

**LEGISLATIVE ASSEMBLY  
PROVINCE OF NEW BRUNSWICK**

Second Session, 55th Legislative Assembly  
Friday, December 17, 2004.

**ROUTINE PROCEEDINGS**

Prayers  
Condolences and Messages of Sympathy (*Prior Notice to Speaker*)  
Introduction of Guests  
Congratulatory Messages  
Presentations of Petitions  
Answers to Petitions and Written Questions  
Presentations of Committee Reports  
Tabling of Documents  
Statements by Ministers  
Statements by Members  
Oral Questions  
Introduction of Bills  
Notices of Motions  
Government Motions for the Ordering of the Business of the House  
Orders of the Day

**ORDER AND NOTICE PAPER  
ORDERS OF THE DAY**

**GOVERNMENT BILLS AND ORDERS**

**Motion 20 by Hon. Mr. Volpé**, seconded by Hon. Mr. Lord to propose the following resolution on Thursday, December 16, 2004:

That this House approves in general the capital budgetary policy of the government.

**ADJOURNED DEBATES**

Resuming the adjourned debate on the motion that Bill 16, *Pension Benefits Guarantee Fund Act* [Mr. S. Graham ] be now read a second time.

**Debate interrupted by expiration of time.**

**COMMITTEE OF THE WHOLE**

- Bill 2, An Act to Amend the Motor Vehicle Act - Hon. Mr. Steeves  
Bill 3, An Act to Amend the Crown Lands and Forests Act - Hon. Mr. Ashfield  
Bill 4, An Act to Amend the Fish and Wildlife Act - Hon. Mr. Ashfield  
Bill 5, Queen's Printer Act - Hon. Mr. Green, Q.C.  
Bill 6, An Act to Amend the Judicature Act - Hon. Mr. Green, Q.C.  
Bill 7, An Act to Amend the Elections Act - Hon. Mr. Green, Q.C.  
Bill 8, An Act to Amend the Assessment and Planning Appeal Board Act  
- Hon. Mrs. Fowlie  
Bill 9, An Act to Amend the Family Services Act - Mr. Burke  
Bill 10, Public Trustee Act - Mr. S. Graham  
Bill 11, An Act Respecting Rural Communities - Hon. Mrs. Fowlie  
Bill 12, An Act to Amend An Act to Amend the Human Rights Act - Hon. Mrs. Blaney  
Bill 13, An Act to Amend the Municipal Assistance Act - Hon. Mr. Volpé  
Bill 14, An Act to Amend the Assessment Act - Hon. Mr. Volpé  
Bill 15, An Act to Amend the Pension Benefits Act - Hon. Mrs. Blaney

## NOTICES OF MOTIONS

### GOVERNMENT MOTIONS

#### CONCLUDED:

**Motion 22 by Hon. Mr. Green.** Carried December 10, 2004.

**Motion 23 by Hon. Mr. Green.** Carried December 14, 2004.

### PRIVATE MEMBERS' MOTIONS

*[In accordance to rotation prescribed by  
Standing Rules 44(2.4), (2.5), and (2.6)]*

#### *Debatable Motions*

**Motion 1 by Mr. Graham**, seconded by Mr. Doucet to propose the following resolution on Thursday, December 9, 2004:

WHEREAS the CEO of NB Power has indicated that rate hikes exceeding 3% are impending; and

WHEREAS NS Power has asked for 13% rate hikes; and

WHEREAS the breakup of NB Power is costing rate payers of New Brunswick millions of dollars in extra administration cost; and

WHEREAS the government's mishandling of orimulsion negotiations is costing New Brunswick rate payers hundreds of millions of dollars; and

WHEREAS the government has removed public policy goals from its new *Electricity*

*Act;*

BE IT THEREFORE RESOLVED that the Legislature condemn the government for not protecting the interests of the people of New Brunswick with regard to stability of price and continuity of supply of electrical energy.

**Motion 3 by Mr. MacDonald**, seconded by Mr. Malley to propose the following resolution on Thursday, December 9, 2004:

WHEREAS the forest industry is a major contributor to the province's economy;

WHEREAS the industry is a major contributor to jobs and economic activity in many local communities;

WHEREAS the Official Opposition has opposed measures to alleviate some of the burdens this important industry has faced;

WHEREAS the government of New Brunswick is working diligently with industry stakeholders to sustain and to strengthen this sector of the economy;

BE IT THEREFORE RESOLVED that the House support the government's intention to establish quantifiable wood supply objectives as recommended by the Select Committee on Wood Supply and its intention to bring forward a solid wood supply plan and to provide sustainable silviculture funding to meet five-year management plan objectives.

