

4



Journals

(Unrevised)

Legislative Assembly

Province of New Brunswick

Hon. Graydon Nicholas
Lieutenant-Governor

Speaker: Hon. Roy Boudreau

Friday, November 20, 2009

**Fourth Session of the 56th Legislative Assembly
Fredericton, New Brunswick**

Friday, November 20, 2009.

10 o'clock a.m.

Prayers

During Messages of Congratulation and Recognition, Mr. Robichaud rose on a point of order and submitted that the message of congratulation by Hon. Mr. Foran was a ministerial statement and should have been delivered under Statements by Ministers. Mr. Speaker asked the Minister to confine his remarks to a congratulatory statement.

Mr. Urquhart, Member for York, laid upon the table of the House a petition on behalf of residents of the Kingsclear First Nation who oppose the sale of NBPower to Hydro-Québec. (Petition 3)

Mr. Northrup, Member for Kings-East, laid upon the table of the House a petition on behalf of residents of Kings-East urging the government to upgrade Mountain Road and that Jordan Mountain Road be ditched and receive a solid layer of gravel. (Petition 4)

Mr. Huntjens, Member for Charlotte-Campobello, laid upon the table of the House a petition on behalf of nursing home workers at Lincourt Manor, urging the government to honour the tentative agreement ratified in March. (Petition 5)

Mr. Speaker interrupted Oral Questions and requested that Mr. Fitch withdraw the phrase "he is making up stories," in reference to Hon. Mr. Keir. The Member withdrew the remark.

With leave of the House to dispense with notice, Hon. Mr. Murphy moved, seconded by the Honourable the Premier: (Motion 4)

THAT, notwithstanding Standing Rule 29(1), the time for the daily meeting and adjournment of the sitting of the Assembly shall be as follows:

Tuesday	1.00 p.m. to 6.00 p.m. 7.00 p.m. to 10.00 p.m.
Wednesday	10.00 a.m. to 12.30 p.m. 2.00 p.m. to 6.00 p.m.
Thursday	1.00 p.m. to 6.00 p.m. 7.00 p.m. to 10.00 p.m.
Friday	10.00 a.m. to 12.30 p.m. 1.30 p.m. to 4.30 p.m.

THAT this Special Order shall come into effect upon its adoption and shall remain in effect for the remainder of the Fourth Session of the Fifty-sixth Legislative Assembly.

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

Mr. Fitch gave Notice of Motion 5 that on Thursday, November 26, 2009, he would move the following resolution, seconded by Mr. Robichaud:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House copies of all studies, reports, memorandum, or correspondence within the possession of government, including any Crown Corporation of New Brunswick related to the valuation of NBPower and any or all of its assets since October 3, 2006.

Mr. Alward gave Notice of Motion 6 that on Thursday, November 26, 2009, he would move the following resolution, seconded by Mr. Robichaud:

WHEREAS the proposed sale of NBPower to Hydro-Québec has been met with a great deal of skepticism and public opposition; and

WHEREAS there are many questions surrounding the Memorandum of Understanding that have not been answered by this government including the valuation of assets and the long term implications on rates that this deal may have on the people of New Brunswick; and

WHEREAS the Liberal Party of New Brunswick and the current Government of New Brunswick ran on an election platform in both 2003 and 2006 provincial general elections to not sell NBPower; and

WHEREAS the current Liberal government has not sought a mandate from the principle shareholders of NB Power to sell its assets:

BE IT RESOLVED that the Legislative Assembly recommend that all current business dealings with respect to the sale of NBPower to the Province of Québec and Hydro-Québec be immediately suspended until such time as a general election is held or a referendum is convened whereby the people of New Brunswick may decide in an open, transparent and democratic forum as to their wishes for this publicly owned and operated utility.

Hon. Mr. Lamrock, Acting Government House Leader, announced that it was the intention of government that Bills 2, 3, 4, 5, 6 and 7 be called for second reading; following which, the House would resume the adjourned debate on the motion for an Address in Reply to the Speech from the Throne.

It was agreed by unanimous consent to vary the hours of sitting, to sit through the noon recess, and to adjourn the House no later than 3 o'clock p.m.

The Order being read for second reading of Bill 2, *An Act to Amend the Crown Construction Contracts Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 2 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 2, *An Act to Amend the Crown Construction Contracts Act*, was read a second time and ordered referred to the Committee of the Whole House.

The Order being read for second reading of Bill 3, *An Act to Amend the Municipal Assistance Act*, a debate arose thereon.

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.

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

The Order being read for second reading of Bill 4, *An Act to Amend the Jury Act*, a debate arose thereon.

And after some time, due to the unavoidable absence of Mr. Speaker, Mr. Fraser, the Deputy Speaker, took the chair as Acting Speaker.

And the debate being ended, and the question being put that Bill 4 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 4, *An Act to Amend the Jury Act*, was read a second time and ordered referred to the Committee of the Whole House.

The Order being read for second reading of Bill 5, *An Act Respecting Small Claims*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 5 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 5, *An Act Respecting Small Claims*, was read a second time and ordered referred to the Committee of the Whole House.

The Order being read for second reading of Bill 6, *An Act to Amend the Condominium Property Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 6 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 6, *An Act to Amend the Condominium Property Act*, was read a second time and ordered referred to the Committee of the Whole House.

The Order being read for second reading of Bill 7, *Heritage Conservation Act*, a debate arose thereon.

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.

Accordingly, Bill 7, *Heritage Conservation Act*, was read a second time and ordered referred to the Committee of the Whole House.

Mr. Fraser, the Deputy Speaker, interrupted proceedings and advised the house that Notice of Motion 6 introduced earlier in the sitting was revised in the resolution clause to include the words "that the Legislative Assembly recommend" after the words "BE IT RESOLVED."

The Assembly resumed the adjourned debate on the proposed motion of Mr. MacIntyre, seconded by Mr. Paulin:

THAT the following Address be presented to His Honour the Lieutenant-Governor to offer the humble thanks of this House to His Honour for the gracious speech which he has been pleased to make to the Legislative Assembly, namely:

Fredericton, N.B.
November 17, 2009.

To His Honour,
The Honourable Graydon Nicholas,
Lieutenant-Governor of the Province of New Brunswick.

May It Please Your Honour:

We, Her Majesty's most dutiful and loyal subjects of the Legislative Assembly of the Province of New Brunswick, now in session, beg leave to extend our humble thanks to Your Honour for the gracious speech which Your Honour has addressed to us, and we assure Your Honour that all matters which may be submitted to us during the session will receive our most careful attention and consideration.

And the debate continuing,

After some time, Hon. Mr. Murphy rose on a point of order and claimed that Mr. Volpé had made allegations of corruption against government members.

Mr. Deputy Speaker advised the House he would review the Hansard and report back, if necessary.

And after some further time the debate was, on motion of Mr. Fitch, adjourned over.

And then, 3 o'clock p.m., the House adjourned.

The following documents, having been deposited with the Clerk of the House since the last sitting of the House, were deemed laid upon the table of the House pursuant to Standing Rule 39:

Annual Report 2008-2009 Department of Post-Secondary Education, Training and Labour	November 17, 2009
Annual Report 2008-2009 New Brunswick Lotteries and Gaming Corporation	November 18, 2009
Annual Report 2008-2009 New Brunswick Arts Board	November 19, 2009