



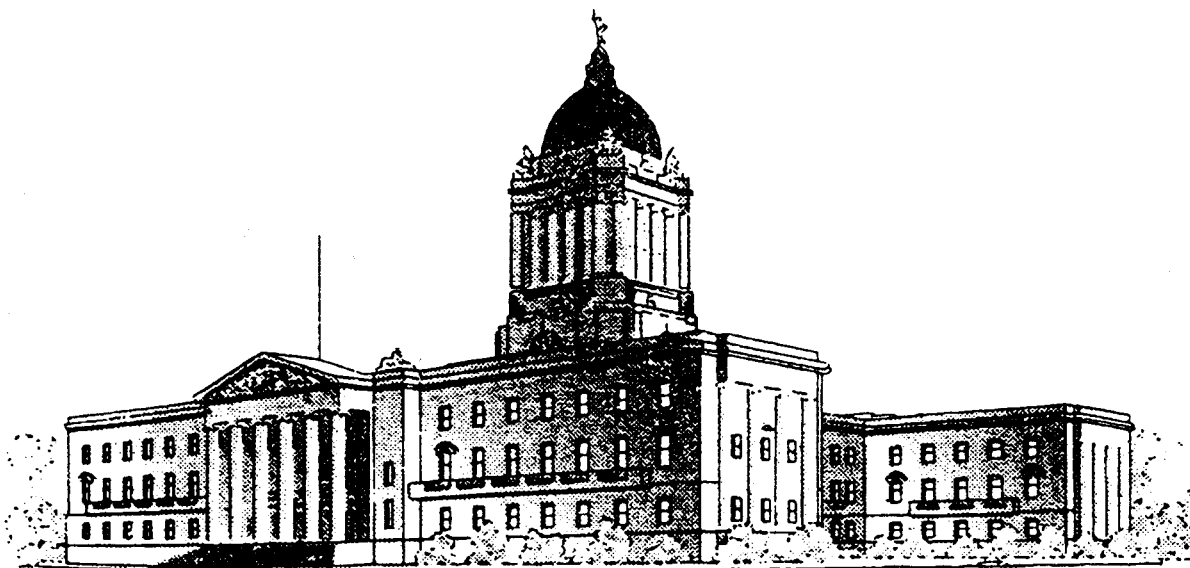
Second Session - Thirty-Sixth Legislature

of the

**Legislative Assembly of Manitoba**

**DEBATES  
and  
PROCEEDINGS  
(Hansard)**

*Published under the  
authority of  
The Honourable Louise M. Dacquay  
Speaker*



**MANITOBA LEGISLATIVE ASSEMBLY**  
**Thirty-Sixth Legislature**

**Members, Constituencies and Political Affiliation**

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<b>Name</b>	<b>Constituency</b>	<b>Party</b>
ASHTON, Steve	Thompson	N.D.P.
BARRETT, Becky	Wellington	N.D.P.
CERILLI, Marianne	Radisson	N.D.P.
CHOMIAK, Dave	Kildonan	N.D.P.
CUMMINGS, Glen, Hon.	Ste. Rose	P.C.
DACQUAY, Louise, Hon.	Seine River	P.C.
DERKACH, Leonard, Hon.	Roblin-Russell	P.C.
DEWAR, Gregory	Selkirk	N.D.P.
DOER, Gary	Concordia	N.D.P.
DOWNEY, James, Hon.	Arthur-Virden	P.C.
DRIEDGER, Albert, Hon.	Steinbach	P.C.
DYCK, Peter	Pembina	P.C.
ENNS, Harry, Hon.	Lakeside	P.C.
ERNST, Jim, Hon.	Charleswood	P.C.
EVANS, Clif	Interlake	N.D.P.
EVANS, Leonard S.	Brandon East	N.D.P.
FILMON, Gary, Hon.	Tuxedo	P.C.
FINDLAY, Glen, Hon.	Springfield	P.C.
FRIESEN, Jean	Wolseley	N.D.P.
GAUDRY, Neil	St. Boniface	Lib.
GILLESHAMMER, Harold, Hon.	Minnedosa	P.C.
HELWER, Edward	Gimli	P.C.
HICKES, George	Point Douglas	N.D.P.
JENNISSEN, Gerard	Flin Flon	N.D.P.
KOWALSKI, Gary	The Maples	Lib.
LAMOUREUX, Kevin	Inkster	Lib.
LATHLIN, Oscar	The Pas	N.D.P.
LAURENDEAU, Marcel	St. Norbert	P.C.
MACKINTOSH, Gord	St. Johns	N.D.P.
MALOWAY, Jim	Elmwood	N.D.P.
MARTINDALE, Doug	Burrows	N.D.P.
McALPINE, Gerry	Sturgeon Creek	P.C.
McCRAE, James, Hon.	Brandon West	P.C.
McGIFFORD, Diane	Osborne	N.D.P.
McINTOSH, Linda, Hon.	Assiniboia	P.C.
MIHYCHUK, MaryAnn	St. James	N.D.P.
MITCHELSON, Bonnie, Hon.	River East	P.C.
NEWMAN, David	Riel	P.C.
PALLISTER, Brian, Hon.	Portage la Prairie	P.C.
PENNER, Jack	Emerson	P.C.
PITURA, Frank	Morris	P.C.
PRAZNIK, Darren, Hon.	Lac du Bonnet	P.C.
RADCLIFFE, Mike	River Heights	P.C.
REID, Daryl	Transcona	N.D.P.
REIMER, Jack, Hon.	Niakwa	P.C.
RENDER, Shirley	St. Vital	P.C.
ROBINSON, Eric	Rupert's Land	N.D.P.
ROCAN, Denis	Gladstone	P.C.
SALE, Tim	Crescentwood	N.D.P.
SANTOS, Conrad	Broadway	N.D.P.
STEFANSON, Eric, Hon.	Kirkfield Park	P.C.
STRUTHERS, Stan	Dauphin	N.D.P.
SVEINSON, Ben	La Verendrye	P.C.
TOEWS, Vic, Hon.	Rossmere	P.C.
TWEED, Mervin	Turtle Mountain	P.C.
VODREY, Rosemary, Hon.	Fort Garry	P.C.
WOWCHUK, Rosann	Swan River	N.D.P.

## LEGISLATIVE ASSEMBLY OF MANITOBA

Wednesday, November 13, 1996

The House met at 1:30 p.m.

### PRAYERS

#### ROUTINE PROCEEDINGS

#### PRESENTING PETITIONS

#### Manitoba Telephone System

**Ms. Diane McGifford (Osborne):** Madam Speaker, I beg to present the petition of Alex Ross, Irene E. Cox, Grant Shepherd and others requesting that the Premier (Mr. Fihnon) withdraw Bill 67 and not sell the Manitoba Telephone System to private interests.

**Mr. George Hickes (Point Douglas):** Madam Speaker, I beg to present the petition of Denise Selewich, Matilda Melcosky, Angie Leslie and others requesting that the Premier withdraw Bill 67 and not sell the Manitoba Telephone System to private interests.

**Mr. Gregory Dewar (Selkirk):** Madam Speaker, I beg to present the petition of Rick Busser, Elaine Elliott, C. Armstrong and others requesting that the Premier withdraw Bill 67 and not sell the Manitoba Telephone System to private interests.

#### Guaranteed Annual Income

**Ms. Becky Barrett (Wellington):** Madam Speaker, I beg to present the petition of Ron Radonis, Vern Braun, Charles Wolfe and others requesting that the Legislative Assembly urge the Minister of Family Services (Mrs. Mitchelson) to consider repealing Bill 36 and replacing it with improved legislation which provides for a guaranteed annual income that allows people to have adequate food, clothing, housing, child care and health care, that this annual income increases as prices increase, that this new legislation provides for the creation of real jobs with the goal of creating full employment so that individuals on social assistance can find safe, meaningful work of their own choosing that allows them to meet their needs and the needs of their families and that this new legislation provides adequate supports so that individuals

with disabilities receive appropriate assistance in finding meaningful work.

**Mr. Conrad Santos (Broadway):** Madam Speaker, I beg to present the petition of C.E. Porter, B.H. Haines, Steve Webb and others requesting that the Legislative Assembly urge the Minister of Family Services (Mrs. Mitchelson) to consider repealing Bill 36 and replacing it with improved legislation which provides for a guaranteed annual income that allows people to have adequate food, clothing, housing, child care and health care and that this annual income increases as prices increase and that this new legislation also provides for the creation of real jobs with the goal of creating full employment so that individuals on social assistance can find safe, meaningful work of their own choosing that allows them to meet their needs and the needs of their families, that this new legislation provides adequate support so that the individuals with disabilities receive appropriate assistance in finding meaningful work.

**Mr. Gerard Jennissen (Flin Flon):** Madam Speaker, I beg to present the petition of James Williamson, Andrew Neufeld, Kemlin Nembhard and others requesting that the Legislative Assembly urge the Minister of Family Services to consider repealing Bill 36 and replacing it with improved legislation which provides for a guaranteed annual income that allows people to have adequate food, clothing, housing, child care and health care and that this annual income increases as prices increase and that this new legislation provides for the creation of real jobs with the goal of creating full employment so that individuals on social assistance can find safe, meaningful work of their own choosing that allows them to meet their needs and the needs of their families, that this new legislation provides adequate supports so that individuals with disabilities receive appropriate assistance in finding meaningful work.

