

Monday, April 1, 1968

TWO O'CLOCK P.M.

Prayers by the Rev. P. V. Atkinson.

The Hon. R. W. Bonner, on behalf of the Hon. W. D. Black, presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, which read as follows:—

GEORGE R. PEARKES,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith a Bill intituled *An Act to Amend the Regional Hospital Districts Act*, and recommends the same to the Legislative Assembly.

Government House,
March 29, 1968.

Ordered, That the said Message, and the Bill accompanying the same, be referred to a Committee of the Whole House forthwith.

(IN THE COMMITTEE)

Resolved, That the Committee rise and report to the House, recommending the introduction of a Bill (No. 109) intituled *An Act to Amend the Regional Hospital Districts Act*, a draft of which is annexed to this Resolution.

Resolution and Bill reported.

Report adopted.

Bill introduced and read a first time.

Second reading at the next sitting after today.

On the motion of Mr. L. A. Williams, Bill (No. 113) intituled *An Act to Establish a Land and Water Use Commission* was introduced, read a first time, and *Ordered* to be placed on the Orders of the Day for second reading at the next sitting after today.

Order for Committee of Supply called.

Pursuant to Order, the House again resolved itself into the Committee of Supply.

(IN THE COMMITTEE)

273. *Resolved*, That a sum not exceeding \$29,685 be granted to Her Majesty to defray the expenses of Department of Public Works, Minister's Office, to 31st March, 1969.

274. *Resolved*, That a sum not exceeding \$271,932 be granted to Her Majesty to defray the expenses of Department of Public Works, General Administration, to 31st March, 1969.

275. *Resolved*, That a sum not exceeding \$9,683,142 be granted to Her Majesty to defray the expenses of Department of Public Works, Government Buildings (Maintenance), to 31st March, 1969.

276. *Resolved*, That a sum not exceeding \$12,000,000 be granted to Her Majesty to defray the expenses of Department of Public Works, Construction of Provincial Buildings, to 31st March, 1969.

277. *Resolved*, That a sum not exceeding \$1,750,000 be granted to Her Majesty to defray the expenses of Department of Public Works, Rentals, to 31st March, 1969.

278. *Resolved*, That a sum not exceeding \$953,782 be granted to Her Majesty to defray the expenses of Department of Public Works, Safety Inspection Division, to 31st March, 1969.

The Committee reported the Resolutions.
Report to be considered at the next sitting.
Committee to sit again at the next sitting.

On the motion of the Hon. *W. A. C. Bennett*, the House proceeded to the Order "Public Bills and Orders."

On the motion for the second reading of Bill (No. 86) intituled *An Act to Amend the Public Schools Act* a debate arose, which was, on the motion of Mrs. *Dailly*, adjourned to the next sitting of the House.

Resolved, That the House, at its rising, do stand adjourned until 8.30 o'clock p.m. today.

And then the House adjourned at 5.49 p.m.

Monday, April 1, 1968

HALF-PAST EIGHT O'CLOCK P.M.

The Hon. *D. R. J. Campbell* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, which read as follows:—

GEORGE R. PEARKES,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith amendments to Bill (No. 97) intituled *An Act to Amend the Municipal Act*, enclosed herewith, and recommends the same to the Legislative Assembly.

Government House,
April 1, 1968.

(ENCLOSURE)

Section 7: To amend clause (a) of subsection (2) of section 11 of the Act, as contained therein, by striking out the words and figures "under section 228", in the second line, and substituting the words "as owner-electors".

Section 22: To amend clause (j) of subsection (1) of section 51 of the Act, as contained therein, by striking out the words "the *Sheep Protection Act*" in the second line and substituting the words and symbols "a by-law made under subsection (4) of section 871 of the Act".

Section 27: To amend by striking out the word " Commissions " in the second line of clause (b) and substituting the word " Commissioners ".

Section 67: To amend by striking out the section and substituting the following:—

" 67. Subsection (2) of section 231 is amended

"(a) by striking out the words ' or local district ' from the second and fourth lines; and

"(b) by striking out the word ' Chairman ' from the second line and substituting the word ' Mayor ' ,

so that the subsection reads as follows:—

" (2) A true copy of every by-law adopted by the Council of a village, as signed by the Mayor or person legally presiding at the meeting at which the by-law was adopted, and by the Clerk, and under the seal of the village and certified to be a true copy by the Clerk, shall be deposited for registration with the Inspector of Municipalities, who may register or refuse to register the by-law, or take any other action he considers in the public interest.' "

Section 198: To renumber as subsection (1) of section 198 and insert the following as subsection (2):—

"(2) Section 871 is further amended by adding the following as subsection (4):—

"(4) The Council of a district municipality which imposes fees for the issue of licences in respect of dogs may, by by-law, provide for the payment of compensation (on a scale set out in the by-law and so far as any sum so provided is available therefor) to the owner of any sheep, goat, poultry (within the meaning of the *Sheep Protection Act*), or domestic rabbit killed or injured by any dog apparently over the age of four months the owner of which is unknown and, after diligent inquiry, cannot be found; and may provide, by by-law, for the maximum sum which is available in any one year for the purposes of compensation.' "

Section 203: To amend by striking out the words and symbols " subsections (2) and (3) of section 191 " from the second line and substituting the words and symbols " subsection (2) of section 191 ".

