



**Legislative Assembly  
Province of Alberta**

No. 42

**VOTES AND PROCEEDINGS**

Second Session

Twenty-Third Legislature

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Tuesday, May 3, 1994

The Speaker took the Chair at 1:30 p.m.

**ROUTINE**

**Presenting Petitions**

Mrs. Soetaert, Hon. Member for Spruce Grove-Sturgeon-St. Albert, presented a petition from 524 Albertans regarding the inclusion of the Sturgeon Hospital within the Edmonton Region.

Mr. Bracko, Hon. Member for St. Albert, presented a petition from 517 St. Albert and surrounding area residents regarding the inclusion of the Sturgeon Hospital within the Edmonton Region.

Mr. N. Taylor, Hon. Member for Redwater, presented a petition from 619 Morinville area and Sturgeon Municipal District residents regarding the inclusion of the Sturgeon Hospital within the Edmonton Region.

Mr. Coutts, Hon. Member for Pincher Creek-Macleod, presented a petition from 1488 Albertans regarding the maintenance of the Alberta Children's Hospital in Calgary as a full-service, active hospital.

## **Reading and Receiving Petitions**

On request by Mr. Bracko, Hon. Member for St. Albert, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly of Alberta to urge the Government not to alter funding arrangements for Alberta's seniors lodges and seniors subsidized apartments until seniors have been consulted and have agreed to any revisions to funding arrangements.

On request by Dr. Nicol, Hon. Member for Lethbridge-East, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly of Alberta to urge the Government to maintain the existing Alberta Children's Hospital in Calgary as a full service, active hospital which will continue to serve the children of southern Alberta.

On request by Mr. Dalla-Longa, Hon. Member for Calgary-West, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly of Alberta to urge the Government to maintain the Alberta Children's Hospital in Calgary on its current site and as it currently exists as a full service pediatric health care facility.

On request by Mr. Mitchell, Hon. Member for Edmonton-McClung, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly to urge the Government not to alter the level of support for all benefits for Alberta's seniors until seniors have been consulted and have agreed to any revisions.

## **Notices of Motions**

Pursuant to Standing Order 34(2)(a), Hon. Mrs. Black, Deputy Government House Leader, gave oral notice of the following Motions for Returns to be dealt with May 4, 1994:

Motions for Returns: M199, M200.

Mr. Dickson, Hon. Member for Calgary-Buffalo, gave oral of his intention to move, pursuant to Standing Order 30, that the Assembly adjourn to discuss a matter of urgent public importance, namely the matter of the independence of the judiciary in Alberta.

## **Tabling Returns and Reports**

Hon. Mr. Cardinal, Minister of Family and Social Services:

Response to Written Question 145 asked by Ms Soetaert on March 2, 1994:

How much has the Department of Family and Social Services spent on legal fees for Supports for Independence clients pursuing child maintenance for the periods April 1, 1990 to March 31, 1991; April 1, 1991 to March 31, 1992; April 1, 1992 to March 31, 1993; and April 1, 1993 to February 10, 1994?

Sessional Paper 145/94

Response to Written Question 148 asked by Ms Hanson on March 2, 1994:

How many children were turned down for protective services by the Director of Child Welfare for the periods April 1, 1992 to March 31, 1993, and April 1, 1993 to February 10, 1994?

Sessional Paper 148/94

Response to Written Question 149 asked by Ms Hanson on March 2, 1994:

How many parents or guardians in need of mental health services for a child were forced to relinquish custody of the child to the Department of Family and Social Services to obtain services during the periods April 1, 1991 to March 31, 1992; April 1, 1992 to March 31, 1993; and April 1, 1993 to February 10, 1994?

Sessional Paper 149/94

Response to Written Question 150 asked by Mr. Sekulic on March 2, 1994:

Between April 1, 1993 and February 10, 1994, how many files have been closed on Assured Income for the Severely Handicapped recipients and for each of these closed files, how many have been transferred to Supports for Independence?

Sessional Paper 150/94

Hon. Mr. Evans, Minister of Environmental Protection:

Response to Written Question 144 asked by Mr. Collingwood on March 2, 1994:

How much money did the Government contribute to the purchase and installation of rocking kilns at the Alberta Special Waste Treatment Plant at Swan Hills?