**Ms. Marianne Cerilli (Radisson):** Madam Speaker, I beg to present the petition of Ernie McLean, Larry Novakowski and Ervin Hemminger requesting that the Legislative Assembly urge the Minister of Family Services to consider repealing Bill 36 and replacing it with improved legislation which provides for a guaranteed annual income that allows people to have

adequate food, clothing, housing, child care and health care and that this annual income increases as prices increase and that this new legislation provides for the creation of real jobs and the goal of creating full employment so that individuals on social assistance can find safe, meaningful work of their own choosing that allows them to meet their needs and the needs of their families, that this new legislation provides adequate supports so that individuals with disabilities receive appropriate assistance in finding meaningful work.

\* (1335)

### Manitoba Telephone System

**Mr. Eric Robinson (Rupertsland):** Madam Speaker, I beg to present the petition of Judi McFarland, Murray T. Bradshaw and Karen Richardson requesting that the Premier (Mr. Filmon) withdraw Bill 67 and not sell the Manitoba Telephone System to private interests.

### READING AND RECEIVING PETITIONS

#### Guaranteed Annual Income

**Madam Speaker:** I have reviewed the petition of the honourable member for Burrows (Mr. Martindale). It complies with the rules and practices of the House. Is it the will of the House to have the petition read?

**An Honourable Member:** No.

**Madam Speaker:** Dispense.

*THAT in 1976 Canada signed the United Nations Covenant on Economic, Social and Cultural Rights which recognized the right of everyone to make a living by work which is freely chosen, recognized the right of everyone to an adequate standard of living, including adequate food, clothing and housing, recognized the right of everyone to enjoy a high standard of physical and mental health, and provided for the widest possible protection and assistance to the family; and*

*THAT poor children and adults in Canada continue to die at a higher rate and earlier age than people with adequate incomes; and*

*THAT Bill 36, The Social Allowances Amendment Act, will create even greater poverty among the poor in*

*Manitoba by eliminating government responsibility to ensure that everyone who lacks adequate food, clothing, housing and health care has these needs met; and*

*THAT the bill proposes to punish people by cutting them off from social assistance or reducing their benefits if they fail to meet employment expectations; and*

*WHEREFORE YOUR PETITIONERS HUMBLY PRAY that the Legislative Assembly of Manitoba urge the Minister of Family Services to consider withdrawing Bill 36 and replacing it with improved legislation which provides for a guaranteed annual income that allows people to have adequate food, clothing, housing, child care and health care and that this annual income increases as prices increase and that this new legislation also provides for the creation of real jobs with the goal of creating full employment so that individuals on social assistance can find safe, meaningful work of their own choosing that allows them to meet their needs and the needs of their families.*

### PRESENTING REPORTS BY STANDING AND SPECIAL COMMITTEES

#### Standing Committee on Public Utilities and Natural Resources Second Report

**Mr. Jack Penner (Chairperson of the Standing Committee on Public Utilities and Natural Resources):** Madam Speaker, I rise with pleasure today and I beg to present the Second Report of the Committee on Public Utilities and Natural Resources.

**Madam Speaker:** Dispense?

**Some Honourable Members:** No.

**Madam Speaker:** The Clerk to read.

**Mr. Clerk (William Remnant):** Your Standing Committee on Public Utilities and Natural Resources presents the following as its Second Report.

Your committee met on Tuesday, October 29, 1996, at 6:30 p.m.; Wednesday, October 30, 1996, at 6:30 p.m.; Thursday, October 31, 1996, at 9 a.m. and at 6:30 p.m.;

Friday, November 1, 1996, at 9 a.m.; Saturday, November 2, 1996, at 9 a.m.; Monday, November 4, 1996, at 9 a.m.; Tuesday, November 5, 1996, at 9 a.m. and 6:30 p.m.; Thursday, November 7, 1996, at 9 a.m., 2:45 p.m. and 7:30 p.m.; and Friday, November 8, 1996, at 2 p.m. in Room 254 of the Legislative Building, to consider bills referred.

At the meeting of October 29, 1996, your committee agreed, on a counted vote of six Yeas, three Nays, to the following motion:

THAT we hear all out-of-town presenters in the order registered with the Clerk's Office, this evening, but before the out-of-town presenters, hear Mrs. Ducharme first, and all other presenters as they have been received. Each presenter will be given 10 minutes for a presentation and five minutes for questions.

At the meeting of October 29, 1996, your committee agreed to the following motion:

THAT this committee assess its progress at midnight and not call names after that time.

At the meeting of October 30, 1996, your committee agreed, on a counted vote of Yeas 6, Nays 1, to the following motion:

THAT all names be read once. If not present, drop to bottom of the list. That names read for a second time, drop off the list.

At the meeting of November 2, 1996, your committee elected Mr. Penner as Chairperson and Mr. Laurendeau as Vice-Chairperson of the committee.

\* (1340)

At the meeting of November 4, 1996, your committee elected Mr. Sveinson as Vice-Chairperson of the committee.

At the meeting of November 5, 1996, 6:30 p.m., your committee agreed to the following motion:

THAT this committee do now adjourn and recommend to the government House leader that it meet again for clause-by-clause consideration of Bill 67 no earlier than 6:30 p.m. Wednesday, November 6, 1996.

At the meetings of October 28, 29, 30, 31 and November 1, 2, 4 and 5, 1996, your committee heard representation on bills as follows:

Bill 67—The Manitoba Telephone System Reorganization and Consequential Amendments Act (Loi concernant la réorganisation de la Société de téléphone du Manitoba et apportant des modifications corrélatives)

Theresa Ducharme - People in Equal Participation, Inc  
 Bud Shiaro - Private Citizen  
 Shelly Blanco - Private Citizen  
 Paula Mallea - Save Our System  
 Al Mackling - Private Citizen  
 John Nicol - President, Union of Manitoba Municipalities  
 Ron Rudiak - Private Citizen  
 William Sharpe - Private Citizen  
 Ross Martin - Brandon & District Labour Council  
 Eduard Hiebert - Private Citizen  
 Martha Owen - Private Citizen  
 Garth Minish - Private Citizen  
 Connie Gretsinger - Private Citizen  
 Karen Minish - Private Citizen  
 Gail Cherpako - Private Citizen  
 Maggie Hadfield - Communications, Energy & Paper Workers' Union of Canada, Local 55  
 Debbie Maruntz - Communications, Energy & Paper Workers' Union of Canada, Local 7  
 Sel Burrows - Private Citizen  
 Rod Fritz - International Brotherhood of Electrical Workers, Local 435  
 Lance Norman - Manitoba Chamber of Commerce  
 Mary Pankiw - President, Manitoba Society of Seniors  
 Winnie Chanas - Private Citizen  
 Holly Cain - Private Citizen  
 Chris Morrow-Litke - Private Citizen  
 Mary Hewitt-Smith - Private Citizen  
 Andrew Dolenuk - Private Citizen  
 Heather Orton - Private Citizen  
 Glen Hallick - Private Citizen  
 Herb Schultz - Private Citizen  
 Sylvia Farley - Manitoba Federation of Labour  
 Chris Dooley - Choices  
 Dan Kelly - Canadian Federation of Independent Business  
 Albert Cerilli - Manitoba Federation of Union Retirees  
 William Seymour - Private Citizen  
 Valerie Gaffray - Private Citizen  
 David Orlikow - Private Citizen  
 Philip Curtis - Private Citizen

David Leochko - Private Citizen  
Carl Martz - Private Citizen  
David Nyhof - Private Citizen  
Bob McWilliams - Private Citizen  
Barbara Jones - Private Citizen  
Iris Taylor - Private Citizen  
Edie Henry - Private Citizen  
Kenneth Emberley - Private Citizen  
Erin Minish - Private Citizen  
Emile Clune - Private Citizen  
Carol Masse - Private Citizen  
Tim Sayeau - Private Citizen  
Brian Meronek - Retired Employees of MTS and  
T.E.A.M. and I.D.E.W.  
Jeffrey Lowe - Private Citizen  
Brenda Scarcella - Private Citizen  
Kevin Rebeck - CUPE Manitoba  
John Robson - Private Citizen  
Kevin Miller - Private Citizen  
Shauna MacKinnon - Private Citizen  
Shirley Lord - Private Citizen  
Jack McLachlan - Private Citizen  
George Marshall - Private Citizen  
Thomas Novak - Oblate Justice and Peace Committee  
Bruce Campbell - Private Citizen  
Marilyn McGonigal - Private Citizen  
George Harris - Private Citizen  
Marc Beaudry - Private Citizen  
Peter Flynn - St. Matthews-Maryland Community  
Ministry  
Jeanette Block - Private Citizen  
Roy Dudgeon - Private Citizen  
Marlene Vieno - Manitoba Network for Mental Health  
Mark Golden - Private Citizen  
Jean Wilson - Private Citizen  
Betty McGregor - Private Citizen  
Glenn and Noreen Duncan - Private Citizens  
Grace Venema - Private Citizen  
Catharine Johannson - The Manitoba Young New  
Democrats  
Shannon Slater - Private Citizen  
William Hickerson - Private Citizen  
Paul Graham - Private Citizen  
Jany Keenan - Private Citizen  
Joan Johannson - Private Citizen  
William Goddard - Private Citizen  
Lynne Geisel - Private Citizen  
Rob Altemeyer - Private Citizen  
Kerniel Aasland - Private Citizen

