



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 52

THIRD SESSION, THIRTY-EIGHTH LEGISLATURE

PRAYERS

1:30 O'CLOCK P.M.

The following petitions were presented and read:

Mr. LOEWEN – Legislative Assembly of Manitoba to request the Provincial Government to recognize the need for a public high school in the southwest region of Winnipeg and in conjunction with the Public Schools Finance Board, to consider adequate funding to establish a high school in the southwest sector of Winnipeg. (L. Yankewilz, J. Wong, B. Bridgeman and others)

Mr. LAMOUREUX – Legislative Assembly of Manitoba to request the Provincial Government to consider adopting generally accepted accounting principles in reporting Manitoba's budgetary numbers. (A. Chua, G. Lennox, I. Agbanawag and others)

Mr. SCHULER – Legislative Assembly of Manitoba to request the Provincial Government to consider providing East St. Paul with local ambulance service which would service both East and West St. Paul and to consider improving the way that ambulance service is supplied to all Manitoba's by utilizing technologies such as GPS in conjunction with a Medical Transportation Co-ordination Center (MTCC) which will ensure that patients receive the nearest ambulance in the least amount of time and to consider ensuring that appropriate funding is provided to maintain superior response times and sustainable services. (K. Kaebe, F. Kaebe, K. Kaebe and others)

Hon. Mr. RONDEAU, the Minister of Industry, Economic Development and Mines made a statement regarding Provincial Mining Week, May 22 to 28, 2005,

Mr. LOEWEN commented on the statement.

On motion of Mr. CULLEN, Bill (No. 209) – The Firefighters Compensation Act (Workers Compensation Act Amended)/Loi sur l'indemnisation des pompiers (modification de la Loi sur les accidents du travail), was read a First Time and had its purposes outlined.

Pursuant to Rule 26(1), Mrs. DRIEDGER, Messrs. SWAN, MAGUIRE and AGLUGUB and Hon. Mr. GERRARD made Members' Statements.

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

THAT Bill (No. 2) – The Child and Family Services Amendment Act (Child Protection Penalties)/Loi modifiant la Loi sur les services à l'enfant et à la famille (peines applicables en matière de protection des enfants), 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. LOEWEN,

And Mrs. TAILLIEU and Mrs. DRIEDGER having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly read a Second Time and referred to a Committee of this House.

The House resumed the Adjourned Debate on the Proposed Motion of Hon. Mr. ROBINSON:

THAT Bill (No. 3) – The Recreational Trail Property Owners Protection Act (Occupiers' Liability Act Amended)/Loi sur la protection accordée aux propriétaires de biens à l'égard des sentiers récréatifs (modification de la Loi sur la responsabilité des occupants), 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. ROCAN,

And Messrs. DERKACH, REIMER and FAURSCHOU having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly read a Second Time and referred to a Committee of this House.

The House resumed the Adjourned Debate on the Proposed Motion of Hon. Mr. SELINGER:

THAT Bill (No. 6) – The Real Property Amendment Act/Loi modifiant la Loi sur les biens réels, be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

And Messrs. LOEWEN, FAURSCHOU and LAMOUREUX having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly read a Second Time and referred to a Committee of this House.

The House resumed the Adjourned Debate on the Proposed Motion of Hon. Mr. SELINGER:

THAT Bill (No. 7) – The Personal Investigations Amendment Act/Loi modifiant la Loi sur les enquêtes relatives aux particuliers, 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. LOEWEN,

And Messrs. HAWRANIK, FAURSCHOU and LAMOUREUX having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly read a Second Time and referred to a Committee of this House.

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

THAT Bill (No. 8) – The Manitoba Council on Aging Act/Loi sur le Conseil manitobain du vieillissement, be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

And Mrs. DRIEDGER having spoken.

The debate was allowed, by leave, to remain in the name of Mrs. TAILLIEU.

The Order of the Day having been read for consideration of Report Stage Amendment of Bill (No. 22) – The Water Protection Act/Loi sur la protection des eaux, reported from the Standing Committee on Social and Economic Development, the House resumed the Adjourned Debate on the Proposed Amendment of Hon. Mr. GERRARD:

THAT Bill 22 be amended by renumbering Clause 2 as Clause 2(1) and adding the following as Clause 2(2):

No net loss of wetlands

2(2) Given the unique role that wetlands play in Manitoba's aquatic ecosystems, another purpose of this Act is to ensure there is no net loss of wetlands in Manitoba.

