

Tuesday, December 13, 2005.

1 o'clock p.m.

Prayers.

Ms. Robichaud, Member for Miramichi Bay, laid upon the table of the House a petition requesting that the government confirm summer and winter maintenance of de l'Étang Street in Brantville and school bus routes for students living on this street. (Petition 4)

Hon. Ms. Blaney laid upon the table of the House a document entitled *Lifelong Learning, Quality Adult Learning Opportunities, Policy Statement on Adult and Lifelong Learning, Part of the Quality Learning Agenda, 2002-2012*.

The following Bills were introduced and read a first time.

By Hon. Mr. Mockler,

Bill 17, *An Act to Amend the Land Titles Act*.

By Hon. Mr. Steeves,

Bill 18, *An Act to Amend An Act to Amend the Motor Vehicle Act*.

Bill 19, *An Act to Amend the Motor Vehicle Act*.

By Hon. Mr. Volpé,

Bill 20, *An Act to Amend the Provincial Loans Act*.

By Hon. P. Robichaud,

Bill 21, *An Act to Amend the Shortline Railways Act*.

By Hon. Ms. M^{ac}Alpine-Stiles,

Bill 22, *An Act to Amend the Kings Landing Corporation Act*.

By Mr. V. Boudreau,

Bill 23, *An Act Respecting the Regional Health Authorities Act*.

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

Mr. Jamieson gave Notice of Motion 13 that on Tuesday, December 20, 2005, he would move the following resolution, seconded by Mr. S. Graham.

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 June 7, 1999, and December 13, 2005, pertaining

to all applications that have been made by the Department of the Environment and Local Government for infrastructure funding with the Federal Government and environmental projects that have been funded since June 7, 1999.

Mr. Albert gave Notice of Motion 14 that on Tuesday, December 20, 2005, he would move the following resolution, seconded by Mr. Landry:

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 number of births per month between April 1, 2003, and the end of November 2005, by local service district, village, town or city served by the Acadie-Bathurst Health Authority.

Mr. Haché gave Notice of Motion 15 that on Tuesday, December 20, 2005, he would move the following resolution, seconded by Mr. S. Graham:

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 June 7, 2003, and December 13, 2005, between Business New Brunswick or any other government department and Research in Motion.

Mr. Lamrock gave Notice of Motion 16 that on Tuesday, December 20, 2005, he would move the following resolution, seconded by Mr. Brewer:

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, reports related to a request by the Government of New Brunswick to the Government of Canada to amend the agreed route for the project known as the "Marysville By-Pass."

Hon. Mr. Green, the Government House Leader, announced that it was the intention of government that following second reading and Private Members' Motions, the House would resume debate on the amendment to the motion for an Address in Reply to the Speech from the Throne.

The Order being read for second reading of Bill 10, *An Act to Amend the Crown Lands and Forests Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 10, *An Act to Amend the Crown Lands and Forests Act*, be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 10, *An Act to Amend the Crown Lands and Forests 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 11, *An Act to Amend the Crown Lands and Forests Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 11, *An Act to Amend the Crown Lands and Forests Act*, be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 11, *An Act to Amend the Crown Lands and Forests 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 12, *An Act to Amend the Forest Products Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 12, *An Act to Amend the Forest Products Act*, be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 12, *An Act to Amend the Forest Products 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 13, *An Act to Amend the Occupational Health and Safety Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 13, *An Act to Amend the Occupational Health and Safety Act*, be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 13, *An Act to Amend the Occupational Health and Safety 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 14, *An Act to Amend the Industrial Relations Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 14, *An Act to Amend the Industrial Relations Act*, be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 14, *An Act to Amend the Industrial Relations 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 15, *An Act to Amend the Clean Environment Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 15, *An Act to Amend the Clean Environment Act*, be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 15, *An Act to Amend the Clean Environment 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 16, *An Act to Amend the Clean Environment Act*, a debate arose thereon.

And the debate being ended and the question being put that Bill 16, *An Act to Amend the Clean Environment Act*, be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 16, *An Act to Amend the Clean Environment Act*, was read a second time and ordered referred to the Committee of the Whole House.

Pursuant to Notice of Motion 2, Mr. S. Graham, seconded by Mr. R. Boudreau, moved the following resolution:

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.

And the question being put, a debate ensued.

And after some time, due to the unavoidable absence of Mr. Speaker, Mr. Betts, the Deputy Speaker, took the chair as Acting Speaker.

And after some further time, Mr. Speaker resumed the chair.

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

YEAS - 26

Mr. McGinley
Mr. Jamieson
Mr. MacIntyre
Mr. Allaby
Mr. S. Graham

Mr. Albert
Mr. Ouellette
Ms. Robichaud
Mr. Lamrock
Mr. Targett

Mr. Foran
Mr. Kennedy
Mr. A. LeBlanc
Mr. Paulin
Mr. Doucet

Mr. Haché	Mr. Burke	Mr. R. Boudreau
Mr. Landry	Mr. Murphy	Mr. Brewer
Mr. Branch	Mr. Kenny	Mr. V. Boudreau
Mr. Doherty	Mr. Arseneault	

NAYS - 26

Hon. Ms. Blaney	Mr. Sherwood	Ms. Fowlie
Hon. E. Robichaud	Hon. Mr. Steeves	Mr. Malley
Hon. Mr. Mesheau	Hon. Ms. Dubé	Mr. Williams
Hon. Mr. Volpé	Hon. Ms. Poirier	Mr. Carr
Hon. Mr. Lord	Hon. Mr. Ashfield	Mr. MacDonald
Hon. Mr. Green	Hon. Mr. Fitch	Mr. Stiles
Hon. D. Graham	Hon. Mr. Holder	Mr. Betts
Hon. Mr. Mockler	Hon. P. Robichaud	Mr. C. LeBlanc
Hon. M ^{ac} Alpine-Stiles	Mr. Huntjens	

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 and delivered the following statement:

STATEMENT

The Clerk has announced that there is an equality of votes for and against the resolution. A guiding principle in exercising a casting vote on a Private Member's Motion or resolution is that where there is no further discussion, or no further discussion is possible, an important decision should be taken by a majority. As the House cannot reach a majority decision on this resolution, I regret that I must vote against the resolution, and therefore, I am casting my vote in the negative. The resolution is lost.

Accordingly, Motion 2 was negatived.

The Order of the Day being read that the House proceed to take into further consideration the amendment to the proposed Address in Answer to His Honour's speech at the opening of the session,

And the debate continuing, after some time, due to the unavoidable absence of Mr. Speaker, Mr. Betts, the Deputy Speaker, took the chair as Acting Speaker.

And after some further time, Mr. Speaker resumed the chair.

And the debate continuing, after some time, Mr. Speaker interrupted proceedings and advised that the ordinary time of daily adjournment had arrived.

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