

Tuesday, July 26, 1983

TEN O'CLOCK A.M.

Order called for Committee of Supply.

By leave, on the motion of the Hon. *J. A. Nielsen*, the House proceeded to "Public Bills and Orders."

The House resumed the adjourned debate on the motion for second reading of Bill (No. 9) intituled *Municipal Amendment Act, 1983*.

The debate continued.

On the motion of Mrs. *Wallace*, the debate was adjourned to the next sitting of the House.

Mr. Speaker delivered his reserved decision as follows:

Honourable Members:

Earlier yesterday, upon leave being given to proceed to Public Bills and Orders, the Honourable the House Leader called the Order for second reading of Bill (No. 4) intituled *Income Tax Amendment Act*. The Honourable Minister of Finance, having charge of the said Bill did then, according to Hansard, move second reading of the Bill and was apparently about to speak to the motion when the Honourable Member for Skeena rose on a point of order, namely, that the rule against anticipation of debate ought to apply so as to preclude any discussion of a tax bill until after conclusion of the Budget Debate. The Honourable Member referred the Chair to a ruling made in 1932, as it appears in the Journals of the House, 1932, at pages 78 and 79. Let me say first, that if the Honourable Member had not waited until after the motion was made for second reading, as he did, but had raised the matter immediately upon the Order being called for second reading of the Bill, which was the proper time to do so, the entire matter could have been dealt with more expeditiously.

However, in any event, and with the greatest deference to the Honourable Member for Skeena, he has misconceived the effect of the ruling which he cited. Careful reading of the ruling of Mr. Speaker Davie shows that he did not apply the rule of anticipation so as to preclude debate on the taxation bill in question, but on the contrary permitted debate thereon to proceed. What the Speaker on that occasion did say before proceeding with the debate was, and I quote:

"In order to remedy this situation in so far as Tax Bills are concerned, it would be a convenient practice in the future if the Finance Minister would delay introducing taxation legislation until after the conclusion of the Budget debate."

The reason he did so was clearly based upon a proper application of the anticipation rule which is to be found at pages 403 and 404 of the 16th ed. of Sir Erskine May, where it is said, and I quote:

"Stated generally, the rule against anticipation (which applies to other proceedings as well as motions) is that a matter must not be anticipated if it is contained in a more effective form of proceeding than the proceeding by which it is sought to be anticipated, but it may be anticipated if it is contained in an equally or less effective form. A bill or other order of the day is more effective than a motion; . . ."

Thus, in the present case, the content of Bill (No. 4) can be more effectively and specifically debated while on the bill itself as opposed to a more limited discussion thereon during the Budget Debate.

In concluding, I should observe that the sole effect of Mr. Speaker Davie's ruling was to suggest to the House that it would be "a convenient practice" if in the future taxation legislation was deferred until conclusion of the Budget Debate. In doing so he was taking cognizance of statements made at Westminster when members have great difficulty, by reason of numbers, in getting their motions debated, often only after a ballot with other members' motions and where, therefore, to be pre-empted by a bill would be frustrating indeed. This is not the case, however, in this House and, in any event, in accordance with the authorities which I have cited, debate by the House on legislation, whether it relates to taxation measures or otherwise, may proceed before conclusion of the motion "That Mr. Speaker do now leave the Chair." An examination of the Journals of the House will disclose to Honourable Members that such debate has frequently occurred over the years under identical circumstances.

K. W. DAVIDSON, *Speaker*

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

And then the House adjourned at 11.54 a.m.

Tuesday, July 26, 1983

TWO O'CLOCK P.M.

Prayers by Pastor *A. J. C. Johnson*.

Order called for "Oral Questions by Members."

Order called for Committee of Supply.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 9) intituled *Municipal Amendment Act, 1983*.

The debate continued.

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

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

By leave, Mr. *Howard* tabled a copy of a news letter (George Cross News Letter, dated June 30, 1983) referred to during debate.

13 Mrs. *Wallace* asked the Hon. the Minister of Environment the following questions:

For the calendar years 1982 and to date in 1983—

1. How many pollution control permits were issued and how many amendments to pollution control permits were issued in each year?
2. What amount of revenue was generated by the Province through the issuance of pollution control permits in each year?
3. If under No. 1, any amendments were issued, which permits were amended and what were the amendments?

The Hon. *A. J. Brummet* stated that, in his opinion, the reply should be in the form of a Return and that he had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

15 Mrs. *Wallace* asked the Hon. the Minister of Environment the following questions:

For each calendar year from 1976 to 1982—

1. How many violations to pollution control permits were (a) reported to the Ministry and (b) detected by the Ministry?
2. How many amendments to pollution control permits resulted from these violations?
3. Were any individuals or companies charged as a result of these violations?
4. If the answer to No. 3 is yes, (a) what are the names of these companies or individuals; (b) how many fines were levied as a result of the violations; and (c) what was the total of these fines?

The Hon. *A. J. Brummet* stated that, in his opinion, the reply should be in the form of a Return and that he had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

36 Mr. *Stupich* asked the Hon. the Minister of Finance the following questions:

1. What was the total of cash and temporary investments held by the General Fund at March 31, 1983?
2. What specific investments comprised the total in No. 1, and for each, what was the rate of interest payable to the General Fund?

The Hon. *H. A. Curtis* stated that, in his opinion, the reply should be in the form of a Return and that he had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

38 Mr. *Passarell* asked the Hon. the Minister of Environment the following question:

While Amax has been on an extended shutdown, has the Provincial Government researched land tailings disposal as opposed to allowing ocean tailings disposal?

The Hon. *A. J. Brummet* replied as follows:

“No. The question of land disposal of tailings was investigated during the assessment of the permit application and was rejected.”

And then the House adjourned at 5.59 p.m.

Wednesday, July 27, 1983

TWO O'CLOCK P.M.

Prayers by Pastor *J. N. Stone*.

Order called for Committee of Supply.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 9) intituled *Municipal Amendment Act, 1983*.

The debate continued.

On the motion of Ms. *Brown* that the debate be adjourned to the next sitting of the House, the House divided.

Motion negatived on the following division:

YEAS—21

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—30

<i>Parks</i>	<i>Fraser, A.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>		<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>	<i>Bennett</i>	<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>		<i>Ritchie</i>	<i>Waterland</i>
	<i>McCarthy</i>		

The debate continued.

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

The Hon. *T. M. Waterland* (Minister of Forests) tabled the Five-year Forest and Range Resource Program, 1983-1988.

Resolved, That the House, at its rising, do stand adjourned until 10 o'clock a.m. tomorrow.

And then the House adjourned at 5.52 p.m.

Thursday, July 28, 1983

TEN O'CLOCK A.M.

Order called for Committee of Supply.

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

On the motion for the second reading of Bill (No. 13) intituled *Tobacco Tax Amendment Act, 1983*, a debate arose.

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

Motion negatived on the following division:

YEAS—20

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>	<i>Stupich</i>	
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—31

<i>Parks</i>	<i>Fraser, A.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>	<i>Bennett</i>	<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>		<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>		<i>Ritchie</i>	<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negatived on the following division:

YEAS—20

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	
	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—29

<i>Reid</i>	<i>Fraser, A.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reynolds</i>	<i>McGeer</i>		<i>Hewitt</i>
<i>Veitch</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Segarty</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Ree</i>	<i>Bennett</i>	<i>Johnston</i>	<i>Schroeder</i>
<i>Mowat</i>	<i>Smith</i>		<i>Rogers</i>
<i>Kempf</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Davis</i>		<i>Ritchie</i>	<i>Waterland</i>
	<i>McCarthy</i>		

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

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

And then the House adjourned at 11.55 a.m.

Thursday, July 28, 1983

TWO O'CLOCK P.M.

Prayers by the Rev. *J. S. Matsheng*.

On a point of order being taken by the Honourable Second Member for Vancouver Centre, Mr. Speaker stated that the Chair had ruled on a number of occasions that the Speaker did not have any power to enforce attendance of members in the House under Standing Order 8.

Mr. Speaker then ruled that he was not now making a further ruling on the same subject.

