

Monday, July 26, 1982

TWO O'CLOCK P.M.

Prayers by Mr. Speaker.

The Hon. *H. A. Curtis* (Minister of Finance) made a ministerial statement relating to the Special Report of the Auditor General and to the Government's expenditure restraint program.

Mr. *Barrett* made a statement relating to the same matter.

Order called for "Oral Questions by Members."

Order for Committee of Supply called.

By leave, on the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

On the motion for second reading of Bill (No. 74) intituled *Income Tax Amendment Act (No. 2), 1982*, a debate arose.

The House divided.

Motion agreed to *nemine contradicente* on the following division:

YEAS — 49

<i>Brummet</i>	<i>Mussallem</i>	<i>Segarty</i>	<i>Davidson</i>
<i>Passarell</i>		<i>Strachan</i>	<i>Ree</i>
<i>Mitchell</i>	<i>Lorimer</i>	<i>Davis</i>	<i>Richmond</i>
<i>Hanson</i>	<i>Hall</i>		<i>Ritchie</i>
<i>Wallace</i>	<i>Nicolson</i>	<i>Nielsen</i>	
<i>Barber</i>	<i>Cocke</i>	<i>Fraser</i>	<i>Jordan</i>
<i>Brown</i>	<i>Dailly</i>	<i>McGeer</i>	<i>Hewitt</i>
		<i>Phillips</i>	<i>Heinrich</i>
<i>Lockstead</i>		<i>Curtis</i>	<i>Smith</i>
<i>D'Arcy</i>	<i>Lea</i>	<i>Bennett</i>	<i>Rogers</i>
<i>Skelly</i>	<i>King</i>	<i>Gardom</i>	<i>McClelland</i>
<i>Gabelmann</i>	<i>Howard</i>	<i>Williams</i>	<i>Chabot</i>
<i>Sanford</i>	<i>Barrett</i>		<i>Hyndman</i>
<i>Levi</i>	<i>Macdonald</i>	<i>Wolfe</i>	<i>Waterland</i>

Bill 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 second reading of Bill (No. 73) intituled *Legislative Assembly Allowances and Pension Amendment Act, 1982*, a debate arose.

The Deputy Speaker, upon objection being taken to the use of an unparliamentary word, stated that if the word previously ruled unparliamentary on a number of occasions was used, it was no longer sufficient that a member merely withdraw the expression.

Bill (No. 73) read a second time, and by leave, committed, reported complete without amendment, read a third time and passed.

Bill (No. 67) intituled *Resource Investment Corporation Amendment Act, 1982* was read a second time and *Ordered* to be placed on the Orders of the Day for committal 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)

The Committee rose and reported progress.
Report to be considered at the next sitting.
Committee to sit again at the next sitting.

The Hon. *L. A. Williams* (Attorney General) tabled the following reports:

The Annual Report of the B.C. Racing Commission, 1981.

Ministry of Attorney General Corrections Branch, Annual Report, April 1, 1981 to March 31, 1982.

B.C. Police Commission Annual Report, 1981-1982.

The Hon. *J. J. Hewitt* (Minister of Agriculture and Food) tabled the 1981 Annual Report of the British Columbia Marketing Board.

The Hon. *C. S. Rogers* (Minister of Environment) tabled the following reports:

The First Annual Report of the Yukon River Basin Committee for the period November 24, 1980 to March 31, 1982.

The 13th Annual Report of the Activities of the Fraser River Joint Advisory Board for the period April 1, 1980 to March 31, 1981.

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 5.58 p.m.

Tuesday, July 27, 1982

NINE-THIRTY O'CLOCK A.M.

Order for Committee of Supply called.

By leave, on the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

On the motion for second reading of Bill (No. 50) intituled *Labour Code Amendment Act, 1982*, a debate arose.

The House divided.

Motion agreed to on the following division:

YEAS—28

<i>Brummet</i>	<i>McGeer</i>	<i>Davidson</i>	<i>Heinrich</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Chabot</i>
	<i>Williams</i>	<i>Jordan</i>	
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Wolfe</i>		

NAYS—22

	<i>Lockstead</i>	<i>Lorimer</i>	
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>		<i>Macdonald</i>
	<i>Leggatt</i>		

Bill read a second time and *Ordered* to be placed on the Orders of the Day for committal 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)

The Committee rose and reported progress.

Report to be considered at the next sitting.

Committee to sit again at the next sitting.

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 12.02 p.m.

Tuesday, July 27, 1982

TWO O'CLOCK P.M.

Prayers by the Rev. *H. Emery*.

The Hon. *H. W. Schroeder* (Speaker) tabled the Special Report No. 6 of the Ombudsman ("A Matter of Administration": B.C. Appeal Court Judgment).

Order called for "Oral Questions by Members."

Order for Committee of Supply called.

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

(IN THE COMMITTEE)

4. *Resolved*, That a sum not exceeding \$709,124 be granted to Her Majesty to defray the expenses of Premier's Office, to 31st March 1983.

The Committee reported the Resolution.
Report to be considered at the next sitting.
Committee to sit again later today.

The Chairman further reported that on the motion that Vote 4 be reduced by the sum of \$22,000, the Committee had divided and recommended that the division be recorded in the Journals of the House.

By leave of the House, on the motion of Mr. *Barrett* the Rules were suspended and it was *Ordered* that the said division be recorded as follows:

YEAS—21

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>		<i>Cocke</i>	<i>Howard</i>
	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>		<i>Macdonald</i>
	<i>Leggatt</i>		

NAYS—26

<i>Brummet</i>	<i>McGeer</i>		<i>Heinrich</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Richmond</i>	
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Chabot</i>
	<i>Williams</i>	<i>Jordan</i>	<i>Hyndman</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Wolfe</i>		

By leave, the House proceeded to "Public Bills and Orders."

