

STANDING COMMITTEE ON INTERGOVERNMENTAL AFFAIRS AND JUSTICE
Thursday, November 24, 2016

MINUTE NO. 8
2:00 p.m. — māmawipiwin náyati room (Room 8)

1. **Present:** Greg Brkich in the chair and members Mark Docherty,* Muhammad Fiaz,* Nancy Heppner, Eric Olauson, Nicole Sarauer,* and Doug Steele.

Substituting Members

Mark Docherty for Warren Steinley

Muhammad Fiaz for Lisa Lambert

Nicole Sarauer for Doyle Vermette

2. The committee considered Bill No. 29, *The Justices of the Peace Amendment Act, 2016/Loi modificative de 2016 sur les juges de paix*.

The Minister of Justice and the following officials appeared before the committee and answered questions:

Witnesses

Hon. Gordon Wyant, Minister of Justice and Attorney General

Glennis Bihun, Executive Director, Court Services

Darcy McGovern, Director, Legislative Services

Jane Chapco, Senior Crown Counsel, Legislative Services

3. The questions being put on clauses 1 to 17, they were agreed to.
4. It was moved by Mr. Olauson:

That the committee report Bill No. 29, *The Justices of the Peace Amendment Act, 2016/Loi modificative de 2016 sur les juges de paix* without amendment.

The question being put, it was agreed to.

5. The committee considered Bill No. 4, *The Queen's Bench Amendment Act, 2016/Loi modificative de 2016 sur la Cour du Banc de la Reine*.

The Minister of Justice and the following officials appeared before the committee and answered questions:

Witnesses

Hon. Gordon Wyant, Minister of Justice and Attorney General

Darcy McGovern, Director, Legislative Services

Lorna Hargreaves, Senior Crown Counsel, Court Services

Alan Jacobson, Senior Crown Counsel, Constitutional Law

6. The questions being put on clauses 1 to 8, they were agreed to.
7. During consideration of clause 9, it was moved by Ms. Sarauer:

Amend Clause 9

Subsection 15.3(3) of The Queen's Bench Act as being enacted by Clause 9 of the printed Bill is struck out and the following substituted:

(3) Subject to subsections (4) and (5), at least 14 days before the hearing of an application made pursuant to this section, notice of the application must be served on the administrator, who shall:

- (a) serve notice of the application on:
 - (i) the chief executive officer of the Saskatchewan Legal Aid Commission;
 - (ii) the Attorney General of Canada, in the case of a prosecution brought by the Attorney General of Canada;
 - (iii) the Attorney General for Saskatchewan;
 - (iv) any other prescribed person; and
- (b) provide each proof of service to the applicant who is responsible to file with the court evidence of service of the application upon the persons listed in subclauses 15.3(3)(a)(i) through 15.3(3)(a)(iv).

The question being put on the amendment, it was defeated.

8. During consideration of clause 9, it was moved by Ms. Sarauer:

Amend Clause 9

Clause 15.4(1)(b) of The Queen's Bench Act as being enacted by Clause 9 of the printed Bill is struck out and the following substituted:

“(b) the administrator shall:

- (i) provide the applicant with the list of lawyers mentioned in subclause 15.4(3)(a)(i);
- (ii) appoint the lawyer the applicant selects from the list to represent the applicant for the purpose of the matter;

L'alinéa 9 modifié

L'alinéa 15.3(3) de la Loi sur la cour du Banc de la Reine telle que modifié par l'alinéa 9 du projet de loi imprimé est abrogé et remplacé par ce qui suit:

(3) Sous réserve des paragraphes (4) et (5), au moins 14 jours avant l'audition d'une demande présentée en vertu du présent article, avis de la demande est signifié à l'administrateur qui est responsable:

- a) de signifié:
 - (i) le directeur général de la Commission d'aide juridique de la Saskatchewan,
 - (ii) le procureur général du Canada, dans le cas d'une poursuite pénale intentée par lui,
 - (iii) le procureur général de la Saskatchewan,
 - (iv) toute autre personne à qui la signification est prescrite.
- b) d'envoyer preuve des significations à l'auteur de la demande qui est responsable de les déposées au tribunal.

