



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 79

SECOND SESSION, FORTY-THIRD LEGISLATURE

PRAYER AND LAND ACKNOWLEDGEMENT

10:00 O'CLOCK A.M.

The House resumed the debate on the proposed motion of Mr. JOHNSON:

THAT Bill (No. 222) – The Criminal Trespassers Act and Amendments to The Occupiers' Liability Act/Loi sur les intrus criminels et 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 Messrs. BLASHKO and WOWCHUK, Hon. Min. SANDHU, Mrs. ROBBINS, Hon. Mr. MOSES and MLA REDHEAD having spoken,

And MLA CHEN speaking at 11:00 a.m. The debate was allowed to remain in their name.

In accordance with Rule 34, the Official Opposition House Leader announced that the Private Member's resolution titled "Right to Defend Your Home and Family" will be considered on the next Thursday of Private Members' Business.

Mr. GUENTER moved:

Resolution No. 23: Right to Defend Your Home and Family

WHEREAS those in this Chamber acknowledge violent crime has become an epidemic in Manitoba, as exemplified by the recent violent home invasions and aggravated assaults of two Winnipeg seniors and a couple in Thompson; and

WHEREAS the soft-on-crime laws of the Liberal Federal Government and the Provincial Government have created a scenario where violent repeat offenders can be released on bail to re-offend within hours; and

WHEREAS in rural and remote communities, law enforcement presence and policies are often insufficient to ensure a timely response in an emergency situation; and

WHEREAS sections 34 and 35 of the *Criminal Code* of Canada allows Canadians to use “reasonable” force to defend themselves, others, and their property; and

WHEREAS too often, people in that situation must make a split-second, life-and-death decision and do not have time to consider the nine questions and conditions currently specified in the law; and

WHEREAS too often, those individuals who must make that split-second, life-and-death decision are hounded by the criminal justice system afterwards, while the real criminals go free; and

WHEREAS responsibility for incidents of this nature should lie solely with the criminal who illegally enters someone’s home and assumes the risks associated therewith, not the person who rightfully lives there; and

WHEREAS being the victim of a crime and possibly facing prosecution for acting in self-defence has negative impacts on the mental health, financial health, well-being, and sense of safety for Manitobans and Canadians; and

WHEREAS the *Criminal Code* needs to be amended to reduce and clarify the conditions of self-defence in situations where people illegally enter their home and pose a threat to themselves or others, eliminate the duty to retreat before using force before acting in such self-defence, and provide civil and criminal immunity to persons who legitimately take such actions against illegal intruders; and

WHEREAS Canadian juries have consistently upheld the self-defence rights of homeowners in relation to people and property, as everyone has a right to feel safe in their own home.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba call on the Federal Government to amend the *Criminal Code* to clearly establish that a person is justified in using reasonable force, including deadly force, to protect themselves, their family, others, or their home when an individual unlawfully enters or attempts to enter their dwelling and is reasonably perceived to pose a threat to life or safety.

And a debate arising,

And Mr. GUENTER having spoken,

And Mrs. SCHOTT, Mr. BALCAEN, Hon. Min. MOROZ and Mr. NARTH having questioned the Member,

And the debate continuing,

And MLA CORBETT, Mr. BALCAEN and Hon. Mr. SIMARD having spoken,

And Hon. Min. MOROZ speaking at 12:00 p.m. The debate was allowed to remain in their name.

1:30 O'CLOCK P.M.

Prior to Routine Proceedings, Mr. KHAN rose on a matter of privilege regarding the Speaker refusing a request for camera footage, alleging that such requests had been granted in other instances, and moved,

THAT this Assembly release and make publicly available the multi-view footage of the Chamber from the date Wednesday, October 29.

And MLA PANKRATZ having spoken.

WHEREUPON the Speaker informed the House he would take the matter under advisement.

Hon. Min. KENNEDY tabled:

Annual Report of the Manitoba Centennial Centre Corporation for the fiscal year ending March 31, 2025.

(Sessional Paper No. 134)

Annual Report of the Manitoba Arts Council for the fiscal year ending March 31, 2025.

(Sessional Paper No. 135)

Annual Report of Le Centre culturel franco-manitobain for the fiscal year ending March 31, 2025.

(Sessional Paper No. 136)

Annual Report of the Manitoba Film and Music for the fiscal year ending March 31, 2025.

