



**LEGISLATIVE ASSEMBLY OF MANITOBA**

**VOTES AND PROCEEDINGS No. 36**

**SECOND SESSION, FORTIETH LEGISLATURE**

**PRAYER**

**1:30 O'CLOCK P.M.**

The following Bills were respectively read a First Time and had their purposes outlined:

(No. 34) – The Property Registry Statutes Amendment Act/Loi modifiant diverses lois relatives à l'Office d'enregistrement des titres et des instruments

(Hon. Mr. STRUTHERS)

(No. 38) – The Provincial Offences Act and Municipal By-law Enforcement Act/Loi sur les infractions provinciales et Loi sur l'application des règlements municipaux

(Hon. Mr. SWAN)

The following petitions were presented and read:

Mr. GOERTZEN – Legislative Assembly of Manitoba to request that the Minister of Local Government afford local governments the respect they deserve and reverse his decision to force municipalities with fewer than 1,000 constituents to amalgamate. (W. Bohn, D. Goodman, C. Goodman and others)

Mr. EWASKO – Legislative Assembly of Manitoba to urge the Minister of Infrastructure and Transportation to recognize the serious safety concerns of Provincial Road 520 and to address its poor condition by prioritizing its renewal. (D. MacKenzie, D. Fallis, K. Van Benthem and others)

Mrs. ROWAT – Legislative Assembly of Manitoba to request that the Minister of Local Government afford local governments the respect they deserve and reverse his decision to force municipalities with fewer than 1,000 constituents to amalgamate. (B. Fortune, R. Radcliffe, L. Radcliffe and others)

Mr. PEDERSEN – Legislative Assembly of Manitoba to urge that the Minister responsible for Manitoba Hydro create a complete and transparent "Needs For And Alternatives To" review of Manitoba Hydro's total capital development plan to ensure the financial viability of Manitoba Hydro. (A. Reimer, A. Goertzen, W. Schroeder and others)

Mr. GRAYDON – Legislative Assembly of Manitoba to urge the Minister of Infrastructure and Transportation to repair or replace the existing bridge as soon as possible to allow communities on both sides of the river to return to regular activities. (D. Bruneau, C. Bouchard, M. Geneau and others)

Mr. BRIESE – Legislative Assembly of Manitoba to request that the Minister of Local Government afford local governments the respect they deserve and reverse his decision to force municipalities with fewer than 1,000 constituents to amalgamate. (A. Enns, J. Popkes, A. Gonan and others)

Mrs. DRIEDGER – Legislative Assembly of Manitoba to urge the Provincial Government to not raise the PST without holding a provincial referendum. (C. Maxymowich, F. Derksen, H. Dann and others)

Mrs. MITCHELSON – Legislative Assembly of Manitoba to urge the Provincial Government to not raise the PST without holding a provincial referendum. (T. Harvey-Pruden, R. Pruden, G. Hanson and others)

Mr. WISHART – Legislative Assembly of Manitoba to request that the appropriate Ministers of the Provincial Government consider repairing St. Ambrose Provincial Park and its access points to their pre-flood conditions so the park can be re-opened for the 2013 season or earlier if possible. (M. Steeves, M. Rey, K. Rogers and others)

Mr. SMOOK – Legislative Assembly of Manitoba to urge the Provincial Government to not raise the PST without holding a provincial referendum. (B. Dueck, C. Friesen, T. Basarab and others)

Mr. CULLEN – Legislative Assembly of Manitoba to urge the Provincial Government to not raise the PST without holding a provincial referendum. (M. Tweed, G. Fidler, R. Fidler and others)

Mr. EICHLER – Legislative Assembly of Manitoba to urge the Provincial Government to not raise the PST without holding a provincial referendum. (D. Boyle, R. Nichol, A. Chartrand and others)

Mr. SCHULER – Legislative Assembly of Manitoba to urge that the Minister responsible for Manitoba Hydro create a complete and transparent "Needs For And Alternatives To" review of Manitoba Hydro's total capital development plan to ensure the financial viability of Manitoba Hydro. (J. Wolanski, D. Kischuk, B. Kehler and others)

Mr. MAGUIRE – Legislative Assembly of Manitoba to urge the Provincial Government to not raise the PST without holding a provincial referendum. (A. Grandmont, V. Braun, A. Titterton and others)

---

Hon. Ms. HOWARD presented:

Annual Report of The Workers Compensation Board for the year ending December 31, 2012 (revised).

