

Prince Edward Island

Daily Journal for the  
Legislative Assembly for  
**Friday, December 15, 2006**

The House met at 10:00 a.m.

## **PRAYERS**

## **ROUTINE PROCEEDINGS**

### **Journals:**

Journals for Wednesday, December 13, 2006 were adopted by the House without amendment.

Doors were opened

### **Matters of Privilege:**

### **Statements by Members:**

10:12 Wayne Collins (Winsloe-West Royalty) made a Statement on the annual CBC Turkey Drive.

10:14 Cletus Dunn (Government House Leader) made a Statement on the Prince Edward Island Lung Association's annual Christmas Seal Campaign.

Richard Brown (Charlottetown-Kings Square) made a Statement on the role of the Official Opposition in the House.

10:17 **Questions by Members:**

### **Statements by Ministers:**

10:59 Honourable Premier made a Statement recognizing Islanders to be deployed to Afghanistan in February 2007.

11:03 Honourable Leader of the Opposition added his comments.

11:04 Honourable Mildred Dover (Education and Attorney General) made a Statement marking the 10<sup>th</sup> anniversary of the *Victims of Family Violence Act*.

11:06 Richard Brown (Charlottetown-Kings Square) added his comments.

11:09 Honourable Elmer MacFadyen (Community and Cultural Affairs) made a Statement on the

Provincial WinterActive campaign, January 15 - February 23, 2007.

11:10 Honourable Leader of the Opposition added his comments.

Honourable Philip Brown (Tourism) made a Statement recognizing certain Confederation Trail cyclists.

11:14 Carolyn Bertram (Crapaud-Hazel Grove) added her comments.

11:15 Honourable Jamie Ballem (Environment, Energy and Forestry) made a Statement announcing the publishing of a Public Land Atlas for Prince Edward Island.

Honourable Leader of the Opposition added his comments.

11:18 Honourable Philip Brown (Tourism) made a Statement announcing Tourism Christmas Open House at the Tourism Charlottetown Visitor Information Centre later today.

11:19 Honourable Leader of the Opposition added his comments.

#### **Presenting and Receiving Petitions:**

Cletus Dunn (Government House Leader) presented to the House a Petition from residents of Howlan Road/Bloomfield on the proposed construction of a high voltage transmission line.

**ORDERED**, that the Petition be received and lie on the Table.

#### **Tabling of Documents:**

Carolyn Bertram (Crapaud-Hazel Grove) tabled various documents: GST rebate; correspondence re overcrowding on school buses and need for occupational therapist in the Eastern School district; news release and e-mails re school breakfast program; web safety program for children; Workers Compensation Board policy and correspondence re legal fees; and Nova Scotia legislation and correspondence re licensed midwifery.

Honourable Chester Gillan (Health, Social Services and Seniors) tabled,

1<sup>st</sup>, by Command, the Annual Report of the Tyne Valley Community Hospital Authority 2005-2006, for the year ending March 31, 2006;

2<sup>nd</sup>, by Command, the Annual Report of the Alberton Community Hospital Authority 2005-2006;

3<sup>rd</sup>, by Command, the Annual Report of the O'Leary Community Hospital, dated December 4, 2006;

4<sup>th</sup>, by Command, the Annual Report of the Montague Community Hospital Authority 2005-2006;

5<sup>th</sup>, by Command, the Annual Report of the Souris Community Hospital Authority 2005-2006.

Honourable Philip Brown (Tourism) tabled a news release and correspondence re the Prince Edward Island tourism industry's elimination of the GST Rebate program.

**Reports by Committees:**

There were none.

**Introduction of Government Bills:**

There were none.

**GOVERNMENT MOTIONS:**

There were none.

**ORDERS OF THE DAY - GOVERNMENT:**

The following Bill was further considered by a Committee of the Whole House:

**MUNICIPAL STATUTES AMENDMENT ACT, 2006** (Bill No. 15)

Promoter: Honourable Elmer MacFadyen

Chair: Fred McCardle

After some time spent therein, Honourable Mr. Speaker resumed the Chair and the Chairperson reported the Bill agreed to without amendment.

**ORDERED**, that the Report of the Committee be adopted.

12:02 The following Bill was further considered by a Committee of the Whole House:

**POLICE ACT** (Bill No. 10)

Promoter: Honourable Mildred Dover

Chair: Wayne Collins

After some time spent therein, Honourable Mr. Speaker resumed the Chair and the Chairperson reported the Bill agreed to with amendment.

**ORDERED**, that the Report of the Committee be adopted.

5:01 Honourable Mildred Dover (Education and Attorney General), on behalf of Honourable Mitch Murphy (Provincial Treasurer) moved, seconded by Cletus Dunn (Government House Leader), that the House resolve itself into a Committee of the Whole House to take into consideration Supplementary Supply to be granted to Her Majesty.

The House resolved itself into the said Committee, Wes MacAleer (Charlottetown-Spring Park) took the Chair of the Committee, which considered the Supplementary Estimates which were required to carry on the public services of the Province of Prince Edward Island for the fiscal year ending 31 March 2006, and for the fiscal year ending 31 March, 2007.