Harold Shuster - Private Citizen  
Bruce MacKay - Private Citizen  
Bruce Tefft - Private Citizen  
Audrey McClelland - Private Citizen  
Katharina Stieffenhofer - Private Citizen  
Alexis Sokal - Private Citizen  
Mike Keenan - Private Citizen  
Kenlin Nembhard - Private Citizen  
Ralph Atkins - Private Citizen

\* (1345)

Bruce Odlum - Private Citizen  
Jack Samyn - Private Citizen  
Philippe Trottier - Private Citizen  
Bill Hales - Private Citizen  
Sig Laser - Private Citizen  
Oskar Brauer - Private Citizen  
Ken Beatty - Private Citizen  
Diane Frolick - Private Citizen  
Eli Jacks - Private Citizen  
Suzanne Hrynyk - Private Citizen  
Jean Altemeyer - Private Citizen  
Bob Romphf - Private Citizen  
Beverly Hawkins - Private Citizen  
Katherine Clune - Private Citizen  
Arni Arnason - Private Citizen  
Teresa Coles - Private Citizen  
Ben Sokolosf - Private Citizen  
Elizabeth Carlyle - Private Citizen  
Carol Stadfeld - Private Citizen  
Winnie Grabowski - Private Citizen  
Sean Espey - Private Citizen  
Edith Byhre - Private Citizen  
Brian Lucas - Private Citizen  
Don Sullivan - Private Citizen  
Steve Webb - Private Citizen  
Thomas Steur - Private Citizen  
Roy Roman - Private Citizen  
Jesse Vorst - Private Citizen  
Shane Nestruck - Private Citizen  
Dave Plummer - Private Citizen  
Louise Simbandumwe - Private Citizen  
Marceline Ndayumvire - Private Citizen  
Angeline Simbandumwe - Private Citizen  
Kristine Barr - Private Citizen  
Jerry Keenan - Private Citizen  
Marian Yeo - Private Citizen  
Barry Hammond - Private Citizen

Richard Dilay - Private Citizen  
 Eric Cote - Private Citizen  
 Murray Smith - Private Citizen  
 Susan Cameron - Private Citizen  
 Magnus Eliason - Private Citizen  
 Peter Hudson - Private Citizen  
 Colin Murray - Private Citizen  
 Allen Grabowski - Private Citizen  
 Catharine Johannson - Private Citizen  
 Harle Robins - Private Citizen  
 David Markham - Private Citizen  
 Peter Hiebert - Private Citizen  
 Fred Tait - Private Citizen  
 Chris Tait - National Farmers' Union  
 Esyllt Jones - Private Citizen  
 Harry Schellenberg - Private Citizen  
 Robert Gooding - Private Citizen  
 Jim Still - Private Citizen  
 Bill Martin - Canadian Mental Health Association  
 Heidi Eigenkind - Private Citizen  
 Nalini Reddy - Private Citizen  
 Michael Welfley - Private Citizen  
 Peter Holle - The Prairie Centre  
 Elizabeth Johannson - Private Citizen  
 Brenda Pauls - Private Citizen  
 Ian Robson - Private Citizen  
 Henry Reske - Private Citizen  
 Anna Frolick - Private Citizen  
 Jim Burgess - Private Citizen  
 Victor Olson - Private Citizen  
 Yutta Fricke - Private Citizen  
 Jason Hooper - Private Citizen  
 Tom Barker - Private Citizen  
 Lisa Bukoski - Private Citizen  
 Werner Hiebert - Private Citizen  
 T. MacDonald - Private Citizen  
 Grant Anderson - Private Citizen  
 John Wiens - Private Citizen  
 Jim Silver - Private Citizen  
 Kim Milne - Private Citizen  
 William Regehr - Private Citizen  
 Judy Wasylycia-Leis - Private Citizen  
 John Cardoso - Private Citizen  
 Anthony Kowalski - Private Citizen  
 James Blomquist - Private Citizen  
 Donna Ansell - Private Citizen  
 Klaus Tibelius - Private Citizen  
 Bernard Brown - Private Citizen  
 Fagie Fainman - Private Citizen

Michelle Forest - Private Citizen  
 Marilyn Brick - Private Citizen  
 Pauline Riley - Manitoba Action Committee on the Status of Women  
 Ellen Hartle - Private Citizen  
 Roy Hartle - Private Citizen  
 Sara Malabar - Private Citizen  
 John Jacob - Private Citizen  
 Heinz Saleski - Private Citizen  
 Lori Palano - Private Citizen

Written submissions:

Kevin Henry - Private Citizen  
 National Farmers' Union - Region 5  
 Jasper Robinson - Private Citizen

Your committee has considered:

Bill 67—The Manitoba Telephone System Reorganization and Consequential Amendments Act (Loi concernant la réorganisation de la Société de téléphone du Manitoba et apportant des modifications corrélatives)

and has agreed to report the same with the following amendments:

\* (1350)

**MOTION:**

*THAT the definition "associate" in subsection 1(1) be amended by adding "or" at the end of clause (e) and by striking out clause (f) and substituting the following:*

(f) a person with whom that person has entered into an agreement or arrangement, other than only by the granting of a proxy, under which such persons agree to act or do act in concert, whether by active participation or passive consent, with respect to any of their interests, direct or indirect, in the issuer; ("liens")

**MOTION:**

*THAT the definition "district registrar" in subsection 1(1) be struck out and the following substituted:*

"district registrar" means a person having the powers of a district registrar under *The Real Property*

Act or the powers of a registrar under *The Registry Act*; ("registraire de district")

**MOTION:**

*THAT the definition "indebtedness to the Crown" in subsection 1(1) be amended by striking out "coming into force of this Act" and substituting "coming into force of this section".*

**MOTION:**

*THAT the definition "instrument" in subsection 1(1) be struck out and the following substituted:*

"instrument" includes

(a) a caveat or an instrument within the meaning of *The Real Property Act* or *The Registry Act*,

(b) an Order in Council issued by the Lieutenant Governor in Council for the purpose of conveying the custody, control and administration of land or any other interest in land,

(c) a right-of-way agreement, easement agreement or other agreement, a transfer, assignment, licence, permit or reservation to use property, a mortgage, encumbrance, charge, title, certificate of title or certificate of registration,

(d) a judgment, order, direction, appointment, approval or determination of a court, judge or other constituted authority,

(e) a pleading, notice or document in an action or other proceeding in a court,

(f) a document issued, registered, filed, lodged or deposited by or with a district registrar, and

(g) a document issued, registered, filed, lodged or deposited in the register evidencing the disposition of Crown lands kept and maintained pursuant to the provisions of *The Crown Lands Act*; ("instrument")

**MOTION:**

*THAT the definition "non-voting common share" in subsection 1(1) be struck out and the following substituted:*

"non-voting common share" means a share of the corporation the holder of which is not entitled to receive notice of or attend or vote at meetings of shareholders except as specifically provided under *The Corporations Act*, is entitled to receive any dividend declared by the corporation and is entitled to share in the distribution of the assets of the corporation upon dissolution subject to the rights, privileges, and conditions attaching to any other class of shares of the corporation ranking in priority thereto; ("action ordinaire sans droit de vote")

**MOTION:**

*THAT the definition "voting common share" in subsection 1(1) be struck out and the following substituted:*

"voting common share" means a share of the corporation the holder of which is entitled to receive notice of and attend and vote at meetings of shareholders, to receive any dividend declared by the corporation and to share in the distribution of the assets of the corporation upon dissolution subject to the rights, privileges, and conditions attaching to any other class of shares of the corporation ranking in priority thereto; ("action ordinaire avec droit de vote")

**MOTION:**

*THAT the definition "voting share" in subsection 1(1) be struck out and the following substituted:*

"voting share" means a share of an issuer the holder of which is entitled to receive notice of and attend and vote at meetings of shareholders on resolutions electing directors, and includes a voting common share; ("action avec droit de vote")

**MOTION:**

*THAT subsection 5(1) be amended by adding ", and shall not be deemed to be," after "not".*

**MOTION:**

*THAT the following be added after subsection 5(1):*

**Shares of affiliates**



**5(1.1)** 100 shares of the capital stock of each of MTS NetCom Inc., MTS Mobility Inc. and MTS Advanced Inc. are deemed to have been validly issued to the corporation on January 1, 1996, and the stated capital of those shares is deemed to be \$1.00 per share.