(Sessional Paper No. 36)

---

Hon. Mr. ASHTON, the Minister responsible for Emergency Measures, made a statement regarding the status of flooding in Manitoba.

Mr. EICHLER and, by leave, Hon. Mr. GERRARD commented on the statement.

---

Following Oral Questions, Mr. Speaker made the following ruling:

During Private Members' Business on April 30, 2013, the Honourable Member for River East raised a point of order regarding comments spoken in debate of Bill 203 – The Participation of Manitoba in the New West Partnership Act by the Honourable Member for Elmwood. The Honourable Member for River East asserted that the Honourable Member for Elmwood had made reference to her being back to listen. She advised that she had been present and had been listening the whole time, and asked the Speaker to rule on whether there was a point of order. The Honourable Government House Leader also spoke to the same point of order. I took the matter under advisement in order to peruse Hansard. I thank the Honourable Members for their advice to the Chair.

Page 838 of Hansard for April 30 records the Member for Elmwood as saying “I appreciate the Member for River East is back to--paying attention to my speech...”

These words could be interpreted two ways. They could be interpreted to mean that the Honourable Member for River East was back in the Chamber, or they could be interpreted to mean that the Honourable Member for River East had turned her attention to the remarks in debate.

It is not really up to the Speaker to try and determine what the intent is of comments spoken in debate, but I would note for the House in this case there is considerable ambiguity that would suggest a reference to the presence or absence of Members. As I advised all Honourable Members when I took this issue under advisement, we are not to be making these type of references, so I would remind all Honourable Members to be careful about leaving such an impression on the record. After looking at the remarks in Hansard, I believe that the Honourable Member for Elmwood was not referencing the absence of the Honourable Member for River East from the Chamber but was drawing his own conclusion about her observation of the debate, which is not the basis of a point of order. I would therefore rule there is no point of order, but I do thank the Honourable Member for River East for raising the matter and for clarifying the record for the House.

From his decision, Mr. GOERTZEN appealed to the House,

And the Question being put, "Shall the ruling of the Chair be sustained?" It was agreed to, on the following division:

**YEA**

ALLAN	MALOWAY
ALLUM	MARCELINO (Logan)
ALTEMEYER	MARCELINO (Tyndall Park)
ASHTON	MELNICK
BJORNSON	NEVAKSHONOFF
BLADY	OSWALD
BRAUN	ROBINSON
CHIEF	RONDEAU
CHOMIAK	SARAN
DEWAR	SELBY
GAUDREAU	STRUTHERS
HOWARD	SWAN
JHA	WHITEHEAD
KOSTYSHYN	WIEBE
LEMIEUX	WIGHT..... 31
MACKINTOSH	

**NAY**

BRIESE	HELWER
CULLEN	MAGUIRE
DRIEDGER	MITCHELSON
EICHLER	PEDERSEN
EWASKO	ROWAT
FRIESEN	SCHULER
GERRARD	SMOOK
GOERTZEN	STEFANSON
GRAYDON	WISHART..... 18

---

Pursuant to Rule 26(1), Messrs. GAUDREAU and MAGUIRE, Ms. BLADY and Messrs. SCHULER and NEVAKSHONOFF made Members' Statements.

---

In accordance with Rule 27, Messrs. BRIESE and CULLEN rose on Grievances.

---

Mr. Speaker advised the House that notice had been received from the Leader of the Official Opposition that he had designated his unlimited speaking time to speak on Bill (No. 18) – The Public Schools Amendment Act (Safe and Inclusive Schools)/Loi modifiant la Loi sur les écoles publiques (milieux scolaires favorisant la sécurité et l'inclusivité), to the Honourable Member for Steinbach.

---

**Monday, May 6, 2013**

---

The House resumed the Adjourned Debate on the Proposed Motion of Hon. Ms. ALLAN:

THAT Bill (No. 18) – The Public Schools Amendment Act (Safe and Inclusive Schools)/Loi modifiant la Loi sur les écoles publiques (milieux scolaires favorisant la sécurité et l'inclusivité), be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

And leave having been denied to have the matter remain in the name of Mr. CULLEN,

And Mr. GOERTZEN speaking at 5:00 p.m. The debate was allowed to remain in his name.

---

The House then adjourned at 5:00 p.m. until 10:00 a.m. Tuesday, May 7, 2013.

Hon. Daryl REID,  
Speaker.