

**STANDING COMMITTEE ON  
INTERGOVERNMENTAL AFFAIRS AND JUSTICE  
Monday, April 21, 2008**

**MINUTE NO. 6  
3:00 p.m. – Chamber**

1. **Present:** Delbert Kirsch in the Chair and Members Fred Bradshaw, Lorne Calvert\*, Greg Brkich, Michael Chisholm, Deb Higgins, John Nilson\*, Joceline Schriemer, Len Taylor\* and Trent Wotherspoon.

**Substituting Members**

Lorne Calvert for Deb Higgins (for consideration of Estimates for the Ministry of Intergovernmental Affairs)

John Nilson for Deb Higgins (for consideration of Bill Nos. 11, 12, 20 and 30)

Len Taylor for Deb Higgins (for consideration of Bill No. 4)

**Other Members**

Warren McCall, Frank Quennell, Harry Van Mulligen, Randy Weekes

2. The committee considered Estimates for the Ministry of Intergovernmental Affairs.

The following Ministry of Intergovernmental Affairs Minister and officials appeared before the committee and answered questions:

Witnesses

Hon. Bill Boyd, Minister

Al Hinton, Deputy Minister

Wanda Lamberti, Executive Director, Central Management Services

3. The committee adjourned consideration of the Estimates for the Ministry of Intergovernmental Affairs.
4. The committee recessed from 4:02 p.m. until 4:08 p.m.
5. The committee considered Bill No. 15 – The Northern Municipalities Amendment Act.

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

Witnesses

Hon. Bill Hutchinson, Minister

Harley Olsen, Deputy Minister

John Edwards, Executive Director, Policy Development

6. The questions being put on clauses 1 to 3, they were agreed to.
7. It was moved by Mr. Chisholm:

That the committee report Bill No. 15 – The Northern Municipalities Amendment Act – without amendment.

The question being put, it was agreed to.

8. The committee recessed from 4:27 p.m. until 6:03 p.m.
9. The committee considered Bill No. 4 – The Legislative Assembly and Executive Council (Fixed Election Dates) Amendment Act, 2007 / Projet de loi n<sup>o</sup> 4 – Loi de 2007 modifiant la Loi de 2007 sur l'Assemblée législative et le Conseil exécutif (élections à date fixe).

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

Witnesses

Hon. Don Morgan, Minister

Darcy McGovern, Senior Crown Counsel, Legislative Services

10. The questions being put on clauses 1 to 3, they were agreed to.
11. During consideration of clause 4, it was moved by Mr. Taylor:

**Clause 4 of the printed Bill**

Amend Clause 8.1 of *The Legislative Assembly and Executive Council (Fixed Election Dates) Amendment Act, 2007* as being enacted by Clause 4 of the printed Bill, by adding the following subsections after subsection (2):

“(3) If the Chief Electoral Officer is of the opinion that a Monday that would otherwise be polling day under subsection (2) is not suitable for that purpose by reason of that Monday being a conflict with a day of cultural or religious significance or a municipal election, the Chief Electoral Officer may choose another day in accordance with subsection (4) and shall recommend to the Lieutenant Governor in Council that polling day be that other day, and the Lieutenant Governor in Council may make an order to that effect.

“(4) The alternate day must be one of the seven days following the Monday that would otherwise be the polling day.

“(5) In time of real or apprehended war, invasion or insurrection, or other extreme emergency, a Legislative Assembly may be continued by the legislature beyond the fourth calendar year if such continuation is not opposed by the votes of more than one-third of the Members of the Legislative Assembly.”

**Article 4 du projet de loi imprimé**

L'article 8.1 de la *Loi de 2007 modifiant la Loi de 2007 sur l'Assemblée législative et le Conseil exécutif (élections à date fixe)* qui porte une modification dans l'Alinéa 4 du projet de loi imprimé, est modifié par l'addition de la suivante après le paragraphe 8.1(2) :

<<(3) Si le Chief Electoral Officer est d'avis que le lundi qui serait normalement le jour du scrutin en application du paragraphe (2) ne convient pas à cette fin, notamment parce qu'il coïncide avec un jour revêtant une importance culturelle ou religieuse ou avec la tenue d'une élection municipale, le Chief Electoral Officer peut choisir un autre jour, conformément au paragraphe (4), qu'il recommande au lieutenant gouverneur en conseil de fixer comme jour du scrutin.