**Motion 19 by Mr. Williams**, seconded by Mr. C. LeBlanc to propose the following resolution on Thursday, December 16, 2004:

WHEREAS the Governor General of Canada issued a Royal Proclamation on December 10, 2003 designating July 28 as A Day of Commemoration of the Great Upheaval;

WHEREAS, in 2004, Acadia is celebrating the 400<sup>th</sup> anniversary of its founding;

WHEREAS Acadia will commemorate, in 2005, the 250<sup>th</sup> anniversary of the Great Upheaval;

WHEREAS the Acadian people have been contributing for 400 years to the economic, cultural, and social vitality of New Brunswick and Canada;

WHEREAS it is in the interest of all New Brunswickers to become better acquainted with the rich historical and cultural heritage of the Acadians;

WHEREAS the New Brunswick government supported efforts leading to the issuing of the Royal Proclamation;

BE IT THEREFORE RESOLVED that the Legislative Assembly recognize the suffering and the hardships of the Acadians during the Great Upheaval as well as the importance of those events in the history of New Brunswick and of Canada as a whole; and that the Legislative Assembly also recognize the determination of Acadians to forge a better future for themselves.

**Motion 28 by Mr. Lamrock**, seconded by Mr. Allaby to propose the following resolution on Thursday, December 23, 2004:

BE IT RESOLVED that this Legislature affirm that a deficit occurs when expenditures in a fiscal year are greater than its revenues.

**Motions for returns [In order of their introduction in the House]**

**Motion 2 by Mr. Graham**, seconded by Mr. Murphy to propose the following resolution on Thursday, December 9, 2004:

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, e-mails, correspondence, between the Department of Family and Community Services, the Department of Justice, the Department of Education, the Department of Public Safety and the Premier's Office related to the establishment of the Office of the Child and Youth Advocate including but not limited to the scope, mandate, limitations, and exclusions from April 2004.

**(Documents requested filed December 9, 2004)**

**Motion 4 by Mr. Allaby**, seconded by Mr. Lamrock to propose the following resolution on Thursday, December 9, 2004:

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 copy of all of the statements filed by insurers to the Superintendent of Insurance under the requirements of subsection 79(1) of the *Insurance Act* for the calendar year 2003;

**Motion 5 by Mr. Arseneault**, seconded by Mr. R. Boudreau to propose the following resolution on Thursday, December 9, 2004:

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 e-mails, correspondence, minutes of meetings between the Department of Intergovernmental and International Relations, the Premier's Office and/or any other government departments and the Government of Québec regarding the discussions, correspondence or negotiations between the governments of New Brunswick and Québec dealing with improving labour mobility between New Brunswick and Québec.

**(Documents requested filed December 9, 2004)**

**Motion 6 by Mr. Arseneault**, seconded by Mr. R. Boudreau to propose the following resolution on Thursday, December 9, 2004:

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 copy of all flight logs from the government plane from January 1, 2004 to June 30, 2004 and a breakdown of expenditures arising from the ongoing operation of the government plane from January 1, 2004 to December 1, 2004.

**(Documents requested filed December 16, 2004)**

**Motion 7 by Mr. Arseneault**, seconded by Mr. R. Boudreau to propose the following resolution on Thursday, December 9, 2004:

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 names and remuneration received by any individual, who has been employed on a full time, part time or contract basis or who has been appointed to a government board or commission since June 10, 2003.

**Motion 8 by Mr. MacIntyre**, seconded by Mr. A. LeBlanc to propose the following resolution on Thursday, December 9, 2004:

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, e-mails, correspondence, regarding any initiative by the Department of Family and Community Services to cover needles and test strips for diabetics who have a low income but not on social assistance and qualify for health care through the Department of Family and Community Services since June 1999.

**Motion 9 by Mr. Jamieson**, seconded by Mr. MacIntyre to propose the following resolution on Thursday, December 9, 2004:

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, e-mails, correspondence, between the Department of Health and Wellness and the Department of Environment and Local Government regarding soil and sediment testing in the Belledune area, including but not limited to soil and sediment testing and results for lead, arsenic and cadmium since June 1999.

**Motion 10 by Mr. Lamrock**, seconded by Mr. MacIntyre to propose the following resolution on Thursday, December 16, 2004:

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 requests for bridge financing, short-term loans, financial advances and permissions to borrow funds made by a Regional Health Authority to the Department of Finance or the Department of Health and Wellness from March 31, 2004 onward.

**Motion 11 by Mr. Lamrock**, seconded by Mr. MacIntyre to propose the following resolution on Thursday, December 16, 2004:

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 financial updates and financial statements provided to the Department of Finance or the Department of Health and Wellness by any Regional Health Authority from March 31, 2004 onward.

**Motion 12 by Mr. Lamrock**, seconded by Mr. Boudreau to propose the following resolution on Thursday, December 16, 2004:

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 invoices, contracts, letters of engagement and payments pertaining to media training, public speaking training or analogous services provided by a private source to Ministers, and Ministers' Executive Assistants from March 31, 2004 onward.

**(Documents requested filed December 16, 2004)**

**Motion 13 by Mr. Lamrock**, seconded by Mr. Boudreau to propose the following resolution on Thursday, December 16, 2004:

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 lease agreements and all correspondence related to renovations and cost of all renovations done to the building where the Department of Family and Community Services is housed in their Campbellton office - 157 Water Street, 7<sup>th</sup> floor.

