

# JOURNAL OF THE LEGISLATIVE ASSEMBLY

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THURSDAY 22 NOVEMBER 2018

The House met at 2:00 p.m.

## **Prayers**

## **Routine Proceedings**

## **Journals**

Journals for Tuesday, 20 November 2018 were adopted by the House without amendment.

Doors were opened

## **Matters of Privilege**

Hon. Mr. Speaker made the following ruling:

Hon. members,

I have reviewed the point of privilege raised by the Hon. Minister of Transportation, Infrastructure and Energy on November 20. The Minister objected to comments made by the Hon. Member for Georgetown-St. Peters during Oral Question Period on November 15, specifically the use of the words “broke the law” and “illegally” in reference to actions taken by the Minister. The Hon. Member for Georgetown-St. Peters addressed the point of privilege and asserted that his comments were correct.

To begin, I refer Hon. Members to *Beauchesne* (6th edition), citation 31, which state: “A dispute arising between two Members, as to allegations of facts, does not fulfill the conditions of parliamentary privilege.” The Minister and Member may have differing opinions to the allegations of facts, but this does not constitute a matter of privilege or a point of order.

Regarding the use of the words “broke the law” and “illegally” in reference to actions taken by the Minister, I draw your attention to Rule 34(2) of the *Rules of the Legislative Assembly of Prince Edward Island*, which states: “No member shall use language or words offensive toward the House or any member.” I also refer you to *House of Commons Procedure and Practice* (Second Edition), page 614, which provides as follows:

Remarks directed specifically at another member which question the member’s integrity, honesty or character are not in order. A member will be requested to withdraw offensive remarks, allegations, or accusations of impropriety directed towards another member.

I have reviewed the comments and I find the use of the words “broke the law” and “illegally” to be out of order. I remind all Members that language during debate must be temperate and worthy of this House; and, as I requested during my ruling earlier this week, I trust that all Hon. Members will respect each other during future debates in this Legislature.

I will be asking the Hon. Member for Georgetown-St. Peters to withdraw the words used during Oral Question Period on November 15.

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Thank-you.”

### **Statements by Members**

2:25 Kathleen Casey (Charlottetown-Lewis Point) recognized the 10<sup>th</sup> and final Captain Nichola Goddard Foundation dinner.

2:27 Allen Roach (Montague-Kilmuir) acknowledged Copper Bottom Brewery owned and operated by Ashley Condon and Ken Spears.

2:29 Brad Trivers (Rustico-Emerald) highlighted the Northern Star newspaper and their years of hard work strengthening the community.

2:35

### **Questions by Members**

At the beginning of Oral Question Period, Hon. Paula Biggar (Transportation, Infrastructure and Energy) and Hon. Robert Mitchell (Health and Wellness) responded to Oral Questions Taken as Notice.

### **Statements by Ministers**

3:18 Hon. Robert Mitchell (Health and Wellness) announced the in-patient tele-rounding pilot at Western Hospital to support in-patient care.

3:21 Sidney MacEwen (Morell-Mermaid) and Hannah Bell (Charlottetown-Parkdale) added their comments.

3:23 Hon. Tina Mundy (Family and Human Services) recognized National Housing Day, a day to recognize the housing needs across Canada.

3:25 Darlene Compton (Belfast-Murray River) and Hannah Bell (Charlottetown-Parkdale) added their comments.

3:28 Hon. Richard Brown (Communities, Land and Environment updated the House of the Sustainable Transportation Strategy.

3:30 Brad Trivers (Rustico-Emerald) and Leader of the Third Party added their comments.

### **Presenting and Receiving Petitions**

None

### **Tabling of Documents**

Hon. Paula Biggar (Transportation, Infrastructure and Energy) tabled,

1<sup>st</sup>, by leave, Energy Efficiency Programs;

2<sup>nd</sup>, by leave, answers to written question no. 118.

