
Wednesday, December 7, 2005.

10 o'clock a.m.

Prayers.

Mr. S. Graham paid tribute to the memory of Private Braun Scott Woodfield, the Canadian soldier who was killed November 24, 2005, while serving in Afghanistan.

Mr. Burke paid tribute to the memory of the late Jim Wilson, Liberal MLA for Fredericton North (1987-1991); (1995-1999).

Mr. Paulin paid tribute to the memory of the late Laurier Levesque, Liberal MLA for Madawaska (1960-1974).

Mr. Speaker introduced and welcomed to the Assembly Marc Attali, Consul General of Israel in Montreal.

Mr. Speaker introduced the returning pages for the session: Kelly Farish, from Kingston, Ontario, who will serve as head page; Sarah Monnon, from Smithers, British Columbia; Colin Carruthers, from Moncton; Rebecca Clark, from Harvey; Alexandra Pope, from Douglas; Jean-Paul Blanchard, from St. Stephen; Daniel Murphy, from Rexton; and Nicole Badry, from Heisler, Alberta; and the new pages: Craig Estabrooks, from Saint John; Alison Eustace, from Waterford; Shana O'Brien, from Moncton; and Jessica Strutt, from Pembroke, Ontario.

Mr. C. LeBlanc, Member for Dieppe-Memramcook, laid upon the table of the House a petition signed by residents of the Dieppe and Memramcook area in support of the efforts of Mr. Daniel LeBlanc to restore the Petitcodiac River. (Petition 1)

Mr. Landry, Member for Centre-Péninsule, laid upon the table of the House a petition signed by residents of Évangéline LSD whose priorities include improving Route 345, Route 335, Centre Road, Comeau Road, North Waugh River Bridge, and zero tolerance for heavy transport trucks on Route 345. (Petition 2)

Hon. Mr. Green laid upon the table of the House a document entitled "Report on the Recommendation of the Judicial Remuneration Commission in the matter of an application of Judge Murray F. Cain, July 20, 2005."

It was agreed by unanimous consent to extend the time allotted for Oral Questions by fifteen minutes.

The following Bills were introduced and read a first time.

By Hon. Mr. Volpé,

Bill 2, *Fiscal Responsibility and Balanced Budget Act.*

Bill 3, *An Act to Amend the New Brunswick Income Tax Act.*

Bill 4, *Tuition Tax Cash Back Credit Act.*

By Hon. Mr. Green,

Bill 5, *Tobacco Damages and Health Care Costs Recovery Act.*

Bill 6, *Franchises Act.*

By Hon. Mr. Fitch,

Bill 7, *Energy Efficiency and Conservation Agency of New Brunswick Act.*

By Hon. Mr. Steeves,

Bill 8, *An Act to Amend the Film and Video Act.*

By Mr. Doherty,

Bill 9, *An Act Respecting the Protection of Low-income Occupiers.*

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

With leave of the House to dispense with notice, Hon. Mr. Alward moved, seconded by Mr. Armstrong: (Motion 1)

WHEREAS the supply management system for the dairy, chicken, turkey, table egg and hatching egg sectors has provided a marketing model that is equitable for consumers, taxpayers, processors and producers for over thirty years; and

WHEREAS this supply management system is only possible if each of its three pillars, namely import controls, production discipline and producer pricing, remain intact; and

WHEREAS these pillars result in production of these commodities that is scaled to match Canadian demand at prices that meet production costs, thus avoiding fluctuations in supply and demand characteristic in other countries; and

WHEREAS these sectors contribute significantly and consistently to the economy of New Brunswick, at approximately \$150 million at the farm level, with further benefits from processing activities clustered in rural areas such as Kings, Northumberland and Madawaska counties;

BE IT RESOLVED THAT the Legislative Assembly of New Brunswick state its unfailing support to supply management and that it call upon the Government of Canada to mandate that its negotiators at the World Trade Organization obtain results that will enable that the central pillars of the supply management system be retained.

And the question being put, a debate ensued.

And the debate being ended, and the question being put, it was resolved in the affirmative.

It was agreed by unanimous consent to continue sitting through the noon recess.

Mr. S. Graham gave Notice of Motion 2 that on Tuesday, December 13, 2005, he would move the following resolution, seconded by Mr. Boudreau.

WHEREAS subsection 3(2) of the Child and Youth Advocate Act states that the Lieutenant Governor-in-Council 'shall' appoint a Child and Youth Advocate;

WHEREAS governments should follow the law;

BE IT THEREFORE RESOLVED that the Legislative Assembly call upon the government to appoint a Child and Youth Advocate by January 31, 2006.

Ms. Robichaud gave Notice of Motion 3 that on Tuesday, December 13, 2005, she 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 correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research between January 1, 2005 and November 30, 2005 pertaining to changes in pay-bands or other remuneration in the schools, School Boards and education districts in New Brunswick.

Mr. Murphy gave Notice of Motion 4 that on Tuesday, December 13, 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 correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis

and research pertaining to education financing in New Brunswick exchanged or held by the Department of Education, the Department of Finance and education districts.

Mr. Targett gave Notice of Motion 5 that on Tuesday, December 13, 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 correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research between the Office of Human Resources and the Department of Finance, Executive Council and/or the Department of Education regarding payband adjustments in the Department of Education.

Mr. Kennedy gave Notice of Motion 6 that on Tuesday, December 13, 2005, he would move the following resolution, seconded by Mr. Jamieson:

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, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research to or from NB Power and/or the Department of Energy regarding the NB Power Defoliant Spraying Program during 1965-1970 timeframe from June 2003 until present.

