



**Legislative Assembly
Province of Alberta**

No. 6

VOTES AND PROCEEDINGS

First Session

Twenty-Fourth Legislature

Tuesday, April 22, 1997

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

Presenting Petitions

Mr. Fischer, Hon. Member for Wainwright, presented a petition from 750 residents of the Community of Heisler regarding the proposed June 30, 1997 closure of the Heisler Junior High School by the Battle River School Board.

Presenting Reports by Standing and Special Committees

Mr. Pham, Chairman, Select Standing Committee on the Alberta Heritage Savings Trust Fund, presented the following report, pursuant to the Alberta Heritage Savings Trust Fund Act, cA-27.01, s15(2) and 16(2):

Report of the Standing Committee on the Alberta Heritage Savings Trust Fund, April 1997, regarding the 1995-96 fiscal year and recommendations written and adopted by the 1996-97 Committee

Sessional Paper 83/97

Notices of Motions

Pursuant to Standing Order 15(2), Mr. Sapers, Official Opposition House Leader, gave oral notice of his intention to raise a question of privilege or in the alternative, a claim of contempt of Parliament, the breach being the presence of Government Motion 13 standing on the Order Paper.

Dr. Nicol, Hon. Member for Lethbridge-East, gave oral notice of his intention to move the following motion under Standing Order 40:

Be it resolved that this Assembly recognize Earth Day and congratulate all those who work to protect the environment in Alberta, not only on Earth Day but on every day of the year.

Pursuant to Standing Order 34(2)(a), Hon. Mrs. Black, Deputy Government House Leader, gave oral notice of the following Written Questions and Motions for Returns to be dealt with Wednesday, April 23, 1997:

Written Questions: Stand and retain their places.

Motions for Returns: Stand and retain their places.

Introduction of Bills (First Reading)

Upon recommendation of His Honour the Honourable the Lieutenant Governor, and notice have been given:

Bill 2 Special Waste Management Corporation Act Repeal Act — Hon. Mr. Lund

Tabling Returns and Reports

Hon. Mr. Lund, Minister of Environmental Protection:

Air Quality in Alberta, January to March 1997, by Alberta Environmental Protection

Sessional Paper 84/97

Hon. Mr. Jonson, Minister of Health:

Letter, dated April 22, 1997, from Hon. Mr. Jonson, Minister of Health, to Mr. Dickson, Hon. Member for Calgary-Buffalo, in response to questions raised in the Legislative Assembly on April 16, 1997 regarding the reviews of the Crossroads and Mistahia Regional Health Authorities

Sessional Paper 85/97

Hon. Mr. Kowalski, Speaker of the Legislative Assembly, pursuant to Standing Order 109:

Legislative Assembly Office, 8th Annual Report 1996

Sessional Paper 86/97

Speaker's Ruling

The Speaker reminded all the Honourable Members that under this item of business the Standing Orders requires that you provide the House with four copies of documents for both required and voluntary tablings. Members are urged to provide complete copies of their tablings, which includes ensuring that two-sided copies are indeed complete, and I would ask your co-operation in this matter.

Oral Question Period

During Oral Question Period, Mr. Zwozdesky, Hon. Member for Edmonton-Mill Creek, tabled the following:

Alberta-Pacific Pulp Project Credit Agreement Among: Crestbrook Forest Industries Ltd., MC Forest Investment Inc. and Kanzaki Paper Canada Inc. as Borrowers; Alberta-Pacific Forest Industries Inc. as Operator; Her Majesty the Queen in Right of Alberta as Lender, dated September 4, 1991, by Field and Field Perraton Masuch, Barristers and Solicitors - Article 3 excerpt

Sessional Paper 87/97

Budget '97, 1997-2000 Fiscal Plan Update, page 73, highlighting Alberta Pacific Pulp Mill Project's Long-term Investments

Sessional Paper 88/97

Members' Statements

Ms Graham, Hon. Member for Calgary-Lougheed, made a statement regarding Information Rights Week, April 21 to 27, 1997 and the increased access to information through technology.

Mrs. Soetaert, Hon. Member for Spruce Grove-Sturgeon-St. Albert, made a statement regarding a constituent's medical experience with Capital Health Authority regarding his access to long-term care.

Mr. Ducharme, Hon. Member for Bonnyville-Cold Lake, made a statement regarding Earth Day, April 22, 1997, and the 12th Annual National Soil Conservation Week, April 20 to 26, 1997.

Point of Privilege —

Question of Privilege Concerning Establishment of Subcommittees of Supply

Pursuant to Standing Order 15(2), Mr. Sapers, Official Opposition House Leader, raised a possible question of privilege or in the alternative, a claim of contempt of Parliament, the breach being the presence of Government Motion 13 standing on the Order Paper.

A debate followed.