The Speaker's ruling was challenged.

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

YEAS—28

<i>Parks</i>	<i>Fraser, A.</i>		<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>		<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>		<i>Ritchie</i>	<i>Waterland</i>
	<i>McCarthy</i>		

NAYS—21

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

Order called for "Oral Questions by Members."

Order called for Committee of Supply.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 13) intituled *Tobacco Tax Amendment Act, 1983*.

The debate continued.

On the motion of Mrs. *Wallace* that the debate be adjourned to the next sitting of the House, the House divided.

Motion negatived on the following division:

YEAS—18

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	
<i>Passarell</i>	<i>Brown</i>		<i>Howard</i>
<i>Mitchell</i>	<i>D'Arcy</i>		<i>Barrett</i>
<i>Wallace</i>		<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—28

<i>Parks</i>	<i>Fraser, A.</i>		<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>		<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>		<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>		<i>Ritchie</i>	<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negatived on the following division:

YEAS—17

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>			
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
	<i>Skelly</i>	<i>Stupich</i>	
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—29

<i>Parks</i>	<i>Fraser, A.</i>		<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>		<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>		<i>Ritchie</i>	<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

On the motion of Mrs. *Dailly* that the debate be adjourned to the next sitting of the House, the House divided.

Motion negived on the following division:

YEAS—17

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>			
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>		<i>Stupich</i>	<i>Macdonald</i>
	<i>Gabelmann</i>		

NAYS—28

<i>Parks</i>	<i>Fraser, A.</i>		<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>		<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>		<i>Ritchie</i>	
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negived on the following division:

YEAS—18

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	
<i>Rose</i>		<i>Nicolson</i>	
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>		<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—27

<i>Parks</i>	<i>Fraser, A.</i>		<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>		<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>		<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>		<i>Ritchie</i>	
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Resolved, That the House, at its rising, do stand adjourned until 10 o'clock a.m. tomorrow.

24 Mr. *Barnes* asked the Hon. the Minister of Human Resources the following question:

With reference to the Zenith Child Abuse line, what are the figures for 1982 and to date in 1983 for the following categories: anonymous, by neighbours, by parents, by family member, by child involved, any by professional or agency; and other calls: parents wanting help, children lonely or wanting help with problems, information about child abuse, other problems, and crank calls and hang-ups?

The Hon. *G. M. McCarthy* stated that, in her opinion, the reply should be in the form of a Return and that she had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

26 Mr. *Barnes* to ask the Hon. the Minister of Human Resources the following questions:

With reference to the Council of the 80s—

1. How often has the Council met, where, and how many persons attended each meeting since February 20, 1982?

2. What are the names of those persons on the Council? In which towns do these people live?

3. With reference to each meeting of the Council since its inception, (a) which members have received monies for travel expenses; (b) which members have received monies for other expenses; (c) how much has each received; and (d) what has been the total cost to the Government of B.C.?

The Hon. *G. M. McCarthy* stated that, in her opinion, the reply should be in the form of a Return and that she had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

27 Mr. *Barnes* asked the Hon. the Minister of Human Resources the following questions:

Re: Day Care—

1. How many persons received a subsidy from the Government?

2. What is the average amount of the subsidy paid each month?

3. What are the numbers, by month, for 1982 and to date in 1983 for (a) licensed family day care, (b) unlicensed family day care, (c) group day care, (d) in-home day care, (e) nursery school day care, (f) out-of-school day care and (g) special needs day care?

The Hon. *G. M. McCarthy* stated that, in her opinion, the reply should be in the form of a Return and that she had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

29 Mr. *Barnes* asked the Hon. the Minister of Human Resources the following questions:

With reference to Pharmacare—

1. How many persons received payments under Pharmacare from February 27, 1981 to March 31, 1982?

2. What is the total paid to patients during this period?

3. What is the total paid to pharmacists for prescription fees during this period?

4. What is the total cost of drugs prescribed and supplied by pharmacists during this period?

The Hon. *G. M. McCarthy* replied as follows:

“1. From February 27, 1981, through March 31, 1982, 91,139 individual claims were processed.

“2. From February 27, 1981, through March 31, 1982, the total paid directly to patients was \$11,875,426.31.

“3. From February 27, 1981, through March 31, 1982, \$25,596,017.10 was paid directly to pharmacists for dispensing fees.

“4. From February 27, 1981, through March 31, 1982, \$37,882,213.16, was paid directly to pharmacists for prescribed drugs supplied by pharmacists.”

30 Mr. *Barnes* asked the Hon. the Minister of Human Resources the following question:

With reference to the number of social assistance recipients, what is the breakdown for the following categories: single males, single females, family heads, single parents, children, handicapped, and GAIN for people ages 60 to 64, for the fiscal years 1981/82, 1982/83 and to date in 1983/84?

The Hon. *G. M. McCarthy* stated that, in her opinion, the reply should be in the form of a Return and that she had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

31 Mr. *Barnes* asked the Hon. the Minister of Human Resources the following questions:

With reference to the number of social assistance recipients placed in employment—

1. Were any placements made in 1982 and to date in 1983?

2. If the answer to No. 1 is yes, how many persons were placed in each month in 1982 and to date in 1983?

3. Were any of the placements in public employment, and if so, at which level of Government?

4. If the answer to No. 3 is yes, were any of these positions subsidized in any way by the Provincial or Federal Governments?

5. How many persons were placed in private employment? Were any of these positions subsidized in any way by the Provincial or Federal Governments?

6. How many jobs were subsidized and what was the total cost to (a) the Provincial Government and (b) the Federal Government?

The Hon. *G. M. McCarthy* replied as follows:

“1 and 2. The Ministry has not made direct placement of income assistance recipients into employment for over two years. In April 1980, the Ministry shifted its emphasis from job placement to helping recipients gain the skills and qualifications required to obtain and maintain employment on their own. The latest statistics indicated that over 7,300 persons participated in an individual opportunity plan in April of this year.

“3 and 4. This information not collected. Statistics on federally subsidized placements not available to Ministry.

“5 and 6. In 1982/83, the Ministry of Labour committed \$537,689 to employers providing training for income assistance recipients on 324 jobs.”

And then the House adjourned at 5.58 p.m.

Friday, July 29, 1983

TEN O'CLOCK A.M.

The Clerk of the Legislative Assembly informed the House of the unavoidable absence of Mr. Speaker, whereupon Mr. *Strachan*, Deputy Speaker, took the Chair, pursuant to Standing Order 12.

Prayers by Rabbi *V. Reinstein*.

The Hon. *H. W. Schroeder* (Minister of Agriculture and Food) tabled the British Columbia Marketing Board 1982 Annual Report.

By leave, the Hon. *G. B. Gardom* moved—

That the Committee of Selection appointed by this House on June 23, 1983, comprising the Hon. *G. B. Gardom*, the Hon. *J. R. Chabot*, the Hon. *H. W. Schroeder*, Messrs. *Ree*, *Segarty*, *Veitch*, *Howard*, *Cocke* and *Hanson* be authorized to appoint a Special Committee of the Legislature to recommend a person to be appointed as Auditor General as provided under section 2 of the *Auditor General Act*.

A debate arose.

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

YEAS — 44

<i>Parks</i>	<i>Veitch</i>	<i>Mowat</i>	<i>Campbell</i>
<i>Reid</i>	<i>Segarty</i>	<i>Kempf</i>	<i>Fraser, R. G.</i>
	<i>Ree</i>	<i>Davis</i>	<i>Johnston</i>
<i>Blencoe</i>	<i>Gabelmann</i>	<i>Fraser, A.</i>	
<i>Rose</i>	<i>Sanford</i>	<i>McGeer</i>	<i>Michael</i>
<i>Passarell</i>	<i>Nicolson</i>		<i>Ritchie</i>
<i>Mitchell</i>	<i>Lauk</i>	<i>Curtis</i>	
<i>Wallace</i>	<i>Lea</i>		<i>Hewitt</i>
	<i>Stupich</i>	<i>Smith</i>	<i>Heinrich</i>
<i>Lockstead</i>	<i>Dailly</i>	<i>Gardom</i>	<i>McClelland</i>
		<i>Nielsen</i>	<i>Schroeder</i>
<i>Brown</i>	<i>Howard</i>	<i>McCarthy</i>	
<i>D'Arcy</i>			<i>Brummet</i>
<i>Skelly</i>	<i>Macdonald</i>	<i>Strachan</i>	

Order called for Committee of Supply.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 13) intituled *Tobacco Tax Amendment Act, 1983*.