Mr. Kennedy gave Notice of Motion 7 that on Tuesday, December 13, 2005, he would move the following resolution, seconded by Mr. Jamieson:

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, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research from the Department of Energy or the then NB Power Corporation pertaining to the NB Power Defoliant Program during the 1965-1970 timeframe including the names of all individuals who were employed with this program as full-time, part-time, casual or summer students; as well as the names of all defoliant agents used and the location of their usage in the Province of New Brunswick.

Mr. Paulin gave Notice of Motion 8 that on Tuesday, December 13, 2005, he would move the following resolution, seconded by Mr. Branch:

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, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research between April 1, 2004 and December 7, 2005 pertaining to the authorization of the export of wood from Crown Lands.

Mr. Paulin gave Notice of Motion 9 that on Tuesday, December 13, 2005, he would move the following resolution, seconded by Mr. Branch:

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, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research between April 1, 2004 and December 7, 2005 pertaining to the budget of the Restigouche River cleanup.

On motion of Hon. Mr. Green, seconded by Hon. Mr. Lord,
RESOLVED that John Betts, Member for the electoral district of Moncton Crescent, be appointed Deputy Speaker.

On motion of Hon. Mr. Green, seconded by Hon. P. Robichaud:
RESOLVED, that when the Assembly adjourns on December 23, 2005, it stand adjourned until Tuesday, March 28, 2006, provided always that if it appears to the satisfaction of Mr. Speaker, after conclusion with the Government, that the public interest requires that the House should meet at an earlier time during the adjournment, Mr. Speaker may give notice that he is so satisfied and in such notice shall state a time at which the House shall meet, and thereupon the House shall meet at the time so stated and shall transact its business as if it has been duly adjourned to that time, and

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

Mr. Speaker put the question and a debate ensued.

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

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Hon. Ms. Blaney
Hon. E. Robichaud
Hon. Mr. Mesheau

Mr. Sherwood
Hon. Mr. Steeves
Hon. Ms. Dubé

Mr. Huntjens
Ms. Fowlie
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. Mr. Holder	Mr. Stiles
Hon. Mr. Mockler	Hon. P. Robichaud	Mr. Betts
Hon. Ms. M ^{ac} Alpine-Stiles	Hon. Mr. Alward	Mr. C. LeBlanc

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Mr. McGinley	Mr. Doherty	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

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 affirmative and delivered the following statement:

STATEMENT

On occasion, and according to any other traditions that people like to throw from time to time, the Speaker has the privilege to make a decision. On this particular motion, this motion was put forward in keeping with the traditions of Christmas adjournment and the ability of the government to come back at a later time with a budget, which allows the government to continue its business, and the fact that is part of the tradition of this House, as well.

In addition, there is an opportunity for this House to resume at any time between the Christmas adjournment and the time set. Therefore, in this particular case and on this particular motion, I am voting in the affirmative and allowing it to stand as carried.

And then, 2.14 o'clock p.m., the House adjourned.

The following documents, having been deposited with the Clerk of the House, were deemed laid upon the table of the House pursuant to Standing Rule 39:

Annual Reports

Atlantic Lottery Corporation 2004-2005	July 21, 2005
New Brunswick Investment Management Corporation 2004-2005	August 12, 2005
New Brunswick Advisory Council on Seniors 2004-2005	August 22, 2005
New Brunswick Liquor Corporation 2005	September 7, 2005
New Brunswick Securities Commission 2004-2005	September 27, 2005
Natural Resources 2004-2005	October 3, 2005
Research and Productivity Council 2004-2005	October 19, 2005
Premier's Council on the Status of Disabled Persons 2004-2005	October 25, 2005
New Brunswick Power Holding Corporation 2004-2005	October 26, 2005
New Brunswick System Operator 2004-2005	October 26, 2005
New Brunswick Highway Corporation 2004-2005	October 28, 2005
New Brunswick Advisory Council on Youth 2004-2005	October 28, 2005
Office of Human Resources 2004-2005	October 28, 2005
Labour and Employment Board 2004-2005	October 31, 2005
Transportation 2004-2005	October 31, 2005
New Brunswick Municipal Finance Corporation 2004	October 31, 2005
Public Safety, 2004-2005	November 2, 2005
Le Centre communautaire Sainte-Anne 2004-2005	November 7, 2005
New Brunswick Forest Products Commission 2004-2005,	November 14, 2005
New Brunswick Advisory Council on the Status of Women	November 16, 2005
NB Power Group 2004-2005	November 18, 2005
Lotteries Commission of New Brunswick 2004-2005	December 2, 2005
Department of Finance 2004-2005	December 2, 2005
Council of Atlantic Premiers 2003-2004	December 6, 2005
Training and Employment Development 2004-2005	December 7, 2005
Culture and Sport Secretariat 2004-2005	December 7, 2005

OTHER

Report of the Auditor General of New Brunswick - Volume 1 - 2005	August 10, 2005
Trends in Maritime Higher Education - Five Years After University Graduation: Status of the Maritime Class of 1999 in 2004 - Survey Highlights	November 9, 2005
A Proposed Electoral Map for New Brunswick - Preliminary Report of the Electoral Boundaries and Representation Commission and Map	November 21, 2005
A Report by the Minister of Finance on Members' Expenses pursuant to section 30(3) of the Legislative Assembly Act	November 22, 2005
Public Disclosure Statements filed pursuant to subsection 20(7) of the Members' Conflict of Interest Act	November 25, 2005
Public Accounts for the fiscal year ended 31 March 2005 - Volume 1 - Financial Statements	December 1, 2005