Bill (No. 74) intituled *Income Tax Amendment Act (No. 2), 1982* was committed, reported complete without amendment, read a third time and passed.

Bill (No. 67) intituled *Resource Investment Corporation Amendment Act, 1982* was committed, reported complete without amendment, read a third time and passed.

Bill (No. 70) intituled *Land Title Amendment Act, 1982* read a third time and passed.

On the motion for second reading of Bill (No. 72) intituled *Land Use Act*, a debate arose, which was, on the motion of Mr. *Barber*, adjourned to the next sitting of the House.

By leave, Mr. *Strachan* presented the Sixth Report of the Select Standing Committee on Standing Orders and Private Bills, as follows:

REPORT NO. 6

LEGISLATIVE COMMITTEE ROOM,
July 27, 1982

MR. SPEAKER:

Your Select Standing Committee on Standing Orders and Private Bills begs leave to report as follows:

That the preamble of Bill (No. Pr 402) intituled *An Act to Amend the Vancouver Charter* has been proved and the Bill *Ordered* to be reported as amended.

All of which is respectfully submitted.

W. B. STRACHAN, *Chairman*

The report was read and received.

On the motion of Mr. *Strachan* that the Report be adopted, by leave, leave was not granted.

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 6.02 p.m.

Wednesday, July 28, 1982

TWO O'CLOCK P.M.

Prayers by the Rev. *D. A. Smith*.

The Hon. *A. V. Fraser* presented to Mr. Speaker a Message from His Honour the Lieutenant Governor, which read as follows:

HENRY P. BELL-IRVING
Lieutenant Governor

The Lieutenant Governor transmits herewith Bill (No. 69) intituled *Motor Vehicle Amendment Act (No. 2), 1982* and recommends the same to the Legislative Assembly.

Government House,
July 27, 1982.

By leave of the House, Bill introduced and read a first time.

Second reading at the next sitting after today.

The Hon. *L. A. Williams* presented to Mr. Speaker a Message from His Honour the Lieutenant Governor, which read as follows:

HENRY P. BELL-IRVING
Lieutenant Governor

The Lieutenant Governor transmits herewith Bill (No. 75) intituled *Criminal Injury Compensation Amendment Act, 1982* and recommends the same to the Legislative Assembly.

Government House,
July 27, 1982.

By leave of the House, Bill introduced and read a first time.
Second reading at the next sitting after today.

The Hon. *R. H. McClelland* presented to Mr. Speaker a Message from His Honour the Lieutenant Governor, which read as follows:

HENRY P. BELL-IRVING
Lieutenant Governor

The Lieutenant Governor transmits herewith Bill (No. 78) intituled *Coal Amendment Act, 1982* and recommends the same to the Legislative Assembly.

Government House,
July 28, 1982.

By leave of the House, Bill introduced and read a first time.
Second reading at the next sitting after today.

The Hon. *R. H. McClelland* presented to Mr. Speaker a Message from His Honour the Lieutenant Governor, which read as follows:

HENRY P. BELL-IRVING
Lieutenant Governor

The Lieutenant Governor transmits herewith Bill (No. 77) intituled *Ministry of Energy, Mines and Petroleum Resources Amendment Act, 1982* and recommends the same to the Legislative Assembly.

Government House,
July 28, 1982.

By leave of the House, Bill introduced and read a first time.
Second reading at the next sitting after today.

Mr. *Strachan* asked leave that the Rules be suspended and that the Sixth Report of the Select Standing Committee on Standing Orders and Private Bills be adopted.

Leave was not granted.

The Hon. *R. H. McClelland* (Minister of Energy, Mines and Petroleum Resources) made a ministerial statement relating to the provision of electricity in the Kootenay area by Cominco Ltd. and West Kootenay Power and Light Company Limited.

Mr. *D'Arcy* made a statement relating to the same matter.

The Hon. *H. W. Schroeder* (Speaker) tabled a report by E. George MacMinn, entitled *Committees of the Legislature Report No. 2*, pursuant to the *Legislative Procedure Review Act*.

Order called for "Oral Questions by Members."

Mr. *Barrett* asked leave to move that the Rules be suspended and question period extended.

Leave was not granted.

Mr. *Barber* asked leave to table correspondence.

Leave was not granted.

On a point of order being raised by Mr. *Barrett*, Mr. Speaker ruled that when the Chair indicates that leave has not been granted, it is giving an opinion and such an opinion is not subject to appeal.

The ruling of the Speaker was challenged.

The ruling of the Speaker was sustained on the following division:

YEAS—28

<i>Brummet</i>	<i>McGeer</i>	<i>Davidson</i>	<i>Heinrich</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Chabot</i>
	<i>Williams</i>	<i>Jordan</i>	
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Wolfe</i>		

NAYS—22

<i>Passarell</i>	<i>Lockstead</i>	<i>Hall</i>	<i>Lea</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Nicolson</i>	<i>King</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Cocke</i>	<i>Howard</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Barber</i>	<i>Sanford</i>		<i>Macdonald</i>
<i>Brown</i>	<i>Levi</i>		
	<i>Leggatt</i>		

The Hon. *H. A. Curtis* (Minister of Finance) tabled the Annual Report of the Ministry of Finance for the year ended December 31, 1981.

The Hon. *W. N. Vander Zalm* (Minister of Municipal Affairs) tabled the Annual Report of the Ministry of Municipal Affairs for the year ended December 31, 1981.

Order for Committee of Supply called.

By leave, on the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

Bill (No. 50) intituled *Labour Code Amendment Act, 1982* was committed, reported complete without amendment, read a third time and passed.