The debate continued.

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

Motion negatived on the following division:

YEAS—15

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
		<i>Nicolson</i>	
	<i>Brown</i>		
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	
<i>Wallace</i>	<i>Skelly</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—24

<i>Parks</i>	<i>Fraser, A.</i>		
<i>Reid</i>	<i>McGeer</i>		<i>Hewitt</i>
		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	
<i>Ree</i>	<i>Smith</i>		
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>	<i>Nielsen</i>	<i>Ritchie</i>	
<i>Davis</i>	<i>McCarthy</i>		

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

ROBERT G. ROGERS
Lieutenant Governor

The Lieutenant Governor transmits herewith Bill (No. 31) intituled *Regulations Act* and recommends the same to the Legislative Assembly.

Government House,
July 18, 1983.

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

The House resumed the debate on the motion for second reading of Bill (No. 13) intituled *Tobacco Tax Amendment Act, 1983.*

The debate continued.

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

Motion negatived on the following division:

YEAS—12

<i>Blencoe</i>		<i>Sanford</i>	<i>Dailly</i>
	<i>Brown</i>		
<i>Mitchell</i>		<i>Lea</i>	
<i>Wallace</i>	<i>Skelly</i>	<i>Stupich</i>	<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—25

<i>Parks</i>	<i>Fraser, A.</i>		<i>Hewitt</i>
<i>Reid</i>	<i>McGeer</i>	<i>Campbell</i>	<i>Heinrich</i>
		<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Johnston</i>	
<i>Segarty</i>			<i>Rogers</i>
<i>Ree</i>	<i>Smith</i>		<i>Brummet</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	
<i>Kempf</i>	<i>Nielsen</i>	<i>Ritchie</i>	
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negated on the following division:

YEAS—11

<i>Blencoe</i>		<i>Sanford</i>	<i>Dailly</i>
	<i>Brown</i>		
<i>Mitchell</i>		<i>Lea</i>	
<i>Wallace</i>	<i>Skelly</i>	<i>Stupich</i>	
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—25

<i>Parks</i>	<i>Fraser, A.</i>		<i>Hewitt</i>
<i>Reid</i>	<i>McGeer</i>	<i>Campbell</i>	<i>Heinrich</i>
		<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Johnston</i>	
<i>Segarty</i>			<i>Rogers</i>
<i>Ree</i>	<i>Smith</i>		<i>Brummet</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	
<i>Kempf</i>	<i>Nielsen</i>	<i>Ritchie</i>	
<i>Davis</i>	<i>McCarthy</i>		

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

Resolved, That the House, at its rising, do stand adjourned until 10 o'clock a.m. on Thursday next.

And then the House adjourned at 12.49 p.m.

Thursday, August 4, 1983

TEN O'CLOCK A.M.

Order called for Committee of Supply.

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. 7) intituled *Property Tax Reform Act (No. 1), 1983*, a debate arose, which was, on the motion of Mr. *Blencoe*, adjourned to the next sitting of the House.

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

And then the House adjourned at 11.43 a.m.

Thursday, August 4, 1983

TWO O'CLOCK P.M.

Prayers by Major *G. Patrick*.

Order called for "Oral Questions by Members."

Mr. *Stupich* rose on a matter of privilege relating to information transmitted to the Auditor General with regard to the Ministry of Finance.

Mr. Speaker stated he would take the matter under advisement.

Order called for Committee of Supply.

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. 6) intituled *Education (Interim) Finance Amendment Act, 1983*, a debate arose.

On the motion of Mrs. *Dailly* that the debate be adjourned to the next sitting of the House, the House divided.

Motion negated on the following division:

YEAS—18

Blencoe
Rose
Passarell
Mitchell
Wallace
Barnes

Lockstead
Hanson
Brown

Sanford
Nicolson
Lauk
Lea
Stupich

Dailly
Cocke
Howard
Barrett

NAYS—29

Parks
Reid
Reynolds
Veitch
Segarty
Ree
Mowat

Davis

Fraser, A.
McGeer

Bennett
Smith
Gardom
Nielsen
McCarthy

Chabot
Strachan
Campbell

Johnston
Pelton
Michael

Richmond
Hewitt
Heinrich
McClelland
Schroeder
Rogers
Brummet
Waterland

The debate continued.

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

Motion negived on the following division:

YEAS—15

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>			<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>		<i>Howard</i>
<i>Mitchell</i>		<i>Lea</i>	
<i>Wallace</i>		<i>Stupich</i>	
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—29

<i>Parks</i>	<i>Fraser, A.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>			<i>McClelland</i>
<i>Segarty</i>	<i>Bennett</i>	<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
	<i>Nielsen</i>		<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

By leave, Mrs. *Wallace* tabled a transcript of a telegram to the Minister of Education referred to during debate.

On the motion of Mrs. *Wallace* that the debate be adjourned to the next sitting of the House, the House divided.

Motion negived on the following division:

YEAS—19

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>		<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>	<i>Stupich</i>	
	<i>Gabelmann</i>		

NAYS—28

<i>Parks</i>	<i>Fraser, A.</i>		<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>			<i>McClelland</i>
<i>Segarty</i>	<i>Bennett</i>	<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
	<i>Nielsen</i>		<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

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

Resolved, That the House, at its rising, do stand adjourned until 10 o'clock a.m. tomorrow.

And then the House adjourned at 5.53 p.m.

Friday, August 5, 1983

TEN O'CLOCK A.M.

Prayers by the Rev. *G. Patterson*.

Order called for Committee of Supply.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 6) intituled *Education (Interim) Finance Amendment Act, 1983*.

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

Motion negatived on the following division:

YEAS—17

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	
<i>Passarell</i>	<i>Brown</i>		
<i>Mitchell</i>		<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—27

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
			<i>McClelland</i>
<i>Segarty</i>	<i>Bennett</i>	<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>		<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
	<i>Nielsen</i>		<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negatived on the following division:

YEAS—18

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>		
<i>Mitchell</i>		<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—26

	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
			<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
	<i>Nielsen</i>		<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

Mr. Speaker delivered his reserved decision as follows:

Honourable Members:

Yesterday the Honourable Member for Nanaimo rose in his place and claimed the floor on a question of privilege, as the Honourable Member had every right to do under the Rules of this House. The Chair listened carefully as the Honourable Member made his statement and I have since reviewed that statement as recorded in Hansard. I cannot find any semblance of a matter of privilege, let alone a *prima facie* case of breach of privilege in the matter raised.

The Honourable Member made no suggestion to the Chair as to the nature of the alleged breach nor did he indicate to the Chair the content of any motion to be proposed to the House (*see B.C. Journals, April 13, 1982*). Standing Order 26, while conferring the right on honourable members to interrupt the scheduled business of the House and thereby take priority over all other business, must carry with it an obligation on honourable members not to abuse that right.

I would point out to Honourable Members that the Chair has an obligation to prevent any abuse of the Rules and the use of fraudulent points of order or matters of privilege to gain the floor is a practice deprecated in all parliaments.

K. W. DAVIDSON, *Speaker*

By leave, the Hon. A. J. *Brummet* (Minister of Lands, Parks and Housing and Minister of Environment) tabled a copy of a letter referred to during debate.

The House resumed the debate on the motion for second reading of Bill (No. 6) intituled *Education (Interim) Finance Amendment Act, 1983*.

On the motion of Ms. *Sanford* that the debate be adjourned to the next sitting of the House, the House divided.