Ordered, That the said Message, and the amendments accompanying the same, be referred to a Committee of the Whole House forthwith.

(IN THE COMMITTEE)

Resolved, That the Committee rise and report to the House, recommending the proposed amendments to Bill (No. 97) intituled *An Act to Amend the Municipal Act*, a draft of which is annexed to the Message from His Honour the Lieutenant-Governor, be referred to the Committee having in charge Bill (No. 97).

Resolution reported.

Report adopted.

On the motion of Mr. *Capozzi*, Bill (No. 108) intituled *An Act to Enable the City of Vancouver to Authorize the Variation of Certain Assessments for the Year 1968* was introduced, read a first time, and *Ordered* to be placed on the Orders of the Day for second reading at the next sitting after today.

On the motion of Mr. *Eddie*, Bill (No. 114) intituled *An Act to Amend the Hospital Insurance Act* was introduced, read a first time, and *Ordered* to be placed on the Orders of the Day for second reading at the next sitting after today.

On the motion of the Hon. *W. A. C. Bennett*, the House proceeded to the Order "Public Bills and Orders."

Bill (No. 33) intituled *An Act Respecting Collective Bargaining and Mediation* was committed.

The Committee reported progress.

Committee to sit again at the next sitting of the House.

The Committee further reported that in consideration of Bill (No. 33) the Committee divided on Mr. *Barrett's* motion to amend section 2 as follows:—

Section 2 (1): To amend by adding to the definition of "employer" the words "and includes the Crown in right of the Province, and every Provincial Government department, board, and agency, and includes Provincial Crown corporations."

The Chairman reported that the Committee recommended that the division in Committee on the amendment to section 2 be recorded in the Journals of the House.

The report was adopted.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division in Committee on the amendment to section 2 be recorded in the Journals of the House as follows:—

YEAS—21

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>McGeer</i>	<i>Calder</i>
<i>Gardom</i>	<i>Vulliamy</i>	<i>Macfarlane</i>	<i>Eddie</i>
<i>Clark</i>	<i>Stupich</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Hall</i>	<i>Parkinson</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hartley</i>	<i>Barrett</i>	<i>Dailly, Mrs.</i>	<i>Strachan</i>
<i>Berger</i>			

NAYS—27

Messieurs

<i>LeCours</i>	<i>McCarthy, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Skillings</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Little</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Jefcoat</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Tisdalle</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Bruch</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>
<i>Shelford</i>	<i>Wolfe</i>	<i>Vogel</i>	

PAIR:

Mr. *Macdonald* Mrs. *Jordan*

The Committee further reported that in consideration of Bill (No. 33) the Committee divided on Mr. *Berger's* motion to amend section 2 as follows:—

Section 2, subsection (1): To delete paragraph (b) from the definition of "employee".

The Chairman reported that the Committee recommended that the division in Committee on the amendment to section 2 be recorded in the Journals of the House.

The report was adopted.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division in Committee on the amendment to section 2 be recorded in the Journals of the House as follows:—

YEAS—19

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>McGeer</i>	<i>Eddie</i>
<i>Clark</i>	<i>Vulliamy</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Hall</i>	<i>Stupich</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hartley</i>	<i>Parkinson</i>	<i>Daily, Mrs.</i>	<i>Strachan</i>
<i>Berger</i>	<i>Barrett</i>	<i>Calder</i>	

NAYS—30

Messieurs

<i>Gardom</i>	<i>Shelford</i>	<i>Wolfe</i>	<i>Vogel</i>
<i>Macfarlane</i>	<i>McCarthy, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>LeCours</i>	<i>Jordan, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Chabot</i>	<i>Dawson, Mrs.</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Skillings</i>	<i>Kiernan</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Little</i>	<i>Williston</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Jefcoat</i>	<i>Bennett</i>	<i>Capozzi</i>	<i>Richter</i>
<i>Tisdalle</i>	<i>Bonner</i>		

PAIR:

Messieurs

Macdonald *Black*

The Committee further reported that in consideration of Bill (No. 33) the Committee divided on Mr. *Berger's* motion to amend section 14 as follows:—

Section 14: To delete subsection (8) therefrom and renumbering subsection (9) as subsection (8).

The Chairman reported that the Committee recommended that the division in Committee on the amendment to section 14 be recorded in the Journals of the House.

