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Journals
(Unrevised)

Legislative Assembly

Province of New Brunswick

Hon. Graydon Nicholas
Lieutenant-Governor

Speaker: Hon. Roy Boudreau

Friday, December 18, 2009

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

Friday, December 18, 2009.

10 o'clock a.m.

Prayers.

Pursuant to Standing Rule 10, Mr. Volpé rose on a point of privilege to correct a report in a newspaper pertaining to a ruling given by Mr. Speaker during the previous day's sitting and concerning certain Members of the Opposition. Mr. Volpé noted that the ruling was accepted by the Members concerned and that information in the article suggesting that the Speaker was pressured or intimidated in his office was inaccurate.

Mr. Jack Carr, Member for New Maryland-Sunbury West, laid upon the table of the House a petition on behalf of residents of Dalhousie, Lorne, Eel River Crossing, Charlo, New Carlisle, Belledune and surrounding areas who oppose the sale of NB Power to Hydro-Québec. (Petition 88)

Mr. Williams, Member for Kent South, laid upon the table of the House a petition on behalf of residents of Eel River Crossing, Dalhousie, Eel River Bar, Charlo, Balmoral and surrounding areas who oppose the sale of NB Power to Hydro-Québec. (Petition 89)

Mr. Northrup, Member for Kings East, laid upon the table of the House a petition on behalf of residents of Whitney, Miramichi, Nelson and surrounding areas who oppose the sale of NB Power to Hydro-Québec. (Petition 90)

Pursuant to subsection 16(2) of the *Auditor General Act*, Mr. Speaker laid upon the table of the House the *Auditor's Report on the Accounts of the Auditor General of the Province of New Brunswick for the fiscal year ended 31 March 2009*.

The following Bill was introduced and read a first time.

By Hon. Mary Schryer,

Bill 26, *An Act to Amend the Medical Services Payment Act*.

Mr. Williams gave Notice of Motion 24 that on Thursday, December 24, 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 all information, in any format, in the possession of the Government related to any equipment hired, rented or leased by the Department of Transportation by district and Department of

Transportation garage or depot whether tendered or untendered, lists of the names of contractors or individuals, the amount and value of each contract and a description of the services delivered since November 1, 2008.

Mr. Williams gave Notice of Motion 25 that on Thursday, December 24, 2009, he would move the following resolution, seconded by Mr. Fitch:

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 contracts or personal service contracts within the possession of any government department, agency or Crown Corporation related to work of any kind, proposed or completed between the Government of New Brunswick and Nu Focus Strategic Group, including any final reports of work completed.

Mr. Williams gave Notice of Motion 26 that on Thursday, December 24, 2009, he would move the following resolution, seconded by Mr. Fitch:

THAT an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House a copy of the Canada-New Brunswick Affordable Housing Program Agreement, a list of all approved projects, the location of each of those projects, the names of all individuals, companies, or organizations that have been awarded successful contracts, the amount of those contracts and the number of units to be built for each contract.

Mr. Holder gave Notice of Motion 27 that on Thursday, December 24, 2009, he would move the following resolution, seconded by Mr. Jody Carr:

THAT an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House a list of all guests, dates and duration of stay to Larry's Gultch Lodge since October 3, 2006.

On motion of Hon. Mr. Murphy, seconded by the Honourable the Premier:

RESOLVED, THAT when the Assembly adjourns at the end of this sitting day, it stand adjourned until Tuesday, January 12, 2010, provided always that if it appears to the satisfaction of Mr. Speaker, after consultation with the Government, that the public interest requires that the House should meet at an earlier

time during the adjournment, Mr. Speaker may give notice that he is so satisfied and in such notice shall state a time at which the House shall meet, and thereupon the House shall meet at the time so stated and shall transact its business as if it has been duly adjourned to that time, and

THAT in the event of Mr. Speaker being unable to act owing to illness or other cause, either of the Deputy Speakers shall act in his stead for the purpose of this order.

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

Hon. Mr. Murphy, Government House Leader, announced that it was the intention of government that the House resolve itself into a Committee of the Whole to consider Bill 21; following which, the Royal Assent Ceremony would take place.

The following Bills were read a third time:

Bill 10, *An Act to Amend the Fish and Wildlife Act.*

Bill 15, *An Act to Amend the Municipal Elections Act.*

Bill 20, *An Act to Amend the Workers' Compensation Act.*

Ordered that the said Bills do pass.

The House resolved itself into a Committee of the Whole with Ms. Robichaud in the chair.

And after some time, Mr. Speaker resumed the chair and Ms. Robichaud, the Chair, after requesting that Mr. Speaker revert to Presentations of Committee Reports, reported:

That the Committee had directed that she report the following Bill as agreed to:

Bill 21, *An Act to Amend the Off-Road Vehicle Act.*

And the Committee asked leave to make a further report.

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.

It was agreed by unanimous consent that Bill 21 be read a third time forthwith.

The following Bill was read a third time:

Bill 21, *An Act to Amend the Off-Road Vehicle Act.*

Ordered that the said Bill does pass.

At 11.56 o'clock a.m., Mr. Speaker declared a recess and left the chair.

12.09 o'clock p.m.

Mr. Speaker resumed the chair.

His Honour, the Lieutenant-Governor, was announced, and having been bidden to enter, took his seat in the chair upon the Throne.

Mr. Speaker addressed His Honour as follows:

May It Please Your Honour:

The Legislative Assembly of the Province of New Brunswick has passed several Bills at the present sittings of the Legislature to which, in the name and on behalf of the said Legislative Assembly, I respectfully request Your Honour's assent.

The Clerk Assistant then read the titles of the Bills as follows:

Bill 2, *An Act to Amend the Crown Construction Contracts Act.*

Bill 3, *An Act to Amend the Municipal Assistance Act.*

Bill 4, *An Act to Amend the Jury Act.*

Bill 5, *An Act Respecting Small Claims.*

Bill 6, *An Act to Amend the Condominium Property Act.*

Bill 8, *Prescription Monitoring Act.*

Bill 9, *An Act to Amend the Personal Health Information Privacy and Access Act.*

Bill 10, *An Act to Amend the Fish and Wildlife Act.*

Bill 13, *An Act to Amend the Political Process Financing Act.*

Bill 14, *An Act to Amend the New Brunswick Income Tax Act.*

Bill 15, *An Act to Amend the Municipal Elections Act.*

Bill 20, *An Act to Amend the Workers' Compensation Act.*

Bill 21, *An Act to Amend the Off-Road Vehicle Act.*

His Honour signified His Assent as follows:

It is the Queen's wish. La reine le veut.

To these Bills, His Honour's assent was announced by the Clerk of the Legislative Assembly in the following words:

In Her Majesty's name, His Honour the Lieutenant-Governor assents to these Bills, enacting the same and ordering them to be enrolled.

His Honour was pleased to deliver the following message:

First of all, I want to wish all of you, as you return to your families and communities, the very best of this beautiful season.

Merry Christmas.

Weli Nipayimiyamok.

[Maliseet Translation: Good night-praying.]

Of course, we look forward to your return after the holidays.

Thank you.

His Honour then retired and Mr. Speaker resumed the chair.

And then, 12.40 o'clock p.m., the House adjourned.