Motion negatived on the following division:

YEAS—17

<i>Blencoe</i>	<i>Lockstead</i>	<i>Sanford</i>	<i>Dailly</i>
<i>Rose</i>			<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>		<i>Howard</i>
<i>Mitchell</i>		<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—26

<i>Parks</i>	<i>Fraser, A. V.</i>		<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>		<i>Hewitt</i>
<i>Reynolds</i>		<i>Campbell</i>	<i>Heinrich</i>
			<i>McClelland</i>
<i>Segarty</i>	<i>Bennett</i>	<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
	<i>Nielsen</i>		<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Pursuant to Order, Mr. *Ree* presented the following report:

REPORT

LEGISLATIVE COMMITTEE ROOM,

August 5, 1983

MR. SPEAKER:

Your Special Committee appointed on June 23, 1983, to prepare and report lists of members to compose the Select Standing Committees of this House for the present Session begs to report that the following are the lists of members to compose the Select Standing Committees for the present Session and the Special Committee of the Legislature to recommend a person to be appointed as Auditor General as provided under section 2 of the *Auditor General Act*:

STANDING ORDERS AND PRIVATE BILLS—Messrs. *Pelton* (Convener), *Parks*, *Strachan*, the Hon. *J. A. Nielsen*, the Hon. *C. H. Richmond*, the Hon. *H. W. Schroeder*, Mrs. *Dailly*, Messrs. *D'Arcy* and *Macdonald*.

PUBLIC ACCOUNTS AND ECONOMIC AFFAIRS—Messrs. *Blencoe* (Convener), *Campbell*, *Reid*, *Reynolds*, the Hon. *J. R. Chabot*, the Hon. *A. V. Fraser*, the Hon. *J. J. Hewitt*, the Hon. *P. L. McGeer*, the Hon. *D. M. Phillips*, Messrs. *Cocke*, *Hanson* and *Nicolson*.

AGRICULTURE—Messrs. *Campbell* (Convener), *Kempf*, *Michael*, *Reynolds*, *Segarty*, the Hon. *H. W. Schroeder*, Ms. *Sanford*, Mr. *Stupich* and Mrs. *Wallace*.

MUNICIPAL AFFAIRS AND HOUSING—Mr. *R. G. Fraser* (Convener), Mrs. *Johnston*, Messrs. *Parks*, *Pelton*, *Reid*, the Hon. *W. S. Ritchie*, Messrs. *Blencoe*, *Passarell* and *Rose*.

LABOUR AND JUSTICE—Messrs. *Michael* (Convener), *Parks*, *Pelton*, *Reid*, the Hon. *R. H. McClelland*, the Hon. *B. R. D. Smith*, Ms. *Brown*, Messrs. *Gabelmann* and *Lauk*.

HEALTH, EDUCATION AND HUMAN RESOURCES—Messrs. *Mowat* (Convener), *R. G. Fraser*, Mrs. *Johnston*, the Hon. *J. H. Heinrich*, the Hon. *J. A. Nielsen*, the Hon. *G. M. McCarthy*, Mr. *Barnes*, Mrs. *Dailly* and Mr. *Rose*.

TRANSPORTATION AND COMMUNICATIONS—Mrs. *Johnston* (Convener), the Hon. *J. Davis*, Messrs. *Kempf*, *Mowat*, *Ree*, the Hon. *A. V. Fraser*, Messrs. *Lockstead*, *Mitchell* and *Passarell*.

ENVIRONMENT AND RESOURCES—Mr. *Segarty* (Convener), the Hon. *J. Davis*, Mr. *Michael*, the Hon. *A. J. Brummet*, the Hon. *C. S. Rogers*, the Hon. *T. M. Waterland*, Messrs. *Lea*, *Skelly* and Mrs. *Wallace*.

CROWN CORPORATIONS—Messrs. *Ree* (Convener), *R. G. Fraser*, Mrs. *Johnston*, Messrs. *Michael*, *Reynolds*, *Veitch*, *Howard*, *Lockstead* and *Nicolson*.

SPECIAL COMMITTEE TO APPOINT AN AUDITOR GENERAL—Messrs. *Veitch* (Convener), *Reid*, *Reynolds*, the Hon. *J. J. Hewitt*, the Hon. *H. W. Schroeder*, the Hon. *T. M. Waterland*, Messrs. *Lauk*, *Lea* and *Stupich*.

Respectfully submitted.

A. REE, *Chairman*

By leave of the House the report was taken as read and received.

By leave, Mr. *Ree* moved that the rules be suspended and the report adopted.

A debate arose.

Motion agreed to.

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

And then the House adjourned at 12.53 p.m.

Monday, August 8, 1983

TWO O'CLOCK P.M.

Prayers by the Venerable Archdeacon *D. E. Moulden*.

Order called for "Oral Questions by Members."

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 7) intituled *Property Tax Reform Act (No. 1), 1983*.

At the hour of 6 o'clock p.m., Mr. Speaker's attention was drawn to the clock.

On the motion of the Hon. *G. B. Gardom*, the debate was adjourned to the next sitting of the House.

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

Tuesday, August 9, 1983

TEN O'CLOCK A.M.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 7) intituled *Property Tax Reform Act (No. 1), 1983*.

At the hour of 12 o'clock noon, Mr. Speaker's attention was drawn to the clock.

On the motion of the Hon. *H. W. Schroeder*, the debate was adjourned to the next sitting of the House.

On the motion of the Hon. *H. W. Schroeder*, the House adjourned at 12.01 p.m.

Tuesday, August 9, 1983

TWO O'CLOCK P.M.

Prayers by the Rev. *J. Smith*.

Order called for "Oral Questions by Members."

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

On the motion for the second reading of Bill (No. 25) intituled *Harbour Board Repeal Act*, a debate arose.

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

Motion negatived on the following division:

YEAS—15

Blencoe

Lockstead

Dailly

Hanson

Nicolson

Cocke

Passarell

Brown

Lauk

Mitchell

Lea

Barrett

Wallace

Macdonald

Barnes

NAYS—28

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	
	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion agreed to on the following division:

YEAS — 41

<i>Parks</i>	<i>Veitch</i>		<i>Campbell</i>
<i>Reid</i>	<i>Segarty</i>		<i>Fraser, R. G.</i>
<i>Reynolds</i>	<i>Ree</i>	<i>Davis</i>	<i>Johnston</i>
<i>Blencoe</i>		<i>Fraser, A. V.</i>	<i>Pelton</i>
		<i>McGeer</i>	<i>Michael</i>
<i>Passarell</i>	<i>Nicolson</i>	<i>Phillips</i>	
<i>Mitchell</i>		<i>Curtis</i>	<i>Richmond</i>
<i>Wallace</i>	<i>Lea</i>		<i>Hewitt</i>
		<i>Smith</i>	<i>Heinrich</i>
<i>Lockstead</i>	<i>Dailly</i>	<i>Gardom</i>	<i>McClelland</i>
<i>Hanson</i>	<i>Cocke</i>		<i>Schroeder</i>
<i>Brown</i>		<i>McCarthy</i>	
	<i>Barrett</i>	<i>Chabot</i>	<i>Brummet</i>
	<i>Macdonald</i>	<i>Strachan</i>	<i>Waterland</i>

NAY—1

Lauk

On the motion for the second reading of Bill (No. 30) intituled *Ocean Falls Corporation Repeal Act*, a debate arose.

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

The Hon. *C. H. Richmond* (Minister of Tourism) tabled the Annual Report of the Ministry of Tourism, for the year ended March 31, 1983.

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

And then the House adjourned at 5.55 p.m.

Wednesday, August 10, 1983

TWO O'CLOCK P.M.

Prayers by the Rev. *A. K. Strom*.

Order called for "Oral Questions by Members."

The Hon. *D. M. Phillips* (Minister of Industry and Small Business Development) made a ministerial statement relating to the Anzac branch line of the B.C. Railway into Prince Rupert.

Mr. *Lea* made a statement.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 25) intituled *Harbour Board Repeal Act*.

