



No. 15

# **VOTES and PROCEEDINGS**

OF THE

**LEGISLATIVE ASSEMBLY**

PROVINCE OF SASKATCHEWAN

**FIRST SESSION – TWENTY-SEVENTH LEGISLATURE**

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**Wednesday, March 14, 2012**

1:30 p.m.

*PRAYERS*

## **PRESENTING PETITIONS**

Petitions of citizens of the Province of Saskatchewan were presented and laid upon the Table by the following members: Forbes, Broten, and Vermette.

## **READING AND RECEIVING PETITIONS**

According to Order, the Law Clerk and Parliamentary Counsel having favourably examined the same pursuant to Rule 16(7), the following Petitions were read and received:

Of citizens of the Province of Saskatchewan humbly praying that your Honourable Assembly may be pleased to cause the Government to devote the necessary resources for the construction of an elementary school in Hampton Village.

(Addendum to Sessional Paper No. 26)

Of citizens of the Province of Saskatchewan humbly praying that your Honourable Assembly may be pleased to cause the Government to review the current legislation and regulations with respect to trapping and firearms.

(Addendum to Sessional Paper No. 27)

Of citizens of the Province of Saskatchewan humbly praying that your Honourable Assembly may be pleased to cause the Government to immediately enact Bill No. 601 – The Jimmy's Law Act, to ensure greater safety for retail workers who work late night hours.

(Addendum to Sessional Paper No. 37)

Of citizens of the Province of Saskatchewan humbly praying that your Honourable Assembly may be pleased to cause the Government to make education a top priority.

(Addendum to Sessional Paper No. 40)

### **ADJOURNED DEBATES / DÉBATS AJOURNÉS**

#### **Bill No. 27 – The Education Amendment Act, 2011 Projet de loi n° 27 – Loi de 2011 modifiant la Loi de 1995 sur l'éducation**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Ms. Harpauer: That Bill No. 27 – The Education Amendment Act, 2011 – be now read a second time.

L'Assemblée reprend le débat ajourné sur la motion de l'hon. Mme Harpauer: Que le projet de loi n° 27 – Loi de 2011 modifiant la Loi de 1995 sur l'éducation – soit maintenant lu une deuxième fois.

The debate continuing, it was on motion of Mr. Broten, adjourned.

Le débat se poursuit et sur motion de M. Broten, il est ajourné.

#### **Bill No. 28 – The Education Consequential Amendments Act, 2011**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Ms. Harpauer: That Bill No. 28 – The Education Consequential Amendments Act, 2011 – be now read a second time.

The debate continuing, it was on motion of Mr. Broten, adjourned.

#### **Bill No. 29 – The Enforcement of Maintenance Orders Amendment Act, 2011 Projet de loi n° 29 – Loi de 2011 modifiant la Loi de 1997 sur l'exécution des ordonnances alimentaires**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 29 – The Enforcement of Maintenance Orders Amendment Act, 2011 – be now read a second time.

L'Assemblée reprend le débat ajourné sur la motion de l'hon. M. Morgan: Que le projet de loi n° 29 – Loi de 2011 modifiant la Loi de 1997 sur l'exécution des ordonnances alimentaires – soit maintenant lu une deuxième fois.

The debate continuing, it was on motion of Mr. Forbes, adjourned.

Le débat se poursuit et sur motion de M. Forbes, il est ajourné.

#### **Bill No. 26 – The Miscellaneous Statutes Repeal Act, 2011**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 26 – The Miscellaneous Statutes Repeal Act, 2011 – be now read a second time.

The debate continuing, it was on motion of Mr. Nilson, adjourned.

**Bill No. 35 – The Legislative Assembly and Executive Council Amendment Act, 2011**  
**Projet de loi n° 35 – Loi de 2011 modifiant la Loi de 2007 sur l'Assemblée législative et le Conseil exécutif**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 35 – The Legislative Assembly and Executive Council Amendment Act, 2011 – be now read a second time.

L'Assemblée reprend le débat ajourné sur la motion de l'hon. M. Morgan: Que le projet de loi n° 35 – Loi de 2011 modifiant la Loi de 2007 sur l'Assemblée législative et le Conseil exécutif – soit maintenant lu une deuxième fois.

The debate continuing, it was on motion of Ms. Chartier, adjourned.

Le débat se poursuit et sur motion de Mme Chartier, il est ajourné.

**Bill No. 36 – The Constituency Boundaries Amendment Act, 2011**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 36 – The Constituency Boundaries Amendment Act, 2011 – be now read a second time.

The debate continuing, it was on motion of Mr. Wotherspoon, adjourned.

**Bill No. 30 – The Enforcement of Maintenance Orders Consequential Amendments Act, 2011**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 30 – The Enforcement of Maintenance Orders Consequential Amendments Act, 2011 – be now read a second time.

The debate continuing, it was on motion of Mr. Forbes, adjourned.

