

# JOURNAL OF THE LEGISLATIVE ASSEMBLY

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TUESDAY, 12 DECEMBER 2017

The House met at 2:00 p.m.

## **Prayers**

## **Routine Proceedings**

## **Journals**

Journals for Thursday, 07 December, 2017 were adopted by the House without amendment.

Doors were opened

## **Matters of Privilege**

None

## **Statements by Members**

2:17 Chris Palmer (Summerside-Wilmot) provided an update on the Freestore initiative in Summerside.

2:19 Kathleen Casey (Charlottetown-Lewis Point) recognized Sterling Hickox and his contribution to the Children's Wish Foundation.

2:20 Hon. Leader of the Opposition (Stratford-Kinlock) recognized the community efforts of the Stratford and Area Lions Club.

2:22

## **Questions by Members**

## **Statements by Ministers**

3:03 Hon. Jordan Brown (Education, Early Learning and Culture) recognized December 11 as Human Rights Day.

3:07 Sidney MacEwen (Morell-Mermaid) and the Leader of the Third Party added their comments.

3:11 Hon. Sonny Gallant (Workforce and Advanced Learning) provided an update on the Community Service Bursary.

3:14 Bradley G. Trivers (Rustico-Emerald) and the Leader of the Third Party added their comments.

## **Presenting and Receiving Petitions**

Leader of the Third Party presented a petition signed by 174 people asking that the Legislative Assembly look into the benefits of establishing an Electric Vehicle incentive program, as has been done in many other provinces and countries.

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

### Tabling of Documents

Hon. Premier handed a Message from Her Honour, the Honourable Antoinette Perry, Lieutenant Governor of the Province of Prince Edward Island, Supplementary Estimates of Expenditures to Hon. Mr. Speaker, who asked the Clerk to read the same to the House as follows:

“Honourable Francis (Buck) Watts, M.L.A.  
Speaker of the Legislative Assembly  
197 Richmond Street, Charlottetown  
Prince Edward Island

Dear Mister Speaker:

Her Honour, the Honourable Antoinette Perry, Lieutenant Governor of the Province of Prince Edward Island, hereby transmits the Supplementary Estimates of Expenditure of the Province of Prince Edward Island in Support of the Supplementary Appropriation Act (No. 2) 2017 that were required to carry out the public services of the Province for the fiscal years ending March 31, 2017 and March 31, 2018.

In accordance with the provisions of the *Constitution Act, 1867*, the Prince Edward Island Terms of Union, 1873, and the *Financial Administration Act*, Her Honour recommends the same to the Legislative Assembly.

Commended by,

Paul Ledwell  
Clerk of the Executive Council  
and Secretary to Cabinet

Honourable Antoinette Perry  
Lieutenant Governor

at Charlottetown, Prince Edward Island  
this 8<sup>th</sup> day of December, 2017.”

By Command of Her Honour the Lieutenant-Governor, Hon. Premier presented to the House Supplementary Estimates of Expenditures for the Province of Prince Edward Island in support of the Supplementary Appropriation Act (No. 2) 2017.

Hon. Premier moved, seconded by Hon. Robert Henderson (Health and Wellness) that consideration of the Supplementary Estimates in Committee of the Whole House be added to the Orders of the Day until such time as they are despatched, to which the House agreed.

3:21 Hon. Premier tabled, by leave, a Prince Edward Island review of Unfounded Sexual Assault Case Data.

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### Reports by Committees

None

### Introduction of Government Bills

None

### Government Motions

None

### Orders of the Day (Government)

3:22 The Order of the Day being read for the adjourned debate on the draft address, debate was continued by Chris Palmer (Summerside-Wilmot); Bush Dumville (West Royalty-Springvale) (3:25); Hon. Sonny Gallant (Workforce and Advanced Learning) (3:35); Hon. Leader of the Opposition (3:41); Bradley G. Trivers (Rustico-Emerald) (3:54); Steven Myers (Georgetown-St. Peters) (4:17); and Hon. Premier (4:37).

4:54 There being no further speakers, Richard Brown (Charlottetown-Victoria Park) closed the debate.

The Motion was read by the Clerk Assistant as follows:

“**MOVED** by the Honourable Member for Charlottetown-Victoria Park, seconded by the Honourable Member from Tignish-Palmer Road, the following Motion:

**RESOLVED** that the following Message be presented to Her Honour the Lieutenant-Governor, to offer the humble thanks of this House for the gracious Speech which she had been pleased to make at the opening of the present session.

**TO HER HONOUR  
THE HONOURABLE ANTOINETTE PERRY  
LIEUTENANT GOVERNOR OF PRINCE EDWARD ISLAND**

**MAY IT PLEASE YOUR HONOUR:**

We, Her Majesty’s dutiful and loyal subjects of the Legislative Assembly of Prince Edward Island at this time in Session assembled, beg leave to offer our humble thanks to Your Honour for the gracious Speech with which Your Honour had been pleased to open the present Session.”