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

Motion negived on the following division:

YEAS—17

<i>Blencoe</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Dailly</i>
	<i>Brown</i>	<i>Lauk</i>	<i>Cocke</i>
<i>Passarell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Mitchell</i>	<i>Skelly</i>		<i>Macdonald</i>
<i>Wallace</i>	<i>Gabelmann</i>		
<i>Barnes</i>			

NAYS—29

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>		<i>Hewitt</i>
<i>Reynolds</i>	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>		<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negived on the following division:

YEAS—16

<i>Blencoe</i>	<i>Hanson</i>		<i>Dailly</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Cocke</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

NAYS—29

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>		<i>Fraser, R. G.</i>	
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negatived on the following division:

YEAS—16

<i>Blencoe</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Dailly</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Cocke</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
<i>Barnes</i>			

NAYS—29

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>		<i>Fraser, R. G.</i>	
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

Mr. Speaker ruled that the Honourable First Member for Vancouver East had offended the rule of anticipation during the debate.

Mr. *Lea* rose on a point of order relating to the Speaker's ruling.

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

YEAS—28

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>		<i>Hewitt</i>
<i>Reynolds</i>	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>		<i>Fraser, R. G.</i>	
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

NAYS—16

<i>Blencoe</i>			<i>Dailly</i>
	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>			<i>Macdonald</i>
<i>Barnes</i>	<i>Gabelmann</i>		

The debate continued.

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

Motion negatived on the following division:

YEAS—15

<i>Blencoe</i>			<i>Dailly</i>
	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>		
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
	<i>Gabelmann</i>		

NAYS—27

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>			<i>Hewitt</i>
<i>Reynolds</i>	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>		<i>Fraser, R. G.</i>	
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The debate continued.

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

Motion negatived on the following division:

YEAS—15

<i>Blencoe</i>			<i>Dailly</i>
	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	
<i>Mitchell</i>	<i>D'Arcy</i>		<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
	<i>Gabelmann</i>		

NAYS—28

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>		<i>Strachan</i>	<i>Hewitt</i>
<i>Reynolds</i>	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>		<i>Fraser, R. G.</i>	
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

The Speaker's attention was drawn to the clock.

On the motion of the Hon. *G. B. Gardom*, the debate was adjourned to the next sitting of the House.

50 Mrs. *Wallace* asked the Hon. the Minister of Environment the following questions:

Under section 13 of the *Waste Management Act*—

1. Has the Minister issued any variance orders?
2. If the answer to No. 1 is yes, (a) to whom were they granted; (b) what were the requirements of each; and (c) what were the periods of time of each?
3. Have any of the variance orders detailed in No. 2 been (a) cancelled, or (b) renewed or extended, and (c) if answers to (a) and/or (b) is yes, give details in each case?
4. If the answer to No. 1 is yes, in which instances, if any, were public information meetings held prior to the issuing of such variance orders?

The Hon. *A. J. Brummet* replied as follows:

“1. Yes.

“2. Each time a variance order is issued, a notice is published in *The British Columbia Gazette* outlining the terms under which the variance is being granted.

“3. No.

“4. Public information meetings have not been held. In lieu of holding public information meetings, the variance request has been discussed with elected representatives such as city councils, regional districts or both, elected labour representatives, Chamber of Commerce, medical health officers, other Government agencies and in some cases, citizens who would appear to be directly affected by the issuance of a variance.”

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 6.08 p.m.

Thursday, August 11, 1983

TEN O'CLOCK A.M.

Pursuant to Order, the House resumed the adjourned debate on the motion “That Mr. Speaker do now leave the Chair” for the House to go into Committee of Supply.

On the motion of the Hon. *G. B. Gardom*, on behalf of the Hon. *J. J. Hewitt*, the debate was adjourned until later today.

The House proceeded to "Motions and Adjourned Debates on Motions."

1 The Hon. G. B. Gardom moved—

That this House resolve that the Resolution laid before this House, in accordance with the Constitutional Accord entered into on the 16th of March 1983, be adopted in each of the official languages of Canada, as follows:

Whereas the *Constitution Act, 1982* provides that an amendment to the Constitution of Canada may be made by proclamation issued by the Governor General under the Great Seal of Canada where so authorized by resolutions of the Senate and House of Commons and resolutions of the legislative assemblies as provided for in section 38 thereof;

And Whereas the Constitution of Canada, reflecting the country and Canadian society, continues to develop and strengthen the rights and freedoms that it guarantees;

And Whereas, after a gradual transition of Canada from colonial status to the status of an independent and sovereign state, Canadians have, as of April 17, 1982, full authority to amend their Constitution in Canada;

And Whereas historically and equitably it is fitting that the early exercise of that full authority should relate to the rights and freedoms of the first inhabitants of Canada, the aboriginal peoples;

Now Therefore the Legislative Assembly of British Columbia resolves that His Excellency the Governor General be authorized to issue a proclamation under the Great Seal of Canada amending the Constitution of Canada as follows:

PROCLAMATION AMENDING THE CONSTITUTION OF CANADA

1. Paragraph 25(b) of the *Constitution Act, 1982* is repealed and the following substituted therefor:

"(b) any rights or freedoms that now exist by way of land claims agreements or may be so acquired."

Considérant: que la *Loi constitutionnelle de 1982* prévoit que la Constitution du Canada peut être modifiée par proclamation du gouverneur général sous le grand sceau du Canada, autorisée par des résolutions du Sénat et de la Chambre des communes et par des résolutions des assemblées législatives dans les conditions prévues à l'article 38;

que la Constitution du Canada, à l'image du pays et de la société canadienne, est en perpétuel devenir dans l'affermissement des droits et libertés qu'elle garantit;

que les Canadiens, après la longue évolution de leur pays de simple colonie à État indépendant et souverain, ont, depuis le 17 avril 1982, tout pouvoir pour modifier leur Constitution au Canada;

que l'histoire et l'équité demandent que l'une des premières manifestations de ce pouvoir porte sur les droits et libertés des peuples autochtones du Canada, premiers habitants du pays;

l'Assemblée législative Colombie-Britannique a résolu d'autoriser Son Excellence le gouverneur général à prendre, sous le grand sceau du Canada, une proclamation modifiant la Constitution du Canada comme il suit:

PROCLAMATION MODIFIANT LA CONSTITUTION DU CANADA

1. L'alinéa 25b) de la *Loi constitutionnelle de 1982* est abrogé et remplacé par ce qui suit:

«b) aux droits ou libertés existants issus d'accords sur des revendications territoriales ou ceux susceptibles d'être ainsi acquis.»

2. Section 35 of the *Constitution Act, 1982* is amended by adding thereto the following subsections:

Land claims agreements

“(3) For greater certainty, in subsection (1) “treaty rights” includes rights that now exist by way of land claims agreements or may be so acquired.

Aboriginal and treaty rights are guaranteed equally to both sexes

(4) Notwithstanding any other provision of this Act, the aboriginal and treaty rights referred to in subsection (1) are guaranteed equally to male and female persons.”

3. The said Act is further amended by adding thereto, immediately after section 35 thereof, the following section:

Commitment to participation in constitutional conference

“35.1 The government of Canada and the provincial governments are committed to the principle that, before any amendment is made to Class 24 of section 91 of the *Constitution Act, 1867*, to section 25 of this Act or to this Part,

(a) a constitutional conference that includes in its agenda an item relating to the proposed amendment, composed of the Prime Minister of Canada and the first ministers of the provinces, will be convened by the Prime Minister of Canada; and

(b) the Prime Minister of Canada will invite representatives of the aboriginal peoples of Canada to participate in the discussions on that item.”

4. The said Act is further amended by adding thereto, immediately after section 37 thereof, the following Part:

“PART IV.1
CONSTITUTIONAL
CONFERENCES

Constitutional conferences

37.1 (1) In addition to the conference convened in March 1983, at least two constitutional conferences composed of the Prime

2. L'article 35 de la *Loi constitutionnelle de 1982* est modifié par adjonction de ce qui suit:

«(3) Il est entendu que sont compris parmi les droits issus de traités, dont il est fait mention au paragraphe (1), les droits existants issus d'accords sur des revendications territoriales ou ceux susceptibles d'être ainsi acquis.

Accords sur des revendications territoriales

(4) Indépendamment de toute autre disposition de la présente loi, les droits — ancestraux ou issus de traités — visés au paragraphe (1) sont garantis également aux personnes des deux sexes.»