**MOTION:**

*THAT subsection 7(1) be amended by striking out "coming into force of this Act" and substituting "coming into force of this section".*

**MOTION:**

*THAT clause 10(c) be amended by striking out "any matter described in" and substituting "the creation of new classes of shares under".*

\* (1355)

**MOTION:**

*THAT clause 6(1)(b) be struck out*

**MOTION:**

*THAT clause 11(1)(d) be struck out.*

**MOTION:**

*THAT subsection 11(2) be amended by striking out "coming into force of this Act" and substituting "coming into force of this section".*

**MOTION:**

*THAT section 12 be amended by renumbering it as subsection 12(1) and by adding the following as subsection 12(2):*

**No continuance outside Manitoba**

**12(2)** The corporation shall not continue into another jurisdiction.

**MOTION:**

*THAT the section heading for subsection 5(4) be amended by adding "of land" at the end.*

**MOTION:**

*THAT subsection 13(3) be amended by striking out "coming into force of this Act" and substituting "coming into force of this section".*

**MOTION:**

*THAT subsection 14(2) be amended by adding the following after clause (b):*

(b.1) the prohibition on ownership of voting shares by any government or agency thereof, other than the Crown and its agents, as set out in section 18.1;

**MOTION:**

*THAT clauses 14(2)(c), (d) and (e) be struck out and the following substituted:*

(c) the suspension of voting rights in circumstances where limits or restrictions set out in section 17, 18 or 18.1 are exceeded or violated;

(d) the refusal by the corporation to issue or register voting shares in circumstances where limits or restrictions set out in section 17, 18 or 18.1 are exceeded or violated;

(e) the purchase of voting shares from holders whose holdings exceed limits or violate restrictions set out in section 17, 18 or 18.1;

**MOTION:**

*THAT clause 14(2)(g) be amended by striking out "being" and substituting "be".*

**MOTION:**

*THAT subsection 14(3) be amended by striking out "16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26" and substituting "16(1), 16(2), 16(3), 17, 18, 18.1, 19, 20, 21, 22, 23, 24, 25, 26, 28(a), 28(b) and 28(b.1)".*

**MOTION:**

*THAT the definition "fund" in subsection 15(1) be amended, in the English version, by striking out "the Civil" and substituting "The Civil".*

**MOTION:**

*THAT the following be added after subsection 16(3):*

**Deeming**

**16(4)** For the purpose of qualifying the common shares issued to the Crown under clause 7(1)(b) as an authorized investment under clause 328(2)(l) of Part XXIV of *The Corporations Act*, the corporation is deemed to have satisfied the requirements of clause 328(2)(l) of *The Corporations Act* with respect to each of the five years immediately preceding an offering of common shares under this section.

**MOTION:**

*THAT subsection 17(2) be amended by striking out "coming into force of this Act" and substituting "coming into force of this section".*

**MOTION:**

*THAT the section heading for subsection 17(4) be amended, in the English version, by striking out "of Canada".*

**MOTION:**

*THAT subsection 18(1) be amended by striking out "fifteen" and substituting "ten".*

**MOTION:**

*THAT subsection 18(4) be amended, in the English version, by striking out "clause 3(b)" and substituting "clause (3)(b)".*

**MOTION:**

*THAT subsection 18(5) be struck out.*

**MOTION:**

*THAT subsection 18(6) be struck out and the following substituted:*

**Individual ownership in affiliate**

**18(6)** Subject to subsections (7) and (8), the total number of voting shares of an affiliate of the corporation

existing at the time of coming into force of this section that may be beneficially owned

(a) by any one person; or

(b) by the members of any one group of associated persons;

other than by way of security only shall not exceed ten percent of the total number of issued and outstanding voting shares of that affiliate.

**MOTION:**

*THAT subsection 18(8) be struck out.*

\* (1400)

**MOTION:**

*THAT the following be added after section 18.*

**No government ownership of corporation**

**18.1(1)** No voting shares of the corporation may be beneficially owned by any government or agency thereof, other than the Crown and its agents.

**No government ownership of affiliate**

**18.1(2)** No voting shares of any affiliate of the corporation may be beneficially owned by any government or agency thereof, other than the Crown and its agents.

**MOTION:**

*THAT subsection 20(1) be struck out and the following substituted:*

**Notice of contravention**

**20(1)** If voting shares are beneficially owned by a person or a group of associated persons in contravention of section 17, 18 or 18.1, the issuer may, by notice to the registered holder of those voting shares, require the voting shares in excess or violation of the limit or restriction in section 17, 18 or 18.1, as the case may be, to be disposed of within the period stated in the notice.

**MOTION:**

*THAT clause 20(3)(b) be amended by striking out "sections 17 or 18" and substituting "section 17, 18 or 18.1".*

**MOTION:**

*THAT subsection 21(3) be amended by striking out "Such information may include" and substituting "Such information may include, but shall not be limited to,".*

**MOTION:**

*THAT subsection 21(4) be amended by striking out "sections 17 and 18" and substituting "sections 17, 18 and 18.1".*

**MOTION:**

*THAT section 22 be amended by striking out "sections 17, 18, 19 or 20" and substituting "section 17, 18, 18.1, 19 or 20".*

**MOTION:**

*THAT subsection 24(1) be amended by striking out "section 17 and 18" and substituting "sections 17, 18 and 18.1".*

**MOTION:**

*THAT clause 24(2)(a) be amended by striking out "sections 17 or 18" and substituting "section 17, 18 or 18.1".*

**MOTION:**

*THAT subsection 25(1) be amended by striking out ", on application by an interested party,".*

**MOTION:**

*THAT subsection 25(2) be struck out and the following substituted:*

**Directors bound**

**25(2)** The board of directors of the issuer is bound by a determination made under subsection (1) unless a fact material in making the determination was not disclosed or there is a subsequent material change of circumstances.

**MOTION:**

*THAT subsection 27(3) be struck out and the following substituted:*

**Unregistered easements**

**27(3)** Where the predecessor corporations or any of their affiliates have constructed or installed or have agreed or commenced to construct or install telecommunications lines, wires, cables, equipment or other facilities over, across, upon or under land, whether pursuant to a right-of-way agreement, easement agreement, statutory right or a right otherwise created, the corporation or its affiliates shall have the continuing right, notwithstanding any change in ownership of the land, to maintain, inspect, repair, remove, replace or add to the telecommunications lines, wires, cables, equipment or other facilities over, across, upon or under the land, and where such construction or installation was made pursuant to a right-of-way agreement or easement agreement that has not been registered against the title to the land, the corporation or its affiliates shall have the right but shall not be obligated to register the right-of-way agreement or easement agreement or a caveat in respect thereof as determined by the corporation or its affiliates.

**MOTION:**

*THAT section 28 be amended by adding the following after clause (b):*

(b.1) authorizing any terms and conditions pursuant to which voting shares will be offered to employees of the corporation and of any affiliate of the corporation;

**MOTION:**

*THAT section 33 be struck out and the following substituted:*

*Consequential amendment, C.C.S.M. c. M225*

**33 Clause 213(3)(b) of *The Municipal Act* is amended**

(a) by striking out "*The Manitoba Telephone System,*"; and

(b) by striking out "*, The Manitoba Telephone Act*".

**MOTION:**

*THAT section 37 be amended by striking out "coming into force of this Act" and substituting "coming into force of this section".*

**MOTION:**

*THAT subsection 16(3) be amended by:*

*(a) by adding "or" after clause (a); and*

*(b) striking out clauses (b), (c), (d) and (e) and substituting the following:*

*(b) a self-directed registered retirement savings plan or self-directed registered retirement income fund, the beneficiary or annuitant of which is an individual ordinarily resident in the province.*

**MOTION:**

*THAT the following be added after subsection 5(5):*

**Mines and minerals reserved**

**5(6)** Notwithstanding the definition of "land" in subsection 1(1) and notwithstanding any other provision of this section, mines and minerals in, upon or under land referred to in this section are reserved to the Crown in the same manner as set out in section 4 of *The Crown Lands Act*.

**MOTION:**

*THAT the definition "implementation date" in subsection 15(1) be struck out and the following substituted:*

**"implementation date"** means the date prescribed by the regulations after which the corporation is responsible for all benefits to which the persons described in clause (2)(a) are entitled under the new plan; ("date de mise en oeuvre")

**MOTION:**

*THAT subsection 15(1) be amended by adding the following in alphabetical order:*

**"trust fund"** means the trust fund maintained by the trustee under the new plan. ("fonds de fiducie")

**MOTION:**

*THAT the following be added after subsection 15(2):*

**Independent actuary to review plan**

**15(2.1)** As soon as possible after this Act receives royal assent, the Provincial Auditor shall appoint an independent actuary to review the plan proposed by the corporation for the purposes of clause (2)(a) to determine whether the benefits under the proposed plan are equivalent in value as required by that clause.

**Concerns of independent actuary to be addressed**

**15(2.2)** The corporation shall take any steps necessary to resolve any concerns raised by the independent actuary in a report prepared for the purposes of subsection (2.1).

