



**LEGISLATIVE ASSEMBLY OF MANITOBA**

**VOTES AND PROCEEDINGS No. 16**

**THIRD SESSION, THIRTY-SEVENTH LEGISLATURE**

**PRAYERS**

**10:00 O'CLOCK A.M.**

By leave, Mr. MARTINDALE, Chairperson of the Standing Committee on Law Amendments, presented its First Report, which was read as follows:

**Meetings:**

Your Committee met on Wednesday, December 5, 2001 at 5:00 p.m. in Room 255 of the Legislative Building.

**Matters Under Consideration:**

- **Bill (No. 4)** – The Order of Manitoba Amendment Act/Loi modifiant la Loi sur l'Ordre du Manitoba
- **Bill (No. 300)** – An Act to Amend an Act to Incorporate the Portage District General Hospital Foundation/Loi modifiant la Loi constituant en corporation la Fondation de l'Hôpital général du district Portage

**Committee Membership:**

Your Committee elected Ms. KORZENIOWSKI as the Vice-Chairperson.

Substitutions received prior to commencement of meeting:

- Mr. RONDEAU for Ms. ALLAN
- Hon. Mr. DOER for Hon. Mr. MACKINTOSH
- Hon. Ms. MIHYCHUK for Ms. ASPER
- Mr. LAURENDEAU for Mrs. DACQUAY
- Mr. ENNS for Mr. GILLESHAMMER
- Mr. PENNER (Emerson) for Mr. PRAZNIK

**Motions:**

Your Committee agreed to the following motion:

*THAT this Committee recommends that the fees paid with respect to Bill (300) - An Act to Amend an Act to Incorporate the Portage District General Hospital Foundation/Loi modifiant la Loi constituant en corporation la Fondation de l'Hôpital général du district Portage, be refunded, less the cost of printing.*

**Bills Considered and Reported:**

- **Bill (No. 4)** – The Order of Manitoba Amendment Act/Loi modifiant la Loi sur l'Ordre du Manitoba

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 300)** – An Act to Amend an Act to Incorporate the Portage District General Hospital Foundation/Loi modifiant la Loi constituant en corporation la Fondation de l'Hôpital général du district Portage

Your Committee agreed to report this Bill without amendment.

On motion of Mr. MARTINDALE, the Report of the Committee was received.

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By leave, Hon. Mr. MACKINTOSH moved:

THAT Bill (No. 4) – The Order of Manitoba Amendment Act/Loi modifiant la Loi sur l'Ordre du Manitoba, as reported from the Standing Committee on Law Amendments, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. MACKINTOSH, Mr. MURRAY and Hon. Mr. LEMIEUX having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

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By leave, Hon. Mr. MACKINTOSH moved:

THAT Bill (No. 300) – An Act to Amend an Act to Incorporate the Portage District General Hospital Foundation/Loi modifiant la Loi constituant en corporation la Fondation de l'Hôpital général du district Portage, as reported from the Standing Committee on Law Amendments, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. MACKINTOSH and Mr. FAURSCHOU having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

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By leave, Hon. Mr. MACKINTOSH moved:

THAT the fees paid with respect to Bill (No. 300) – An Act to Amend an Act to Incorporate the Portage District General Hospital Foundation/Loi modifiant la Loi constituant en corporation la Fondation de l'Hôpital général du district Portage, be refunded, less the cost of printing.

And the Question being put. It was agreed to.

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By leave, it was agreed to waive the quorum requirement in the House for the remainder of the morning on Thursday, December 6, 2001.

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Mr. ENNS moved:

Resolution No. 1: Dual Marketing of Hogs

WHEREAS according to the Manitoba Agriculture Yearbook 2000, Manitoba farmers produced close to 5.35 million hogs, an increase of 12.4 per cent from 1999; and

WHEREAS according to the Manitoba Agriculture Yearbook 2000, increased hog production and prices in 2000 resulted in a \$224 million increase in the total value of hog production to \$700 million; and

WHEREAS according to the Manitoba Agriculture Yearbook 2000, Manitoba producers marketed over 2.9 million hogs for slaughter by Canadian plants in 2000, 344,000 more than in 1999; and

WHEREAS in 1996, the previous Progressive Conservative Government implemented a dual marketing system for hogs, a more flexible marketing system that was one of a number of initiatives designed to maximize the economic potential of the hog industry; and

WHEREAS the implementation of dual marketing of hogs has provided the necessary flexibility to respond quickly and efficiently to changing needs in Manitoba's hog industry; and

WHEREAS a dual marketing approach has resulted in millions of dollars in new investment and the creation of hundreds of jobs in Manitoba's hog industry; and

WHEREAS dual marketing is the best way to ensure the future prosperity of the hog industry and has led to such initiatives as the construction of Brandon's Maple Leaf plant; and

WHEREAS during the New Democratic Party Convention 2000, Resolution 00-AG-05 discussed the need to return to the single desk system of marketing of hogs in Manitoba.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to recognize the merits of the current system of dual marketing of hogs and to consider maintaining this system that allows farmers to have a choice in how they choose to market their hogs.