Égalité de garantie des droits pour les deux sexes

3. La même loi est modifiée par insertion, après l'article 35, de ce qui suit:

«35.1 Les gouvernements fédéral et provinciaux sont liés par l'engagement de principe selon lequel le premier ministre du Canada, avant toute modification de la catégorie 24 de l'article 91 de la *Loi constitutionnelle de 1867*, de l'article 25 de la présente loi ou de la présente partie:

Engagement relatif à la participation à une conférence constitutionnelle

a) convoquera une conférence constitutionnelle réunissant les premiers ministres provinciaux et lui-même et comportant à son ordre du jour la question du projet de modification;

b) invitera les représentants des peuples autochtones du Canada à participer aux travaux relatifs à cette question.»

4. La même loi est modifiée par insertion, après l'article 37, de ce qui suit:

«PARTIE IV.1
CONFÉRENCES
CONSTITUTIONNELLES

37.1 (1) En sus de la conférence convoquée en mars 1983, le premier ministre du Canada convoque au moins deux conférences consti-

Conférences constitutionnelles

Minister of Canada and the first ministers of the provinces shall be convened by the Prime Minister of Canada, the first within three years after April 17, 1982 and the second within five years after that date.

Participation of
aboriginal
peoples

(2) Each conference convened under subsection (1) shall have included in its agenda constitutional matters that directly affect the aboriginal peoples of Canada, and the Prime Minister of Canada shall invite representatives of those peoples to participate in the discussions on those matters.

Participation of
territoires

(3) The Prime Minister of Canada shall invite elected representatives of the governments of the Yukon Territory and the Northwest Territories to participate in the discussions on any item on the agenda of a conference convened under subsection (1) that, in the opinion of the Prime Minister, directly affects the Yukon Territory and the Northwest Territories.

Subsection
35(1) not
affected

(4) Nothing in this section shall be construed so as to derogate from subsection 35(1)."

5. The said Act is further amended by adding thereto, immediately after section 54 thereof, the following section:

Repeal of Part
IV.1 and this
section

"**54.1** Part IV.1 and this section are repealed on April 18, 1987.

6. The said Act is further amended by adding thereto the following section:

References

"**61.** A reference to the *Constitution Acts, 1867 to 1982* shall be deemed to include a reference to the *Constitution Amendment Proclamation, 1983.*"

Citation

7. This Proclamation may be cited as the *Constitution Amendment Proclamation, 1983.*

tionnelles réunissant les premiers ministres provinciaux et lui-même, la première dans les trois ans et la seconde dans les cinq ans suivant le 17 avril 1982.

Participation
des peuples
autochtones

(2) Sont placées à l'ordre du jour de chacune des conférences visées au paragraphe (1) les questions constitutionnelles qui intéressent directement les peuples autochtones du Canada. Le premier ministre du Canada invite leurs représentants à participer aux travaux relatifs à ces questions.

Participation
des
territoires

(3) Le premier ministre du Canada invite des représentants élus des gouvernements du territoire du Yukon et des territoires du Nord-Ouest à participer aux travaux relatifs à toute question placée à l'ordre du jour des conférences visées au paragraphe (1) et qui, selon lui, intéresse directement le territoire du Yukon et les territoires du Nord-Ouest.

Non-dérogation
au paragraphe
35(1)

(4) Le présent article n'a pas pour effet de déroger au paragraphe 35(1).»

5. La même loi est modifiée par insertion, après l'article 54, de ce qui suit:

«**54.1** La partie IV.1 et le présent article sont abrogés le 18 avril 1987.»

Abrogation de
la partie IV.1 et
du présent
article

6. La même loi est modifiée par adjonction de ce qui suit:

«**61.** Toute mention des *Lois constitutionnelles de 1867 à 1982* est réputée constituer également une mention de la *Proclamation de 1983 modifiant la Constitution.*»

Mentions

7. Titre de la présente proclamation: *Proclamation de 1983 modifiant la Constitution.*

Titre

On the motion of the Hon. G. B. Gardom, the debate was adjourned to the next sitting of the House.

2 The Hon. A. V. Fraser moved—

This House is of the opinion that changes in the historic Crowsnest Pass grain freight rate will substantially benefit the economic development and employment opportunities of Canada and British Columbia, and,

This House, accordingly, expresses its support for action by the Parliament of Canada to deal expeditiously with the issue of the statutory freight rate for export grain by passing the required legislation.

A debate arose.

On the motion of the Hon. D. M. Phillips, the debate was adjourned to the next sitting of the House.

The Hon. D. M. Phillips rose on a matter of personal privilege relating to words used in debate yesterday.

Mr. Speaker stated he would take the matter under advisement.

On the motion of the Hon. G. B. Gardom, the House adjourned at 11.58 a.m.

Thursday, August 11, 1983

TWO O'CLOCK P.M.

Prayers by Father A. Dion.

Order called for "Oral Questions by Members."

Upon the Member for West Vancouver-Howe Sound failing to withdraw an unparliamentary expression, Mr. Speaker ordered him to withdraw from the House.

Pursuant to Order, the House resumed the adjourned debate on the motion "That Mr. Speaker do now leave the Chair" for the House to go into Committee of Supply.

On the motion of the Hon. G. B. Gardom, on behalf of the Hon. J. J. Hewitt, that debate be adjourned to the next sitting of the House, the House divided.

Motion agreed to on the following division:

YEAS—30

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

NAYS—18

<i>Blencoe</i>			<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
	<i>Gabelmann</i>		

The House proceeded to “Motions and Adjourned Debates on Motions.”

On the motion of the Hon. *G. B. Gardom*, that the adjourned debate on Motion 1 standing on the Order Paper be adjourned to the next sitting of the House after today, the House divided.

Motion agreed to on the following division:

YEAS—30

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	<i>Richmond</i>
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brunmet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

NAYS—18

<i>Blencoe</i>			<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>	<i>D'Arcy</i>	<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
	<i>Gabelmann</i>		

On the motion of the Hon. *G. B. Gardom*, the House resumed the adjourned debate on Motion 2 standing on the Order Paper.

The debate continued.

Mr. *Lauk* sought to move the following amendment:

That the motion be amended by adding in line 2 thereof, between the words “rate” and “will” the following: “need to be examined by the Select Standing Committee on Transportation and Communications to determine if such changes” and by deleting the word “accordingly” in line 4 thereof.

Mr. Speaker ruled that the effect of the amendment, if carried, would be to refer the question to a committee and accordingly the amendment was out of order, citing *Beauchesne*, 4th Edition, at page 169.

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

YEAS—27

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>		<i>McClelland</i>
<i>Segarty</i>			<i>Schroeder</i>
<i>Ree</i>	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

NAYS—17

<i>Blencoe</i>			<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>		<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
	<i>Gabelmann</i>		

The debate continued.

The House divided.

Motion agreed to on the following division:

YEAS—26

<i>Parks</i>	<i>Fraser, A. V.</i>	<i>Chabot</i>	
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>		<i>McClelland</i>
<i>Segarty</i>			<i>Schroeder</i>
	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brummet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

NAYS—17

<i>Blencoe</i>			<i>Dailly</i>
<i>Rose</i>	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
<i>Passarell</i>	<i>Brown</i>	<i>Lauk</i>	<i>Howard</i>
<i>Mitchell</i>		<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		<i>Macdonald</i>
	<i>Gabelmann</i>		

- 6** Mr. *Stupich* asked the Hon. the Minister of Finance the following question:
 What was the total of accounts receivable and notes receivable from each of the Crown corporations and agencies as at March 31, 1983?

