
Thursday, January 20, 2005.

10 o'clock a.m.

Prayers.

Hon. Mr. Mockler welcomed to the Assembly His Excellency Gudmundur Eiriksson, Ambassador of Iceland to Canada; Gordon Reykdal, President and CEO, The Cash Store and President, Icelandic-Canada Chamber of Commerce; Iris Birgisdottir, Honourary Consul in Saint John; and Petur Oskarsson, Commercial Representative of Iceland to the Americas.

The Honourable the Premier welcomed to the House his two children, Sébastien and Jasmine Lord.

Hon. Mr. Mesheau laid upon the table of the House a document entitled *eNB.ca Action Plan #1 Report Card*.

Hon. Mr. Huntjens laid upon the table of the House a document entitled *Greater Opportunities for New Brunswick Children: An Early Childhood Development Agenda, Investments and Outcomes (2002-03)*.

The following Bill was introduced and read a first time:

By Mr. Burke,

Bill 31, *Civil Service Accountability Act*.

Ordered that the said Bill be read a second time at the next sitting.

Mr. V. Boudreau gave Notice of Motion 49 that on Thursday, January 27, 2005, he would move the following resolution, seconded by Mr. Lamrock:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all documents, reports, e-mails, and correspondence since April 1, 1996, between the Department of Tourism and Parks, the former Department of Economic Development and Tourism, and the following companies and individuals:

Roland Cormier,
Archil Robichaud,
506289 N.B. Ltd.,
Jean-Pierre Lacroix,
Castle on the Sand, and
Gilligan's Bar & Grill.

Mr. Arseneault gave Notice of Motion 50 that on Thursday, January 27, 2005, he would move the following resolution, seconded by Mr. Kenny:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House a breakdown of all expenditures incurred as reported by the Department of Intergovernmental and International Relations under Payment to Vendors in the Public Accounts 2002-2003 Report, Volume 2, page 193, pertaining to the vendor Smith and Harroff Inc. including but not limited to invoices and travel claims etc. related to that line item.

Mr. Paulin gave Notice of Motion 51 that on Thursday, January 27, 2005, he would move the following resolution, seconded by Mr. Lamrock:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House the names of the companies and/or individuals who made arrangements to rent and subsequently paid for the use of Larry's Gulch on each of the following dates in 2004:

June 21, 22, 23; June 23, 24, 25; June 26, 27, 28; June 30, July 1, 2; July 3, 4, 5; July 10, 11, 12; July 24, 25, 26; August 7, 8, 9; August 21, 22, 23, 24, 25; August 25, 26, 27.

It was agreed by unanimous consent to dispense with the two hours allotted for Private Members' Motions.

Hon. Mr. Green, Government House Leader, announced that following second reading, it was the intention of government that the House resolve itself into a Committee of Supply to continue consideration of the Capital Estimates 2005-2006 for the Department of Transportation, and to commence consideration of those of the Departments of Supply and Services; Regional Development Corporation; Agriculture, Fisheries and Aquaculture; Environment and Local Government; Natural Resources, and Tourism and Parks; following which the House would resolve itself into a Committee of the Whole to consider legislation; namely, Bills 12 and 21.

The Order being read for second reading of Bill 26, *An Act to Amend the Beaverbrook Art Gallery Act*, a debate arose thereon.

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

Accordingly, Bill 26, *An Act to Amend the Beaverbrook Art Gallery Act*, was read a second time and ordered referred to the Committee of the Whole House.

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

At 12 o'clock Mr. Speaker left the chair to resume again at 1 o'clock p.m.

1.10 o'clock p.m.

Mr. Speaker resumed the chair.

Debate resumed on the motion for second reading of Bill 27.

And the debate being ended and the question being put that Bill 27 be now read a second time, the motion was negatived on the following recorded division:

YEAS - 26

Mr. McGinley	Mr. Albert	Mr. Foran
Mr. Jamieson	Mr. Ouellette	Mr. Kennedy
Mr. MacIntyre	Ms. Robichaud	Mr. A. LeBlanc
Mr. Allaby	Mr. Lamrock	Mr. Paulin
Mr. S. Graham	Mr. Targett	Mr. Doucet
Mr. Haché	Mr. Burke	Mr. R. Boudreau
Mr. Armstrong	Mr. Murphy	Mr. Brewer
Mr. Landry	Mr. Kenny	Mr. V. Boudreau
Mr. Branch	Mr. Arseneault	

NAYS - 27

Hon. Ms. Blaney	Mr. Sherwood	Hon. Mr. Huntjens
Hon. E. Robichaud	Hon. Mr. Steeves	Hon. Mr. Betts
Hon. Mr. Mesheau	Hon. Ms. Dubé	Mr. Malley
Hon. Mr. Volpé	Hon. Ms. Poirier	Mr. Williams
Hon. Mr. Lord	Hon. Mr. Ashfield	Mr. Carr
Hon. Mr. Green	Hon. Mr. Fitch	Mr. MacDonald
Hon. D. Graham	Hon. Ms. Fowlie	Mr. Stiles
Hon. Mr. Mockler	Hon. P. Robichaud	Mr. Holder
Hon. Ms. MacAlpine	Hon. Mr. Alward	Mr. C. LeBlanc