(Sessional Paper No. 137)

Hon. Min. MARCELINO presented:

Reply to Written Questions (Nos. 21 to 24), asked by MLA LAMOUREUX, on October 2, 2025:

21. Compared to the number of Provincial Nominee Program (PNP) certificates allocated to Manitoba from Ottawa, what was the total number of PNP certificates issued by the Province in the following years: 2021, 2022, 2023, and 2024?
22. How many PNP certificates were issued to people who studied in Canada and worked for a minimum of six months in Manitoba for the following years: 2023, 2024?
23. How many PNP certificates were issued to people who worked in Manitoba, but did not study, for a minimum of six months for the following years: 2023, 2024?
24. How many PNP certificates were issued to people that came to Manitoba as workers for the following years: 2023, 2024?

(Sessional Paper No. 138)

Hon. Min. KENNEDY, the Minister of Sport, Culture, Heritage and Tourism, made a statement regarding October being Islamic Heritage Month.

Mr. KHAN commented on the statement.

Pursuant to sub-rule 28(1), Hon. Mr. SIMARD, Mr. PIWNIUK, Hon. Min. SALA, Ms. BYRAM and Hon. Mr. KOSTYSHYN made Member's statements.

In accordance with provisions agreed to on October 29, 2025, Routine Proceedings were interrupted immediately following Oral Questions to consider condolence motions.

Hon. Mr. KINEW moved:

THAT this House convey to the family of the late Rebecca (Becky) Catherine BARRETT, who served as a Member of the Legislative Assembly of Manitoba, its sincere sympathy in their bereavement and its appreciation of her devotion to duty in a useful life of active community and public service; and that The Speaker be requested to forward a copy of this resolution to the family.

And Hon. Mr. KINEW, Mr. NESBITT, Hon. Min. CABLE, Hon. Mr. MOSES, Mrs. SCHOTT, Hon. Mr. WIEBE and Hon. Min. MARCELINO having spoken,

The motion was agreed to, the House standing.

Mrs. HIEBERT moved:

THAT this House convey to the family of the late Harold NEUFELD, who served as a Member of the Legislative Assembly of Manitoba, its sincere sympathy in their bereavement and its appreciation of his devotion to duty in a useful life of active community and public service; and that The Speaker be requested to forward a copy of this resolution to the family

And Mrs. HIEBERT, Hon. Min. SCHMIDT and Mr. KING having spoken,

The motion was agreed to, the House standing.

The House resumed debate on the proposed Report Stage amendment of MLA BEREZA to Bill (No. 48) – The Protective Detention and Care of Intoxicated Persons Act/Loi sur la détention des personnes agissant sous l'influence d'une substance intoxicante aux fins de protection et de prestation de soins, reported from the Standing Committee on Social and Economic Development:

THAT Bill 48 be amended by adding the following before Clause 11 and after the centred heading "GENERAL PROVISIONS":

Limitation

10.1(1) A facility or part of a facility must not be designated as a protective care centre under clause 12(1)(c) if the facility or part of the facility is within 500 metres from the parcel of land on which any of the following are located:

- (a) a public school as defined in *The Education Administration Act*;
- (b) an independent school as defined in *The Education Administration Act*;
- (c) a child care centre as defined in *The Community Child Care Standards Act*;
- (d) a personal care home as defined in *The Health Services Insurance Act*;
- (e) a public playground, park or community centre;
- (f) a supervised consumption site.

Mobile overdose prevention site

10.1(2) A supervised consumption site that is a mobile overdose prevention site must not operate within 500 metres from the parcel of land on which a protective care centre is located.

Definition of "supervised consumption site"

10.1(3) For the purpose of this section, a "**supervised consumption site**" is a site, including a mobile overdose prevention site, in respect of which the federal Minister of Health has granted an exemption under section 56.1 of the *Controlled Drugs and Substances Act* (Canada) to allow certain activities in relation to a controlled substance or precursor.

And the debate continuing on the amendment,

And MLA PANKRATZ and Messrs. WASYLIW, NARTH and PERCHOTTE having spoken,

And the Question being put. It was negatived, on the following division:

AYE

BALCAEN
BEREZA
BYRAM
COOK
EWASKO
GUENTER
HIEBERT
JOHNSON
KHAN

KING
LAGASSÉ
NARTH
NESBITT
PERCHOTTE
ROBBINS
STONE
WASYLIW
WOWCHUK..... 18

NAY

ASAGWARA
BLASHKO
BRAR
BUSHIE
CABLE
CHEN
COMPTON
CROSS
DELA CRUZ
DEVGAN
KENNEDY
KINEW
KOSTYSHYN

LOISELLE
MALOWAY
MARCELINO
MOROZ
MOSES
MOYES
PANKRATZ
REDHEAD
SALA
SANDHU
SCHMIDT
SCHOTT
SIMARD
WIEBE 27

The House then adjourned at 5:11 p.m. until 1:30 p.m. Monday, November 3, 2025.

Hon. Tom LINDSEY,
Speaker.