
Tuesday, December 18, 2001.

1 o'clock p.m.

Prayers.

Hon. Mr. Green, from the Standing Committee on Procedure, presented the First Report of the Committee for the session, which was read and is as follows:

December 18, 2001.

To the Honourable
The Legislative Assembly of
The Province of New Brunswick.

Mr. Speaker:

Your Standing Committee on Procedure begs leave to submit this their First Report of the Session.

Your Committee met in the Legislative Council Chamber on Friday, December 14, 2001, and considered the application for the enactment of a Private Bill entitled *An Act to Incorporate SG Hambros Trust Company (Canada) Inc.* and the application for the enactment of a Private Bill entitled *An Act Respecting Building Officials and the New Brunswick Building Officials Association.*

It was reported to the Committee that the Clerk of the House was unable to certify that either applicant had met the requirements of Standing Rule 110, with respect to the payment of filing fees, or Standing Rule 111, with respect to the publication of notices. It was further reported that both applicants had requested that the applicable requirements of the Standing Rules be waived to permit introduction of the Bills during the current session. Accordingly, pursuant to Standing Rule 114(2), the applications were placed before the Standing Committee on Procedure for consideration.

The application by SG Hambros Trust Company (Canada) Inc. was originally filed in March, 2001, for presentation during the Third Session of the Fifty-fourth Legislative Assembly. Publication of the notices of legislation for the original application was completed in compliance with the Standing Rules. Notice was published for three consecutive weeks in the *Times Globe*, the *Times Transcript*, *L'Acadie Nouvelle* and the *Daily Gleaner*. The notice of legislation was also published once in the Royal Gazette.

In addition, the necessary filing fees were submitted by SG Hambros Trust Company (Canada) Inc. to permit introduction of the Bill.

Bill 48, *An Act to Incorporate SG Hambros Trust Company (Canada) Inc.*, was introduced in the House on April 26, 2001, and referred to the

Standing Committee on Private Bills for consideration. In a report to the House on May 31, 2001, the Committee reported that they had made certain progress on the Bill, however, they did not recommend Bill 48 to the favourable consideration of the House.

As well, in the above noted report to the House, the Standing Committee on Private Bills recommended that, in order to allow the application of SG Hambros Trust Company (Canada) Inc. to be considered during the next regular session, consideration be given to the waiving of the requirements of Standing Rule 110 respecting filing fees and Standing Rule 111 respecting the publication of the notices of legislation.

The revised application by SG Hambros Trust Company (Canada) Inc. was filed on November 13, 2001.

The application by the New Brunswick Building Officials Association was originally filed in October, 2000, for presentation during the Third Session of the Fifty-fourth Legislative Assembly. Publication of the notices of legislation for the original application was completed in compliance with the Standing Rules. Notice was published for three consecutive weeks in the *Telegraph Journal*, the *Times Transcript*, *L'Acadie Nouvelle* and the *Daily Gleaner*. The notice of legislation was also published once in the *Royal Gazette*.

In addition, the necessary filing fees were submitted by the New Brunswick Building Officials Association to permit introduction of the Bill.

Bill 29, *An Act Respecting Building Officials and the New Brunswick Building Officials Association Inc.*, was introduced in the House on December 20, 2000, and referred to the Standing Committee on Private Bills for consideration. In a report to the House on March 28, 2001, the Committee reported that they had made certain progress on the Bill, however, they did not recommend Bill 29 to the favourable consideration of the House.

In a subsequent report to the House on May 11, 2001, the Standing Committee on Private Bills recommended that, in order to allow the application of the New Brunswick Building Officials Association to be considered during the next regular session, consideration be given to the waiving of the requirements of Standing Rule 110 respecting filing fees and Standing Rule 111 respecting the publication of the notices of legislation.

The revised application by the New Brunswick Building Officials Association was filed on October 24, 2001.

Pursuant to Standing Rule 114(2), the Standing Committee on Procedure may waive any requirements of the Standing Rules, or may issue such other Order as it deems appropriate.

Accordingly, in order that the Bill entitled *An Act to Incorporate SG Hambros Trust Company (Canada) Inc.* and the Bill entitled *An Act Respecting Building Officials and the New Brunswick Building Officials Association* may both be considered during the present session of the Legislature, your Committee waives the requirements of Standing Rule 110 and Standing Rule 111 to permit the introduction of both Bills.

And your Committee asks leave to make a further report.

(Sgd. :) Hon. Brad Green, Q.C.
Chairman.

Ordered that the Report be received, that leave be granted, and the Committee continued.

Hon. Mrs. Jardine laid upon the table of the House a document entitled *A Vision for Local Governance in New Brunswick, Report of the Minister's Round Table on Local Governance, June 2001*.

The following Bills were introduced and read a first time:

By Hon. Mrs. Jardine on behalf of Hon. Mrs. Blaney,
Bill 23, *An Act to Amend the Motor Vehicle Act*.

By Hon. E. Robichaud,
Bill 24, *An Act to Amend the Civil Service Act*.