The report was adopted.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division in Committee on the amendment to section 14 be recorded in the Journals of the House as follows:—

YEAS—22

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>Macfarlane</i>	<i>Eddie</i>
<i>Gardom</i>	<i>Vulliamy</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Clark</i>	<i>Stupich</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hall</i>	<i>Parkinson</i>	<i>Daily, Mrs.</i>	<i>Strachan</i>
<i>Hartley</i>	<i>Barrett</i>	<i>Calder</i>	<i>Macdonald</i>
<i>Berger</i>	<i>McGeer</i>		

NAYS—27

Messieurs

<i>LeCours</i>	<i>Jordan, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Skillings</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Jefcoat</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Tisdalle</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Bruch</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Shelford</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>
<i>McCarthy, Mrs.</i>	<i>Wolfe</i>	<i>Vogel</i>	

The Committee further reported that in consideration of Bill (No. 33) the Committee divided on Mr. *Nimsick's* motion to amend section 14 as follows:—

Subsection (8): To delete all words after the word "Decision," in the first line to the word "clarify" in the second line, and insert "either party may request the Commission to".

The Chairman reported that the Committee recommended that the division in Committee on the amendment to section 14 be recorded in the Journals of the House.

The report was adopted.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division in Committee on the amendment to section 14 be recorded in the Journals of the House as follows:—

YEAS—20

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>Macfarlane</i>	<i>Eddie</i>
<i>Gardom</i>	<i>Vulliamy</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Clark</i>	<i>Stupich</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hall</i>	<i>Barrett</i>	<i>Daily, Mrs.</i>	<i>Strachan</i>
<i>Berger</i>	<i>McGeer</i>	<i>Calder</i>	<i>Macdonald</i>

NAYS—28

Messieurs

<i>LeCours</i>	<i>McCarthy, Mrs.</i>	<i>Wolfe</i>	<i>Vogel</i>
<i>Chabot</i>	<i>Jordan, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Skillings</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Little</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Jefcoat</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Tisdalle</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Shelford</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>

The Committee further reported that in consideration of Bill (No. 33) the Committee divided on Mr. *McGeer's* motion to amend section 18 as follows:—

Section 18: That subsection (1) of section 18 be amended by striking out all of the words after the word "cease" in the seventh line and to substitute the following: "the Lieutenant-Governor in Council may refer the dispute to the Commission and, with the assent of the Legislature of the Province of British Columbia, may order that the Decision of the Commission with respect to the dispute is final and binding upon the parties except to the extent that the parties agree to vary the same."

The Chairman reported that the Committee recommended that the division in Committee on the amendment to section 18 be recorded in the Journals of the House.

The report was adopted.

By leave of the House, on the motion of the Hon. *R. W. Bonner*, the Rules were suspended and it was *Ordered* that the division in Committee on the amendment to section 18 be recorded in the Journals of the House as follows:—

YEAS—6

Messieurs

<i>Williams, L. A.</i>	<i>Clark</i>	<i>Macfarlane</i>	<i>Perrault</i>
<i>Gardom</i>	<i>McGeer</i>		

NAYS—44

Messieurs

<i>Hall</i>	<i>Eddie</i>	<i>Shelford</i>	<i>Phillips</i>
<i>Hartley</i>	<i>Nimsick</i>	<i>McCarthy, Mrs.</i>	<i>Mussallem</i>
<i>Berger</i>	<i>Harding</i>	<i>Jordan, Mrs.</i>	<i>McDiarmid</i>
<i>Williams, R. A.</i>	<i>Strachan</i>	<i>Dawson, Mrs.</i>	<i>Capozzi</i>
<i>Vulliamy</i>	<i>Macdonald</i>	<i>Kiernan</i>	<i>Vogel</i>
<i>Stupich</i>	<i>LeCours</i>	<i>Williston</i>	<i>Loffmark</i>
<i>Parkinson</i>	<i>Chabot</i>	<i>Bennett</i>	<i>Brothers</i>
<i>Barrett</i>	<i>Skillings</i>	<i>Bonner</i>	<i>Campbell</i>
<i>Dowding</i>	<i>Little</i>	<i>Wolfe</i>	<i>Chant</i>
<i>Dailly, Mrs.</i>	<i>Jefcoat</i>	<i>Wenman</i>	<i>Peterson</i>
<i>Calder</i>	<i>Tisdalle</i>	<i>Smith</i>	<i>Richter</i>

The House continued to sit after midnight.

TUESDAY, APRIL 2.

The Committee further reported that in consideration of section 18 of Bill (No. 33) the Committee divided.

The Committee recommended that the division be recorded in the Journals of the House.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division on section 18 be recorded in the Journals of the House as follows:—

YEAS—28

Messieurs

<i>LeCours</i>	<i>McCarthy, Mrs.</i>	<i>Wolfe</i>	<i>Vogel</i>
<i>Skillings</i>	<i>Jordan, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Little</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Jefcoat</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Tisdalle</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Bruch</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Shelford</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>

NAYS—22

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>Macfarlane</i>	<i>Eddie</i>
<i>Gardom</i>	<i>Vulliamy</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Clark</i>	<i>Stupich</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hall</i>	<i>Parkinson</i>	<i>Dailly, Mrs.</i>	<i>Strachan</i>
<i>Hartley</i>	<i>Barrett</i>	<i>Calder</i>	<i>Macdonald</i>
<i>Berger</i>	<i>McGeer</i>		