**MOTION:**

*THAT subsection 15(3) be amended by striking out "trustees of the new plan as soon as practicable after the implementation date" and substituting "trust fund under the new plan on or before the date prescribed in the regulations".*

**MOTION:**

*THAT subsection 15(5) be struck out and the following substituted:*

**Liabilities assigned and assumed**

**15(5)** All liabilities of the fund to the persons described in clause (2)(a) and all rights and obligations of the fund under any related agreements are assigned to and assumed by the corporation and shall become liabilities, rights and obligations of the trust fund under the new plan on the date of transfer of the transfer amount pursuant to subsection (3).

**MOTION:**

*THAT the following be added after subsection 15(8):*

**15(8.1)** Nothing in this section is to be interpreted as nullifying the effect of the agreement, or any part thereof,

executed on November 7, 1996 by representatives of The Manitoba Telephone System and of the employees, and by the minister and one other representative on behalf of the government, on the subject of pension issues.

**Madam Deputy Clerk (Bev Bosiak):—**

**MOTION:**

*THAT section 38 be struck out and the following substituted:*

**Coming into force**

**38(1)** Subject to subsections (2) and (3), this Act comes into force on a day fixed by proclamation.

**Coming into force: subsection 5(1.1)**

**38(2)** Subsection 5(1.1) is retroactive and is deemed to have come into force on January 1, 1996.

**Coming into force: certain provisions**

**38(3)** Sections 7, 16 and 28 and subsections 15(2.1) and (2.2) come into force on the day this Act receives royal assent.

**MOTION:**

THAT Legislative Counsel be authorized to change all section numbers and internal references necessary to carry out the amendments adopted by this committee.

**Mr. Penner:** I move, seconded by the honourable member for Morris (Mr. Pitura), that the report of the committee be now received.

**Madam Speaker:** It has been moved by the honourable member for Emerson, seconded by the honourable member for Morris, that the report of the committee be received. Agreed?

**Some Honourable Members:** No.

**Some Honourable Members:** Agreed.

**Madam Speaker:** All those in favour, please say yea.

**Some Honourable Members:** Yea.

**Madam Speaker:** The honourable government House leader, on a point of order.

\* (1410)

### Point of Order

**Hon. Jim Ernst (Government House Leader):** I would refer you, Madam Speaker to Rule 103.(3): "All amendments made to a Bill in any Committee shall be reported to the House, and every Bill reported from any Committee, whether amended or not, shall be received by the House on report thereof."

Madam Speaker, I submit no vote is required nor should be held.

**Madam Speaker:** The honourable member for Thompson, on the same point of order.

**Mr. Ashton:** Madam Speaker, on the same point of order. We are dealing with a very important part of the legislative process. In fact, this was indicated by the reading out, which is also part of our rules, of the bill. It is a very detailed bill containing many amendments, many motions which were dealt with including not having rural and northern hearings.

I would point, on the point of order, to the fact that the motion itself is not debatable, but there is very clear provision that it is a motion and if it is a motion it has to be voted upon. I know the government would prefer not to have votes on motions related to the sale of MTS, particularly a public vote, but in this Legislature when we have a motion, under our rules, I would suggest the only appropriate way to proceed is to have a vote. They can use their government majority if they wish to push through this stage, but it is a motion. You had started reading the motion. We do object to the motion because we do not believe the government listened. They did not listen to the committee process—185 presenters, Madam Speaker. They did not listen to it. We will vote against the motion.

**Madam Speaker:** Order, please. On the point of order raised by the honourable government House leader, Rule 103.(3), "All amendments made to a Bill in any Committee shall be reported to the House, and every Bill reported from any Committee, whether amended or not, shall be received by the House on report thereof." The honourable government House leader does indeed have a point of order.

**Mr. Steve Ashton (Opposition House Leader):** Madam Speaker, I challenge your ruling.

#### Voice Vote

**Madam Speaker:** The ruling of the Chair has been challenged. All those in favour of sustaining the ruling of the Chair, please say yea.

**Some Honourable Members:** Yea.

**Madam Speaker:** All those opposed, please say nay.

**Some Honourable Members:** Nay.

**Madam Speaker:** In my opinion, the Yeas have it.

**Mr. Ashton:** On division, Madam Speaker.

**Madam Speaker:** On division.

\* (1420)

#### Point of Order

**Mr. Gary Kowalski (The Maples):** On a point of order, the report from the committee did not include a mention that as a member of the committee, I abstained from participating in the committee because I received legal advice as my wife is an employee of MTS, I was in conflict of interest and I want to report to the Chamber that I did not take part in the debate or try to influence any member of the Chamber on how to vote on this matter.

**Madam Speaker:** I thank the honourable member for The Maples on the point of order.

#### ORAL QUESTION PERIOD

##### Manitoba Telephone System Privatization—Public Hearings

**Mr. Gary Doer (Leader of the Opposition):** Madam Speaker, my question is to the Acting Premier.

This week delegates to the 71st annual meeting of the Manitoba Pool Elevators are meeting in the city of Winnipeg. Like many Manitobans, they have passed a resolution to request that the provincial government conduct public hearings in rural Manitoba before further

steps are taken by this Conservative government to privatize the Manitoba Telephone System.

I would like to ask the Deputy Premier, in light of the fact that in the committee hearings, in the past, they have rejected the proposal of the New Democratic Party to have regional hearings, would they now listen to the Pool delegates and give people of rural Manitoba public hearings throughout rural Manitoba and northern Manitoba, as requested by the Manitoba Pool delegates at their convention in Winnipeg this week?

**Hon. James Downey (Deputy Premier):** Madam Speaker, as I indicated yesterday and I will indicate again to the Leader of the Opposition today, the legislation dealing with Bill 67 was tabled in the Legislature this spring, when it had the full period of time to be viewed and be reviewed by the people of Manitoba, rural, northern and the cities of the province of Manitoba. They had the opportunity, because this was the first opportunity in a long time that members of the Legislature had the opportunity to be in their constituencies throughout the summer to discuss and to talk to their members as it related to a legislative package and other issues.

As it relates to the Manitoba Pool Elevators, they are an organization that have assembled to do business as it relates to their corporation. This particular resolution, as far as I am concerned, is one which they are quite free to present.

Again, when one looks at the purpose of what this legislation is going to carry out on behalf of the people of Manitoba, I think that the executive of that delegate body, if given the opportunity to fully discuss it with a meeting with ourselves, if that is what they would like to do, they have had the opportunity to do that, pre this meeting at which they presented this resolution.

I would be most pleased to meet with that organization, their executive, to discuss that with them. But what we are preparing to do is pass legislation that is in the best interests of the people of Manitoba based on fact, not philosophical belief.

##### Privatization—Postponement

**Mr. Gary Doer (Leader of the Opposition):** Madam Speaker, in an independent poll yesterday, 78 percent of

rural and northern Manitobans are against this decision of the Conservative government to break their election promise, 78 percent of the people, in spite of the \$400,000 advertising campaign paid for by the ratepayers under direction of the Premier (Mr. Filmon), the Minister of Finance (Mr. Stefanson) and others who are involved in this issue.

The delegates at the Pool convention go on to say that in discussing this resolution, delegates express concern that rural Manitobans have not been adequately consulted on the privatization of Manitoba Telephone System. This announcement was made on May 2. Many delegates to the Pool convention would have been actively involved in a late start on their crops. Many people have been involved throughout the summer in farming and harvesting the crop. They want to be involved in this decision.

Will you listen to the Manitoba Pool delegates and put this decision on hold so they can be adequately consulted about a long-term decision affecting their communities?

**Hon. James Downey (Deputy Premier):** Madam Speaker, I do not accept the premise that there was an election promise broken, first point. I do not accept that.

Secondly, as it relates to discussions with the Manitoba Pool organization or any other rural bodies who want to speak their minds, they have had the opportunity through the summer to contact their members of the Legislature to express themselves, because this legislation has been on the table, has been on the Order Paper for some several months now. So I believe the opportunity has been there for them to express themselves to their elected representatives who represent them in this Legislative Assembly.

#### Privatization—Information Request

**Mr. Gary Doer (Leader of the Opposition):** Of course, Manitoba Pool is joining the Manitoba union of municipalities and other organizations across rural and northern Manitoba. Of course, I would just refer the Deputy Premier to the May 2 Hansard, where the Premier (Mr. Filmon) admits that they promised during the election campaign that they would not sell MTS.

Gordon Ryz, the candidate in Dauphin, said it is the Filmon team position that they will not sell the Manitoba

Telephone System. I just had a call from the Minister of Finance's (Mr. Stefanson) riding where he said at the doorstep, the Minister of Finance said they would not sell the Manitoba Telephone System. And we are getting calls from numbers of Manitobans in your constituencies that said, you promised us that you would not sell the telephone system if you were elected. The Deputy Premier knows that. He was the co-chair of the Tory election campaign team.

I would like to further ask—the Manitoba Pool delegates expressed concern about the possible impact of privatization on services and rates in rural Manitoba. Can the Deputy Premier today table any impact study they have on rates and service in rural Manitoba, taking in mind the consideration of what is going on with the cost recovery proposal in Alberta? Can they table in the House today something beyond the brokers' analysis, those brokers that stand to make tens of millions of dollars and, in the opinion of rural Manitobans, they stand to make tens of millions of dollars on the backs of rural and northern Manitobans? Can he table the independent analysis here today in this House?