Sessional Paper 144/94

Return to Order of the Assembly No. M157 asked by Mr. Langevin on March 2, 1994:

A list of all companies issued permits for the use of herbicides for forest management between April 1, 1991 and March 31, 1992 and April 1, 1992 and March 31, 1993, and the area approved for treatment for each company.

Sessional Paper 157/94

Return to Order of the Assembly No. M158 asked by Mr. Langevin on March 2, 1994:

A list of the number of inspections carried out each month of logging trucks crossing the border from Alberta to British Columbia between January and December, 1993, indicating the source destination of the timber, the volume of timber carried and any infringements, including the illegal shipment of timber from Crown land.

Sessional Paper 158/94

Mr. Dickson, Hon. Member for Calgary-Buffalo:

Report of the Royal Commission to Enquire into the Magistracy of Newfoundland and Labrador, Steele Report, September 10, 1973, pp. 11-17

Sessional Paper 972/94

1992 Report of the Tribunal on Salaries and Benefits of Provincial Court Judges, Whalen Report, Newfoundland, April 14, 1992, pp. 7-11

Sessional Paper 973/94

Report and Recommendations of the Judicial Compensation Committee, 1991, Baizley Report, Manitoba, June 7, 1991, pp. 1-2

Sessional Paper 974/94

1988 Report and Recommendations of the Compensation Advisory Committee, Kidd Report, British Columbia, pp. 7-10

Sessional Paper 975/94

Report on Compensation of the 1992 Compensation Advisory Committee, Connaghan Report, British Columbia, March 29, 1993, pp. 4-5

Sessional Paper 976/94

Reports on Remuneration of Judges, March 11, 1994

Sessional Paper 977/94

Administration of Justice in the Provincial Courts of Alberta, Report No. 2 of the Board of Inquiry Under the Public Inquiries Act, Kirby Report, Alberta, August 6, 1975, pp 7-9, 59-61

Sessional Paper 978/94

1990 Provincial Court Commission Report, Schmeiser Report, Saskatchewan, March 27, 1991, pp. 4-8

Sessional Paper 979/94

Report of the 1988 Ontario Provincial Courts Committee, September 27, 1988, pp. 13, 15-24, 40-57

Sessional Paper 980/94

1993 Report of the Provincial Court Commission, Irwin Report, Saskatchewan, December 13, 1993, pp. 4-6

Sessional Paper 981/94

Report and Recommendations of the 1989 Commission on Judges' Salaries and Benefits, Courtois Report, Federal, March 5, 1990, pp. 5-9

Sessional Paper 982/94

Report and Recommendations of the 1986 Commission on Judges' Salaries and Benefits, Guthrie Report, Federal, February 27, 1987, pp. 5, 7-8

Sessional Paper 983/94

Report on Process of the 1992 Compensation Advisory Committee, Connaghan Report, British Columbia, April 14, 1993

Sessional Paper 984/94

House of Lords, November 23, 1933, Judges' Salaries, pp. 60-103

Sessional Paper 985/94

House of Lords, July 27, 1933, Judges' Salaries, pp. 1208-1212

Sessional Paper 986/94

House of Lords, December 14, 1933, Judges' Salaries, pp. 556-562

Sessional Paper 987/94

Constitutional Position of Judges, Law Quarterly Review, January 1932, No. CLXXIX, pp. 25-36

Sessional Paper 988/94

## **Members' Statements**

Mr. Yankowsky, Hon. Member for Edmonton-Beverly-Belmont, made a statement regarding the possible appeal of an Alberta court ruling on sexual orientation.

Mr. Hierath, Hon. Member for Taber-Warner, made a statement regarding the deregulation of the marketing of agricultural products.

Ms Leibovici, Hon. Member for Edmonton-Meadowlark, made a statement regarding West Edmonton Services to Teens West and Parent Talk.

## **Motion for Adjournment for an Emergency Debate**

Mr. Dickson, Hon. Member for Calgary-Buffalo, requested leave to move, pursuant to Standing Order 30, that the Assembly adjourn to discuss a matter of urgent public importance, namely the matter of the independence of the judiciary in Alberta.