The Chairman further reported that in consideration of section 2, the Committee had divided, and recommended that the division be recorded in the Journals of the House.

By leave of the House, on the motion of the Hon. *G. B. Gardom*, the Rules were suspended and it was *Ordered* that the said division be recorded as follows:

YEAS—27

<i>Brummet</i>	<i>McGeer</i>		<i>Heinrich</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Chabot</i>
	<i>Williams</i>	<i>Jordan</i>	
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Wolfe</i>		

NAYS—19

<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	
<i>Brown</i>	<i>Levi</i>		<i>Macdonald</i>
	<i>Leggatt</i>		

The Chairman further reported that in consideration of section 4, the Committee had divided, and recommended that the division be recorded in the Journals of the House.

By leave of the House, on the motion of Mr. *Howard*, the Rules were suspended and it was *Ordered* that the said division be recorded as follows:

YEAS—26

<i>Brummet</i>	<i>McGeer</i>		<i>Heinrich</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Richmond</i>	
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Chabot</i>
	<i>Williams</i>	<i>Jordan</i>	
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Wolfe</i>		

NAYS—21

	<i>Lockstead</i>		
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>		<i>Macdonald</i>
	<i>Leggatt</i>		

The House resumed the adjourned debate on the motion for the second reading of Bill (No. 72) intituled *Land Use Act*.

The debate continued.

Mr. *Barber* moved the following amendment: "That the *Land Use Act*, Bill (No. 72) be not read now but be read six months hence."

The debate on the amendment continued.

On the motion of Mr. *Barber* that debate on the amendment be adjourned to the next sitting of the House, the House divided.

Motion negatived on the following division:

YEAS—21

<i>Mitchell</i>	<i>Lockstead</i>	<i>Lorimer</i>	
<i>Hanson</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Wallace</i>	<i>Skelly</i>	<i>Nicolson</i>	
<i>Barber</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Brown</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
	<i>Levi</i>		<i>Macdonald</i>
	<i>Leggatt</i>		

NAYS—26

<i>Brummet</i>	<i>McGeer</i>	<i>Davidson</i>	<i>Heinrich</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>		<i>Vander Zalm</i>	<i>Chabot</i>
	<i>Williams</i>		
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Wolfe</i>		

On a point of order being taken, Mr. Speaker ruled that the Honourable First Member for Victoria, having unsuccessfully moved adjournment of debate, had relinquished his place in debate and could not speak again to the same motion.

On the motion of the Hon. *L. A. Williams*, the House adjourned at 6.17 p.m.

Thursday, July 29, 1982

NINE-THIRTY O'CLOCK A.M.

Mr. *Strachan* asked leave that the Rules be suspended and that the Sixth Report of the Select Standing Committee on Standing Orders and Private Bills be adopted.

Leave was not granted.

Order for Committee of Supply called.

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

(IN THE COMMITTEE)

- Resolved*, That a sum not exceeding \$8,343,500 be granted to Her Majesty to defray the expenses of Legislation, to 31st March 1983.
- Resolved*, That a sum not exceeding \$3,590,772 be granted to Her Majesty to defray the expenses of Auditor General, to 31st March 1983.
- Resolved*, That a sum not exceeding \$1,760,340 be granted to Her Majesty to defray the expenses of Office of the Ombudsman, to 31st March 1983.
- Resolved*, That a sum not exceeding \$222,410 be granted to Her Majesty to defray the expenses of Ministry of Health, Minister's Office, to 31st March 1983.

46. *Resolved*, That a sum not exceeding \$191,683,054 be granted to Her Majesty to defray the expenses of Ministry of Health, Management Operations, to 31st March 1983.

47. *Resolved*, That a sum not exceeding \$1,559,450,117 be granted to Her Majesty to defray the expenses of Ministry of Health, Health Programs, to 31st March 1983.

48. *Resolved*, That a sum not exceeding \$485,230,668 be granted to Her Majesty to defray the expenses of Ministry of Health, Medical Services Commission, to 31st March 1983.

Schedule E. *Resolved*, That sums not exceeding \$5,857,579 (cash basis) and \$9,840,194 (accrual basis) be granted to Her Majesty to make good certain sums expended for the Public Service for the period ended March 31, 1981, and to indemnify the several officers and persons for making such expenditures.

Ministry	Cash Basis	Accrual Basis
	\$	\$
Legislation.....	—	4,984
Ombudsman.....	1,088	1,088
Ministry of Agriculture and Food.....	5,937	2,348,825
Ministry of Attorney General.....	1,477,131	1,640,468
Ministry of Consumer and Corporate Affairs.....	4,034	4,787
Ministry of Energy, Mines and Petroleum Resources.....	42,666	112,311
Ministry of Environment.....	65,002	174,579
Ministry of Finance.....	—	79,790
Ministry of Forests.....	737	159,351
Ministry of Health.....	283,274	320,423
Ministry of Human Resources.....	2,249,294	2,320,110
Ministry of Intergovernmental Relations.....	43,614	43,614
Ministry of Labour.....	60	6,392
Ministry of Provincial Secretary and Government Services.....	1,683,634	2,555,185
Ministry of Tourism.....	1,108	1,108
Ministry of Transportation and Highways.....	—	67,179
	<u>5,857,579</u>	<u>9,840,194</u>

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

The Chairman further reported that on the motion that Vote 45 be reduced by the sum of \$1,400, the Committee had divided and recommended that the division be recorded in the Journals of the House.