After some time spent therein, Honourable Mr. Speaker resumed the Chair and the Chairperson reported that the Committee had gone into Supplementary Supply to be

granted to Her Majesty and had come to certain resolutions thereon, which said resolutions he was directed to report to the House whenever it should be pleased to receive the same.

**ORDERED**, that the Report of the Committee be now received.

The said Resolutions were severally read at the Clerk's Table and are as follows:

**RESOLVED**, that the following sums be granted and placed at the disposal of the Crown.

**(SUPPLEMENTARY ESTIMATES OF EXPENDITURES ARE PRINTED AS APPENDIX H, Page ???)**

**ORDERED**, that the Report of the Committee be adopted.

12:22 The following Bill was read a Second Time and referred to a Committee of the Whole House:

**SUPPLEMENTARY APPROPRIATION ACT (NO. 2) 2006** (Bill No. 22)

Promoter: Honourable Mildred Dover on behalf of Honourable Mitch Murphy

Chair: Wes MacAleer

After some time spent therein, Honourable Mr. Speaker resumed the Chair and the Chairperson reported the Bill agreed to without amendment.

**ORDERED**, that the Report of the Committee be adopted

With unanimous consent of the House, the following Bill was read a Third Time and Passed:

**SUPPLEMENTARY APPROPRIATION ACT (NO. 2) 2006** (Bill No. 22)

The following Bills were read a Third Time and Passed:

**AN ACT TO AMEND THE CIVIL SERVICE ACT** (Bill No. 2)

**AN ACT TO AMEND THE RENEWABLE ENERGY ACT** (Bill No. 3)

**AN ACT TO REPEAL THE LIVESTOCK COMMUNITY AUCTION SALES ACT** (Bill No. 4)

**HAIRDRESSERS ACT** (Bill No. 6)

**AN ACT TO AMEND THE REAL PROPERTY TRANSFER TAX ACT** (Bill No. 7)

**ARCHAEOLOGY ACT** (Bill No. 8)

**AN ACT TO AMEND THE REAL PROPERTY TRANSFER TAX ACT (No. 2)** (Bill No. 9)

**POLICE ACT** (Bill No. 10)

**AN ACT TO AMEND THE ENVIRONMENTAL PROTECTION ACT** (Bill No. 11)

**AN ACT TO AMEND THE INCOME TAX ACT (Bill No. 12)**

**AN ACT TO AMEND THE OFF-HIGHWAY VEHICLE ACT (Bill No. 13)**

**AN ACT TO AMEND THE RETAIL BUSINESS HOLIDAYS ACT AND THE EMPLOYMENT STANDARDS ACT (Bill No. 14)**

**MUNICIPAL STATUTES AMENDMENT ACT, 2006 (Bill No. 15)**

**AN ACT TO AMEND THE MUNICIPALITIES ACT (Bill No. 16)**

**AN ACT TO AMEND THE PLANNING ACT (Bill No. 17)**

**AN ACT TO AMEND THE TOURISM INDUSTRY ACT (Bill No. 18)**

**AN ACT TO AMEND THE TEACHERS' SUPERANNUATION ACT (Bill No. 19)**

**AN ACT TO AMEND THE CERTIFIED FISHERIES ORGANIZATIONS SUPPORT ACT (Bill No. 20)**

**APPROPRIATION ACT (CAPITAL EXPENDITURES) ACT 2007 (Bill No. 21)**

**FLORAL HILLS MEMORIAL GARDENS ADMINISTRATION ACT (Bill No. 23)**

**AN ACT TO AMEND THE LONG-TERM CARE SUBSIDIZATION ACT (Bill No. 25)**

**AN ACT TO AMEND THE PUBLIC HEALTH ACT (Bill No. 26)**

**AN ACT TO AMEND THE HIGHWAY TRAFFIC ACT (Bill No. 27)**

Cletus Dunn (Government House Leader) then advised that government had concluded its business for the fall sitting of this session.

Mr. Speaker advised Members that the Honourable Lieutenant Governor had arrived in the Confederation Chamber to receive this House and its Address in Reply to the Speech from the Throne and invited all Honourable Members to accompany him to the Confederation Chamber to greet Her Honour."

In Confederation Chamber, Honourable Mr. Speaker addressed Her Honour as follows;

"May it please Your Honour,

We, Her Majesty's dutiful and loyal subjects of the Legislative Assembly of the Province of Prince Edward Island at this time in Session assembled, beg leave to offer our humble thanks for the gracious speech with which Your Honour was pleased to open the present Session."

Mr. Speaker then passed the Address across the table to the Honourable Lieutenant Governor who responded as follows;

"Mr. Speaker and Members of the Legislative Assembly,

It is a pleasure for me to be with you to receive your address in reply to the Speech from the Throne with which I opened the present Session of the Legislative Assembly.

I thank you for the careful consideration which you have given to the matters contained in the Speech, as well as for the address which you have just presented to me.

