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Journals
(Unrevised)

Legislative Assembly

Province of New Brunswick

Hon. Graydon Nicholas
Lieutenant-Governor

Speaker: Hon. Dale Graham

Wednesday, May 11, 2011

First Session of the 57th Legislative Assembly
Fredericton, New Brunswick

Wednesday, May 11, 2011.

10 o'clock a.m.

Prayers.

Mr. Arseneault, Member for Dalhousie-Restigouche East, laid upon the table of the House a petition urging the government to reverse the decision to eliminate the Film Tax Credit. (Petition 44)

Following Oral Questions, Mr. Fraser rose on a point of order and submitted that Hon. Ms. Dubé had made specific reference to a report in her response to a question and, therefore, she should be required to table the report in the House.

Hon. P. Robichaud spoke on the point of order.

Mr. Speaker ruled that there is no obligation on a Member to table a document to which reference was made in the House.

Pursuant to Standing Rule 44(4), Mr. Fraser, Opposition House Leader, gave notice that on Thursday, May 12, 2011, Opposition Members' Business would be considered in the following order: Motion 84 and 83.

Hon. P. Robichaud, Government House Leader, announced that it was the intention of government that Bills 22, 18, 19, 20, 21, 26, 17, 16, 23, 27 and 28 be called for second reading; following which, the House would resolve itself into a Committee of Supply to consider the estimates of the Office of the Attorney General and the Department of Justice and Consumer Affairs.

Hon. P. Robichaud advised that the Royal Assent Ceremony would take place at noon.

The Order being read for second reading of Bill 22, *An Act to Amend the Public Interest Disclosure Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 22 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 22, *An Act to Amend the Public Interest Disclosure 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 18, *An Act to Amend the Scalpers Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 18 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 18, *An Act to Amend the Scalpers 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 19, *An Act to Amend the Forest Products Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 19 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 19, *An Act to Amend the Forest Products 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 20, *An Act to Amend the Crown Lands and Forests Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 20 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 20, *An Act to Amend the Crown Lands and Forests 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 21, *An Act to Amend the Fish and Wildlife Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 21 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 21, *An Act to Amend the Fish and Wildlife 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 26, *An Act to Amend the Transportation of Primary Forest Products Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 26 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 26, *An Act to Amend the Transportation of Primary Forest Products 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 16, *An Act to Amend An Act to Amend the Pension Benefits Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 16 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 16, *An Act to Amend An Act to Amend the Pension Benefits 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 23, *An Act Respecting Provincial Court Judges' Pensions*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 23 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 23, *An Act Respecting Provincial Court Judges' Pensions*, was read a second time and ordered referred to the Committee of the Whole House.

The Order being read for second reading of Bill 27, *An Act to Amend the Provincial Court Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 27 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 27, *An Act to Amend the Provincial Court 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 28, *An Act to Amend the Provincial Offences Procedure Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 28 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 28, *An Act to Amend the Provincial Offences Procedure 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 17, *An Act to Amend the Police Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 17 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 17, *An Act to Amend the Police Act*, was read a second time and ordered referred to the Committee of the Whole House.

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 a Bill 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 title of the Bill as follows:

Bill 24, *An Act to Amend An Act to Amend the Motor Vehicle Act*.

His Honour signified His Assent as follows:

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

To this Bill, His Honour's Assent was announced by the Clerk Assistant in the following words:

In Her Majesty's name, His Honour the Lieutenant-Governor assents to this Bill, enacting the same and ordering it to be enrolled.

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

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

At 12 o'clock p.m., Mr. Urquhart left the chair to resume again at 2 o'clock p.m.

2 o'clock p.m.

The Committee resumed.

And after some time, Mr. Speaker resumed the chair, and Mr. Urquhart, the Chair, after requesting that Mr. Speaker revert to Presentations of Committee Reports, reported that the Committee had had under consideration the matters referred to them, had made some progress therein, had passed several items, and asked leave to sit again.

Pursuant to Standing Rule 78.1, Mr. Speaker then 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.

The following are the items reported:

MAIN ESTIMATES, 2011 - 2012

ORDINARY ACCOUNT

OFFICE OF THE ATTORNEY GENERAL

Resolved, That there be granted to Her Majesty a sum not exceeding \$17,538,000 to defray the expenses of the following program allocation for the fiscal year ending the 31st of March, 2012:

Attorney General.....	17,538,000
Less amounts authorized by law.....	0
Voted	17,538,000

DEPARTMENT OF JUSTICE AND CONSUMER AFFAIRS

Resolved, That there be granted to Her Majesty a sum not exceeding \$43,217,000 to defray the expenses of the following program allocations for the fiscal year ending the 31st of March, 2012:

Administration and Planning.....	3,655,000
Court Services	28,487,000
Justice Services.....	4,493,000
Legal Aid.....	6,635,000
Less amounts authorized by law.....	53,000
Voted	43,217,000

WORKING CAPITAL – MAXIMUM BALANCES

	2011 -2012	Voted
WORKING CAPITAL ADVANCES		
Justice and Consumer Affairs		50,000
PETTY CASH ADVANCES		
Justice and Consumer Affairs		30,000

The said items were concurred in by the House.

At 3.10 o'clock p.m., Mr. Speaker declared a recess and left the chair.

3.32 o'clock p.m.

Mr. Speaker resumed the chair.

Hon. Mr. Leonard, Acting Government House Leader, announced that it was the intention of government that the House resolve itself into a Committee of the Whole.

It was agreed by unanimous consent that Bills 16, 27, 28, 17, 18, 19, 20, 21, and 26 be considered in Committee of the Whole forthwith.

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

At 4.16 o'clock p.m, Mr. Urquhart declared a recess and left the chair.

4.23 o'clock p.m.

The Committee resumed.

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

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

That the Committee had directed that he report the following Bills as agreed to:

Bill 16, *An Act to Amend An Act to Amend the Pension Benefits Act.*

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

Bill 18, *An Act to Amend the Scalpers Act.*

Bill 19, *An Act to Amend the Forest Products Act.*

Bill 20, *An Act to Amend the Crown Lands and Forests Act.*

Bill 21, *An Act to Amend the Fish and Wildlife Act.*

Bill 27, *An Act to Amend the Provincial Court Act.*

Bill 28, *An Act to Amend the Provincial Offences Procedure 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.

And then, 6 o'clock p.m., the House adjourned.

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

Response to Petition 11	May 5, 2011
Response to Petition 20	May 9, 2011
Response to Petition 25	May 6, 2011
Documents requested in Notice of Motion 46	May 10, 2011