the remarks and apologized to the House.

And after some time, Mr. MacDonald took the Chair as Deputy Speaker.

During the debate, Mr. Robichaud rose on a Point of Order, stating that Hon. Mr. Richard's remarks implied that he was not telling the truth in the House and that the remarks should be withdrawn.

Mr. Deputy Speaker ruled the Point of Order well taken and asked Hon. Mr. Richard to rephrase his remarks.

Hon. Mr. Richard subsequently withdrew the remarks and apologized to the House.

And the debate being ended, and the question being put, it was resolved in the affirmative.

Government Motions re Business of House

Mr. Speaker, at the request of Hon. Mr. Tyler, reverted to Government Motions for the Ordering of the Business of the House.

Hon. Mr. Tyler announced that it was the intention of the government that the House resolve itself into a Committee of Supply to be granted to her Majesty forthwith.

Committee of Supply

The House, according to Order, resolved itself into a Committee of Supply with Mr. O'Donnell in the chair.

And after some time spent therein, Mr. Speaker resumed the chair and Mr. O'Donnell, the Chairman, after requesting that Mr. Speaker revert to Presentations of Committee Reports, reported that the Committee, proceeding in the matter under consideration, had passed the following resolution:

RESOLVED, that the supply be granted to Her Majesty.

And he was directed to ask leave to sit again.

Mr. O'Donnell moved, seconded by Hon. Mr. Frenette,

THAT the House does concur with the Committee of Supply in the reports and agrees in its resolution that Supply be granted to Her Majesty.

And the question being put, it was resolved in the affirmative.

Government Motions re Business of House

Hon. Mr. Tyler requested that Mr. Speaker revert to Government Motions for the Ordering of the Business of the House.

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

RESOLVED, that consideration of Estimates in Committee of Supply be added to the Orders of the Day until such time as they are dispatched.

Leave was granted to vary the hours of sitting to allow the House to continue deliberations through the lunch hour.

Second Reading

Debate resumed on the motion that Bill 7, *An Act to Amend the New Brunswick Highway Corporation Act*, be now read a second time.

And the debate being ended, and the question being put that Bill 7 be now read a second time, it was resolved in the affirmative on the following recorded division:

YEAS - 31

Hon. Mr. Lockyer	Mrs. Jarrett	Mr. H. Doyle
Hon. Mr. Tyler	Mr. McAdam	Mr. Olmstead
Hon. Mr. Graham	Hon. Mr. Byrne	Mr. Flynn
Hon. Mr. Lee	Hon. Mrs. Kingston	Mr. DeGrâce
Hon. Mrs. Barry	Mr. Allaby	Mr. O'Donnell
Hon. Mrs. Breault	Mr. Duffie	Mr. MacDonald
Mr. Blaney	Mr. Wilson	Mr. MacLeod
Hon. C. Thériault	Mr. Kavanaugh	Mr. D. Landry
Hon. Mr. Richard	Mr. Steeves	Mr. Armstrong
Hon. Mr. Gay	Mr. A. Landry	Mr. J. Doyle
Hon. Mr. Jamieson		

NAYS - 7

Mr. Volpé	Mr. Mockler	Mr. D. Graham
Mr. Sherwood	Ms. Weir	Mr. Mesheau
Mr. Robichaud		

Accordingly, Bill 7, *An Act to Amend the New Brunswick Highway Corporation Act*, was read a second time and ordered referred to the Committee of the Whole House.

Debate resumed on the motion that Bill 14, *An Act to Amend the Municipalities Act*, be now read a second time.

And after some time, Mr. Sherwood moved in amendment, seconded by Mr. D. Graham:

AMENDMENT

THAT the motion for second reading be amended by deleting all the words after the word "that" and substituting the following:

Bill No. 14, *An Act to Amend the Municipalities Act*, be not now read a second time but that the order for second reading be discharged and the subject matter of the Bill referred to the Standing Committee on Law Amendments.

And the question being put, a debate ensued.

And the debate being ended, and the question being put, the amendment was negatived.

And the debate continuing on the motion that Bill 14, *An Act to Amend the Municipalities Act*, be now read a second time.

And the debate being ended and the question being put that Bill 14 be now read a second time, it was resolved in the affirmative on the following recorded division:

YEAS - 27

Hon. Mr. Lockyer	Mr. McAdam	Mr. H. Doyle
Hon. Mr. Tyler	Hon. Mr. Byrne	Mr. Olmstead
Hon. Mrs. Barry	Hon. Mrs. Kingston	Mr. Flynn
Hon. Mrs. Breault	Mr. Allaby	Mr. DeGrâce
Hon. Mr. Blaney	Mr. Duffie	Mr. O'Donnell
Hon. Mr. Richard	Mr. Wilson	Mr. MacDonald
Hon. Mr. Gay	Mr. Kavanaugh	Mr. MacLeod
Hon. Mr. Jamieson	Mr. Steeves	Mr. Armstrong
Mrs. Jarrett	Mr. A. Landry	Mr. J. Doyle

NAYS - 7

Mr. Volpé	Mr. Mockler	Mr. D. Graham
Mr. Sherwood	Ms. Weir	Mr. Mesheau
Mr. Robichaud		

Accordingly, Bill 14, *An Act to Amend the Municipalities Act*, was read a second time and ordered referred to the Committee of the Whole House.

Hon. Mr. Robichaud rose on a Point of Order, his point of order being alleged unparliamentary remarks made by Hon. Mr. Graham during Oral Questions.

Mr. Speaker advised that he would review the transcripts and report back to the House if necessary.

And then, 2.30 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:

Documents requested in Notice of Motion 24

December 11, 1997

Performance Measurement Supplement to the Main Estimates 1998-1999

December 11, 1997