The Committee further reported that in consideration of Bill (No. 33) the Committee divided on Mr. *L. A. Williams'* motion to amend section 19 as follows:—

Section 19, line 1: To strike out the words “may at any time” and to substitute therefor the words “shall at any time at the request of either the employer or the group of employees covered by this section”, so that the section, as amended, will then read as follows:—

“19. (1) The Lieutenant-Governor in Council shall at any time at the request of either the employer or the group of employees covered by this section

“(a) refer to the Commission

“(i) any matter affecting the general welfare and conditions of employment of persons employed by the Crown in right of the Province, or otherwise appointed pursuant to the *Civil Service Act*; or

“(ii) any difference relating thereto between the Civil Service Commission and a group of employees (within the meaning of that Act) or their authorized representatives;

“(b) order that the Decision of the Commission with respect to the reference shall be final and binding upon the employer and such employees to whom the Decision relates.

“(2) For the purposes of this section, the Executive Council shall be deemed to be the employer of persons employed by the Crown in right of the Province, and this section applies to the Crown in right of the Province accordingly.”

The Chairman reported that the Committee recommended that the division in Committee on the amendment to section 19 be recorded in the Journals of the House.

The report was adopted.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division in Committee on the amendment to section 19 be recorded in the Journals of the House as follows:—

YEAS—6

Messieurs

Williams, L. A.
Gardom

Clark
McGeer

Macfarlane

Perrault

NAYS—44

Messieurs

Hall
Hartley
Berger
Williams, R. A.
Vulliamy
Stupich
Parkinson
Barrett
Dowding
Daily, Mrs.
Calder

Eddie
Nimsick
Harding
Strachan
Macdonald
LeCours
Chabot
Skillings
Little
Jefcoat
Tisdalle

Shelford
McCarthy, Mrs.
Jordan, Mrs.
Dawson, Mrs.
Kiernan
Williston
Bennett
Bonner
Wolfe
Wenman
Smith

Phillips
Mussallem
McDiarmid
Capozzi
Vogel
Loffmark
Brothers
Campbell
Chant
Peterson
Richter

The Committee further reported that in consideration of Bill (No. 33) the Committee divided on Mr. *Nimsick's* motion to amend section 19 as follows:—

Section 19 (1): To strike out subsection (1) and substitute the following:—

“(a) Upon the request of the Civil Service Commission or any group of Government employees, the Commission shall consider

“(i) any matter affecting the general welfare and conditions of employment of persons employed by the Crown in right of the Province, or otherwise appointed pursuant to the *Civil Service Act*; or

“(ii) any difference relating thereto between the Civil Service Commission and a group of employees (within the meaning of the Act) or their authorized representatives; and

“(b) Notify the employer and employees concerned after examining the matters referred to it by the employer or the group of employees or their authorized representatives, as the case may be, of its decision:

“(c) The decision shall be binding on the employer and employees only upon prior agreement by the parties concerned to be so bound.”

The Chairman reported that the Committee recommended that the division in Committee on the amendment to section 19 be recorded in the Journals of the House.

The report was adopted.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division in Committee on the amendment to section 19 be recorded in the Journals of the House as follows:—

YEAS—22

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>Macfarlane</i>	<i>Eddie</i>
<i>Gardom</i>	<i>Vulliamy</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Clark</i>	<i>Stupich</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hall</i>	<i>Parkinson</i>	<i>Dailly, Mrs.</i>	<i>Strachan</i>
<i>Hartley</i>	<i>Barrett</i>	<i>Calder</i>	<i>Macdonald</i>
<i>Berger</i>	<i>McGeer</i>		

NAYS—28

Messieurs

<i>LeCours</i>	<i>McCarthy, Mrs.</i>	<i>Wolfe</i>	<i>Vogel</i>
<i>Chabot</i>	<i>Jordan, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Skilling</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Little</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Jefcoat</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Tisdalle</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Shelford</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>

The Committee further reported that in consideration of section 19 of Bill (No. 33) the Committee divided.

The Committee recommended that the division be recorded in the Journals of the House.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division on section 19 be recorded in the Journals of the House as follows:—

YEAS—28

Messieurs

<i>LeCours</i>	<i>McCarthy, Mrs.</i>	<i>Wolfe</i>	<i>Vogel</i>
<i>Chabot</i>	<i>Jordan, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Skilling</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Little</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Jefcoat</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Tisdalle</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Shelford</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>

NAYS—22

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>Macfarlane</i>	<i>Eddie</i>
<i>Gardom</i>	<i>Vulliamy</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Clark</i>	<i>Stupich</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hall</i>	<i>Parkinson</i>	<i>Dailly, Mrs.</i>	<i>Strachan</i>
<i>Hartley</i>	<i>Barrett</i>	<i>Calder</i>	<i>Macdonald</i>
<i>Berger</i>	<i>McGeer</i>		

By leave of the House, on the motion of the Hon. *W. A. C. Bennett*, the House reverted to "Presenting Reports by Standing and Special Committees."

