



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 43

FIRST SESSION, FORTIETH LEGISLATURE

PRAYER

10:00 O'CLOCK A.M.

By leave, it was agreed for the House to deal with Second Reading of Bill (No. 214).

Mrs. TAILLIEU moved:

THAT Bill (No. 214) – The Freedom of Information and Protection of Privacy Amendment Act/Loi modifiant la Loi sur l'accès à l'information et la protection de la vie privée, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Mrs. TAILLIEU, Hon. Ms. MARCELINO (Logan), Mr. FRIESEN, Hon. Ms. IRVIN-ROSS and Messrs. WISHART and GAUDREAU having spoken,

And speaking Mr. MALOWAY at 11:00 a.m. The debate was allowed to remain in his name.

In accordance with Rule 31(9), the Opposition House Leader announced that the Manitoba Hydro Financial Stability Review Resolution will be considered next Thursday, June 7, 2012.

Mrs. TAILLIEU moved:

Resolution No. 9: Freedom of Information Request Fairness

WHEREAS the citizens of Manitoba have a right of access to records held by public bodies under the *Freedom of Information and Protection of Privacy Act*; and

WHEREAS the Provincial Government's poor record in complying with time requirements has created barriers in accessing information; and

WHEREAS the Provincial Government hides behind unreasonable fee requests when it does not want to share information; and

WHEREAS in April 2012 the Winnipeg Free Press requested access to records from the Provincial Government and was assessed a fee estimate of \$1,881,669 for access to that information; and

WHEREAS the Provincial Government suggested that it would take staff approximately 63,000 hours of work to produce that requested information; and

WHEREAS in the face of negative publicity, the Provincial Government decided to waive the nearly \$1.9 million fee for access to that information; and

WHEREAS the citizens of Manitoba have raised concerns about the Provincial Government's conduct in providing access to information under the *Freedom of Information and Protection of Privacy Act*; and

WHEREAS the citizens of Manitoba have a right to expect transparency and accountability from their Provincial Government.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to improve response times and the adequacy of records prepared when fulfilling requests for information under the *Freedom of Information and Protection of Privacy Act*; and

BE IT FURTHER RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to adopt consistent and fair practices and provide all records requested under the *Freedom of Information and Protection of Privacy Act* free of charge.

And a debate arising,

And Mrs. TAILLIEU, Hon. Ms. MARCELINO (Logan), Mr. CULLEN, Hon. Mr. ASHTON and Messrs. EWASKO and MALOWAY having spoken,

And Mr. WIEBE speaking at 12:00 p.m. The debate was allowed to remain in his name.

1:30 O'CLOCK P.M.

The following petitions were presented and read:

Mr. CALDWELL – Legislative Assembly of Manitoba to request that paragraph 2 and 3 of The Young Men's Christian Association of Brandon Incorporation Act be deleted and replaced with the following:

Corporate powers with respect to real estate

2. The corporation shall have a common seal, with power to alter or change the said seal by by-law to that effect, and shall be able and capable to purchase, acquire, hold, possess and exchange and to have, take and receive, by gift or devise, to it and its successors, to and for the actual use or occupation of the said corporation, any real and personal estate; and the same to sell, alienate, lease, exchange and otherwise dispose of whensoever the said corporation may deem it expedient so to do.

Borrowing powers

3. The corporation may from time to time, borrow money, for such purposes, and upon such terms, as it shall think proper and expedient, and may for such purpose make, execute or issue any mortgages, bonds, debentures or other instruments, for securing the repayment of any money borrowed, under the seal of the corporation, which shall operate as a mortgage and charge against the real or personal estate, or both, of the corporation; and, subject to the said limitation, may borrow money upon the promissory note or notes, or evidences of debt, of the corporation from any person or corporation. (B. J. Filyk, T. B. Sholdice, T. Porlow others)

Mr. GOERTZEN – Legislative Assembly of Manitoba to request that the Minister of Health to ensure additional personal care homes and long-term care space are made available in the City of Steinbach on a priority basis. (D. Thiessen, E. Unger Thiessen, M. Blatz others)

Hon. Mr. Struthers presented:

Supplementary Information for Legislative Review 2012-2013 – Revenue Estimates – Finance.
(Sessional Paper No. 58)

Pursuant to Rule 26(1), Hon. Ms. ALLAN, Messrs. WISHART and JHA, Mrs. DRIEDGER and Ms. CROTHERS made Members' Statements.