The Hon. *H. A. Curtis* replied as follows:

"Unaudited

Schedule A

COMBINED GENERAL FUND AND SPECIAL PURPOSE FUNDS
 ACCOUNTS AND NOTES RECEIVABLE FROM CROWN CORPORATIONS AND AGENCIES
 MARCH 31, 1983

	\$
British Columbia Assessment Authority	3,958,788
British Columbia Buildings Corporation	142,204,143
British Columbia Cellulose Company	11,793
British Columbia Development Corporation	23,256,199
British Columbia Ferry Corporation	2,047,990
British Columbia Health Care Research Foundation	7,217
British Columbia Heritage Trust	8,381
British Columbia Hydro and Power Authority	20,759,956
British Columbia Institute of Technology	1,737
British Columbia Petroleum Corporation	60,360,916
British Columbia Place Ltd.	1,233
British Columbia Railway Company	10,466,459
British Columbia Steamship Company (1975) Ltd.	108,514
British Columbia Systems Corporation	432,514
British Columbia Transit	75,864,600
Creston Valley Foods Ltd.	500,000
Expo 86 Corporation	219,315
Health Facilities Association of British Columbia	20,540
Insurance Corporation of British Columbia	3,631,595
Legal Services Society	1,724,000
Medical Services Commission of British Columbia	2,723,863
Pacific Vocational Institute	231
Provincial Capital Commission	11,312
Provincial Rental Housing Corporation	28,710,062
Simon Fraser University	2,340
University of British Columbia	98,470
University of British Columbia Health Sciences Centre	40
University of Victoria	309
Workers' Compensation Board of British Columbia	2,386,510
	<u>379,519,027</u>

10 Mr. *Stupich* asked the Hon. the Minister of Finance the following questions:

With reference to the weekly auctions of Treasury Bills—

1. What are the names of all successful bidders for the bills, by week?
2. What are the winning bids, by week, and the yield, by week?
3. What was the total dollar amount bid and the number of bids received, by week?
4. What has been the total dollar amount of treasury bills sold to date and what amount of money has been collected by the Province for them?

The Hon. the Minister of Finance stated that, in his opinion, the reply should be in the form of a Return and that he had no objection to laying such Return upon the table of the House, and thereupon presented such Return.

87 Mr. *Lauk* asked the Hon. the Minister responsible for B.C. Place Corporation the following questions:

1. What was the construction costs, including the design, materials and labour of the V.I.P. lounge and seating area at B.C. Place Stadium?

2. What is the annual operating cost of this facility including staff, utilities, food, beverages and supplies?

3. To whom is the privilege of attending the V.I.P. lounge extended and on what basis (i.e., what guidelines exist for the use of this facility)?

4. Are members of the Executive Council entitled to use this facility and, if so, may they bring guests?

5. On what basis are members of the Premier's staff entitled to use the V.I.P. lounge?

6. What other Government officials are entitled to use the V.I.P. lounge?

The Hon. *C. S. Rogers* replied as follows:

"1. The all up construction costs of the facility is \$60,000.

"2. Operating costs of the box are estimated at \$80 per event, and include one staff person (barman), cleaning and general maintenance. All food and beverage costs are paid for on an individual basis by the sponsoring Government member or corporation director. A voucher system is in operation for beverage services, and food services are optional, and paid for cash-on-delivery. There is a single beverage staff person, and a single security person in the box for event times only.

"3, 4 and 5. At the outset, specific written guidelines were issued concerning the use of this facility. Government members and directors of B.C. Place may use the stadium box when conducting Government or Crown corporation business, and in the promotion of the best interests of the Province. Guidelines specify that Government members and corporation directors must accompany their guests.

"6. Government members and directors of B.C. Place may invite other Government officials and ministerial staff where provincial interests indicate."

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 5.53 p.m.

Friday, August 12, 1983

TEN O'CLOCK A.M.

Prayers by the Rev. *C. A. Barker*.

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

The House resumed the adjourned debate on the motion for second reading of Bill (No. 13) intituled *Tobacco Tax Amendment Act, 1983*.

The debate continued.

Mr. *Gabelmann* moved the following amendment—

That the motion be amended by leaving out the word “now” and adding the words “on this day six months hence.”

The debate on the amendment continued.

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

Motion agreed to on the following division:

YEAS—27

<i>Parks</i>		<i>Chabot</i>	
<i>Reid</i>	<i>McGeer</i>	<i>Strachan</i>	<i>Hewitt</i>
	<i>Phillips</i>	<i>Campbell</i>	<i>Heinrich</i>
<i>Veitch</i>	<i>Curtis</i>	<i>Fraser, R. G.</i>	<i>McClelland</i>
<i>Segarty</i>		<i>Johnston</i>	<i>Schroeder</i>
	<i>Smith</i>	<i>Pelton</i>	<i>Rogers</i>
<i>Mowat</i>	<i>Gardom</i>	<i>Michael</i>	<i>Brunmet</i>
<i>Kempf</i>			<i>Waterland</i>
<i>Davis</i>	<i>McCarthy</i>		

NAYS—13

<i>Blencoe</i>			<i>Dailly</i>
	<i>Hanson</i>	<i>Nicolson</i>	<i>Cocke</i>
	<i>Brown</i>		<i>Howard</i>
<i>Mitchell</i>		<i>Lea</i>	<i>Barrett</i>
<i>Wallace</i>	<i>Skelly</i>		
	<i>Gabelmann</i>		

Mr. Speaker made the following statement:

Honourable Members:

Yesterday the Honourable Minister of Industry and Small Business Development raised, as a matter of personal privilege, a statement made by the Honourable Leader of the Opposition during debate on the previous day. The Honourable Minister stated that at the time the statement in question was made he was unable to clearly hear what was said and, accordingly, after examining Hansard, he now raised the matter upon his first opportunity to do so.

The Honourable Member for Nelson-Creston, speaking to the matter as a point of order, observed that it was now too late for the complaint of the Honourable Minister to be considered by the Chair. It is my opinion that while points of order and matters of privilege should be raised forthwith, there are circumstances when this may not be possible. In the present instance I consider that there has been no undue or excessive delay in the making of a complaint in view of the Honourable Minister’s explanation.

With reference to the statement complained of, I am sure that upon reflection the Honourable Leader of the Opposition must agree that the reputation of the Minister was improperly impugned and that he will now, in the proper tradition of the House, wish to withdraw the allegation which was made by him against the Honourable Minister.

K. W. DAVIDSON, *Speaker*

Mr. *Barrett* made a statement.

The House resumed the adjourned debate on the motion for second reading of Bill (No. 30) intituled *Ocean Falls Corporation Repeal Act*.

The debate continued.

On the motion of the Hon. *T. M. Waterland*, the debate was adjourned to the next sitting of the House.

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 12.58 p.m.

Monday, August 15, 1983

TWO O'CLOCK P.M.

Prayers by Major *A. MacMillan*.

Mr. *Alan M. Hutchinson*, Sergeant at Arms, was pleased to approach the Table.

The Hon. *J. A. Nielsen*, Government House Leader, made a statement on the occasion of the retirement of Mr. *Alan M. Hutchinson* as Sergeant at Arms.

Mr. *Howard*, Opposition House Leader, made a statement relating to the same matter.

Order called for "Oral Questions by Members."

The Hon. *J. J. Hewitt* answered a question taken on notice.

On a point of order being taken that a report ought to be tabled in the House, Mr. Speaker stated that he would take the matter under advisement.

By leave, on the motion of the Hon. *J. A. Nielsen*, the House proceeded to "Public Bills and Orders."

The House resumed the adjourned debate on the motion for second reading of Bill (No. 4) intituled *Income Tax Amendment Act, 1983*.

The debate continued.

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

Motion agreed to on the following division:

YEAS — 46

<i>Parks</i>	<i>Veitch</i>	<i>Mowat</i>	
<i>Reid</i>	<i>Segarty</i>	<i>Kempf</i>	<i>Fraser, R. G.</i>
<i>Reynolds</i>	<i>Ree</i>	<i>Davis</i>	<i>Johnston</i>
<i>Blencoe</i>	<i>Gabelmann</i>	<i>Fraser, A. V.</i>	<i>Pelton</i>
<i>Rose</i>	<i>Sanford</i>		<i>Michael</i>
<i>Passarell</i>	<i>Nicolson</i>	<i>Phillips</i>	<i>Ritchie</i>
<i>Mitchell</i>		<i>Curtis</i>	<i>Richmond</i>
		<i>Bennett</i>	<i>Hewitt</i>
<i>Barnes</i>	<i>Stupich</i>	<i>Smith</i>	<i>Heinrich</i>
<i>Lockstead</i>	<i>Dailly</i>		<i>McClelland</i>
<i>Hanson</i>	<i>Cocke</i>	<i>Nielsen</i>	
<i>Brown</i>	<i>Howard</i>	<i>McCarthy</i>	<i>Rogers</i>
<i>D'Arcy</i>	<i>Barrett</i>	<i>Chabot</i>	<i>Brummet</i>
		<i>Strachan</i>	

NAY 1

Macdonald

The House resumed the adjourned debate on the amendment to the motion for second reading of Bill (No. 3) intituled *Public Sector Restraint Act*.