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

And the debate being ended and the question being put, the House divided as follows:

YEAS - 27

Mr. McGinley	Ms. Weir	Mr. Arseneault
Mr. Jamieson	Mr. Albert	Mr. Foran
Mr. MacIntyre	Mr. Ouellette	Mr. Kennedy
Mr. Allaby	Ms. Robichaud	Mr. A. LeBlanc
Mr. S. Graham	Mr. Lamrock	Mr. Paulin
Mr. Haché	Mr. Targett	Mr. Doucet
Mr. Armstrong	Mr. Burke	Mr. R. Boudreau
Mr. Landry	Mr. Murphy	Mr. Brewer
Mr. Branch	Mr. Kenny	Mr. V. Boudreau

NAYS - 27

Hon. Ms. Blaney	Mr. Sherwood	Hon. Mr. Huntjens
Hon. E. Robichaud	Hon. Mr. Steeves	Mr. Betts
Hon. Mr. Mesheau	Hon. Ms. Dubé	Mr. Malley
Hon. Mr. Volpé	Hon. Ms. Poirier	Mr. Williams
Hon. Mr. Lord	Hon. Mr. Ashfield	Mr. Carr
Hon. Mr. Green	Hon. Mr. Fitch	Mr. MacDonald
Hon. D. Graham	Hon. Ms. Fowlie	Mr. Stiles
Hon. Mr. Mockler	Hon. P. Robichaud	Mr. Holder
Hon. Ms. MacAlpine	Hon. Mr. Alward	Mr. C. LeBlanc

There being an equality of votes upon a division in the House, pursuant to Standing Rule 14, Mr. Speaker cast his deciding vote in the negative.

Accordingly, the motion that Bill 28 be now read a second time was negated on the casting vote of the Speaker.

The Order being read for second reading of Bill 29, *Fairness in Fees Act*, a debate arose thereon.

Mr. Allaby rose on a Point of Order and requested that the Speaker give reasons for casting his vote in the negative, given the guidelines in place with respect to the casting of votes by Speakers.

Several members spoke on the Point of Order.

Mr. Speaker advised that he is not required to give reasons for his vote; while there are guidelines in place with respect to the casting of votes by a Speaker, these are merely guidelines which are not binding on the Speaker.

Debate resumed on the motion for second reading of Bill 29, *Fairness in Fees Act*.

And the debate being ended and the question being put that Bill 29 be now read a second time, the House divided as follows:

YEAS - 27

Mr. McGinley	Ms. Weir	Mr. Arseneault
Mr. Jamieson	Mr. Albert	Mr. Foran
Mr. MacIntyre	Mr. Ouellette	Mr. Kennedy
Mr. Allaby	Ms. Robichaud	Mr. A. LeBlanc
Mr. S. Graham	Mr. Lamrock	Mr. Paulin
Mr. Haché	Mr. Targett	Mr. Doucet
Mr. Armstrong	Mr. Burke	Mr. R. Boudreau
Mr. Landry	Mr. Murphy	Mr. Brewer
Mr. Branch	Mr. Kenny	Mr. V. Boudreau

NAYS - 27

Hon. Ms. Blaney	Mr. Sherwood	Hon. Mr. Huntjens
Hon. E. Robichaud	Hon. Mr. Steeves	Mr. Betts
Hon. Mr. Mesheau	Hon. Ms. Dubé	Mr. Malley
Hon. Mr. Volpé	Hon. Ms. Poirier	Mr. Williams
Hon. Mr. Lord	Hon. Mr. Ashfield	Mr. Carr
Hon. Mr. Green	Hon. Mr. Fitch	Mr. MacDonald
Hon. D. Graham	Hon. Ms. Fowlie	Mr. Stiles
Hon. Mr. Mockler	Hon. P. Robichaud	Mr. Holder
Hon. Ms. MacAlpine	Hon. Mr. Alward	Mr. C. LeBlanc

There being an equality of votes upon a division in the House, pursuant to Standing Rule 14, Mr. Speaker cast his deciding vote in the negative.

Accordingly, the motion that Bill 29 be now read a second time was negated on the casting vote of the Speaker.

Mr. Lamrock rose on a Point of Order and claimed that the Premier had used unparliamentary language during an exchange with the member for Fredericton North which was caught on tape.

Several Members spoke on the Point of Order.

The Honourable the Premier advised the House that he had not intended his remarks to be interpreted as Mr. Lamrock claimed and then withdrew the remarks.

As several Members attempted to speak further on the point of order, the Speaker advised that the Premier had withdrawn the remarks as

the opposition had requested and this concluded the matter.

The Order being read for second reading of Bill 30, *Fiscal Transparency Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 30 be now read a second time, the motion was negatived.

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

And after some further time, Mr. Speaker resumed the chair and Mr. C. LeBlanc, the Chairman, after requesting that Mr. Speaker revert to Presentations of Committee Reports, reported that the Committee had had under consideration the matters referred to them, had made some progress therein, and asked leave to sit again.

Pursuant to Standing Rule 78.1, Mr. Speaker then put the question on the motion deemed to be before the House, that the report be concurred in, and it was resolved in the affirmative.

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