<<(4) L'autre jour mentionné au paragraphe (3) doit être dans les sept jours suivant le lundi qui aurait pu être le jour du scrutin.

<<(5) Le mandat de l'assemblée législative peut être prolongé respectivement par la législature au-delà de cinq ans en cas de guerre, d'invasion ou d'insurrection, réelles ou appréhendées, pourvu que cette prolongation ne fasse pas l'objet d'une opposition exprimée par les voix de plus du tiers des députés de l'assemblée législative.>>

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

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

12. The question being put on clause 5, it was agreed to.

13. It was moved by Ms. Schriemer:

That the committee report Bill No. 4 – The Legislative Assembly and Executive Council (Fixed Election Dates) Amendment Act, 2007 / Projet de loi n° 4 – Loi de 2007 modifiant la Loi de 2007 sur l'Assemblée législative et le Conseil exécutif (élections à date fixe).

The question being put, it was agreed to.

14. The committee considered Bill No. 30 – The Statutes and Regulations Revision Act.

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

Witnesses

Hon. Don Morgan, Minister

Ian Brown, Chief Legislative Counsel, Legislative Drafting

Darcy McGovern, Senior Crown Counsel, Legislative Services

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

16. It was moved by Mr. Chisholm:

That the committee report Bill No. 30 – The Statutes and Regulations Revision Act – without amendment.

The question being put, it was agreed to.

17. The committee considered Bill No. 11 – The Enforcement of Canadian Judgments Amendment Act, 2008 / Projet de loi n° 11 – Loi de 2008 modifiant la Loi de 2002 sur l'exécution des jugements canadiens.

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

Witnesses

Hon. Don Morgan, Minister

Darcy McGovern, Senior Crown Counsel, Legislative Services

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

19. It was moved by Ms. Schriemer:

That the committee report Bill No. 11 – The Enforcement of Canadian Judgments Amendment Act, 2008 / Projet de loi n° 11 – Loi de 2008 modifiant la Loi de 2002 sur l'exécution des jugements canadiens – without amendment.

The question being put, it was agreed to.

20. The committee considered Bill No. 20 – The Administration of Estates Amendment Act, 2008 / Projet de loi n° 20 – Loi de 2008 modifiant la Loi sur l'administration des successions.

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

Witnesses

Hon. Don Morgan, Minister

Maria Markatos, Crown Counsel, Legislative Services

21. The questions being put on clauses 1 to 35, they were agreed to.

22. It was moved by Mr. Brkich:

That the committee report Bill No. 20 – The Administration of Estates Amendment Act, 2008 / Bill No. 20 – The Administration of Estates Amendment Act, 2008 / Projet de loi n° 20 – Loi de 2008 modifiant la Loi sur l'administration des successions – without amendment.

The question being put, it was agreed to.

23. The committee considered Bill No. 12 – The Consumer Protection Amendment Act, 2008.

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

Witnesses

Hon. Don Morgan, Minister

Al Dwyer, Registrar, Consumer Protection Branch

Karen Pflanzner, Senior Crown Counsel, Legislative Services

Madeline Robertson, Senior Crown Counsel, Legislative Services

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

25. It was moved by Mr. Bradshaw:

That the committee report Bill No. 12 – The Consumer Protection Amendment Act, 2008 – without amendment.

The question being put, it was agreed to.

26. It was moved by Mr. Chisholm:

That this committee do now adjourn.

The question being put, it was agreed to.

27. The committee adjourned at 8:37 p.m. to the call of the Chair.

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Margaret Woods  
Committee Clerk

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Delbert Kirsch  
Committee Chair