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. Green, seconded by Hon. Mrs. Jardine, moved (Motion 48):

WHEREAS New Brunswickers want an open and responsive government to chart a new direction and set new priorities to meet their most important needs; and

WHEREAS government has been presented with the Report of the Minister's Round Table on Local Governance and has accepted in principle, the direction as outlined in the Report; and

WHEREAS government is acting upon the recommendations from the Report that a comprehensive consultation process be conducted to explore acceptable and appropriate local governance models and regional service delivery structures; and

WHEREAS government has accepted in principle, the direction outlined in the Report as a basis for consultation including:

- “That the development, evaluation and implementation of local governance structures in New Brunswick respect the Round Table’s principles.”
- “That the existing municipality structure (City, Town, Village) be retained.”
- “That the entire New Brunswick population have access to a governance system that provides for elected representation.”
- “That there be a more rational organization for the purposes of local governance and service provision.”

BE IT THEREFORE RESOLVED THAT this House appoint a Select Committee on Local Governance and Regional Collaboration. This Select Committee will be charged with the responsibility for conducting public consultation relating to the recommendations of the Report of the Minister’s Round Table on Local Governance, as follows (pages 33, 37, and 38):

- “That at the present time, acceptable options for the unincorporated areas of the province to voluntarily achieve local governance include:
 - % Community District (in conjunction with a regional structure);
 - % Enhanced Rural Community (in conjunction with a regional structure);
 - % Incorporation as a Rural Municipality;
 - % Annexation to, or incorporation as, a municipality.”
- “That a multi-service body be established in each region of the province to provide for:
- % The delivery of the services of land use planing, solid waste management and economic development on a regional basis;
 - % A mechanism to arrange for, and /or deliver services on a regional, and possibly on a sub-regional or local basis;
 - % A mechanism to manage facilities and infrastructure that have regional benefit;
 - % The potential to achieve cost savings through economies of scale and reduction of duplication;
 - % Greater effectiveness in dealing with issues that cross jurisdictions and improvement of cooperation among the various administrative units;
 - % Accountability to communities served in regards to services delivered on their behalf;

% Fair sharing of services between and among communities (sharing of decisions related to the services and sharing their costs);

% More and better land use planning at the local and regional levels.”

- “That a regional planning tool be developed to bring about improved coordination and linkages between communities in terms of land use planning, infrastructure development and the protection of the natural environment.”

BE IT FURTHER RESOLVED THAT the Select Committee be composed of Claude Williams, Milt Sherwood, Jody Carr, Rose-May Poirier, Madeleine Dubé, Eric MacKenzie, John Betts, Réjean Savoie, Gaston Moore, Eric Allaby, Marcelle Mersereau, Roland Haché and Elizabeth Weir.

And the question being put, a debate ensued.

And the debate being ended and the question being put, Motion 48 was resolved in the affirmative.

Hon. Mr. Green, the Government House Leader, announced that following second and third reading of Bills, and Private Members' Motions, it was the intention of the government that the House resolve itself into a Committee of the Supply to consider the Supplementary Estimates 2001 - 2002, following which the House would resolve itself into a Committee of the Whole to consider legislation; in particular, Bill 13.

The following Bills were read a third time:

Bill 10, *An Act to Amend the Crown Lands and Forests Act.*

Bill 14, *An Act to Amend the Legislative Assembly Act.*

Bill 15, *An Act to Amend the Executive Council Act.*

Ordered that the said Bills do pass.

The Order being read for second reading of Bill 17, *Regional Health Authorities Act*, a debate arose thereon.

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

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

And after some time, Mr. Allaby moved in amendment, seconded by Mr. Richard:

AMENDMENT

THAT the motion for second reading be amended by deleting all the words after the word “that” and substituting the following:

Bill 17, *Regional Health Authorities Act*, be not now read a second time but that the order for second reading be discharged and the subject matter of the Bill be referred to the Standing Committee on Law Amendments.

And the question being put, a debate arose.

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

And after some time, Mr. Bernard, 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 amendment was negatived on the following recorded division.

YEAS - 8

Mrs. Mersereau	Mr. Lee	Mr. Kennedy
Mr. Allaby	Mr. Haché	Ms. Weir
Mr. Richard	Mr. S. Graham	

NAYS - 28

Hon. Mr. Mesheau	Mr. Cosman	Mr. Landry
Hon. Mr. Green	Mr. Carr	Ms. Keddy
Hon. D. Graham	Mr. Jordan	Mr. Huntjens
Hon. E. Robichaud	Mr. Malley	Mr. Savoie
Hon. Mrs. Jardine	Mr. Stiles	Mr. Ashfield
Hon. Mr. Volpé	Mr. MacDonald	Mr. Bernard
Hon. Mr. Weston	Mr. Holder	Ms. MacKenzie
Mr. J. Betts	Mr. McGraw	Ms. Dubé
Ms. Fowlie	Mr. Steeves	Mr. Moore
Ms. Poirier		

Debate continued on the motion that Bill 17, *Regional Health Authorities Act*, be now read a second time.

And the debate being ended and the question being put that Bill 17 be now read a second time, it was resolved in the affirmative.

Accordingly, Bill 17, *Regional Health Authorities 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 18, *An Act Respecting the Regional Health Authorities Act*, a debate arose thereon.

And then, 6 o'clock p.m., pursuant to the provisions of Standing Rule 30(1), Mr, Speaker interrupted proceedings and without question put, declared the House adjourned until the next sitting day.

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

Annual Report Justice and Attorney General	December 14, 2001
Annual Report Office of the Ombudsman 1999-2000	December 14, 2001