**Hon. James Downey (Deputy Premier):** I am not going to table any of the information the member requested, but I am quite prepared to tell the people of Manitoba and reiterate again, it was this government under Premier Filmon that put individual lines to every Manitoban, rural Manitoban in this province of Manitoba. It was this government, not the New Democratic Party, who pride themselves on being everything to all people, it was we who did that so the people of Manitoba—

**Some Honourable Members:** Oh, oh.

**Madam Speaker:** Order, please. The honourable Deputy Premier, to complete his response.

\* (1430)

**Mr. Downey:** A clear demonstration that this government believes in providing the services through telephones to rural Manitobans, the services have been provided as we believe it is the responsible thing not to further burden the people of Manitoba with further investment in the Manitoba Telephone System when we are in such a changing world, where we will be called

upon to put millions of dollars into a telephone system to put it in the competitive marketplace worldwide.

We are not going to do the irresponsible thing such as the members opposite did in the spending of some 28 or 7 million dollars in Saudi Arabia. They had the mandate to do that, and they did. We have the mandate to do what we are doing.

### **Bill 67 Tabling Request**

**Mr. Steve Ashton (Thompson):** I thank the Deputy Premier for once again making the case for keeping public ownership of MTS—the investment in rural and northern Manitoba.

Following the reading of that very detailed bill, Bill 67, probably the biggest bill in this province in decades, the bill that they wanted to pass through at 3:22 in the morning last Wednesday, now that we see the complexity and detail of this bill and the fact that the vast majority of Manitobans do not want MTS sold off, I want to ask a very simple question to the Deputy Premier.

What does it take to get the message through to this government that the only correct thing to do is table Bill 67?

**Hon. James Downey (Deputy Premier):** Madam Speaker, we are very prepared to bring Bill 67 onto the table, onto the floor of this Legislature and debate it and pass it. When are he and his party going to stop playing silly games of frustrating the process? Let us get on with the merits of the bill which we believe will stand the test of what this Legislature can put to it and pass the bill as we have intended to do all along.

**Madam Speaker:** The honourable member for Thompson, with a supplementary question.

### **Manitoba Telephone System Resolution Debate**

**Mr. Steve Ashton (Thompson):** A supplementary question: If the Deputy Premier would perhaps care to consider who moved the adjournment motion yesterday, I am wondering if he would like to answer the question as to whether the government will be prepared today to

debate the Opposition Day motion which is on the very question that we think is most fundamental to the issue of MTS, and that is putting the decision of the sale of MTS to a vote of the people of Manitoba, the shareholders of MTS.

**Hon. James Downey (Deputy Premier):** Madam Speaker, if one were to recall, I believe the vote on Bill 67 should have been brought to the House last Thursday evening as per the rules, as to the rules that were agreed to by all parties and all members of this Legislature.

Yesterday, it was the opposition party that denied leave to bring the bill to the House for debate yesterday. That is what we are here to do, to debate Bill 67. That is what we are prepared to do, and that is what we will do as soon as the opposition quit trying to play their silly rules game.

**Madam Speaker:** Order, please.

### **Point of Order**

**Mr. Ashton:** Madam Speaker, Beauchesne Citation 417 is very clear that “Answers to questions should be as brief as possible, deal with the matter raised and should not provoke debate.” I asked whether they would be prepared to call the Opposition Day motion, and I find it shameful that the Deputy Premier called the rules of this Legislature silly rules. He may not understand this, but the rules of this Legislature and the rules of democracy are important to the people of Manitoba. We have a democracy in this province. We have rules for a good reason.

**Madam Speaker:** The honourable Deputy Premier, on the same point of order.

**Mr. Downey:** Yes, Madam Speaker. I may have used an inappropriate word by using the word “silly.” What I should have referred to was that the opposition are playing an irresponsible rules game which is demonstrated time and time again. We would like to get on doing business with the substance of the bill and debate it. That is what we are here for. That is what we would like to do.

**Mr. Ashton:** Madam Speaker, I was just awaiting your ruling on the point of order, and then I was going to ask



my third question or allow the Deputy Premier to continue.

**Madam Speaker:** On the point of order raised by the honourable member for Thompson, the honourable member for Thompson does not have a point of order on the first issue. However, I believe the honourable Deputy Premier clarified the second issue raised in the point of order for the honourable member for Thompson and, as I understand, did apologize for incorrect use of a word.

\* \* \*

**Madam Speaker:** The honourable member for Thompson, on a supplementary question.

#### Privatization

**Mr. Steve Ashton (Thompson):** On a final supplementary, I am just wondering what it takes, Madam Speaker, for this government to listen if they will not listen to 78 percent of rural Manitobans, if they will not listen to 68 percent, if they refuse to have rural and northern hearings. What does it take for the government to realize what everybody else in Manitoba does?

This government does not have a mandate. They have no right to sell off MTS. It is not theirs to sell, Madam Speaker. When will they come to reality and listen to the people of Manitoba?

**Hon. James Downey (Deputy Premier):** Madam Speaker, as I said yesterday, I can appreciate the philosophical approach the member for Thompson has taken. He is one of the few socialists left in the world that is in that dogmatic position. In fact—

**Madam Speaker:** Order, please. The honourable member for Thompson.

#### Point of Order

**Mr. Ashton:** Yes, Madam Speaker, I am quite prepared to debate my political affiliations, but by that definition I guess 78 percent of rural Manitobans and 68 percent of Manitobans as a whole would be socialist, according to the Deputy Premier.

The fact is, everybody in Manitoba understands that they do not want MTS sold off. When will the

government realize this is not a question of politics anymore? It is the will of the people, Madam Speaker. They do not want MTS sold off.

**Madam Speaker:** Order, please. The honourable member for Thompson does not have a point of order.

\* \* \*

**Madam Speaker:** The honourable Deputy Premier, to respond to the question.

**Mr. Downey:** Madam Speaker, after a considerable amount of time, after the bill has been tabled in this Legislature in the spring of this year, fully available for the public to look at, to understand and to discuss with their members, after the consideration that we would, in fact, turn \$800 million in backing that this province has put forward to the Manitoba Telephone System, that we will turn some of that debt to equity, that we will not have to add additional hundreds of millions of dollars to invest in a telephone company that will be out in a competitive world—70 percent of the business, the telephone company, the business they have to do is a competitive area, and the fact is that the rates that the people will have to pay will be adjudicated, judged by and approved by the CRTC before any change can be made, as they are today.

When one, Madam Speaker, takes it out of the philosophical arena as the member wants to continue to try to debate it in and deals with it on a factual basis and asks the total question of the people of Manitoba, whether or not they want more money to go into MTS or whether they want that money to be used in other areas, I think that they would agree with us. They want to maintain the health and education and essential services of this province.

\* (1440)

#### Manitoba Telephone System Privatization—Referendum

**Ms. Becky Barrett (Wellington):** Despite what the Deputy Premier stated yesterday, that the privatization of MTS was not high on the agenda of the people of Manitoba, the vast majority of Manitobans want a say in the future of their telephone system. They want to be

consulted prior to a decision of the magnitude being foisted upon them by a Premier and government which stated unequivocally during the election that Manitoba's telephone system would not be sold.

Will the government now recognize the illegitimacy of its decision to sell MTS, do the proper thing and have a referendum so the people of Manitoba can decide?

**Hon. James Downey (Deputy Premier):** Madam Speaker, there appear to be some major inconsistencies with the policies of the New Democratic Party. When it comes to giving the people of Manitoba a say as to whether the sales tax or any of the major taxes are increased in the province of Manitoba to run this province, the New Democratic Party are absolutely opposed to it, as expressed by the member for Brandon East (Mr. Leonard Evans) and several others. They want to deny the people of Manitoba when it affects every Manitoban in the way in which it is.

When it comes to the Manitoba Telephone System sale, as I pointed out, Madam Speaker, those individuals are still protected as it relates to the rates they have to pay for their telephone service. So I think there is a major inconsistency, and I believe the people of Manitoba when they see the total picture—and that is why it would be important to get on with the debate. The members want to debate it.

Let us get on with it so we can fully lay out the total package of which the members feel the people of the province have not heard sufficiently. Let us get on with it. We are quite prepared to do so.

#### **Privatization—Government Mandate**

**Ms. Becky Barrett (Wellington):** Madam Speaker, speaking of inconsistencies—

**Madam Speaker:** Order, please. The honourable member was recognized for a supplementary question.

**Ms. Barrett:** Madam Speaker, what gives the Deputy Premier the right to say, as he did in the House just this afternoon, that we have a mandate to do what we are doing—speaking of inconsistencies—when they clearly stated throughout the province of Manitoba during the last provincial election that they would not sell the Manitoba Telephone System?

