

STANDING COMMITTEE ON INTERGOVERNMENTAL AFFAIRS AND JUSTICE  
Monday, November 28, 2016

MINUTE NO. 9  
3:03 p.m. — māmawipiwin náyati room (Room 8)

1. **Present:** Greg Brkich in the chair and members Nancy Heppner, Warren Kaeding,\* Lisa Lambert, Eric Olauson, Nicole Sarauer,\* Doug Steele, and Warren Steinley.

**Substituting Members**

Warren Kaeding for Warren Steinley (3:03 p.m. – 4:45 p.m.)  
Nicole Sarauer for Doyle Vermette

**Other Members**

Warren McCall

2. The committee considered Bill No. 19, *The Film and Video Classification 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  
Eric Greene, Chair, Film Classification Board  
Darcy McGovern, Director, Legislative Services  
Mary Ellen Wellsch, Senior Crown Counsel, Legislative Services

3. The questions being put on clauses 1 to 26, they were agreed to.
4. It was moved by Mr. Olauson:

That the committee report Bill No. 19, *The Film and Video Classification Act, 2016* without amendment.

The question being put, it was agreed to.

5. The committee considered Bill No. 15, *The Provincial Court 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  
Glennis Bihun, Executive Director, Court Services  
Darcy McGovern, Director, Legislative Services

6. The questions being put on clauses 1 to 7, they were agreed to.

7. It was moved by Mr. Steele:

That the committee report Bill No. 15, *The Provincial Court Amendment Act, 2016* without amendment.

The question being put, it was agreed to.

8. The committee considered Bill No. 35, *The Small Claims Act, 2016/Loi de 2016 sur les petites créances*.

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

Neil Karkut, Crown Counsel, Legislative Services Branch

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

10. During consideration of clause 6, it was moved by Ms. Sarauer:

**Amend Section 6**

Section 6 of The Small Claims Act, 2016 is amended by adding the following after subsection 6(2):

(2.1) Unless otherwise directed by the judge with respect to a specific claim, the clerk shall assist the plaintiff in preparing a concise written statement of the claim.

**Alinéa 6 modifié**

Le paragraphe suivant est inséré après le paragraphe 6(2) de la Loi de 2016 sur les petites créances:

(2.1) Sauf ordonnée par le juge dans un action précis, le greffier doit assister le demandeur dans la préparation d'un compte rendu par écrit de la demande en justice.

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

11. The question being put on clause 6, it was agreed to.

12. The questions being put on clauses 7 to 8, they were agreed to.

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

**Amend Section 9**

Section 9 of The Small Claims Act, 2016 is amended by adding the following after subsection 9(2):

(2.1) Unless otherwise directed by the judge with respect to a specific claim, the clerk shall assist the defendant in preparing a concise written reply.

**Alinéa 9 modifié**

Le paragraphe suivant est inséré après le paragraphe 9(2) de la Loi de 2016 sur les petites créances:

(2.1) Sauf ordonnée par le juge dans un action précis, le greffier doit assister le défendeur dans la préparation d'une réponse précise par écrit.

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

14. The question being put on clause 9, it was agreed to.
15. During consideration of clause 10, it was moved by Ms. Sarauer:

**Amend Section 10**

Section 10 of The Small Claims Act, 2016 is amended by adding the following after subsection 10(2):

(2.1) The clerk shall assist the third party claimant in preparing a concise written statement of the third party claim.

**Alinéa 10 modifié**

Le paragraphe suivant est inséré après le paragraphe 10(2) de la Loi de 2016 sur les petites créances:

(2.1) Sauf ordonnée par le juge dans un action précis, le greffier doit assister un tiers dans la préparation d'un compte rendu par écrit du mis en cause.

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

16. The question being put on clause 10, it was agreed to.
17. The questions being put on clauses 11 to 60, they were agreed to.
18. It was moved by Ms. Lambert:

That the committee report Bill No. 35, *The Small Claims Act, 2016/Loi de 2016 sur les petites créances* without amendment.

The question being put, it was agreed to.

19. The committee considered Bill No. 36, *The Small Claims Consequential Amendments 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  
Glennis Bihun, Executive Director, Court Services  
Darcy McGovern, Director, Legislative Services  
Neil Karkut, Crown Counsel, Legislative Services Branch

20. The questions being put on clauses 1 to 5, they were agreed to.
21. The question being put on the schedule, it was agreed to.
22. It was moved by Ms. Heppner:

That the committee report Bill No. 36, *The Small Claims Consequential Amendments Act, 2016* without amendment.

The question being put, it was agreed to.

23. The committee considered Bill No. 8, *The Summary Offences Procedure 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  
Glennis Bihun, Executive Director, Court Services  
Darcy McGovern, Director, Legislative Services  
Jane Chapco, Senior Crown Counsel, Legislative Services

24. The questions being put on clauses 1 to 12, they were agreed to.

25. It was moved by Mr. Kaeding:

That the committee report Bill No. 8, *The Summary Offences Procedure Amendment Act, 2016* without amendment.

26. The committee considered the November supplementary estimates for the Ministry of Justice.

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  
Kevin Fenwick, Deputy Minister and Deputy Attorney General  
Dale McFee, Deputy Minister Responsible for Corrections and Policing  
Dennis Cooley, Associate Deputy Minister, Custody, Supervision and Rehabilitation Services  
Dale Larsen, Assistant Deputy Minister, Policing and Community Safety Services  
Dave Tulloch, Assistant Deputy Minister, Corporate Services Branch  
Heather Scriven, Executive Director, Custody Services  
Drew Wilby, Executive Director, Corporate Affairs  
Scott Harron, Executive Assistant to the Deputy Minister of Justice

27. The committee concluded consideration of the November supplementary estimates for the Ministry of Justice. On motion of Ms. Lambert:

Resolved, that there be granted to Her Majesty for the twelve months ending March 31, 2017, the following sum:

For Justice ..... \$10,273,000

28. It was moved by Mr. Steele:

That the second report of the Standing Committee on Intergovernmental Affairs and Justice be adopted and presented to the Assembly.

The question being put, it was agreed to.

29. It was moved by Mr. Steinley:

That this committee do now adjourn.

The question being put, it was agreed to.

30. The committee adjourned at 5:43 p.m. to the call of the Chair.