**(Documents requested filed December 14, 2004)**

**Motion 14 by Mr. Murphy**, seconded by Mr. Burke to propose the following resolution on Thursday, December 16, 2004:

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, correspondence, e-mails, and reports pertaining to the economic unit policy in New Brunswick.

**Motion 15 by Mr. Targett**, seconded by Mr. S. Graham to propose the following resolution on Thursday, December 16, 2004:

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, correspondence, e-mails, and/or reports regarding the Ste Anne Nackawic Pulp Company's employee pension funds with any and all government departments including but not limited to the Department of Training and Employment Development, the Department of Natural Resources, Business New Brunswick, the Department of Finance, the Department of Justice and the Premier's Office since June 1999.

**(Documents requested filed December 16, 2004)**

**Motion 16 by Mr. S. Graham**, seconded by Mr. Jamieson to propose the following resolution on Thursday, December 16, 2004:

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 full details of the Molson brewery deal including, but not limited to, the cost/benefit analysis, research on the possible impacts of the subsidy on local brewers, and the total amount of first receipt fees that NB Liquor will forgo under this deal.

**(Documents requested filed December 16, 2004)**

**Motion 17 by Mr. S. Graham**, seconded by Mr. MacIntyre to propose the following resolution on Thursday, December 16, 2004:

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 aggregate amounts of the first receipt fees charges by NB Liquor on all Molson products by product line for the 2003-04 fiscal year.

**Motion 18 by Mr. S. Graham**, seconded by Mr. A. LeBlanc to propose the following resolution on Thursday, December 16, 2004:

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 correspondence between the Executive Council of the Province of New Brunswick and the Executive Council and the Province of Quebec concerning the interprovincial trade of beer since January 1, 2004.

**(Documents requested filed December 16, 2004)**

**Motion 21 by Mr. Doucet**, seconded by Mr. Jamieson to propose the following resolution on Thursday, December 16, 2004:

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 including but not limited to correspondence, memos, analysis and tenders pertaining to the precipitators and scrubbers at Coleson Cove.

**Motion 24 by Mr. S. Graham**, seconded by Mr. Lamrock to propose the following resolution on Thursday, December 23, 2004:

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, correspondence, e-mails, and reports pertaining to private pensions in the Province of New Brunswick since June 2003.

**Motion 25 by Mr. Albert**, seconded by Mr. Landry to propose the following resolution on Thursday, December 23, 2004:

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, e-mails, and correspondence between the Minister of Training and Employment Development and the government of Canada concerning seafood processing plant workers, from January 2002 to the present.

**Motion 26 by Mr. Albert**, seconded by Mr. Landry to propose the following resolution on Thursday, December 23, 2004:

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, e-mails, and correspondence between the province of New Brunswick and the government of Canada concerning the employment insurance program, from June 1999 to the present.

**Motion 27 by Mr. Doucet**, seconded by Mr. Lamrock to propose the following resolution on Thursday, December 23, 2004:

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, invoices, e-mails, faxes, etc. for out of province medical expenses for NB Power employees and executives since September 1, 2002 to present.

## **PETITIONS**

Petition No. 1 by Mr. Armstrong presented December 3, 2004.  
Petition No. 2 by Mr. Ouellette presented December 3, 2004.  
Petition No. 3 by Mr. A. LeBlanc presented December 3, 2004.  
Petition No. 4 by Mr. Sherwood presented December 8, 2004.  
Petition No. 5 by Mr. Paulin presented December 8, 2004.  
Petition No. 6 by Mr. Betts presented December 9, 2004.  
Petition No. 7 by Mr. Paulin presented December 9, 2004.  
Petition No. 8 by Mr. Doucet presented December 9, 2004.  
Petition No. 9 by Mr. Williams presented December 10, 2004.  
Petition No. 10 by Mrs. Robichaud presented December 10, 2004.  
Petition No. 11 by Ms. Weir presented December 10, 2004.  
Petition No. 12 by Mr. Paulin presented December 10, 2004.

## **COMMITTEE REPORTS**

First Report of the Standing Committee on Law Amendments presented  
December 16, 2004.

## **WRITTEN QUESTIONS (see Appendix "A")**

## **REPORTS/DOCUMENTS**

### **TABLED IN THE HOUSE**

Capital Estimates 2005-2006  
(Transmitted by Message of His Honour Herménégilde Chiasson  
on December 16, 2004)

Capital Budget 2005-2006 Speech (Tabled by Hon. Mr. Volpé December 16, 2004)

Loredana Catalli Sonier  
Clerk of the Legislative Assembly



**APPENDIX "A"**

**WRITTEN QUESTIONS**

**Question No. 1 by Mr. Rick Brewer, MLA**

Directed to: Hon. Paul Robichaud  
Minister of Transportation

1. What is the Department of Transportation policy regarding black permanent registration tags seen on Department of Transportation licence plates?
2. Are any private sector companies eligible for these license tags? If so what are the specifics of this policy and how long has it been in place?