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James Aylward (Stratford-Kinlock) tabled,

1<sup>st</sup>, by leave, written questions to the Minister responsible for the Island Regulatory and Appeals Commission;

2<sup>nd</sup>, by leave, a written question to the Minister of Health and Wellness.

Sidney MacEwen (Morell-Mermaid) tabled, by leave, a written question to the Minister of Education, Early learning and Culture.

### **Reports by Committees**

None

### **Orders Other Than Government**

The following Bill was introduced and read a First Time:

**Autism Secretariat Act** (Bill No. 127) by Sidney MacEwen (Morell-Mermaid).

The following Bill was read a Second Time:

**AN ACT TO AMEND THE CONFLICT OF INTEREST ACT (NO. 3)** Bill No. 118

Before resolving into committee of the Whole House, Hon. Mr. Speaker sought and received, an apology from Steven Myers (Georgetown-St. Peters) for the words used during oral question period and the subject of the Speaker's ruling earlier this sitting day.

The following Bill was referred to a committee of the Whole House:

**AN ACT TO AMEND THE CONFLICT OF INTEREST ACT (NO. 3)** Bill No. 118

Promoter: Steven Myers  
Chair: Jamie Fox

After some time spent therein, Hon. Mr. Speaker resumed the chair and the Chairperson reported Progress and begged leave to sit again to which the House agreed.

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

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

**AN ACT TO AMEND THE INNOVATION PEI ACT** (Bill No. 123)

Promoter: Hannah Bell  
Chair: Kathleen Casey

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

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

### **Motions Other Than Government**

Motion No. 74 (Recognizing those who help students and staff through traumatic events) being called again, debate was commenced by the Seconder (4:48); Hon. Robert Mitchell (Health and Wellness) (4:51); Colin LaVie (Souris-Elmira) (4:55); and, on his Motion, debate was adjourned.

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

**7:00 p.m.**

### **Orders of the Day (Government)**

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

**POST-SECONDARY INSTITUTIONS SEXUAL VIOLENCE POLICIES ACT** (Bill No. 41)

Promoter: Hon. Sonny Gallant  
Chair: Kathleen Casey

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

**ORDERED** that the report of the Committee be adopted.

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

**AN ACT TO AMEND THE INCOME TAX ACT (NO. 2)** Bill No. 57

Promoter: Hon. Heath MacDonald  
Chair: Alan McIsaac

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

**ORDERED** that the report of the Committee be adopted.

Hon. Mr. Speaker put the Question on the Motion of the Adoption of the Report of the Committee. A Recorded Division being sought, the names were recorded by the Clerk Assistant as follows:

Nays (2)

Steven Myers (Georgetown-St. Peters)  
Sidney MacEwen (Morell-Mermaid)

Yeas (18)

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Hon. Richard Brown (Communities, Land and Environment)  
Hon. Chris Palmer (Economic, Development and Tourism)  
Hon. Paula Biggar (Transportation, Infrastructure and Energy)  
Hon. Premier  
Hon. Heath MacDonald (Finance)  
Hon. Robert Henderson (Agriculture and Fisheries)  
Hon. Robert Mitchell (Health and Wellness)  
Hon. Pat Murphy (Rural and Regional Development)  
Alan McIsaac (Vernon River-Stratford)  
Hon. Tina Mundy (Family and Human Services)  
Hon. Jordan Brown (Education, Early Learning and Culture)  
Hon. Sonny Gallant (Workforce and Advanced Learning)  
Kathleen Casey (Charlottetown-Lewis Point)  
Hannah Bell (Charlottetown-Parkdale)  
Leader of the Third Party  
Jamie Fox (Borden-Kinkora)  
Hal Perry (Tignish-Palmer Road)  
Brad Trivers (Rustico-Emerald)

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

### **Adjournment**

9:00 On Motion of Sonny Gallant (Workforce and Advanced Learning), seconded by Alan McIsaac (Vernon River-Stratford), the House adjourned until 10:00 a.m. on Friday, November 23, 2018.

Charles H. MacKay  
Clerk of the Legislative Assembly