**Hon. James Downey (Deputy Premier):** Madam Speaker, again I do not accept the fact that there was a broken election promise. I do not accept that. Secondly, this legislation was introduced in the spring of the year. I will repeat it for the members again. Members of the party, this party, the governing party, had the opportunity throughout the summer to have people meet with them and discuss issues with them. That is what we in a parliamentary democracy have to be guided by.

Members have made their decision as part of a government, as part of a mandate of government to govern the province, and in the information and the facts presented we have taken the decision that it is in the best interests of the province of Manitoba to proceed on the path that we are proceeding on. So that is why we would like to get on with the bill. Let us get on with the debate so we can further express to the members how our constituents feel and what has been presented to us. Thank you.

#### **Privatization—Withdrawal**

**Ms. Becky Barrett (Wellington):** Madam Speaker, will the Deputy Premier promise on behalf of his government that if it can be proven that they did make an election promise saying they would not sell the Manitoba Telephone System and have therefore gone against their election promise, will they then withdraw Bill 67?

**Hon. James Downey (Deputy Premier):** Madam Speaker, given the facts that are before us as it relates to the sale of the Manitoba Telephone System, as it relates to the total picture and the interests of the people of Manitoba, we believe that it is in the public interest to sell the Manitoba Telephone System. Yes, Manitobans will have the opportunity to buy that company and own that company and it will continue to provide services to the people of Manitoba that will, as I have said many times, be regulated by the CRTC and the protection given to those constituents.

#### **Manitoba Telephone System Privatization—First Nations Agreements**

**Mr. Oscar Lathlin (The Pas):** My questions are for the Acting Premier.

As the minister knows or should know, MTS is a Crown corporation and has legal, binding agreements

with First Nations in Manitoba in regard to the installation of service distribution lines and microwave towers.

I would like to ask the minister to tell the House what consultation has taken place with First Nations over the potential sale of MTS and provisions of service distribution lines and other such infrastructure on reserve lands, because those are contained in agreements.

**Hon. James Downey (Deputy Premier):** Madam Speaker, it is my understanding that the agreements that have been entered into by the telephone company, as owned by the taxpayers of Manitoba through the structure which is there, will not change under the change of ownership, that the legal agreements that have been entered into are the same as they are previously under a Crown-owned system.

**Mr. Lathlin:** Madam Speaker, I would like to table some legal documents here. One is a permit and one is a standard commercial lease having to do with OCN reserve lands.

I would like to ask the minister, given that MTS agreements which are legally binding with bands such as OCN state unequivocally that MTS will not assign, sublet, mortgage, pledge or apothecate or encumber the lease without consent in writing from the federal government and the band, why is this government choosing not to take the view of First Nations but instead has chosen to violate the terms of those agreements?

**Mr. Downey:** I said it before and I will say it again, that legal agreements that have been entered into as it relates to the operation of the telephone company transferred to a new owner through the public, the legal entity is intact and remains.

**Mr. Lathlin:** Madam Speaker, my last question to the same minister is, since the local rates will rise the most in remote and northern communities, particularly on Indian reserves, by as much as four times the current rate, I would like to ask the minister—

**Some Honourable Members:** Oh, oh.

**Madam Speaker:** Order, please. The honourable member for The Pas, with a final supplementary question.

\* (1450)

**Mr. Lathlin:** —what information he has that makes him think that First Nations would support selling MTS?

**Mr. Downey:** Again, Madam Speaker, I cannot accept any of the preamble or the presumption or the speculation the member puts on the table that the rates will automatically go up. Again, I believe strongly that the leaders of the aboriginal community, all the members of the aboriginal community do not want to have any benefits that would be derived from the sale of this denied those people.

With new technology and changes that potentially could be brought forward with new capital injections through a private issue, I cannot accept that the rates will automatically go up.

#### **Manitoba Telephone System Privatization—Distribution of Sale Proceeds**

**Mr. Kevin Lamoureux (Inkster):** My question is for the Minister of Finance.

The Liberal caucus opposes Bill 67 but unfortunately feels that the government is not going to back down from the selling off of MTS. Having said that, we are greatly concerned with the amount of revenue that is going to be generated by the sale of MTS and want to know from the Minister of Finance how much revenue is going to be generated and is his government prepared to invest that revenue that is being generated into some of the shortcomings on this government's behalf on the funding of health care and education in particular?

**Hon. Eric Stefanson (Minister of Finance):** Just like previous issues, I am not surprised to hear from the Liberals that before the final amount is even determined or the proceeds are received that they are out there spending money already.

I think the member knows that the final pricing of the issue will not be determined until a prospectus is released. That cannot happen until this Legislature passes the legislation, so that has obviously a determination on the total proceeds. Some of those proceeds will go to retire the debt that will be converted

to equity and the residual proceeds will come in as income to the government of Manitoba in 1996-97.

The first allocation will be to the Fiscal Stabilization Fund as provided under our balanced budget legislation, and any other allocations will be determined once we see what the net proceeds finally are after the issue can be priced and sold to Manitobans.

**Mr. Lamoureux:** My question to the Minister of Finance is to recognize, he might classify it as a fiscal stabilization fund, Manitobans look at it as a political slush fund. The fear is, that slush fund is going to be used—

**Madam Speaker:** Order, please. I am sure the honourable member has a question, was recognized for his supplementary.

**Mr. Lamoureux:** The question to the Minister of Finance is, will not the Minister of Finance acknowledge that there is a need to finance health care, in particular the capital expenditures in which the Filmon government broke its promise from the 1995 election and start living up to some of those promises and making those commitments today to allocate those funds as opposed to building up the slush fund?

**Mr. Stefanson:** It is an interesting question coming from the member for Inkster, on the one hand leaving the impression—and I think their party did a press release a week or two ago, I believe opposing the sale of Manitoba Telephone System. Now he is the first one up in the House here, Madam Speaker, wanting to rush out and spend the money, spend it any way, spend it on any program, but get out there and spend that money before you have even determined how much it is going to be, when you are going to receive it and so on.

I think that is the prudent thing to do. I think the issue of the Fiscal Stabilization Fund, as the member knows, is there just like any home or any individual or any business would do, that you should set aside money when you have an opportunity to provide for any reductions in your income or your revenue, to provide for any unforeseen expenditures.

That is a responsible, prudent thing to do, and that is exactly what we will do.

**Madam Speaker:** The honourable member for Inkster, with a final supplementary question.

**Mr. Lamoureux:** Madam Speaker, what I recognize is that this arrogant government is not going to back down from the selling off of MTS.

My question to the Minister of Finance is, is the Minister of Finance prepared to commit that general revenues are not going to be squandered away into a Fiscal Stabilization Fund or a political slush fund to re-elect this government in the next provincial election and invest for Manitoba by investing in health care, by investing in public education today as opposed to trying to destroy Manitoba's social fabric?

**Mr. Stefanson:** Madam Speaker, I find the logic of the member for Inkster hard to understand. He says the money would be squandered away by putting it in the Fiscal Stabilization Fund, which is exactly the same as an individual setting it aside in a savings account or a business setting it aside in a savings or a reserve account to deal with any pressures that you might have on your spending.

I do remind him when we deal with our spending, 34 percent of our spending goes to health care, more than any provincial government anywhere else in Canada. So for him to suggest it is being squandered away is absolutely foolish. It is a responsible thing to do. We will wait till we know the exact amount of proceeds. We will set them aside and I tell him to wait for the 1997 budget in terms of seeing how we move forward with this entire issue.

#### **Regional Health Boards—Winnipeg Consultations**

**Mr. Dave Chomiak (Kildonan):** Madam Speaker, at a recent national meeting of all charitable organizations who raise money for hospitals and for health care in their provinces, health reform was discussed by all of the regions and all representations from all provinces. Not surprisingly, the Manitoba group was the only one to say, and I quote, their foundations were not involved or informed about health reform.

Will the minister, who recently signed a letter to health care institutions in Winnipeg saying that the superboard

concept was non-negotiable, will the minister, who completely destroyed credibility in terms of the home care mess, and will this government, who has not listened to Manitobans on MTS, finally at least give the citizens of Winnipeg an opportunity to have their say about the creation of superboards that are going ahead in Winnipeg?

\* (1500)

**Hon. James McCrae (Minister of Health):** Just as recently as early last week, Madam Speaker, I had occasion to attend a national discussion forum on health issues and was reminded again that in Manitoba we are dealing with reforms in our health system in a much more evolutionary way than we are seeing in other jurisdictions.

For example, I was reminded that in the city of Toronto alone 15 hospitals are being closed. In the city of Montreal, seven hospitals are being closed. In Halifax, five hospitals are becoming one. Of course, we know about NDP Saskatchewan, where 52 rural hospitals have been closed.

Yes, I was reminded once again at that forum just how fortunate we have been in Manitoba, thanks to the work of the Minister of Finance (Mr. Stefanson) and his predecessor in the development of a Fiscal Stabilization Fund to protect Manitobans from tax increases, from deficit spending and from the drastic kinds of cuts that we have seen in other jurisdictions, and I was pleased to be a Manitoban that day, Madam Speaker.