Mr. *Bruch* presented the First Report of the Select Standing Committee on Labour as follows:—

REPORT NO. 1

LEGISLATIVE COMMITTEE ROOM,

April 1, 1968.

MR. SPEAKER:

Your Select Standing Committee on Labour begs leave to report as follows:—

Following the second reading of Bill (No. 22) intituled *An Act Respecting Workmen's Compensation*, your Committee was ordered to study the Bill and make recommendations to the House. Eight meetings were held and representations were heard from the following:—

British Columbia Federation of Labour.

Western Canadian Regional Council No. 1, International Woodworkers of America.

Council of Forest Industry of British Columbia.

B.C. Division, Canadian Manufacturers Association.

Christian Science Committee on Publications.

Chairman of the Workmen's Compensation Board.

Mining Association of British Columbia.

Written submissions were also received from the following:—

B.C. Medical Association.

Interior Lumber Manufacturers Association.

Northern Interior Lumbermen's Association.

Pacific Subsection of Canadian Bankers Association.

Mr. A. Godfrey Harvey.

Automotive Transport Association of British Columbia.

Your Committee recommends that Bill (No. 22) be proceeded with, and recommends that the following amendments be made in the Bill:—

Section 10, subsection (3): To delete the words "medical aid".

Section 23: To delete subsection (2) of section 23 and substitute the following as subsection (2):—

"(2) The compensation awarded under this section shall not be less than one hundred and fifty dollars per month."

Section 44, subsection (2): To delete the word "accident" and substitute the words "injury or industrial disease".

Section 55, subsection (3) (a) and (b): Change "sixty days" to "ninety days".

Section 55, subsection (4) (b) (iii): Delete.

Section 76, subsection (2): To amend section 76 by striking out subsection (2) and substituting the following:—

"(2) (a) The Board shall constitute one or more Boards of Review, each of which shall consist of a Chairman, who shall be appointed by the Lieutenant-Governor in Council, and such of its senior officers as the Workmen's Compensation Board may from time to time select. The salary and terms of office of Chairman shall be fixed by the Lieutenant-Governor in Council and his salary shall be paid out of the Accident Fund.

"(b) A Board of Review shall review the decisions of the officers of the Workmen's Compensation Board at the request of the workman, the employer, or

the Chief Claims Officer, and the Workmen's Compensation Board may act upon the findings and report of the Board of Review."

Section 81: To delete former section 81 and substitute new section as follows:—

"81. (1) Where it is found that the widow or common-law wife to whom compensation has been awarded is openly living with any man in the relation of man and wife without being married to him, the Board may discontinue or suspend compensation to such widow or common-law wife or divert such compensation in whole or in part to or for the benefit of any other dependent or dependents of the deceased workman.

"(2) Where it is found that a workman is confined to gaol or prison, it may cancel, withhold, or suspend the payment of compensation for such period as it deems advisable. Where compensation is withheld or suspended, the Board may pay the compensation or any portion thereof to the wife or children, or to a trustee appointed by the Board, who shall expend it for the benefit of the workman, his wife or children.

"(3) Where a workman is not supporting his wife and children and they are likely to be a charge upon the municipality where they reside, or where an order has been made against the workman by a Court of competent jurisdiction for the support or maintenance of his wife or family, the Board may divert such compensation in whole or in part from the workman for the benefit of his wife or children."

Section 82: To delete former section 82 and replace with new section as follows:—

"82. The Board is not bound to follow legal precedent; its decision shall be given according to the merits and justice of the case and, where there is doubt on any issue and the disputed possibilities are evenly balanced, the issue shall be resolved in accordance with that possibility which is favourable to the workman."

Your Committee further recommends that the Government give consideration to asking the Select Standing Committee on Labour to make a further review of the *Workmen's Compensation Act* during the next Session of the Legislature.

All of which is respectfully submitted.

H. J. BRUCH, *Chairman.*

The report was read and received.

On the motion of the Hon. L. R. Peterson, Bill (No. 22) intituled *An Act Respecting Workmen's Compensation* was Ordered to be placed on the Orders of the Day for committal at the next sitting.

Resolved, That the House, at its rising, do stand adjourned until 2 o'clock p.m. today.

And then the House adjourned at 2.31 a.m.

Tuesday, April 2, 1968

TWO O'CLOCK P.M.

Prayers by the Rev. *D. B. Sparling*.

On the motion of the Hon. *W. A. C. Bennett*, the House proceeded to the Order "Public Bills and Orders."

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 77) intituled *An Act to Amend the Petroleum and Natural Gas Act, 1965*.

The debate continued.

Motion agreed to.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 78) intituled *An Act to Amend the Land Registry Act*.

The debate continued.

Motion agreed to.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 80) intituled *An Act to Amend the Credit Unions Act, 1961*.

The debate continued.

Motion agreed to.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 84) intituled *An Act to Amend the Companies Act*.

The debate continued.