By leave of the House, on the motion of Mr. *Cocke* the Rules were suspended and it was *Ordered* that the said division be recorded as follows:

YEAS—21

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>		<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>		<i>Macdonald</i>
	<i>Leggatt</i>		

NAYS—28

<i>Brummet</i>	<i>McGeer</i>		<i>Heinrich</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Chabot</i>
	<i>Williams</i>	<i>Jordan</i>	<i>Hyndman</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Wolfe</i>		

By leave, Mr. King tabled a copy of a notice to all Vancouver General Hospital student nurses.

By leave, the House proceeded to "Public Bills in the Hands of Private Members."

On the motion for second reading of Bill (No. M 201) intituled *Dangerous Health Practices Act*, a debate arose, which was, on the motion of the Hon. G. B. Gardom, adjourned to the next sitting of the House.

On the motion for second reading of Bill (No. M 202) intituled *An Act Respecting the Televising and Other Broadcasting of Debates and Proceedings of the Legislative Assembly of British Columbia*, a debate arose, which was, on the motion of the Hon. G. B. Gardom, adjourned to the next sitting of the House.

On the motion for second reading of Bill (No. M 203) intituled *An Act to Regulate Smoking in Public Places*, a debate arose, which was, on the motion of the Hon. G. B. Gardom, adjourned to the next sitting of the House.

On the motion for second reading of Bill (No. M 204) intituled *Employee Participation Enhancement Act*, a debate arose, which was, on the motion of the Hon. G. B. Gardom, adjourned to the next sitting of the House.

On the motion of the Hon. G. B. Gardom, the House adjourned at 12.08 p.m.

Thursday, July 29, 1982

TWO O'CLOCK P.M.

Prayers by Mr. Speaker.

The Hon. H. A. Curtis (Minister of Finance) made a ministerial statement relating to the British Columbia Compensation Stabilization Program.

Mr. Howard made a statement relating to the same matter.

Mr. *Strachan* asked leave that the Rules be suspended and that the Sixth Report of the Select Standing Committee on Standing Orders and Private Bills be adopted.

Leave was not granted.

Order called for "Oral Questions by Members."

The Member for Skeena having failed to obey the direction of the Chair when called upon to do so, was thereupon *Ordered* by the Speaker to withdraw from the House for the remainder of the sitting, pursuant to Standing Order 20.

Mr. *Macdonald* sought to move a motion pursuant to section 27 of the *Constitution Act*.

Mr. Speaker ruled that the motion could not be moved without notice first given, pursuant to Standing Orders.

With respect to the Oral Question Period, Mr. Speaker stated that he would consider the rule against anticipation and make a further statement to the House.

Order for Committee of Supply called.

By leave, on the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

On the motion for second reading of Bill (No. 69) intituled *Motor Vehicle Amendment Act (No. 2), 1982*, a debate arose.

The House divided.

Motion agreed to *nemine contradicente* on the following division:

YEAS — 48

<i>Brummet</i>	<i>Mussallem</i>	<i>Segarty</i>	<i>Davidson</i>
<i>Passarell</i>	<i>Leggatt</i>	<i>Strachan</i>	<i>Ree</i>
<i>Mitchell</i>	<i>Lorimer</i>	<i>Davis</i>	<i>Richmond</i>
<i>Hanson</i>	<i>Hall</i>		<i>Ritchie</i>
<i>Wallace</i>		<i>Nielsen</i>	<i>Vander Zalm</i>
<i>Barber</i>	<i>Cocke</i>	<i>Fraser</i>	<i>Jordan</i>
<i>Brown</i>	<i>Dailly</i>	<i>McGeer</i>	<i>Hewitt</i>
		<i>Phillips</i>	
<i>Lockstead</i>		<i>Curtis</i>	<i>Smith</i>
<i>D'Arcy</i>	<i>Lea</i>	<i>Bennett</i>	<i>Rogers</i>
	<i>King</i>	<i>Gardom</i>	<i>McClelland</i>
<i>Gabelmann</i>		<i>Williams</i>	<i>Chabot</i>
<i>Sanford</i>	<i>Barrett</i>	<i>McCarthy</i>	<i>Hyndman</i>
<i>Levi</i>	<i>Macdonald</i>	<i>Wolfe</i>	<i>Waterland</i>

Bill (No. 69) read a second time and *Ordered* to be placed on the Orders of the Day for committal at the next sitting after today.

Order for Committee of Supply called.

(IN THE COMMITTEE)

The Committee reported Resolutions.

The Reports of Resolutions from the Committee of Supply on the 1st, 8th, 9th, 10th, 15th, 17th, 23rd and 29th of June, and the 5th, 7th, 8th, 12th, 13th, 14th, 15th, 16th, 19th, 20th, 21st, 27th and 29th of July were taken as read and received.

On the motion of the Hon. *H. A. Curtis* (Minister of Finance) the Rules were suspended and the Resolutions from the Committee of Supply were read a second time, taken as read, and agreed to.

Resolved, That the House doth agree with the Committee in the said Resolutions.

On the motion of the Hon. *H. A. Curtis* (Minister of Finance) it was *Ordered*—

That Mr. Speaker do now leave the Chair for the House to go into Committee of Ways and Means.

(IN THE COMMITTEE)

Resolved, That towards making good the Supply granted to Her Majesty for the Public Service of the Province, there be granted from and out of the Consolidated Revenue Fund the following:

- (1) \$9,840,194 to make good certain sums expended for the fiscal year ended March 31, 1981.
- (2) \$7,232,000,000 towards defraying the several charges and expenses for the fiscal year ending March 31, 1983, such sum to include that authorized to be paid under section 1 (a) of the *Supply Act (No. 1)*, 1982 and section 1 (a) of the *Supply Act (No. 2)*, 1982.

The Committee rose and reported the Resolution.

Resolution read a second time, taken as read and agreed to.

The Hon. *H. A. Curtis* (Minister of Finance) presented Bill (No. 71) intituled *Supply Act (No. 3)*, 1982.