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

THAT Bill (No. 12) – The Consumer Protection Amendment Act (Motor Vehicle Work and Repairs)/Loi modifiant la Loi sur la protection du consommateur (travaux et réparations concernant les véhicules automobiles), 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 Mrs. TAILLIEU,

And Mr. SMOOK 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. RONDEAU:

THAT Bill (No. 16) – The Consumer Protection Amendment Act (Improved Enforcement and Administration)/Loi modifiant la Loi sur la protection du consommateur (amélioration des dispositions d'application), 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 Mrs. TAILLIEU,

And Mr. SMOOK 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. RONDEAU:

THAT Bill (No. 17) – The Non-Smokers Health Protection Amendment Act/Loi modifiant la Loi sur la protection de la santé des non-fumeurs, 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 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. RONDEAU:

THAT Bill (No. 26) – The International Interests in Mobile Equipment Act (Aircraft Equipment)/Loi sur les garanties internationales portant sur des matériels d'équipement mobiles (matériels d'équipement aéronautiques), 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 Mrs. TAILLIEU,

And Mr. SMOOK 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. RONDEAU:

THAT Bill (No. 28) – The Residential Tenancies Amendment Act/Loi modifiant la Loi sur la location à usage d'habitation, 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 Mrs. TAILLIEU,

And Mr. SMOOK 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. 14) – The Protection for Persons in Care Amendment Act/Loi modifiant la Loi sur la protection des personnes recevant des soins, 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. PEDERSEN,

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. Ms. OSWALD:

THAT Bill (No. 30) – The Regulated Health Professions Amendment and Personal Health Information Amendment Act/Loi modifiant la Loi sur les professions de la santé réglementées et la Loi sur les renseignements médicaux personnels, 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. BRIESE,

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. CHOMIAK:

THAT Bill (No. 13) – The Renewable Energy Jobs Act/Loi sur les emplois dans le domaine de l'énergie renouvelable, 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. FRIESEN,

And Mr. CULLEN 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. ALLAN:

THAT Bill (No. 9) – The Public Schools Amendment Act (Community Use of Schools)/Loi modifiant la Loi sur les écoles publiques (utilisation communautaire des écoles), 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. FRIESEN 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 Interrupted Debate on the Proposed Motion of Hon. Mr. SWAN:

THAT Bill (No. 4) – The Missing Persons Act/Loi sur les personnes disparues, 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 Hon. Mr. GERRARD,

And Mr. GOERTZEN 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. SWAN:

THAT Bill (No. 11) – The Criminal Property Forfeiture Amendment Act (Administrative Forfeiture and Miscellaneous Amendments)/Loi modifiant la Loi sur la confiscation de biens obtenus ou utilisés criminellement (confiscation administrative et modifications diverses), be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

And Mr. GOERTZEN and Hon. Mr. GERRARD 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. SWAN:

THAT Bill (No. 15) – The Fortified Buildings Amendment Act/Loi modifiant la Loi sur les bâtiments fortifiés, be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

And Mr. GOERTZEN and Hon. Mr. GERRARD 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. SWAN:

THAT Bill (No. 19) – The Use of Animals to Shield Unlawful Activities Act/Loi sur l'utilisation d'animaux dans le cadre d'activités illégales, be now read a Second Time and be referred to a Committee of this House.

Thursday, May 31, 2012

And the debate continuing,

And Mr. GOERTZEN and Hon. Mr. GERRARD 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.

Hon. Mr. SWAN moved:

THAT Bill (No. 22) – The Highway Traffic Amendment Act (Extension of Ignition-Interlock Program)/Loi modifiant le Code de la route (extension du programme de verrouillage du système de démarrage), be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Hon. Mr. SWAN, Mr. GOERTZEN and Hon. Mr. GERRARD 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.

Hon. Mr. SWAN moved:

THAT Bill (No. 36) – The Human Rights Code Amendment Act/Loi modifiant le Code des droits de la personne, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Hon. Mr. SWAN, Mr. GOERTZEN and Hon. Mr. GERRARD having 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 then adjourned at 5:07 p.m. until 1:30 p.m. Monday, June 4, 2012.

Hon. Daryl REID,
Speaker.