Motion agreed to.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 85) intituled *An Act to Amend the Securities Act, 1967*.

The debate continued.

Motion agreed to.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 86) intituled *An Act to Amend the Public Schools Act*.

The debate continued.

On the motion that the Bill be read a second time now Mr. *Barrett* moved in amendment, seconded by Mr. *Macdonald*,—

“That the motion be amended by striking out the word ‘now’ and substituting therefor the words ‘six months hence.’”

Motion negatived on the following division:—

YEAS—22

Messieurs

<i>Williams, L. A.</i>	<i>Williams, R. A.</i>	<i>Macfarlane</i>	<i>Eddie</i>
<i>Gardom</i>	<i>Vulliamy</i>	<i>Perrault</i>	<i>Nimsick</i>
<i>Clark</i>	<i>Stupich</i>	<i>Dowding</i>	<i>Harding</i>
<i>Hall</i>	<i>Parkinson</i>	<i>Dailly, Mrs.</i>	<i>Strachan</i>
<i>Hartley</i>	<i>Barrett</i>	<i>Calder</i>	<i>Macdonald</i>
<i>Berger</i>	<i>McGeer</i>		

NAYS—29

Messieurs

<i>LeCours</i>	<i>McCarthy, Mrs.</i>	<i>Wolfe</i>	<i>Vogel</i>
<i>Chabot</i>	<i>Jordan, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Skillings</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Little</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Jefcoat</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Tisdalle</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Bruch</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>
<i>Shelford</i>			

On the motion of Mr. *Stupich*, the debate was adjourned to the next sitting of the House.

Mr. *Capozzi* presented the Report of the Special Committee on Gasoline Price Structure, as follows:—

REPORT

LEGISLATIVE COMMITTEE ROOM,

April 2, 1968.

MR. SPEAKER:

Your Special Committee on Gasoline Price Structure begs leave to report as follows:—

The organizational meeting was held on Friday, February 9, 1968. All Committee members were present and Mr. *H. P. Capozzi* was elected as Chairman and Mr. *D. E. Smith* as Secretary.

The Committee held 10 meetings between February 14th and April 2nd. During these meetings the Committee received submissions from the Hon. *Ralph Loffmark*, Minister of Trade and Industry, the Automobile Retailers Association, Imperial Oil Limited, British American Oil Limited, Standard Oil Limited, Texaco of Canada, and the Mohawk Oil Company. At the request of the Committee, Prof. A. Milton Moore, Professor of Economics, University of British Columbia, appeared before the Committee.

This Committee has received information sufficient to indicate the need for legislation designed to:—

- (1) Ensure no return to the market practice commonly referred to as "consignment" selling, or other similar arrangements. (Consignment is hereby understood to refer to the method of gasoline sales whereby ownership is retained by the oil companies and the dealer guaranteed his mark-up, and by so doing improperly affects the free force of competition in the industry. It does not refer to methods of financing or to the sale of other items than gasoline by the dealer):
- (2) With respect to gasoline and allied petroleum products distributed to automotive retail outlets, preserve two distinct markets that presently exist, namely,
 - (i) a non-brand-name product market; and
 - (ii) a brand-name product market:
- (3) Establish such market conditions as will ensure that within each of the two markets referred to in (2) above the supply of products be available on a basis of equality to all dealers:
- (4) Ensure the price paid for non-brand gasoline by the retailer shall not be less than 3 cents under brand-name gasoline.

The type of advertising known as gifts, gimmicks, and give-aways, involving a type of coupon and closely related to trading stamps, should be prohibited.

All of which is respectfully submitted.

H. P. CAPOZZI, *Chairman.*

The report was read and received.

Mr. Capozzi moved that the Rules be suspended and the report adopted.

Unanimous consent was not given.

Resolved, That the House, at its rising, do stand adjourned until 8.30 o'clock p.m. today.

And then the House adjourned at 6.03 p.m.

Tuesday, April 2, 1968

HALF-PAST EIGHT O'CLOCK P.M.

The Hon. *L. R. Peterson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, which read as follows:—

GEORGE R. PEARKES,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith amendments to Bill (No. 22) intituled *An Act Respecting Workmen's Compensation*, enclosed herewith, and recommends the same to the Legislative Assembly.

Government House,
April 2, 1968.

(ENCLOSURE)

Section 10: To amend subsection (3) by striking out the words "medical aid and" in the third line and the sixth line.

Section 23: To amend by striking out subsection (2) and substituting the following:—

“(2) The compensation awarded under this section shall not be less than one hundred and fifty dollars per month.”

Section 44: To amend subsection (2) by striking out the word “accident” in the eighth line and substituting the words “injury or industrial disease”.

Section 55: To amend clause (a) of subsection (3) by striking out the word “sixty” in the first line and substituting the word “ninety”.

To amend clause (b) of subsection (3) by striking out the word “sixty” in the second line and substituting the word “ninety”.

To amend clause (b) of subsection (4) by striking out paragraph (iii) and renumbering paragraph (iv) as paragraph (iii).