Ordered that the said Bill be referred to a Committee of the Whole House forthwith.

(IN THE COMMITTEE)

Resolution and Bill reported.

Report adopted.

Bill introduced and read a first time.

By leave of the House, the Rules were suspended and the Bill read a second time.

By leave of the House, the Rules were suspended and the Bill referred to a Committee of the Whole House to be considered forthwith.

The Bill was committed, reported complete without amendment, and by leave, the Rules were suspended and the Bill *Ordered* to be read a third time.

Bill read a third time and passed.

His Honour the Administrator having entered the House, and being seated in the Chair—

Ian D. Izard, Esq., Law Clerk and Clerk Assistant, read the titles to the following Bills:

Bill (No. 50) *Labour Code Amendment Act, 1982.*

Bill (No. 67) *Resource Investment Corporation Amendment Act, 1982.*

Bill (No. 68) *Police Amendment Act, 1982.*

Bill (No. 70) *Land Title Amendment Act, 1982.*

Bill (No. 73) *Legislative Assembly Allowances and Pension Amendment Act, 1982.*

Bill (No. 74) *Income Tax Amendment Act (No. 2), 1982.*

His Honour the Administrator was pleased in Her Majesty's name to give assent to the said Bills.

The said assent was announced by *Ian M. Horne*, Q.C., Clerk of the House, in the following words:

“In Her Majesty's name, His Honour the Administrator doth assent to these Bills.”

Ian D. Izard, Esq., Law Clerk and Clerk Assistant, read the title to the following Bill:

Bill (No. 71) *Supply Act (No. 3), 1982.*

His Honour the Administrator was pleased in Her Majesty's name to give assent to the said Bill.

The said assent was announced by *Ian M. Horne*, Q.C., Clerk of the House, in the following words:

“In Her Majesty's name, His Honour the Administrator doth thank Her Majesty's loyal subjects, accept their benevolence, and doth assent to this Bill.”

His Honour the Administrator was then pleased to retire.

The Hon. *L. A. Williams* presented to Mr. Speaker a Message from His Honour the Administrator, which read as follows:

N. T. NEMETZ
Administrator

The Administrator transmits herewith Bill (No. 76) intituled *Miscellaneous Statutes Amendment Act (No. 2), 1982* and recommends the same to the Legislative Assembly.

Government House,
July 29, 1982.

By leave of the House, Bill introduced and read a first time.
Second reading at the next sitting after today.

The Hon. *P. S. Hyndman* (Minister of Consumer and Corporate Affairs) by leave, tabled answers to questions taken on notice.

The Hon. *L. A. Williams* (Attorney General) tabled the Annual Report of the Legal Services Society of British Columbia, April 1, 1980 to March 31, 1981.

The Hon. *L. A. Williams* (Attorney General) by leave, tabled the following:
1981 Annual Return, Invasion of Privacy, Part IV.I of the Criminal Code, Supplementary Returns for the Years 1980, 1979, 1978, 1977, 1976.
Copies of regulations filed under the *Regulation Act*.

On the motion of the Hon. *E. M. Wolfe*, it was *Ordered*—

That the House, at its rising, do stand adjourned until it appears to the satisfaction of Mr. Speaker, after consultation with the Government, that the public interest requires that the House shall meet, or until Mr. Speaker may be advised by the Government that it is desired to prorogue the Fourth Session of the Thirty-second Parliament of the Province of British Columbia. Mr. Speaker may give notice that he is so satisfied or has been so advised and thereupon the House shall meet at the time stated in such notice, and, as the case may be, may transact its business as if it had been duly adjourned to that time; and

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

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 4.20 p.m.

Monday, September 13, 1982

TWO O'CLOCK P.M.

Ian M. Horne, Esquire, Q.C., Clerk of the House, announced: "On August 10, 1982, by letter to His Honour the Hon. Henry P. Bell-Irving, Lieutenant Governor of British Columbia, the Hon. *H. W. Schroeder*, Member for Chilliwack, resigned as Speaker of the Legislative Assembly."

The Hon. *G. B. Gardom*, addressing himself to the Clerk, moved, seconded by Mr. *Howard*, that *Walter Kenneth Davidson*, Esquire, Member for Delta, do take the Speaker's Chair and preside over the meetings of this Assembly, and it was so *Resolved*.

Ian M. Horne, Esquire, Q.C., the Clerk of the House, having declared *Walter Kenneth Davidson* duly elected, he was then taken out of his place by the mover and seconder, and conducted to the Chair, where, standing on the upper step, he expressed his grateful thanks to the House for the great honour they had been pleased to confer upon him by choosing him to be their Speaker.

And thereupon he took the Chair, and the Mace was laid upon the table.

On the motion of the Hon. *G. B. Gardom*, seconded by Mr. *Howard*, it was *Ordered*—

That *William Bruce Strachan*, Esquire, Member for Prince George South, be appointed Deputy Speaker for this Session of the Legislative Assembly.

Prayers by Major *E. Amos*.

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

HENRY P. BELL-IRVING
Lieutenant Governor

The Lieutenant Governor transmits herewith Bill (No. 80) intituled *Constitution Amendment Act, 1982* and recommends the same to the Legislative Assembly.

Government House,
September 13, 1982.

Upon leave being asked to move first reading of the Bill accompanying the Message, leave was not granted.

The Hon. *J. R. Chabot* moved that the Message and the Bill accompanying it be referred to a Committee of the Whole House to be considered forthwith.

Upon a point of order being raised by the Honourable First Member for Vancouver Centre, Mr. Speaker ruled that, pursuant to Standing Order 45, the motion was not subject to debate or amendment.