I realize, Mr. Speaker, that the sessional duties of yourself and the other Members of the Assembly are not completed at this point. I am confident that the several matters still to be considered will receive your usual conscientious and careful consideration."

After the Governor had concluded her remarks, the Speaker, Premier, Leader of the Opposition and all Members joined in greeting Her Honour.

Honourable Mr. Speaker, having returned to the Chair, the sitting resumed. Mr. Speaker informed the House that Her Honour, the Lieutenant Governor was now prepared to consider the grant of Royal Assent to various Bills passed during this present Session of the Legislative Assembly. Honourable Mr. Speaker then departed the Chamber.

Her Honour the Lieutenant Governor then proceeded to the Legislative Chamber and was seated. The Speaker having returned to the Chamber, the Clerk advised the House as follows:

"May it Please Your Honour:

The Legislative Assembly has passed certain Bills during this, the Fourth Session of the Sixty-Second General Assembly, and now begs your Honour's consideration of the grant of Royal Assent."

He then read the titles of the Bills that passed severally as follows:

**AN ACT TO AMEND THE CIVIL SERVICE ACT** (Bill No. 2)

**AN ACT TO AMEND THE RENEWABLE ENERGY ACT** (Bill No. 3)

**AN ACT TO REPEAL THE LIVESTOCK COMMUNITY AUCTION SALES ACT** (Bill No. 4)

**HAIRDRESSERS ACT** (Bill No. 6)

**AN ACT TO AMEND THE REAL PROPERTY TRANSFER TAX ACT** (Bill No. 7)

**ARCHAEOLOGY ACT** (Bill No. 8)

**AN ACT TO AMEND THE REAL PROPERTY TRANSFER TAX ACT (No. 2)** (Bill No. 9)

**POLICE ACT** (Bill No. 10)

**AN ACT TO AMEND THE ENVIRONMENTAL PROTECTION ACT** (Bill No. 11)

**AN ACT TO AMEND THE INCOME TAX ACT** (Bill No. 12)

**AN ACT TO AMEND THE OFF-HIGHWAY VEHICLE ACT** (Bill No. 13)

**AN ACT TO AMEND THE RETAIL BUSINESS HOLIDAYS ACT AND THE EMPLOYMENT STANDARDS ACT (Bill No. 14)**

**MUNICIPAL STATUTES AMENDMENT ACT, 2006 (Bill No. 15)**

**AN ACT TO AMEND THE MUNICIPALITIES ACT (Bill No. 16)**

**AN ACT TO AMEND THE PLANNING ACT (Bill No. 17)**

**AN ACT TO AMEND THE TOURISM INDUSTRY ACT (Bill No. 18)**

**AN ACT TO AMEND THE TEACHERS' SUPERANNUATION ACT (Bill No. 19)**

**AN ACT TO AMEND THE CERTIFIED FISHERIES ORGANIZATIONS SUPPORT ACT (Bill No. 20)**

**SUPPLEMENTARY APPROPRIATION ACT (No. 2) 2006 (Bill No. 22)**

**FLORAL HILLS MEMORIAL GARDENS ADMINISTRATION ACT (Bill No. 23)**

**AN ACT TO AMEND THE LONG-TERM CARE SUBSIDIZATION ACT (Bill No. 25)**

**AN ACT TO AMEND THE PUBLIC HEALTH ACT (Bill No. 26)**

**AN ACT TO AMEND THE HIGHWAY TRAFFIC ACT (Bill No. 27)**

Royal Assent was announced by the Honourable Lieutenant Governor in the following words:

"In Her Majesty's name, I Assent to these Bills."

Honourable Mr. Speaker then said:

"May it please Your Honour,

We, Her Majesty's loyal and dutiful subjects of the Legislative Assembly of Prince Edward Island in session assembled, approach Your Honour at the close of our labours with sentiments of unfeigned devotion and loyalty to Her Majesty's person and Government. We do humbly beg for Your Honour's acceptance of a Bill intituled

**APPROPRIATION (CAPITAL EXPENDITURES) ACT 2007 (Bill No. 21)**

thus placing at the disposal of the Crown the means by which Government can be made efficient for the service and welfare of the Province."

To this Bill, Royal Assent was announced by the Clerk in the following words:

"The Honourable Lieutenant-Governor doth thank Her Majesty's loyal and dutiful subjects, accepts their benevolence and assents to this Bill in Her Majesty's name."

Her Honour was then pleased to address the House and commend all Honourable Members for the conscientious manner in which deliberations were conducted during this Fourth Session of the Sixty-Second General Assembly, wished all Members good health and prosperity and that peace and freedom for all people shall be more nearly achieved.

At the conclusion of the Address, Her Honour retired from the Chamber. Honourable Mr. Speaker resumed the Chair and, prior to adjournment, wished all Members and Legislative Assembly staff a Merry Christmas.

**ADJOURNMENT:**

12:45 On Motion of Cletus Dunn (Government House Leader), seconded by Honourable Premier, the House adjourned to the call of the Speaker.

Charles H. MacKay  
Clerk of the Legislative Assembly