Hon. Speaker put the Question. A Recorded Division being sought, the names were recorded by the Clerk Assistant as follows:

Nays (9)

Leader of the Third Party  
Hon. Leader of the Opposition  
Matthew MacKay (Kensington-Malpeque)  
Jamie Fox (Borden-Kinkora)

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Bradley G. Trivers (Rustico-Emerald)  
Sidney MacEwen (Morell-Mermaid)  
Darlene Compton (Belfast-Murray River)  
Steven Myers (Georgetown-St. Peters)  
Colin LaVie (Souris-Elmira)

Yeas (12)

Hon. Richard Brown (Government House Leader)  
Hon. Paula Biggar (Transportation, Infrastructure and Energy)  
Hon. Premier  
Hon. Robert Henderson (Health and Wellness)  
Hon. Robert Mitchell (Communities, Land and Environment)  
Bush Dumville (West Royalty-Springvale)  
Hon. Pat Murphy (Rural and Regional Development)  
Hon. Tina Mundy (Family and Human Services)  
Hon. Heath MacDonald (Economic Development and Tourism)  
Hon. Jordan Brown (Education, Early Learning and Culture)  
Hon. Sonny Gallant (Workforce and Advanced Learning)  
Chris Palmer (Summerside-Wilmot)

Motion was **CARRIED** and resolved accordingly.

**ORDERED**, that the said Address in Reply to the Speech from the Throne be engrossed and presented to His Honour by the Whole House.

**ORDERED**, that the same Committee which prepared the Address in Reply be a Committee of this House to wait upon His Honour to know his pleasure as to when he will be pleased to receive the House and its Address.

5:00 Hon. Mr. Speaker declared recess until 7:00 p.m.

**7:00 p.m.**

### **Orders Other Than Government**

The following Bill was read a Third Time and Passed:

**AN ACT TO AMEND THE WORKERS COMPENSATION ACT (Bill No. 102)**

The House reverted to:

### **Motions Other Than Government**

7:05 Private Members Bill introduced and read a First Time:

**Public Intervener Act (Bill No. 104)** by Jamie Fox (Borden-Kinkora).

Jamie Fox (Borden-Carleton) moves, seconded by Bradley G. Trivers (Rustico-Emerald), the following Motion:

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**WHEREAS** the Prince Edward Island government has a commitment towards the reduction of this province's carbon footprint;

**AND WHEREAS** Prince Edward Islanders are seeking alternative methods of heat sources for their homes due to the high costs of oil and in efforts to reduce their own carbon footprint;

**AND WHEREAS** the provincial portion of PEI's HST is currently applied to all sources of heat except for home heating oil;

**AND WHEREAS** Prince Edward Islanders who heat their homes with heat pumps, electric boilers, electricity, wood pellets, solar heat and other sources feel they are being discriminated against by this government policy;

**THEREFORE BE IT RESOLVED** that this Legislative Assembly urge the provincial government to broaden the tax exemption to include all sources of home heating products and systems.

Debate was commenced by the Mover (7:06); continued by the Seconder Bradley G. Trivers (7:12); and Richard Brown (Charlottetown-Victoria Park) (7:19).

Hon. Mr. Speaker asked all Members not to interrupt the Member speaking during debate.

Debate was continued by Richard Brown (Charlottetown-Victoria Park); Hon. Paula Biggar (Transportation, Infrastructure and Energy) (7:28); Matthew MacKay (Kensington-Malpeque) (7:36); Steven Myers (Georgetown-St. Peters) (7:41); Hon. Leader of the Opposition (7:54); Leader of the Third Party (8:06); Hon. Tina Mundy (Family and Human Services) (8:20).

Hon. Mr. Speaker again reminded all Honourable Members not to interrupt during debate.

Debate was continued by Hon. Tina Mundy (Family and Human Services); and, on her Motion, debate was adjourned.

Leader of the Third Party moved, seconded by Hal Perry (Tignish-Palmer Road), the following Motion (No. 30):

**WHEREAS** Prince Edward Island is the only Canadian province without an ombudsperson;

**AND WHEREAS** this House considered in 1999 a bill to establish a provincial ombudsperson;

**AND WHEREAS** an ombuds office would help this government meet its goal of increasing accountability and transparency;

**AND WHEREAS** the ombudsperson for the province of Nova Scotia also has a child and youth advocacy mandate;

**THEREFORE BE IT RESOLVED** that the Legislative Assembly urge Government to create an ombuds office for Prince Edward Island;

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**THEREFORE BE IT FURTHER RESOLVED** that Government consider including child and youth advocacy in the mandate of an ombudsperson.

Debate was commenced by Leader of the Third Party (8:41); continued by Hon. Premier (8:51); and, on his Motion, adjourned the debate.

### **Adjournment**

9:00 On Motion of Hon. Sonny Gallant (Workforce and Advanced Learning), seconded by Kathleen Casey (Charlottetown-Lewis), the House adjourned until 2:00 p.m. on Wednesday, December 13, 2017.

Charles H. MacKay  
Clerk of the Legislative Assembly