The Speaker's ruling was challenged.

The Speaker's ruling sustained on the following division:

YEAS—30

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	<i>Brummet</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—26

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

Motion agreed to on the following division:

YEAS—30

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	<i>Brummet</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>	<i>Bennett</i>	<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—26

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

(IN THE COMMITTEE)

Without the Committee rising:

The Chairman reported to the Speaker that he had ruled that the motion that the Committee rise and report recommending to the House that the Bill be introduced was not debatable, citing Standing Order 45, and a ruling found in the Journals of the House, 1973, page 98, and that his ruling had been challenged.

The ruling of the Chair was sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—26

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

The Chairman further reported that in Committee he had ruled that only one motion could be presented to the Committee at a time and that the ruling had been challenged.

The ruling of the Chair was sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—25

<i>Passarell</i>	<i>Lockstead</i>		<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

The Chairman further reported that his ruling that the motion that the House do now adjourn could not be made in Committee had been challenged.

The ruling of the Chair sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—25

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

The Chairman further reported that in Committee he had ruled that the motion having been made that the Committee rise and report recommending introduction of Bill (No. 80), a further motion that the Chairman do now leave the Chair was not in order and that the ruling had been challenged.

The ruling of the Chair sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—26

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

The Chairman further reported that in Committee he had ruled that the motion that the Committee rise and recommend the introduction of Bill (No. 80) was not subject to amendment and that his ruling had been challenged.

The ruling of the Chair was sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—25

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>			

The Chairman further reported that in Committee he had ruled that the motion that the Committee report recommending introduction of the Bill is not subject to debate and that his ruling was challenged.

The ruling of the Chair was sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—25

<i>Passarell</i>	<i>Lockstead</i>		<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

The Chairman further reported that in Committee he had ruled that the motion that the Committee rise and report progress was out of order when the motion that the Committee report recommending introduction of the Bill had been moved and that his ruling had been challenged.

The ruling of the Chair was sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—25

<i>Passarell</i>	<i>Lockstead</i>		<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

On a point of order being raised that the Chairman of Committee of the Whole ought not to vote on the question that the ruling of the Chair be sustained on an appeal to the House, Mr. Speaker ruled that the Chairman was competent to vote.

The Speaker's ruling was challenged and sustained on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—22

<i>Passarell</i>	<i>Lockstead</i>		<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>		<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>

Resolved, That the Committee rise and report to the House, recommending the introduction of a Bill (No. 80) intituled *Constitution Amendment Act, 1982*.

Resolution and Bill reported.
Report adopted.

The Committee further reported that, on the motion that the Committee rise and report to the House recommending the introduction of the Bill, the Committee had divided, and recommended that the division be recorded in the Journals of the House.

By leave of the House, on the motion of the Hon. *G. B. Gardom*, the Rules were suspended and it was *Ordered* that the said division be recorded as follows:

YEAS—27

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—23

<i>Passarell</i>	<i>Lockstead</i>		<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>		<i>Lea</i>
<i>Hanson</i>		<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

On the motion of the Hon. *J. R. Chabot* that Bill (No. 80) be introduced and read a first time, the House divided.

Motion agreed to on the following division:

YEAS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>	<i>Williams</i>	<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—23

<i>Passarell</i>	<i>Lockstead</i>		<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>		<i>Lea</i>
<i>Hanson</i>		<i>Nicolson</i>	<i>King</i>
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Leggatt</i>		

Second reading at the next sitting after today.

Order called for "Oral Questions by Members."

Mr. *Barrett* asked leave, pursuant to Standing Order 35, to move adjournment of the House to discuss a matter of urgent public importance relating to the economy and levels of unemployment.

Mr. Speaker reserved his opinion.

On the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

Bill (No. 69) intituled *Motor Vehicle Amendment Act (No. 2), 1982* was committed, reported complete without amendment.

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

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 6.04 p.m.

Tuesday, September 14, 1982

NINE-THIRTY O'CLOCK A.M.

The Chair put the question (moved by the Hon. *G. B. Gardom*, seconded by Mr. *Howard*): That *William Bruce Strachan*, Esquire, Member for Prince George South, be appointed Deputy Speaker for this Session of the Legislative Assembly.

Motion agreed to.

The Hon. *J. R. Chabot*, Provincial Secretary and Minister of Government Services, tabled a report by Mr. Derril T. Warren entitled Electoral Representation in the Province of British Columbia, pursuant to the *Inquiry Act*, chapter 198, of the Revised Statutes, 1979.

On the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

During debate on second reading of Bill (No. 43) intituled *Commercial Appeals Commission Act*, Mr. *Howard* moved adjournment of debate to the next sitting of the House.

The House divided.

Motion negatived on the following division:

YEAS—22

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>		<i>Nicolson</i>	
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	
<i>Barnes</i>	<i>Leggatt</i>		

NAYS—28

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	<i>Brummet</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	<i>Schroeder</i>
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>		<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

During debate on second reading of Bill (No. 43) Mr. *Lauk* moved adjournment of debate to the next sitting of the House.

The House divided.

Motion agreed to *nemine contradicente*.