The Speaker ruled that regarding the Hon. Opposition House Leader raising a question of privilege concerning Government Motion 13 which appears on the Order Paper. It deals with the appointment of subcommittees of supply. Under Standing Order 15(2) in our rules the Speaker and any person whose conduct may be called into question are to be provided with written notice at least two hours before the opening of the sitting. The Speaker's office received the written notice from the Opposition House Leader at 12 o'clock noon, which is less than two hours before the opening of the sitting. Needless to say, of course, under Standing Order 15(5) a Member may rise on a question of privilege immediately after the words are spoken or events occur, but that is not the situation this afternoon.

The Chair would like to point out that even if the notice was provided on time, the purported question of privilege would seem to be premature, as Government Motion 13 has not been moved. It's simply on the Order Paper as notice. In the Chair's experience, there are occasions when Government Motions appear on the Order Paper but are not necessarily moved. Accordingly, the question of privilege will not proceed, as the required notice was not provided and because it is inappropriate at this time.

Now, in anticipation, to all members: should the motion be moved, the Chair no doubt recognizes that the matter would probably be raised again then, but the Chair would like to point out several things in anticipation and not to foresee the debate that may occur. The Chair would ask that all Members read Standing Orders 57(4), which allows expressly that Members who are not Members of subcommittees, that may be appointed, do have the right to attend any meetings.

Furthermore, the Chair would like to draw to all Members' attention the gist of Speaker Schumacher's ruling of February 26, 1996. His ruling was that, following the rules of the House as an example, the establishment of subcommittees could not be a breach of privilege. So as to where we're at in dealing with the current matter, I repeat: this question of privilege will not proceed, as required notice was not provided, number one, and because it is inappropriate at this time.

Motions Under Standing Order 40

Dr. Nicol, Hon. Member for Lethbridge-East, requested the unanimous consent of the Assembly for consideration of the following motion:

Be it resolved that this Assembly recognize Earth Day and congratulate all those who work to protect the environment in Alberta, not only on Earth Day but on every day of the year.

Unanimous consent to proceed was not granted.

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:

Bill 202 Crown Contracts Dispute Resolution Act — Mr. Jacques

A debate followed.

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

Motions Other Than Government Motions

501. Moved by Mr. Mitchell:

Be it resolved that the Legislative Assembly urge the Government to ensure that committees dealing with policy development have representation from both Government and Opposition Members of the Legislative Assembly.

A debate followed.

Pursuant to Standing Order 8(3), debate adjourned, Mr. Sapers speaking.

Government Bills and Orders

Second Reading

On the motion that the following Bill be now read a Second time:

Bill 1 Freedom of Information and Protection of Privacy Amendment Act, 1997
— Hon. Mr. Smith on behalf of Hon. Mr. Klein

A debate followed.

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

Adjournment

On motion by Hon. Mr. Havelock, Government House Leader, that it be called 5:30 p.m., it was agreed at 5:19 p.m. that when the Assembly reconvened at 8:00 p.m. they would be in Committee of Supply, and the Speaker left the Chair.

TUESDAY, APRIL 22, 1997 — 8:00 P.M.

Committee of Supply (Day 1 — Supplementary Estimates)

(Assembly in Committee)

Hon. Mr. Mar, Minister of Education, moved adjournment of debate on the motion as amended, establishing subcommittees of the Committee of Supply. The question being put, the motion was agreed to. The names being called for were taken as follows:

For the motion: 45

Amery	Hancock	McFarland
Black	Havelock	Melchin
Burgener	Herard	Oberg
Cao	Hlady	Pham
Cardinal	Jacques	Renner
Clegg	Johnson	Severtson
Coutts	Jonson	Shariff
Day	Klapstein	Smith
Doerksen	Kryczka	Stevens
Ducharme	Laing	Strang
Evans	Langevin	Tarchuk
Forsyth	Lund	Thurber
Friedel	Magnus	West
Fritz	Mar	Woloshyn
Haley	Marz	Yankowsky

Against the motion: 10

Blakeman	Nicol	Sapers
Bonner	Olsen	Sloan
Dickson	Pannu	Soetaert
Gibbons		

And after some further time spent therein, the Acting Speaker resumed the Chair and Mr. Tannas reported as follows:

Mr. Speaker, the Committee of Supply has had under consideration certain resolutions of the 1996-97 Supplementary Supply Estimates (No. 2), General Revenue Fund, reports as follows and requests leave to sit again:

Resolved that a sum not exceeding the following be granted to Her Majesty for the fiscal year ending March 31, 1997, for the Minister and purposes indicated:

Education

\$29,300,000 Operating Expenditure

Family and Social Services

\$5,225,000 Capital Investment

Mr. Speaker, I wish to table a list of those resolutions voted upon by the Committee of Supply pursuant to Standing Orders

Sessional Paper 94/97

Mr. Speaker, the Committee of Supply has also had under consideration a certain resolution proposing to establish subcommittees of the Committee of Supply and reports progress thereon. I wish to table copies of amendments agreed to, in relation to this resolution considered this day, for the official records of the Assembly:

Amendment proposed by Hon. Mr. Havelock — Agreed to
Sessional Paper 89/97

Amendment proposed by Mr. Sapers — Agreed to
Sessional Paper 93/97

The motion as amended read as follows:

Be it resolved that:

- 1. Pursuant to Standing Order 57(1), four (4) subcommittees of the Committee of Supply be established by the Committee of Supply with the following names:

- Subcommittee A
- Subcommittee B
- Subcommittee C
- Subcommittee D

- 2. The membership of the respective subcommittees be as follows:

Subcommittee A

Gordon (Chair)	Hierath	Oberg
Severtson (Deputy Chair)	Hlady	O'Neill
Burgener	Jacques	Pannu
Cardinal	Johnson	Paul
Ducharme	Lougheed	Sapers
Dunford	Mar	Zwozdesky
Friedel	Massey	

Subcommittee B

Tannas (Chair)	Doerksen	Kryczka
Laing (Deputy Chair)	Forsyth	Leibovici
Barrett	Fritz	McClellan
Blakeman	Graham	Melchin
Bonner	Hancock	Olsen
Calahasen	Havelock	Tarchuk
Cao	Jonson	

Subcommittee C

Tannas (Chair)	Marz	Stelmach
Fischer (Deputy Chair)	McFarland	Stevens
Clegg	Nicol	Strang
Evans	Pannu	Thurber
Gibbons	Paszkowski	Trynchy
Klapstein	Shariff	Woloshyn
Leibovici	Soetaert	

Subcommittee D

Gordon (Chair)	Carlson	Paul
Haley (Deputy Chair)	Coutts	Pham
Amery	Herard	Sapers
Barrett	Langevin	Smith
Black	Lund	Taylor
Boutilier	Magnus	West
Broda	Nicol	

3. The following portions of the main estimates (The "Main Estimates") of expenditure for the fiscal year ending March 31, 1998, unless previously designated by the Leader of the Opposition to be considered by the Designated Supply Subcommittees, be referred to the subcommittees for their reports to the Committee of Supply as follows:

Subcommittee A

Advanced Education and Career Development
Education
Provincial Treasurer

Subcommittee B

Community Development
Executive Council
Federal and Intergovernmental Affairs

Subcommittee C

Agriculture, Food and Rural Development
Municipal Affairs
Public Works, Supply and Services

Subcommittee D

Economic Development and Tourism
Energy
Science, Research and Information Technology

- 4. When the Committee of Supply is called to consider the Main Estimates it shall, on the six (6) calendar days after agreement of the motion establishing the subcommittees, when Main Estimates are under consideration, resolve itself into two (2) of the four (4) subcommittees, both of which shall meet and report to the Committee of Supply.

Mr. Speaker, I would also like to table copies of a motion passed this day in Committee of Supply appointing Members to Designated Supply Subcommittees under Standing Order 56(2):

Environmental Protection

Boutilier (Chair)	Gibbons	Nicol
Amery	Langevin	Pannu
Carlson	Magnus	Strang
Coutts	Marz	Yankowsky

Family and Social Services

Laing (Chair)	Carlson	Kryczka
Barrett	Johnson	Melchin
Cao	Lougheed	Shariff
Cardinal	Olsen	Sloan

Health

Forsyth (Chair)	Dickson	Sloan
Barrett	Doerksen	Tarchuk
Broda	Fritz	Thurber
Clegg	Sapers	Pham

Justice and Attorney General

Jacques (Chair)	Graham	Olsen
Dickson	Hierath	Pannu
Ducharme	Hlady	Sapers
Friedel	O'Neill	Stevens

Labour

Haley (Chair)	Gordon	Pannu
Bonner	Herard	Paul
Burgener	Klapstein	Pham
Fischer	MacDonald	Renner

Sessional Paper 90/97

Mr. Speaker, I would also like to table a copy of a motion agreed to this day by in Committee of Supply, changing the membership of the Designated Supply Subcommittees, for the official records of the Assembly:

Moved by Hon. Mr. Havelock, that the membership to the Designated Supply Subcommittees be changed as follows:

on Health, replace Mr. Pham with Mr. Severtson

on Justice and Attorney General, replace Mr. Jacques with Ms Haley

on Labour, replace Ms Haley with Mr. Jacques

Sessional Paper 92/97

Mr. Speaker, I would also like to table copies of a letter from Mr. Mitchell, Hon. Leader of the Official Opposition, designating the estimates for consideration of 5 (five) departments by the Designated Supply Subcommittees pursuant to Standing Order 56(2)(a):

Environmental Protection

Family and Social Services

Health

Justice and Attorney General

Labour

Sessional Paper 91/97

The question being put, the report and the request for leave to sit again were agreed to.

Adjournment

On motion by Hon. Mr. Havelock, Government House Leader, the Assembly adjourned at 10:16 p.m. until Wednesday, April 23, 1997, at 1:30 p.m.

Title: Tuesday, April 22, 1997