L'alinéa 9 modifié

L'alinéa 15.4(1)b) de la Loi sur la cour du Banc de la Reine telle que modifié par l'alinéa 9 du projet de loi imprimé est abrogé et remplacés par ce qui suit :

b) l'administrateur :

- (i) donne la liste des avocats admissibles par 15.4(3)(a)(i) à l'auteur de la demande;
- (ii) nomme l'avocat, admissibles par 15.4(3)(a)(i), choisi par l'auteur de la

demande;

(iii) if the applicant does not select a lawyer, appoint a lawyer from the list.

(iii) si l'auteur de la demande ne fait pas un choix, nomme un avocat admissibles par 15.4(3)(a)(i).

The question being put on the amendment, it was defeated.

9. The question being put on clause 9, it was agreed to.

10. The question being put on clause 10, it was agreed to.

11. It was moved by Ms. Heppner:

That the committee report Bill No. 4, *The Queen's Bench Amendment Act, 2016/Loi modificative de 2016 sur la Cour du Banc de la Reine* without amendment.

The question being put, it was agreed to.

12. The committee considered Bill No. 5, *The Electronic Information and Documents Amendment Act, 2016*.

The Minister of Justice and the following officials appeared before the committee and answered questions:

Witnesses

Hon. Gordon Wyant, Minister of Justice and Attorney General
Catherine Benning, Director, Office of Public Registry Administration
Darcy McGovern, Director, Legislative Services

13. The questions being put on clauses 1 to 10, they were agreed to.

14. It was moved by Mr. Docherty:

That the committee report Bill No. 5, *The Electronic Information and Documents Amendment Act, 2016* without amendment.

The question being put, it was agreed to.

15. The committee considered Bill No. 6, *The Statute Law Amendment Act, 2016*.

The Minister of Justice and the following officials appeared before the committee and answered questions:

Witnesses

Hon. Gordon Wyant, Minister of Justice and Attorney General
Darcy McGovern, Director, Legislative Services
Andrew Donovan, Senior Crown Counsel, Legislative Drafting
Maria Markatos, Senior Crown Counsel, Legislative Services

16. The questions being put on clauses 1 to 26, they were agreed to.

17. It was moved by Mr. Fiaz:

That the committee report Bill No. 6, *The Statute Law Amendment Act, 2016* without amendment.

The question being put, it was agreed to.

18. The committee considered Bill No. 7, *The Statute Law Amendment Act, 2016 (No.2)/Loi n° 2 de 2016 modifiant le droit législatif*.

The Minister of Justice and the following officials appeared before the committee and answered questions:

Witnesses

Hon. Gordon Wyant, Minister of Justice and Attorney General

Darcy McGovern, Director, Legislative Services

Jane Chapco, Senior Crown Counsel, Legislative Services

19. The questions being put on clauses 1 to 5, they were agreed to.

20. It was moved by Mr. Steele:

That the committee report Bill No. 7, *The Statute Law Amendment Act, 2016 (No.2)/Loi n° 2 de 2016 modifiant le droit législatif* without amendment.

The question being put, it was agreed to.

21. The committee considered Bill No. 9, *The Enforcement of Canadian Judgments Amendment Act, 2016/Loi modificative de 2016 sur l'exécution des jugements canadiens*.

The Minister of Justice and the following officials appeared before the committee and answered questions:

Witnesses

Hon. Gordon Wyant, Minister of Justice and Attorney General

Darcy McGovern, Director, Legislative Services

Jane Chapco, Senior Crown Counsel, Legislative Services

22. The questions being put on clauses 1 to 6, they were agreed to.

23. It was moved by Mr. Olauson:

That the committee report Bill No. 9, *The Enforcement of Canadian Judgments Amendment Act, 2016/Loi modificative de 2016 sur l'exécution des jugements canadiens* without amendment.

The question being put, it was agreed to.

24. It was moved by Mr. Steele:

That this committee do now adjourn.

The question being put, it was agreed to.

Standing Committee on Intergovernmental Affairs and Justice
November 24, 2016

25. The committee adjourned at 3:53 p.m. until November 28, 2016 at 3:00 p.m.

Stacey Ursulescu
Committee Clerk

Greg Brkich
Chair