A ruling of the Chair was sustained on the following division:

YEAS—27

<i>Wolfe</i>	<i>McGeer</i>	<i>Hyndman</i>	<i>Brummet</i>
<i>Mussallem</i>	<i>Phillips</i>	<i>Ree</i>	<i>Smith</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Jordan</i>	
<i>Strachan</i>		<i>Ritchie</i>	<i>McClelland</i>
<i>Davis</i>	<i>Gardom</i>	<i>Vander Zalm</i>	<i>Heinrich</i>
<i>Kempf</i>		<i>Richmond</i>	<i>Rogers</i>
<i>Nielsen</i>	<i>McCarthy</i>	<i>Hewitt</i>	<i>Waterland</i>
<i>Fraser</i>	<i>Chabot</i>		

NAYS—24

<i>Passarell</i>	<i>Lockstead</i>	<i>Lorimer</i>	<i>Lauk</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Hall</i>	<i>Lea</i>
<i>Hanson</i>	<i>Skelly</i>	<i>Nicolson</i>	
<i>Wallace</i>	<i>Gabelmann</i>	<i>Cocke</i>	<i>Howard</i>
<i>Barber</i>	<i>Sanford</i>	<i>Dailly</i>	<i>Barrett</i>
<i>Brown</i>	<i>Levi</i>	<i>Stupich</i>	
<i>Barnes</i>	<i>Leggatt</i>		

On the motion for second reading of Bill (No. 80) intituled *Constitution Amendment Act, 1982*, a debate arose, which was, on the motion of the Hon. *J. R. Chabot* adjourned to the next sitting of the House.

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 11.59 a.m.

Tuesday, September 14, 1982

TWO O'CLOCK P.M.

Prayers by Father *P. Morris*.

The Hon *A. J. Brummet* presented to Mr. Speaker a Message from His Honour the Lieutenant Governor, which read as follows:

HENRY P. BELL-IRVING
Lieutenant Governor

The Lieutenant Governor transmits herewith Bill (No. 79) intituled *Homeowner Interest Assistance Act* and recommends the same to the Legislative Assembly.

Government House,
September 14, 1982.

By leave of the House, Bill introduced and read a first time.
Second reading at the next sitting after today.

Order called for "Oral Questions by Members."

By leave, Mr. *Howard* tabled a letter dated July 29, 1982.

The Hon. *H. A. Curtis* (Minister of Finance) tabled the balance sheet of the Provincial Capital Commission as at March 31, 1982.

The Hon. *P. L. McGeer* (Minister of Universities, Science and Communications) tabled the following:

4th Annual Report of the Science Council of British Columbia, year ended March 31, 1982.

8th Annual Report of the Universities Council of British Columbia for the year ended March 31, 1982.

On the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

The House resumed the adjourned debate on second reading of Bill (No. 80) intitled *Constitution Amendment Act, 1982*, which was, on the motion of the Hon. *J. J. Hewitt* adjourned to the next sitting of the House.

Mr. Speaker delivered his reserved opinion as follows:

Honourable Members:

On September 13, the Leader of the Official Opposition sought to move, pursuant to Standing Order 35, that the House adjourn to consider a matter of urgent public importance, namely, the economic situation, high rates of interest and unemployment.

An application under the Standing Order, if appropriate, obviates the need for two days notice which, by Standing Order 48, applies to motions and has the effect of suspending or setting aside consideration of the business set for the day's sitting.

In 1974 a similar application was made by the then Leader of the Opposition. Mr. Speaker Dowding dealt with the matter at some length, and I quote in part:

Honourable Members—I have given urgent consideration to the proposal by the Honourable the Leader of the Opposition for an emergency debate under Standing Order 35. I point out that May, in the 17th edition, which is the one that sets out all the rules with regard to such debate, very clearly states, with many examples on pages 364 through to 367, that the matter must be definite. That is, not a generalized matter, but a specific matter than can be isolated into an emergency, a very important situation, but where it must be debated now, and those instances, as you will note in looking through the authorities, are very few.

I will just recite what May says in general on the matter: "It must be a single specific matter," according to May at page 364. It must not be couched in general terms or covering a great number of cases; it is not offered when facts are in dispute or before they are all available; and it must not import an argument. In other words, it must be something that everyone can agree right away, instantly, that there is urgency of debate.

Now there are many instances in all the authorities, as I found in the House of Commons in Ottawa and at Westminster, where cases of unemployment and matters of a general nature which are an economic situation have been dealt with. Indeed, in our own jurisdiction on numerous occasions Speakers have dealt with this matter, and I can do no better than refer the

honourable members to volume 2 of *Speakers' Decisions*. Mr. Speaker Pauline at page 69 ruled out the matter of unemployment for urgency debate, and stated it must be done upon notice. He repeated that decision in the same year again, on the ground that I quoted from May, because it was an emergency situation in the general economy. He stated that the unemployment situation had reached the most acute stage and become of great urgency and public interest but, none the less, because we are bound by these rules respecting generality of such a subject, it was not an appropriate one, according to May, for an emergency debate.

Again, in 1923, this was ruled out of order on the same question of unemployment and also on a matter dealing with labour. All of these decisions are found in volume 2 of *Speakers' Decisions*.

In Ottawa the question of the effect on the footwear industry, which laid off thousands of employees, became of such urgent consideration that the same motion was sought for an emergency debate and there, again, Mr. Speaker Lamoureux rejected it. I can give you various examples of that, for instance, on June 20, 1970, in the House of Commons records, and all of them lead to the same result.

I note that the question of high rates of unemployment has been raised on four previous occasions during this session by the Member for Comox. On all four occasions the matter was found to be of an on-going nature and therefore not within the strict rule of the Standing Order.

W. K. DAVIDSON, *Speaker*

On the motion of the Hon. G. B. Gardom, the House adjourned at 5.58 p.m.

Wednesday, September 15, 1982

TWO O'CLOCK P.M.

Prayers by Capt. N. Gillespie.

Order called for "Oral Questions by Members."

The Hon. B. R. D. Smith (Minister of Energy, Mines and Petroleum Resources) made a ministerial statement relating to disabled persons and, by leave, tabled a report of the British Columbia Committee for the International Year of Disabled Persons.

Ms. Brown made a statement relating to the same matter.