And the debate continuing on the amendment,

And Messrs. CUMMINGS and DERKACH having spoken,

And the Question being put. It was negatived.

The Order of the Day having been read for consideration of Report Stage Amendment of Bill (No. 22) – The Water Protection Act/Loi sur la protection des eaux, reported from the Standing Committee on Social and Economic Development, the House resumed the Adjourned Debate on the Proposed Amendment of Hon. Mr. GERRARD:

THAT Bill 22 be amended in Clause 21(1) by adding the following at the end:

At least one of the five must be an active farmer who is representative of agricultural practices in Manitoba.

And the proposed sub-amendment moved by Mr. PENNER as follows:

THAT the amendment to Clause 21(1) of Bill 22 be amended by adding "and at least one must be a representative of the Association of Manitoba Municipalities" at the end.

And the debate continuing on the sub-amendment,

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

By leave, Mr. PENNER withdrew his proposed sub-amendment,

By leave, Hon. Mr. GERRARD withdrew his proposed amendment,

By leave, Hon. Mr. ASHTON then moved:

THAT Bill 22 be amended in Clause 21(1) by adding "and of local government, agricultural and environmental perspectives" after "Manitoba".

And a debate arising,

And Hon. Mr. ASHTON having spoken,

By leave, it was agreed to allow Mr. DERKACH to question the Honourable Minister of Water Stewardship,

And Mr. PENNER and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

The Order of the Day having been read for consideration of Report Stage Amendment of Bill (No. 22) – The Water Protection Act/Loi sur la protection des eaux, reported from the Standing Committee on Social and Economic Development, the House resumed the Adjourned Debate on the Proposed Amendment (as amended) of Hon. Mr. ASHTON:

THAT Bill 22 be amended in Clause 1(1) by adding the following:

"director" means a person designated under section 2.1 as a director of water protection.
(« directeur »)

And the debate continuing on the amendment,

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

And Mr. PENNER having spoken,

And the Question being put. It was agreed to.

The Order of the Day having been read for consideration of Report Stage Amendment of Bill (No. 22) – The Water Protection Act/Loi sur la protection des eaux, reported from the Standing Committee on Social and Economic Development, the House resumed the Adjourned Debate on the Proposed Amendment of Hon. Mr. ASHTON:

THAT Bill 22 be amended by adding the following after Clause 4:

Consultation with water planning authority

4.1 Before a regulation is made under subsection 4(1), the minister may consult with any water planning authority that has been designated in respect of an area proposed to form all or part of the water quality management zone. This consultation does not affect any requirement for other consultation under this Act.

And the debate continuing on the amendment,

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

And the Question being put. It was agreed to.

The Order of the Day having been read for consideration of Report Stage Amendment of Bill (No. 22) – The Water Protection Act/Loi sur la protection des eaux, reported from the Standing Committee on Social and Economic Development, the House resumed the Adjourned Debate on the Proposed Amendment of Hon. Mr. ASHTON:

THAT Bill 22 be amended by adding the following after Clause 4.1:

Advertising proposed regulations

4.2(1) At least 90 days before a regulation is made under subsection 4(1), the minister must, in a newspaper of general circulation in the affected area, advertise the fact that a draft of the proposed regulation has been filed in the public registry.

Written objections

4.2(2) Within 60 days after an advertisement is published under subsection (1), and subject to subsection (3), any person may refer a written objection to the proposed regulation to a director, in a form approved by the minister.

Scientific or technical information

4.2(3) An objection under subsection (2) must be based on written scientific or technical information relating to an area proposed to form all or part of the water quality management zone. This information must be provided to the director at the time the objection is referred.

Director's actions

4.2(4) Upon receiving an objection under subsection (2), the director must

- (a) notify the minister that an objection has been received; and
- (b) consider the objection, and the supporting scientific or technical information.

Advice to the minister

4.2(5) Within 60 days after notifying the minister of the objection, the director must give advice to the minister as to whether the proposed regulation should be varied or revised.

Expert advice re scientific or technical issues

4.2(6) Before providing advice under subsection (5), if the director determines that there is an unresolved scientific or technical issue, he or she must obtain expert advice in such a manner as may be set out in the regulations.

And the debate continuing on the amendment,

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

And Mr. PENNER speaking at 5:30 p.m. The debate was allowed to remain in his name.

The House then adjourned at 5:30 p.m. until 10:00 a.m. Thursday, May 26, 2005.

Hon. George HICKES,
Speaker.