Section 76: To amend by striking out subsection (2) and substituting the following:—

“(2) (a) The Board shall constitute one or more Boards of Review, each of which shall consist of a Chairman, who shall be appointed by the Lieutenant-Governor in Council, and such of its senior officers as the Workmen’s Compensation Board may from time to time select. The salary and term of office of a Chairman shall be fixed by the Lieutenant-Governor in Council and his salary shall be paid out of the Accident Fund.

“(b) A Board of Review shall review the decisions of the officers of the Workmen’s Compensation Board at the request of the workman, the employer, or the Chief Claims Officer, and the Workmen’s Compensation Board may act upon the findings and report of the Board of Review.”

Section 81: To strike out the section and substitute the following:—

“Discontinuance or Suspension of Payments

“81. (1) Where it is found that the widow or former common-law wife to whom compensation has been awarded is openly living with any man in the relation of man and wife without being married to him, the Board may discontinue or suspend compensation to such widow or former common-law wife or divert such compensation in whole or in part to or for the benefit of any other dependent or dependents of the deceased workman.

“(2) Where it is found that a workman is confined to gaol or prison, it may cancel, withhold, or suspend the payment of compensation for such period as it deems advisable. Where compensation is withheld or suspended, the Board may pay the compensation or any portion thereof to the wife or children, or to a trustee appointed by the Board, who shall expend it for the benefit of the workman, his wife or children.

“(3) Where a workman is not supporting his wife and children and they are likely to be a charge upon the municipality where they reside, or where an order has been made against the workman by a Court of competent jurisdiction for the support or maintenance of his wife or family, the Board may divert such compensation in whole or in part from the workman for the benefit of his wife or children.”

Section 82: To strike out the section and substitute the following:—

“Legal Precedent Not Binding

“82. The Board is not bound to follow legal precedent; its decision shall be given according to the merits and justice of the case and, where there is doubt on any issue and the disputed possibilities are evenly balanced, the issue shall be resolved in accordance with that possibility which is favourable to the workman.”

Ordered, That the said Message, and the amendments accompanying the same, be referred to a Committee of the Whole House forthwith.

(IN THE COMMITTEE)

Resolved, That the Committee rise and report to the House, recommending the proposed amendments to Bill (No. 22) intituled *An Act Respecting Workmen's Compensation*, a draft of which is annexed to the Message from His Honour the Lieutenant-Governor, be referred to the Committee having in charge Bill (No. 22).

Resolution reported.
Report adopted.

The Hon. *D. R. J. Campbell* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, which read as follows:—

GEORGE R. PEARKES,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith amendments to Bill (No. 97) intituled *An Act to Amend the Municipal Act*, enclosed herewith, and recommends the same to the Legislative Assembly.

Government House,
April 2, 1968.

(ENCLOSURE)

Section 173: To amend by striking out section 173, and renumbering the remainder of the Bill, and the references in section 203 to section 190, 191, and 192, accordingly.

Ordered, That the said Message, and the amendments accompanying the same, be referred to a Committee of the Whole House forthwith.

(IN THE COMMITTEE)

Resolved, That the Committee rise and report to the House, recommending the proposed amendments to Bill (No. 97) intituled *An Act to Amend the Municipal Act*, a draft of which is annexed to the Message from His Honour the Lieutenant-Governor, be referred to the Committee having in charge Bill (No. 97).

Resolution reported.
Report adopted.

On the motion of the Hon. *W. A. C. Bennett*, the House proceeded to the Order "Public Bills and Orders."

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 86) intituled *An Act to Amend the Public Schools Act*.

The debate continued.

The House divided.

Motion agreed to on the following division:—

“(i) the Board, on or before the first day of February, causes to be published in one issue of a newspaper circulating in the school district and posted in the office of the Board a copy of the by-law together with a notice stating that unless before the first day of March not less than one hundred or one-twentieth in number, whichever is the lesser, of the owner-electors petition the Board for submission of the by-law for the assent of the owner-electors as provided in Division (5) of Part X of this Act, the Board may adopt the by-law; and

“(ii) either

“(A) no such petition is received; or

“(B) if such petition is received, the by-law is submitted to, and receives the assent of, the owner-electors as afore-said;

or

“(c) when the Department reports to the Minister that it was not practical for the Board to comply with the provisions of clause (b), the Minister may recommend that the Lieutenant-Governor in Council authorize, and the Lieutenant-Governor in Council may so authorize, such additional amount as the Department may specify as necessary to maintain the quality of the educational services provided by the Board.

The Minister may specify that any additional amount authorized under clause (a), (b), or (c) of this subsection shall not be eligible in whole or in part for inclusion in the calculation of the cost of the basic education programme for the school district for the succeeding calendar year, but an appeal from this decision lies to the Lieutenant-Governor in Council.”

Ordered, That the said Message, and the amendments accompanying the same, be referred to a Committee of the Whole House forthwith.