The Hon. J. J. Hewitt (Minister of Consumer and Corporate Affairs) tabled the following:

60th Annual Report of the Liquor Control and Licensing Branch, April 1, 1980 to March 31, 1981.

Report of Travel Assurance Board for year ended March 31, 1982.

The Hon. A. J. Brummet (Minister of Lands, Parks and Housing) tabled the following:

Annual Report of the British Columbia Housing Management Commission, year ended December 31, 1981.

Annual Report of the Ministry of Lands, Parks and Housing, January 1981 through March 1982.

Mr. *Barrett* asked leave, pursuant to Standing Order 35, to move a motion, without notice.

Mr. Speaker stated that he had reservations about the appropriateness of requesting leave at such time and indicated that he would reserve decision on the matter and that, without setting a precedent, he would ask whether leave be granted.

Leave was not granted.

On the motion of the Hon. *G. B. Gardom*, the House proceeded to "Public Bills and Orders."

On the motion for second reading of Bill (No. 80) intituled *Constitution Amendment Act, 1982*, a debate arose, which was, on the motion of the Hon. *L. A. Williams*, adjourned to the next sitting of the House.

Mr. Speaker delivered his reserved opinion as follows:

Honourable Members:

At the conclusion of Oral Question Period today the Honourable Leader of the Opposition obtained the floor under Standing Order 35, and in concluding his statement sought leave to move a motion without previous notice having been given, presumably, pursuant to Standing Order 49, which reads as follows:

"A motion may be made by unanimous consent of the House without previous notice having been given under Standing Order 48."

The substantive matter stated by the Honourable Leader of the Opposition would not qualify under the provisions of Standing Order 35 for the same reasons which were given to the House yesterday in response to a similar application made on the previous day.

I further note that it is not in order, after obtaining the floor pursuant to Standing Order 35, to seek to invoke Standing Order 49, namely, to seek leave to move a motion without previous notice as required by Standing Orders of the House.

Mr. Speaker, on the 29th of April last, ruled on the effect of Standing Order 49 and the practice of the House to be followed when leave is sought to move a motion or to read the content of an intended motion, of which the House has no previous knowledge. On a subsequent occasion an honourable member again sought to ask leave to move a motion with respect to which the Journals disclose that on May 27th last Mr. Speaker ruled, and I quote:

"Mr. Speaker ruled that the business of Motions and Adjourned Debates on Motions was not now before the House . . . and further ruled that a member was not entitled to gain the floor under Standing Order 49 at this point in the proceedings of the House.

"Mr. Speaker further ruled that gaining the floor on a point of order does not entitle a member to ask leave of the House to proceed to a matter not appointed by the House for its consideration."

In accordance with those rulings, it is clear that a member who has obtained the floor under Standing Order 35, cannot invoke Standing Order 49. I therefore again draw to the attention of all honourable members that the Chair, except under the special circumstances set forth in Mr. Speaker's ruling of April 29 last, such as agreement between the House Leaders or arising from the function of the Government House Leader, cannot submit to the House the question of whether or not leave is granted to

move a motion without previous notice, unless the House is then embarked upon the business of "Motions and Adjourned Debates on Motions" standing on the Order Paper. To attempt to proceed otherwise would obviously frustrate the orderly conduct of the business of the House.

W. K. DAVIDSON, *Speaker*

Mr. *Lauk* rose on a point of order, namely, that the motion "That this House do now adjourn" ought to be debatable pursuant to Standing Order 45 (1) (k) where the time of the next sitting is predetermined pursuant to a Sessional Order.

Mr. Speaker ruled that the motion to adjourn the House is not debatable, pursuant to Standing Order 45, as confirmed by the established practice of the House.

78 Mrs. *Wallace* asked the Hon. the Minister of Agriculture and Food the following questions:

1. How many regular positions were there at Colony Farms for each of the following fiscal years ended March 31, 1980, 1981 and 1982?
2. How many auxiliary positions were there at Colony Farms for each of the following fiscal years ended March 31, 1980, 1981 and 1982?
3. How many of these positions were filled during each of the above years?
4. What is the present staff complement of, (a) regular employees, (b) auxiliary employees and (c) student employees?
5. As a result of fire damage at Colony Farms, (a) what is the present status of repairs to the damage, (b) how much of the work was undertaken by staff at Colony Farms, (c) how much of the work by outside contract and at what cost and (d) how much, if any, is included in the current budget for these repairs?

The Hon. *H. W. Schroeder* replied as follows:

"1. Regular positions for fiscal year ended March 31, 1980, 50; March 31, 1981, 44; and March 31, 1982, 38.

"2. Auxiliary positions for fiscal year ended March 31, 1980, *Nil*; March 31, 1981, 2; and March 31, 1982, 6.

3. All positions were filled in each of the three years. The total number of established positions on Colony Farm for each of the three years was 50, thus, the number of vacant positions for the fiscal year ended March 31, 1980, *Nil*; March 31, 1981, 4; and March 31, 1982, 6.

"4. The present staff complement at Colony Farm as of August 6, 1982: (a) regular employees, 37; (b) auxiliary employees (includes student employees), *Nil*; and (c) vacant positions, 9.

"5. (a) Completed except for replacement of barn; (b) approximately 100 manhours on clean-up of debris and repair work to fences and shops; (c) clean-up and removal of debris from fire area, \$4,482; BCBC contractor to rewire silos, \$17,000, and replaster blistered silo walls, \$7,800; replaced and purchased by BCBC, replacement of silo dome and chute, \$23,800, and tarps to cover stored hay, \$1,800; (d) all above costs were included in current budget as the Ministry is required to pick up the cost and expenditures of repairs and replacement necessitated by damage incurred from the fire."

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 6.12 p.m.