The debate on the amendment continued.

During debate, Mr. *Barrett* tabled a copy of a letter printed in a newspaper.

The debate on the amendment to the motion for second reading of Bill (No. 3) continued.

The Speaker's attention was drawn to the clock.

On the motion of the Hon. *J. A. Nielsen*, the House adjourned at 6.01 p.m.

Tuesday, August 16, 1983

TEN O'CLOCK A.M.

Mr. Speaker delivered his reserved decision as follows:

Honourable Members:

Yesterday the Minister of Consumer and Corporate Affairs answered a question taken on notice. A point of order was taken that a report must be tabled in the House. At the time no citation of a document had been noted but I reserved decision in order to check Hansard. The Hansard transcript reads, in part:

"I have now received a response from the Superintendent of Brokers. I am advised that investigators from the Superintendent of Brokers' office examined the trading in Sunmask Petroleum Corporation shares on the Vancouver Stock Exchange for a period beginning May 15, 1983, through to July 19, 1983. I am further advised that the trading is consistent with activities of the company as reflected"

The rule relating to tabling of documents is found at page 460 of the 16th Edition of Sir Erskine May's *Parliamentary Practice* as follows:

"A Minister of the Crown is not at liberty to read or quote from a despatch or other state paper not before the House, unless he be prepared to lay it upon the table. This restraint is similar to the rules of evidence in courts of law, which prevents counsel from citing documents which have not been produced in evidence. The principle is so reasonable that it has not been contested; and when the objection has been made in time, it has been generally acquiesced in. It has also been admitted that a document which has been cited ought to be laid upon the table of the House, if it can be done without injury to the public interest. A Minister who summarizes a correspondence, but does not actually quote from it, is not bound to lay it upon the table."

The Minister did not quote from, nor cite, any document and accordingly the Chair cannot compel the tabling of any document.

K. W. DAVIDSON, *Speaker*

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

Order called for second reading of Bill (No. 31) intituled *Regulations Act*.

A point of order was taken by Mr. *Howard*, namely, that to proceed with the motion for second reading of Bill (No. 31) would be contrary to prior arrangement between the Whips and that, pursuant to Standing Order 32, the order for second reading of Bill (No. 3) intituled *Public Sector Restraint Act* must take priority, as debate on second reading of Bill (No. 3) was the last item dealt with prior to adjournment of the House yesterday.

Mr. Speaker ruled that an agreement between House Leaders, or the Whips, relating to the order of business should not be brought up in the House as the Chair could take no cognizance of any such agreement or arrangement.

Mr. Speaker further ruled that the provisions of Standing Order 27, which read as follows:

"27. (1) All items standing on the Orders of the Day (except Government orders) shall be taken up according to the precedence assigned to each on the Order Paper.

(2) Whenever Government business has precedence, Government orders may be called in such sequence as the Government may think fit, and the right is reserved to the Administration of placing Government orders at the head of the list on every day except Wednesday and Thursday"

allowed the Government House Leader to call Government orders in such order as he might see fit.

The House resumed the adjourned debate on the amendment to the motion for second reading of Bill (No. 3) intituled *Public Sector Restraint Act*.

The debate on the amendment continued.

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

On the motion of the Hon. *G. B. Gardom*, the House adjourned at 11.56 a.m.

Tuesday, August 16, 1983

TWO O'CLOCK P.M.

Prayers by the Rev. *H. Bickel*.

Order called for "Oral Questions by Members."

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

On the motion for the second reading of Bill (No. 31) intituled *Regulations Act*, a debate arose.

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

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

YEAS — 51

<i>Parks</i>	<i>Veitch</i>	<i>Mowat</i>	<i>Campbell</i>
<i>Reid</i>	<i>Segarty</i>	<i>Kempf</i>	<i>Fraser, R. G.</i>
<i>Reynolds</i>	<i>Ree</i>	<i>Davis</i>	<i>Johnston</i>
<i>Blencoe</i>	<i>Gabelmann</i>	<i>Fraser, A. V.</i>	<i>Pelton</i>
<i>Rose</i>	<i>Sanford</i>	<i>McGeer</i>	<i>Michael</i>
<i>Passarell</i>	<i>Nicolson</i>	<i>Phillips</i>	<i>Ritchie</i>
<i>Mitchell</i>	<i>Lauk</i>	<i>Curtis</i>	<i>Richmond</i>
<i>Wallace</i>		<i>Bennett</i>	<i>Hewitt</i>
<i>Barnes</i>	<i>Stupich</i>	<i>Smith</i>	<i>Heinrich</i>
<i>Lockstead</i>	<i>Dailly</i>	<i>Gardom</i>	<i>McClelland</i>
<i>Hanson</i>		<i>Nielsen</i>	<i>Schroeder</i>
<i>Brown</i>	<i>Howard</i>	<i>McCarthy</i>	<i>Rogers</i>
<i>D'Arcy</i>	<i>Barrett</i>	<i>Chabot</i>	<i>Brummet</i>
		<i>Strachan</i>	

The House resumed the adjourned debate on the motion for second reading of Bill (No. 9) intituled *Municipal Amendment Act, 1983*.

The debate continued.

Mr. *Lauk* moved the following amendment—

That the motion be amended by leaving out the word "now" and adding the words "on this day six months hence."

On the motion of the Hon. *G. B. Gardom* that the debate on the amendment be adjourned to the next sitting of the House, the House divided.

Motion agreed to on the following division:

YEAS—31

Parks	Fraser, A. V.	Chabot	Richmond
Reid	McGeer		
Reynolds	Phillips	Campbell	Heinrich
Veitch	Curtis	Fraser, R. G.	McClelland
Segarty	Bennett	Johnston	Schroeder
Ree	Smith	Pelton	Rogers
Mowat	Gardom	Michael	Brummet
Kempf	Nielsen	Ritchie	
Davis	McCarthy		

NAYS—19

Blencoe	Lockstead	Sanford	Dailly
Rose	Hanson	Nicolson	Cocke
Passarell	Brown	Lauk	Howard
Mitchell	D'Arcy		Barrett
Wallace		Stupich	
Barnes	Gabelmann		

The House resumed the adjourned debate on the motion for second reading of Bill (No. 6) intituled *Education (Interim) Finance Amendment Act, 1983*.

The debate continued.

Mr. Speaker ruled that no member was entitled to move a motion after the time limit for his speech had expired.

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

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

YEAS — 50

Parks	Veitch	Mowat	Campbell
Reid	Segarty	Kempf	Fraser, R. G.
Reynolds	Ree	Davis	Johnston
Blencoe	Gabelmann	Fraser, A. V.	Pelton
Rose	Sanford	McGeer	Michael
Passarell	Nicolson	Phillips	Ritchie
Mitchell	Lauk	Curtis	Richmond
Wallace		Bennett	
Barnes	Stupich		Heinrich
Lockstead	Dailly	Gardom	McClelland
Hanson	Cocke	Nielsen	Schroeder
Brown	Howard	McCarthy	Rogers
D'Arcy	Barrett	Chabot	Brummet
		Strachan	

The House resumed the adjourned debate on the amendment to the motion for second reading of Bill (No. 3) intituled *Public Sector Restraint Act*.

The debate on the amendment continued.

On the motion of Mr. *Barrett*, the debate on the amendment was adjourned to the next sitting of the House.

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

And then the House adjourned at 5.53 p.m.