Mr. Dickson, Hon. Member for Calgary-Buffalo, Hon. Mr. Rostad, Minister of Justice and Attorney General, Mr. Decore, Hon. Leader of the Official Opposition, Mr. Germain, Hon. Member for Fort McMurray, and Mr. Collingwood, Hon. Member for Sherwood Park, commented on the matter of urgency.

During comments on the matter of urgency, Hon. Mr. Rostad, Minister of Justice and Attorney General, filed the following:

Excerpt from a speech made by Hon. Mr. Klein, Premier, in Calgary, May 3, 1994, regarding the independence of the judiciary

Sessional Paper 989/94

The Speaker ruled the request for leave was not in order.

## **ORDERS OF THE DAY**

### **Public Bills and Orders**

#### **Other Than Government Bills and Orders**

##### **Second Reading**

On the motion that the following Bill be now read a Second time and referred to Committee of the Whole:

Bill 211 Economic Strategy Act – Mr. Bruseker

A debate followed.

Pursuant to Standing Order 8(2)(b), debate adjourned with Mr. Dunford speaking.

##### **Motions Other Than Government Motions**

**512.** Moved by Mrs. Laing:

Be it resolved that the Legislative Assembly urge the Government to take necessary action within its powers to ensure that victims of crime are treated fairly, and with dignity and respect, throughout every stage of their involvement with the justice system.

A debate followed.

Pursuant to Standing Order 8(4), the question being put, the motion was agreed to.

At 4:28 p.m., unanimous consent of the Assembly was granted to proceed to Government Bills and Orders.

## **Government Bills and Orders**

### **Third Reading**

The following Bills were read a Third time and passed:

- Bill 2 Alberta Sport, Recreation, Parks and Wildlife Foundation Act – Hon. Mr. Mar
- Bill 6 Mines and Minerals Amendment Act, 1994 – Mr. Coutts
- Bill 11 Dairy Industry Amendment Act, 1994 – Hon. Mr. Paszkowski
- Bill 12 Brand Amendment Act, 1994 – Mr. Jacques
- Bill 13 Livestock Identification and Brand Inspection Amendment Act, 1994 – Mr. McFarland
- Bill 14 Agriculture Statutes Repeal Act, 1994 – Hon. Mr. Paszkowski
- Bill 16 Government Land Purchases Act Repeal Act – Hon. Mr. Dinning

### **Second Reading**

On the motion that the following Bill be now read a Second time and referred to Committee of the Whole:

- Bill 19 School Amendment Act, 1994 – Hon. Mr. Jonson

A debate followed.

Mr. Sapers moved adjournment of the debate, which was agreed to.

### **Adjournment**

On motion by Hon. Mr. Day, Government House Leader, the Assembly adjourned at 5:27 p.m. until 8:00 p.m.

TUESDAY, MAY 3, 1994 – 8:00 p.m.

## **Government Bills and Orders**

### **Second Reading**

On the motion that the following Bill be now read a Second time and referred to Committee of the Whole:

- Bill 19 School Amendment Act, 1994 – Hon. Mr. Jonson

A debate followed.

Mr. Collingwood, Hon. Member for Sherwood Park, moved that the motion be amended by striking out all the words after "that" and substituting:

Bill 19, School Amendment Act, 1994, not be read a second time because the Assembly finds the Bill to undermine the integrity and accountability of the public education system in Alberta.

Debate continued (on amendment).

Hon. Mr. Day, Government House Leader, moved adjournment of the debate, which was agreed to.

On the motion that the following Bill be now read a Second time and referred to Committee of the Whole:

Bill 20 Regional Health Authorities Act – Mr. Lund

A debate followed.

Hon. Mrs. Black, Deputy Government House Leader, moved adjournment of the debate, which was agreed to.

### **Adjournment**

On motion by Hon. Mrs. Black, Deputy Government House Leader, the Assembly adjourned at 1:20 a.m. Wednesday, May 4, 1994 until 1:30 p.m.

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Stanley S. Schumacher, Q.C.,  
Speaker

Title: Tuesday, May 3, 1994