**Bill No. 31 – The Enforcement of Canadian Judgments Amendment Act, 2011**  
**Projet de loi n° 31 – Loi de 2011 modifiant la Loi de 2002 sur l'exécution des jugements canadiens**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 31 – The Enforcement of Canadian Judgments Amendment Act, 2011 – be now read a second time.

L'Assemblée reprend le débat ajourné sur la motion de l'hon. M. Morgan: Que le projet de loi n° 31 – Loi de 2011 modifiant la Loi de 2002 sur l'exécution des jugements canadiens – soit maintenant lu une deuxième fois.

The debate continuing, it was on motion of Ms. Chartier, adjourned.

Le débat se poursuit et sur motion de Mme Chartier, il est ajourné.

**Bill No. 32 – The Inter-jurisdictional Support Orders Amendment Act, 2011**  
**Projet de loi n° 32 – Loi de 2011 modifiant la Loi sur les ordonnances alimentaires**  
**interterritoriales**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 32 – The Inter-jurisdictional Support Orders Amendment Act, 2011 – be now read a second time.

L'Assemblée reprend le débat ajourné sur la motion de l'hon. M. Morgan: Que le projet de loi n° 32 – Loi de 2011 modifiant la Loi sur les ordonnances alimentaires interterritoriales – soit maintenant lu une deuxième fois.

The debate continuing, it was on motion of Ms. Sproule, adjourned.

Le débat se poursuit et sur motion de Mme Sproule, il est ajourné.

**Bill No. 33 – The Residential Tenancies Amendment Act, 2011**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Morgan: That Bill No. 33 – The Residential Tenancies Amendment Act, 2011 – be now read a second time.

The debate continuing, it was on motion of Mr. Wotherspoon, adjourned.

**Bill No. 34 – The Saskatchewan Crop Insurance Corporation Act**

The Assembly resumed the adjourned debate on the proposed motion of the Hon. Mr. Bjornerud: That Bill No. 34 – The Saskatchewan Crop Insurance Corporation Act – be now read a second time.

The debate continuing, the Deputy Speaker interrupted proceedings and adjourned the Assembly without question put, pursuant to Rule 6(6).

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The Assembly adjourned at 5:00 p.m. until Thursday at 10:00 a.m.

***Hon. Dan D'Autremont***  
***Speaker***

## NOTICE OF WRITTEN QUESTIONS

**The following Questions were given notice on day no. 15 and are to be answered by day no. 20:**

Ms. Sproule, to ask the Government the following Question No. 185:

To the Minister Responsible for Saskatchewan Watershed Authority: According to clause 43(1)(c) of *The Drainage Control Act*, an applicant shall file with a watershed commission a general plan described in s.6 and a detailed plan in s.7 of the Act. (1) How many filings did the Saskatchewan Watershed Commission receive in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 186:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many notices of filings were issued to applicants who submitted filings in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 187:

To the Minister Responsible for Saskatchewan Watershed Authority: According to s.9(4) of Chapter D-33.1 REG 1 of *The Drainage Control Act*, a watershed commission may require an applicant to publish the notice at least once a week for three consecutive weeks in any newspaper that is named by the watershed commission. (1) How many applicants who were issued notices were required to publish the notices in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 188:

To the Minister Responsible for Saskatchewan Watershed Authority: According to s.8 of Chapter D-33.1 REG 1 of *The Drainage Control Act*, a watershed commission may waive the necessity for filing a general plan or a detailed plan of the drainage works; or the necessity for showing any specific information on a plan. (1) How many waivers were granted under this section in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 189:

To the Minister Responsible for Saskatchewan Watershed Authority: Who currently sits on the Water Appeal Board?

Ms. Sproule, to ask the Government the following Question No. 190:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many appeals did the Water Appeal Board hear in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011? (8) Under what Acts?

Ms. Sproule, to ask the Government the following Question No. 191:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many of the appeals heard by the Water Appeal Board were successful in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 192:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) What is the total number of deposits the Water Appeal Board requested from applicants before the Water Appeal Board heard the appeal in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 193:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many appellants proceeded with an appeal hearing after the Water Appeal Board requested a deposit from the appellant in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 194:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times did an appellant aggrieve a decision or order of the Water Appeal Board and proceed to court in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 195:

To the Minister Responsible for Saskatchewan Watershed Authority: Before filing a formal complaint with the Saskatchewan Watershed Authority an applicant who claims to have suffered, or anticipates they will suffer injury, loss or damage by reason of the construction, extension, alteration or operation of any drainage works must submit a written request to the corporation for assistance in resolving the complaint. (1) How many written requests for assistance did the Watershed Authority receive in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 196:

To the Minister Responsible for Saskatchewan Watershed Authority: Before filing a formal complaint with the Saskatchewan Watershed Authority an applicant who claims to have suffered, or anticipates they will suffer injury, loss or damage by reason of the construction, extension, alteration or operation of any drainage works must submit a written request to the corporation for assistance in resolving the complaint. How many written requests for assistance did the Watershed Authority dismiss in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 197:

To the Minister Responsible for Saskatchewan Watershed Authority: Before filing a formal complaint with the Saskatchewan Watershed Authority an applicant who claims to have suffered, or anticipates they will suffer injury, loss or damage by reason of the construction, extension, alteration or operation of any drainage works must submit a written request to the corporation for assistance in resolving the complaint. (1) What was the average response time of the Watershed Authority for written requests for assistance in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 198:

To the Minister Responsible for Saskatchewan Watershed Authority: Before filing a formal complaint with the Saskatchewan Watershed Authority an applicant who claims to have suffered, or anticipates they will suffer injury, loss or damage by reason of the construction, extension, alteration or operation of any drainage works must submit a written request to the corporation for assistance in resolving the complaint.

(1) How many of the recommendations or decisions made by the Watershed Authority as a result of a request for assistance recommended mediation in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 199:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many of the complaints went to mediation or arbitration in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 200:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) What percentage of the recommendations or decisions resulting from a request for assistance did the Watershed Authority send to the complainant in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 201:

To the Minister Responsible for Saskatchewan Watershed Authority: The complainant may also file a formal complaint with the Watershed Authority with respect to the construction, extension, alteration or operation of any drainage works by reason of which the complainant claims to have suffered or anticipates that he or she will suffer injury, loss or damage. A fee of \$200 is charged for filing the complaint. (1) What was the fee price in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 202:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) What was the number of complaints received by Watershed Authority regarding the cost of the fee in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 203:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many staff are employed by the Watershed Authority to work on the processing and resolving of the complaints in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 204:

To the Minister Responsible for Saskatchewan Watershed Authority: How long, on average, did it take for Watershed Authority to serve notice that a formal complaint was received?

Ms. Sproule, to ask the Government the following Question No. 205:

To the Minister Responsible for Saskatchewan Watershed Authority: What is the average length of time the Watershed Authority takes to investigate a formal complaint?

Ms. Sproule, to ask the Government the following Question No. 206:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many decisions did the Watershed Authority render within the 18 month time period as a result of formal complains in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 207:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How times did the Watershed Authority grant extensions in order to render a decision regarding a formal complaint in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 208:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many orders did the Watershed Authority make pursuant to s.82 of *The Saskatchewan Watershed Authority Act, 2005* with respect to decisions resulting from formal complaints in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 209:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times did the Watershed Authority grant extensions to which an order had to be complied with in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 210:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times did the Watershed Authority file an interest on the land for which drainage works complained of are located based on orders issued in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 211:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times did people fail to comply with the orders issued by the Watershed Authority in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 212:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times did the Watershed Authority enter onto a person's land that failed to comply with the order and take appropriate actions to fulfill the order in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 213:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times did the Watershed Authority file a certificate with the courts to recover costs associated with carrying out orders in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 214:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many written requests has the Watershed Authority received from people served with the certificate of cost of upholding an order against them requesting a reconsideration of the total costs in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?



Ms. Sproule, to ask the Government the following Question No. 215:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times has the Watershed Authority withdrawn the certificate in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 216:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times has the Watershed Authority varied the costs on the certificate in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 217:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times has the Watershed Authority confirmed the costs on the certificate in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 218:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times has a person with respect to whom a certificate has been entered as a judgement appealed the amount of the costs to the Court of Queen's Bench in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 219:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many orders did the Court of Queen's Bench issue as a result of hearing an appeal? (2) How many times has the Watershed Authority withdrawn the certificate in 2005? (3) 2006? (4) 2007? (5) 2008? (6) 2009? (7) 2010? (8) 2011?

Ms. Sproule, to ask the Government the following Question No. 220:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times did the Watershed Authority act as a mediator for complaints in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 221:

To the Minister Responsible for Saskatchewan Watershed Authority: (1) How many times has the Watershed Authority been refused entry onto land or into buildings to inspect water drainage complaints in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 222:

To the Minister Responsible for Saskatchewan Watershed Authority: Any person who contravenes any provision of s.90(1) of *The Saskatchewan Watershed Authority Act*, 2005 is liable for a fine. (1) How many fines has the Watershed Authority issued in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 223:

To the Minister Responsible for Saskatchewan Watershed Authority: What was the total amount of the fines issued by the Watershed Authority in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?

Ms. Sproule, to ask the Government the following Question No. 224:

To the Minister Responsible for Saskatchewan Watershed Authority: Section 93(1) of *The Saskatchewan Watershed Authority Act, 2005* allows for the Watershed Authority or persons representing the authority to enter onto land and take down, remove or open up any illegal dams or works. (1) How many times did the Watershed Authority or a representative enter onto land for this purpose in 2005? (2) 2006? (3) 2007? (4) 2008? (5) 2009? (6) 2010? (7) 2011?