(IN THE COMMITTEE)

Resolved, That the Committee rise and report to the House, recommending the proposed amendments to Bill (No. 86) intituled *An Act to Amend the Public Schools Act*, a draft of which is annexed to the Message from His Honour the Lieutenant-Governor, be referred to the Committee having in charge Bill (No. 86).

Resolution reported.

Report adopted.

Committee on Bill (No. 33) intituled *An Act Respecting Collective Bargaining and Mediation* was resumed.

Bill reported complete with amendments.

Bill as reported to be considered at the next sitting after today.

The Committee further reported that in consideration of section 51 of Bill (No. 33) the Committee divided.

The Committee recommended that the division in Committee be recorded in the Journals of the House.

By leave of the House, on the motion of Mr. *Strachan*, the Rules were suspended and it was *Ordered* that the division on section 51 be recorded in the Journals of the House as follows:—

YEAS—28

Messieurs

<i>LeCours</i>	<i>McCarthy, Mrs.</i>	<i>Wolfe</i>	<i>Vogel</i>
<i>Chabot</i>	<i>Jordan, Mrs.</i>	<i>Wenman</i>	<i>Loffmark</i>
<i>Skillings</i>	<i>Dawson, Mrs.</i>	<i>Smith</i>	<i>Brothers</i>
<i>Little</i>	<i>Kiernan</i>	<i>Phillips</i>	<i>Campbell</i>
<i>Jefcoat</i>	<i>Williston</i>	<i>Mussallem</i>	<i>Chant</i>
<i>Tisdalle</i>	<i>Bennett</i>	<i>McDiarmid</i>	<i>Peterson</i>
<i>Shelford</i>	<i>Bonner</i>	<i>Capozzi</i>	<i>Richter</i>

NAYS—19

Messieurs

<i>Gardom</i>	<i>Vulliamy</i>	<i>Macfarlane</i>	<i>Nimsick</i>
<i>Clark</i>	<i>Stupich</i>	<i>Perrault</i>	<i>Harding</i>
<i>Hall</i>	<i>Parkinson</i>	<i>Dowding</i>	<i>Strachan</i>
<i>Hartley</i>	<i>Barrett</i>	<i>Dailly, Mrs.</i>	<i>Macdonald</i>
<i>Williams, R. A.</i>	<i>McGeer</i>	<i>Eddie</i>	

PAIR:

Messieurs

Black *Williams, L. A.*

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 95) intituled *An Act to Amend the Greater Vancouver Sewerage and Drainage District Act*.

The debate continued.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 97) intituled *An Act to Amend the Municipal Act*.

The debate continued.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 101) intituled *An Act to Amend Various Enactments Relating to Courts of Justice*.

The debate continued.

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

Bill (No. 63) intituled *An Act to Provide for the Registration of Qualified Social Workers* was read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

On the motion for the second reading of Bill (No. 109) intituled *An Act to Amend the Regional Hospital Districts Act* a debate arose, which was, on the motion of Mr. *Parkinson*, adjourned to the next sitting of the House.

The House proceeded to the Order "Private Bills."

The following Bills were read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today:—

Bill (No. 51) intituled *An Act to Amend the Vancouver Charter*.

Bill (No. 52) intituled *An Act to Confer Power upon Vancouver Bible Institute to Grant Theological Degrees*.

Bill (No. 53) intituled *An Act to Incorporate Regent College*.

Bill (No. 54) intituled *An Act Respecting Landscape Architects*.

Bill (No. 55) intituled *An Act Respecting the Lower Fraser Valley Exhibition Association*.

Bill (No. 56) intituled *An Act to Amend the Anglican Theological College of British Columbia*.

By leave of the House, the Rules were suspended and Bill (No. 57) intituled *An Act to Amend the Shaughnessy Heights Building Restriction Act, 1922*, was read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

56 Mr. *Barrett* asked the Hon. the Minister of Social Welfare the following questions:—

1. Were any cases referred to the Rehabilitation Co-ordinator of the Public Health Branch by the Social Welfare Branch during the calendar year 1967?

2. If the answer to No. 1 is yes, (a) how many and (b) how many of these cases were successfully rehabilitated during the year?

The Hon. *D. R. J. Campbell* replied as follows:—

“1 and 2. It is not possible for the Rehabilitation Co-ordinator to provide an answer to this question this year as a change is being made in the method of keeping statistics.”

169 Mr. *Barrett* asked the Hon. the Minister of Social Welfare the following questions:—

1. Was a joint study of the problems of unemployed employables undertaken by the Provincial Government and the Department of Social Welfare in Vancouver?

2. If the answer to No. 1 is yes, (a) who carried out the study, (b) how long did the study take, (c) what was the cost of the study, and (d) was a report of the study produced?

The Hon. *D. R. J. Campbell* replied as follows:—

“1. Yes.

“2. (a) Province and Vancouver City, joint, (b) six to nine months, (c) nominal cost, and (d) yes, for Departmental use only.”

Resolved, That the House, at its rising, do stand adjourned until 2 o'clock p.m. tomorrow.

And then the House adjourned at 11.52 p.m.