And a debate arising,

And Mr. ENNS, Hon. Ms. WOWCHUK, Messrs. STRUTHERS and NEVAKSHONOFF having spoken,

And Hon. Mr. SMITH (Brandon West) speaking at 11:45 a.m. The debate was allowed to remain in his name.

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

Hon. Ms. MCGIFFORD, the Minister responsible for the Status of Women, made a statement regarding today, December 6, 2001, being National Day of Remembrance Respecting Violence Against Women,

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

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Hon. Mr. CHOMIAK presented:

Annual Report of the Department of Health for the fiscal year ending March 31, 2001.  
(Sessional Paper No. 95)

Annual Report of The Addictions Foundation of Manitoba for the fiscal year ending March 31, 2001.  
(Sessional Paper No. 96)

Annual Report of The Manitoba Health Research Council for the fiscal year ending March 31, 2001.  
(Sessional Paper No. 97)

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During Oral Questions, Hon. Mr. MACKINTOSH rose on a point of order regarding the orderliness of a question posed by the Honourable Member for Russell.

And Mr. DERKACH having spoken to the point of order,

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

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Subsequently, during Oral Questions, Hon. Mr. MACKINTOSH rose on a point of order regarding the orderliness of a question posed by the Honourable Member for Lac du Bonnet.

And Mr. LAURENDEAU having spoken to the point of order,

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

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Subsequently, during Oral Questions, Mr. LAURENDEAU rose on a point of order regarding Beausnesne citation 417.

And Hon. Mr. MACKINTOSH having spoken to the point of order,

WHEREUPON Mr. Speaker ruled that there was no point of order,

From his decision, Mr. LAURENDEAU 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**

AGLUGUB	LEMIEUX
ALLAN	MACKINTOSH
ASHTON	MALOWAY
ASPER	MARTINDALE
BARRETT	MCGIFFORD
CALDWELL	MIHYCHUK
CERILLI	NEVAKSHONOFF
CHOMIAK	REID
DEWAR	RONDEAU
DOER	SALE
FRIESEN	SANTOS
GERRARD	SHELLENBERG
JENNISSON	SELINGER
KORZENIOWSKI	SMITH (Brandon West)
LATHLIN	WOWCHUK..... 30

**NAY**

CUMMINGS	MITCHELSON
DACQUAY	MURRAY
DERKACH	PENNER (Emerson)
DRIEDGER	PITURA
ENNS	PRAZNIK
FAURSCHOU	REIMER
GILLESHAMMER	SCHULER
LAURENDEAU	SMITH (Fort Garry)
LOEWEN	TWEED ..... 19
MAGUIRE	

Subsequently, during Oral Questions, Mr. Speaker recessed the House to confer with House Leaders.

Upon his return to the Chair,

Mr. DERKACH rose on a Matter of Privilege and moved:

THAT the actions of the Minister of Education in providing copies of a document to the media without having first provided that document to this Legislature, after that document had been repeatedly asked for by members of this House, constitutes a breach of the privileges of the Members of this House and that this matter be referred to a Committee of this House.

And Hon. Messrs. MACKINTOSH and GERRARD, Mr. PRAZNIK and Hon. Mr. ASHTON having spoken.

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

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Pursuant to Rule 23(1), Messrs. RONDEAU and PENNER (Emerson), Ms. KORZENIOWSKI, Messrs. CUMMINGS and AGLUGUB made Members' Statements.

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In accordance with Rule 24, Mr. GILLESHAMMER, Hon. Mr. GERRARD and Mrs. SMITH (Fort Garry) rose on grievances.

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His Honour, Peter LIBA, Lieutenant-Governor of the Province of Manitoba, having entered the House at 5:41 p.m., and being seated on the Throne:

Mr. Speaker addressed His Honour in the following words:

Your Honour:

At this sitting, the Legislative Assembly has passed certain Bills that I ask Your Honour to give assent to.

(No. 4) – The Order of Manitoba Amendment Act/Loi modifiant la Loi sur l'Ordre du Manitoba

(No. 300) – An Act to Amend an Act to Incorporate the Portage District General Hospital Foundation/Loi modifiant la Loi constituant en corporation la Fondation de l'Hôpital général du district Portage

To these Bills the Royal Assent was announced by the Clerk of the Legislative Assembly as follows:

"In Her Majesty's name, His Honour assents to these Bills."

At 5:44 p.m., His Honour was then pleased to retire.

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**Thursday, December 6, 2001**

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

THAT Bill (No. 8) – The Limitation of Actions Amendment Act/Loi modifiant la Loi sur la prescription, be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

And Mrs. SMITH (Fort Garry) speaking at 6:00 p.m. The debate was allowed to remain in her name and, by leave, in the name of Mr. MAGUIRE.

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Pursuant to provisional Rule 2(4), the House then adjourned at 6:00 p.m., Thursday, December 6, 2001.

Hon. George HICKES,  
Speaker.