

STANDING COMMITTEE ON INTERGOVERNMENTAL AFFAIRS AND JUSTICE
Wednesday, May 1, 2013

MINUTE NO. 21
3:00 p.m. – Legislative Chamber

1. **Present:** Warren Michelson in the Chair and Members D.F. (Yogi) Huyghebaert, John Nilson*, Rob Norris, Kevin Phillips, Warren Steinley and Corey Tochor.

Substituting Members

John Nilson for Doyle Vermette

Other Members

David Forbes

2. The following documents were tabled:

IAJ 15/27 - Ministry of Government Relations: Responses to questions raised at the December 4, 2012 meeting of the committee re: Outstanding sums of money for the PDAP program, dated April 29, 2013.

IAJ 16/27 - Ministry of Parks, Culture and Sport: Responses to questions raised at the April 25, 2013 meeting of the committee re: questions raised during consideration of Bill no. 63 - The Regional Parks Act, 2012, dated April 29, 2013.

3. The committee considered Bill No. 79 – The Representation Act, 2012.

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

Witnesses

Hon. Gordon Wyant, Minister

Darcy McGovern, Director Legislative Services

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

5. It was moved by Mr. Norris:

That the committee report Bill No. 79 – The Representation Act, 2012 – without amendment.

The question being put, it was agreed to.

6. The committee considered Bill No. 57 – The Condominium Property Amendment Act, 2012.

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

Witnesses

Hon. Gordon Wyant, Minister

Catherine Benning, Senior Crown Counsel, Legislative Services

Leslie Krug, Registrar of Titles

Jim Boyd, Controller of Surveys

7. The questions being put on clauses 1 to 42, they were agreed to.

8. It was moved by Mr. Phillips:

That the committee report Bill No. 57 – The Condominium Property Amendment Act, 2012 – without amendment.

The question being put, it was agreed to.

9. The committee considered Bill No. 84 – The Common Business Identifiers Act.

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

Witnesses

Hon. Gordon Wyant, Minister

Catherine Benning, Senior Crown Counsel, Legislative Services

Ardith Stephanson, Director, On-line and Enterprise Services

10. The questions being put on clauses 1 to 15, they were agreed to.

11. It was moved by Mr. Norris:

That the committee report Bill No. 84 – The Common Business Identifiers Act – without amendment.

The question being put, it was agreed to.

12. The committee considered Bill No. 68 – The Justices of the Peace Amendment Act, 2012 / Projet de loi no 68 – Loi de 2012 modifiant la Loi de 1988 sur les juges de paix.

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

Witnesses

Hon. Gordon Wyant, Minister

Linda Bogard, Assistant Deputy Minister, Court Services Division

Chris Hambleton, Crown Counsel, Legislative Services Branch

Tom Irvine, Crown Counsel, Constitutional Law Branch

13. The questions being put on clauses 1 to 2, they were agreed to.

14. During consideration of clause 3, it was moved by Mr. Steinley:

Clause 3 of the printed Bill

Amend section 10.4 of *The Justices of the Peace Act, 1988*, as being enacted by Clause 3 of the printed Bill, by adding the following subsection after subsection (4):

“(5) Notwithstanding subsections 36(5) and (7) of *The Provincial*

Article 3 du projet de loi imprimé

Modifier l’article 10.4 de la *Loi de 1988 sur les juges de paix*, que vise l’article 3 du projet de loi dans sa version imprimée, par adjonction du paragraphe qui suit après le paragraphe (4) :

« (5) Malgré les paragraphes 36(5) et (7) de la loi intitulée *The Provincial Court*

Court Act, 1998, if, six months before the date on which a commission is required to submit a report pursuant to subsection (1), (2) or (3), there is a vacancy on the commission or the commission is unable to perform its duties, the minister shall appoint a replacement commission after obtaining the consent of the association.”

Act, 1998, si, six mois avant la date à laquelle la commission doit présenter son rapport en application des paragraphes (1), (2) ou (3), il survient une vacance à la commission ou la commission ne peut remplir ses fonctions, le ministre, sur consentement de l’association, nomme une commission de remplacement. »

The question being put on clause 3 as amended, it was agreed to.

15. The questions being put on clauses 4 to 5, they were agreed to.

16. It was moved by Mr. Steinley:

That the committee report Bill No. 68 – The Justices of the Peace Amendment Act, 2012 /
Projet de loi no 68 – Loi de 2012 modifiant la Loi de 1988 sur les juges de paix – with
amendment.

The question being put, it was agreed to.

17. The committee considered Bill No. 56 – The Court of Appeal Amendment Act, 2012 /
Projet de loi no 56 – Loi de 2012 modifiant la Loi de 2000 sur la Cour d’appel.

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

Witnesses

Hon. Gordon Wyant, Minister

Catherine Benning, Senior Crown Counsel Legislative Services

Linda Bogard, Assistant Deputy Minister, Court Services Division

18. The questions being put on clauses 1 to 3, they were agreed to.

19. During consideration of clause 4, it was moved by Mr. Steinley:

Clause 4 of the printed Bill

Amend subsection 15(4) of *The Court of Appeal Act, 2000*, as being enacted by Clause 4 of the printed Bill, by striking out “subsection 16(1)” and substituting “section 16”.

Article 4 du projet de loi imprimé

Modifier le paragraphe 15(4) de la *Loi de 2000 sur la Cour d’appel*, que vise l’article 4 du projet de loi dans sa version imprimée, par suppression de « du paragraphe 16(1) » et son remplacement par « de l’article 16. »

The question being put on clause 4 as amended, it was agreed to.

20. The questions being put on clauses 5 to 6, they were agreed to.

21. It was moved by Mr. Tochor:

That the committee report Bill No. 56 – The Court of Appeal Amendment Act, 2012 / Projet de loi no 56 – Loi de 2012 modifiant la Loi de 2000 sur la Cour d’appel. – with amendment.

The question being put, it was agreed to.

22. It was moved by Mr. Phillips:

That this committee do now adjourn.

The question being put, it was agreed to.

23. The committee adjourned at 5:05 p.m. to the call of the Chair.