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**Journals**  
(Unrevised)

Legislative Assembly

Province of New Brunswick

Hon. Graydon Nicholas  
Lieutenant-Governor

Speaker: Hon. Roy Boudreau

**Thursday, January 28, 2010**

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

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Thursday, January 28, 2010.

*1 o'clock p.m.*

Prayers.

Mr. Northrup, Member for Kings East, laid upon the table of the House a petition on behalf of residents of Hampton, Sussex, Sussex Corner, Norton, Saint John and surrounding areas opposing the sale of NB Power to Hydro-Québec and urging the government to stop all negotiations with Hydro-Québec. (Petition 158)

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Mr. Williams, Member for Kent South, laid upon the table of the House a petition on behalf of residents of Upper Derby, Blackville, Bathurst, Barnettville, Gray Rapids, Fredericton, Miramichi and surrounding areas opposing the sale of NB Power to Hydro-Québec and urging the government to stop all negotiations with Hydro-Québec. (Petition 159)

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Ms. Poirier, Member for Rogersville-Kouchibouguac, laid upon the table of the House a petition on behalf of residents of Boiestown, Astle, Bloomfield Ridge, Ludlow, Parker Ridge, Blissfield, Saint-Louis and surrounding areas who oppose the sale of NB Power to Hydro-Québec. (Petition 160)

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Mr. C. Landry, Member for Tracadie-Sheila, laid upon the table of the House a petition on behalf of residents of Doaktown, Fredericton, Boiestown, Ludlow, Blissfield, Miramichi and surrounding areas opposing the sale of NB Power to Hydro-Québec and urging the government to stop all negotiations with Hydro-Québec. (Petition 161)

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Ms. Dubé, Member for Edmundston—Saint-Basile, laid upon the table of the House a petition on behalf of residents of Ludlow, Doaktown, McNamee, Upper Blackville, Boiestown, New Bandon, Fredericton, Blissfield, Bloomfield, Miramichi and surrounding areas who oppose the sale of NB Power to Hydro-Québec. (Petition 162)

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Ms. Blaney, Member for Rothesay, laid upon the table of the House a petition on behalf of residents of Doaktown, Blackville, Chipman, Boiestown, Hazelton, New Bandon, Taymouth, Fredericton, Belledune, Blackville, Upper Kingsclear, Miramichi and surrounding areas who oppose the sale of NB Power to Hydro-Québec. (Petition 163)

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Following Oral Questions, Hon. Mr. Lamrock rose on a point of order and submitted that Ms. Blaney's questions were not in order

as they related to a Minister's former portfolio and contained accusations against a person outside of the House.

Mr. Speaker ruled that Ministers are responsible to the House for their present Ministries and not for decisions taken in any previous portfolios. Mr. Speaker further advised that it is the government's prerogative to determine which Minister will respond to a question. Mr. Speaker stated that Members should be cautious in making allegations against persons outside of the House, as they are not present to defend themselves.

The Order being read for second reading of Bill 28, *An Act to Amend the Conflict of Interest Act*, a debate arose thereon.

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

And after some further time, Mr. Fraser, the Deputy Speaker, took the chair as Acting Speaker.

Hon. Mr. Byrne rose on a point of order and submitted that Mr. Volpé was making allegations against a person outside of the House. Mr. Deputy Speaker advised Members to be cautious when making such allegations.

And after some time, the debate being ended and the question being put, the motion for second reading of Bill 28 was defeated.

Pursuant to Notice of Motion 35, Mr. Jody Carr moved, seconded by Mr. Alward:

WHEREAS timely access to the justice system is fundamental in providing a just and democratic society, and

WHEREAS Legal Aid is a fundamental necessity that helps ensure timely access to justice especially for vulnerable citizens, including women who are experiencing family violence, aboriginal women, and those of low income; and

WHEREAS the government of New Brunswick has cut funding for Legal Aid during the last two consecutive budgets and eliminated court mediators despite the government's own reports recommending otherwise; therefore

BE IT RESOLVED that this Legislative Assembly urge the government to form a provincial action committee with representatives from government departments and community representatives mandated to implement recommendations to improve access to family court services, expand the use of alternatives to family courts to resolve family law issues, and

provide increased access to legal information and legal aid in family law matters.

And the question being put, a debate ensued.

And after some time, Ms. Robichaud resumed the chair.

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

And after some time, Hon. Mr. Byrne, seconded by Hon. Mr. Lamrock, moved in amendment:

AMENDMENT

That Motion 35 be amended by:

Replacing the third “Whereas” clause with

“WHEREAS the government of New Brunswick, like all provincial and territorial governments, is facing funding challenges for Legal Aid and service delivery; therefore”

In the resolution clause, after the word “Assembly” delete the words “urge the government to form a provincial action committee with representatives from government departments and community representatives” and replace with “support the ongoing work of the committee composed of representatives from government departments who have been” and after the word “matters” delete the period and replace with “; and

BE IT FURTHER RESOLVED that this Legislative Assembly support the establishment of a local committee of government, community and judicial representatives to implement a pilot project for an improved service delivery model for Family Division of the Court of Queen’s Bench in Saint John this Spring.”

And after some time, Mr. Speaker resumed the chair, interrupted proceedings, and advised that the hour of daily adjournment had arrived.

And then, 6 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:

Documents requested in Notice of Motion 26 Annual Report 2008-2009	January 25, 2010
Community Non-Profit Organizations Secretariat	January 27, 2010
Response to Petitions 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123	January 27, 2010