**Madam Speaker:** The honourable member for Kildonan, with a supplementary question.

#### Health Care System User Fees

**Mr. Dave Chomiak (Kildonan):** Can the minister explain why, of all of the delegations attending at this national conference, the only delegation that raised concerns about fee for service, about user fees was the Manitoba delegation?

Can the minister explain why the minister, who is proud of his 1,000 bed cuts, his laying off of 1,500 people, his user fees in home care and the like, can he explain why the Manitoba group was the only one that

raised the concerns about fee for service and user fees being imposed on Manitobans, of all the delegations in Canada?

**Hon. James McCrae (Minister of Health):** Whichever delegation the honourable member is referring to must have been briefed by him before they went to the meeting, because he gets all his facts wrong.

I can show you that services provided without charge in Manitoba cannot be replicated everywhere else. Manitoba has a menu of services that are covered by government that is greater than the menu of services covered in other jurisdictions in this country, so the honourable member must have been the one filling that delegation's ears with the kinds of untruths that he is raising in the House today, for example, like— [interjection]

Did I say something wrong? [interjection] Well, he referred to user fees in home care, for example, and I do not know what user fees he is talking about unless it is fees paid by people for services that are not covered by the provincial program.

The problem with the question raised by the honourable member is that, I suggest, he was the one that briefed that delegation, because many of the things he said are simply not true.

#### Revenues

**Mr. Dave Chomiak (Kildonan):** Can the minister, who obviously did not speak to the representatives from Victoria Hospital and Riverview Health Centre who attended the conference on behalf of Manitobans, explain why that group also said the only future for fundraising or one of the only things that the fundraisers in Manitoba can do in the future is to align themselves with for-profit companies in order to raise money?

That is the only delegation in Canada that said they had to align themselves with for-profit companies in order to raise money.

**Hon. James McCrae (Minister of Health):** Well, no doubt the honourable member will want to make what he is saying clearer for me and for anybody else who would like to hear what he has to say, but I have met with the boards of all the hospitals, I have engaged in an

understanding with the faith-related and the other hospitals about how we will implement the regional board system here in the city of Winnipeg.

The agreement the honourable member refers to, I remind him, is an agreement. He said so himself. The signatories to that agreement are the four Winnipeg faith-related hospitals and the department, so it is true that the regional health authority system is not something that is negotiable. That is something that has been the subject of consultation for years now in Manitoba and something being brought about by Bill 49. That is not new; it is something with which the participants in the memorandum of understanding all agree.

So all the honourable member is doing is wailing away about something everybody else agrees about.

#### **Wildlife Investigation Ministerial Interference**

**Mr. Stan Struthers (Dauphin):** Madam Speaker, my question is for the Minister of Natural Resources.

Last week, I tabled a letter of resignation from the minister's chief enforcement officer who left in disgust over this ministerial interference in the John Reimer case. The case involved seven enforcement agencies, thousands of pieces of evidence, the opening of 50 new files and was potentially the biggest wildlife investigation in Canadian history. It had implications for international trade in illegal animal parts. Mr. Reimer launched a civil suit against the minister, challenging his charges under The Wildlife Act, and the minister stopped the investigation just days after he was named in this civil suit.

My question to the minister is, did the minister have discussions with the Crown counsel to influence the timing or substance of the charges?

**Hon. Albert Driedger (Minister of Natural Resources):** Absolutely not, but the member continues on a witch hunt, as he has done from time to time in this House, and I wish he would have certain his facts before he starts making irresponsible statements. He has had to virtually retract many of the accusations he has made in this House before, and he will have to do it again in this case, Madam Speaker.

**Madam Speaker:** The honourable member for Dauphin, with a supplementary question.

**Mr. Struthers:** I can understand why the minister might be a slight touchy on this.

**Madam Speaker:** Order, please. The honourable member was recognized for a supplementary question.

**Mr. Struthers:** Why was the Crown counsel then, who followed this case for over a year, replaced just before the start of the trial?

**Mr. Driedger:** I have no idea what happens in the AG's department. Basically, if I could outline and take a minute to explain to the member, when my NROs, my people in the field, feel there is justification an investigation is taking place and they are prepared to lay charges, they get together with their people from the Attorney General's department, discussions take place and charges are laid.

That is what happened in this case. To correct the record, Mr. Purvis is still working for the department in the same capacity as he did at that time.

**Mr. Struthers:** Why did this minister just say now in the House, as he said last week, that his chief enforcement officer resumed his position before he resigned, when the special investigations unit was actually taken over by Grant Baker, former special assistant to the current Agriculture minister? You get your facts straight.

**Mr. Driedger:** I find it despicable some of the accusations and comments that the member makes without knowing what has been going on. If he wants information, if he would come and ask me in a proper manner, I would give him the information that is required and give him a whole case history what happened with the John Reimer case instead of making false accusations in this House that he cannot verify or back up.

#### **Crown Lands Purchase Policy**

**Ms. Rosann Wowchuk (Swan River):** The normal process when an individual applies to purchase a piece of Crown land is that the block planning committee has the

opportunity to review the application and, if the application is rejected, the person can then apply to the Crown Land Classification Committee.

I want to ask the Minister of Natural Resources whether this process has changed or whether the local committee still has input into the decision as to whether or not a piece of Crown land should be sold.

**Hon. Albert Driedger (Minister of Natural Resources):** I am not aware that there have been any changes taking place. We have agricultural leased Crown land that basically goes through the Minister of Agriculture. There is a process in place when people make application. Ultimately, my department, the Department of Natural Resources, which basically is administrator of Crown lands, then takes and administers whatever comes out of the agricultural committee that the Minister of Agriculture has established.

**Madam Speaker:** The time for Oral Questions has expired.

## MEMBERS' STATEMENTS

### Definition of Trust

**Mr. Mervin Tweed (Turtle Mountain):** Trust is the lubricant for all social interactions. A contract is a form of trust, and our whole system is a result of people who are involved basically trusting each other. When that breaks we get situations like we have in the province of Manitoba. The irony of these words is probably lost to the speaker of those words, that being the member for Wellington (Ms. Barrett).

I ask, when is a contract a contract? Is a contract valid when a verbal agreement is reached, when hands are shaken or when signatures are made? The member for Wellington appears to have forgotten these words she spoke back in April of this year and, considering her party's obvious lack of commitment to an agreement signed last year, it is not surprising. The NDP appear to live in a world entirely to themselves, a world where the member for St. Johns (Mr. Mackintosh) describes referendums as expensive one day and the member for Thompson (Mr. Ashton) urges the spending of \$40 million on a referendum the next day, a world in which

the member for St. James (Ms. Mihychuk) states, would they, Manitobans, understand the complexities of a referendum—likely not. Yet in the same world their current leader, when calling for a referendum, indicates they trust the people—they trust the people when the cameras are on them but when the cameras are off they doubt the people's knowledge and grasp of issues—a world in which the member for Brandon East (Mr. Leonard Evans) describes governments as being in office with a mandate to make decisions under new and changing circumstances and the next day the definition changes.

Madam Speaker, the members opposite appear to have a very different view of referendums and trust depending on whether the audience is holding a camera or a microphone. Thank you.

### Manitoba Telephone System

**Mr. Steve Ashton (Thompson):** I think it will take some time to sink into the members opposite what the people of Manitoba are saying today and what they have been saying, and the fact the government will not listen to, is that this government made a promise in the election not to sell MTS, and they have no right to sell it. It does not belong to them; it belongs to the people of Manitoba. In fact, I want to suggest that when they do the top 10 political misstatements of all time, I cannot use stronger words than that, I think they are going to have to put terms like, your president is not a crook, read my lips, no new taxes—and the Premier's statement in the election—we have no plans to sell off MTS, because all of them were not true and we are seeing that on a daily basis.

What amazes me is that the Tories sit in this House, and they clap and they applaud each other, they pat themselves on the back. It has not dawned on them yet that probably the greatest support for what they are doing is in this caucus, the 30 of them who made this decision. Seventy-eight percent of rural Manitobans—to the minister responsible, the Deputy Premier, he calls me a socialist when I say I am opposed to the sale of MTS—are all 78 percent of rural Manitobans opposed to the sale socialists? That is a new stretch, but you know, I will tell you what, a lot of them are going to be New Democrats after the next election because we are the only party speaking for rural Manitoba. I know about urban members. We hear about urban members. You know

what, 78 percent—the majority of urban dwellers do not support the sale. The bottom line is the people do not want MTS sold.

\* (1510)

To the government, I have one simple message. You do not have to take it from me. You do not have to take it from 23 NDP MLAs. Talk to the UMM. Talk to MAUM. Talk to any Manitoban. Go to any coffee shop in rural Manitoba. Go down the main street. Go down any place in Manitoba, and do you know what? They want one thing. They want Gary Filmon to live up to his word in the elections. Do not sell off our phone company.

#### Isobord Enterprises

**Mr. Edward Helwer (Gimli):** Madam Speaker, last Friday Elie realized its long-term, long-held dream of becoming the world's first major strawboard manufacturing site as Isobord Enterprises confirmed the plans to proceed with the construction of a \$142-million plant that will generate hundreds of new jobs. The plant will be the first large-scale operation in the world to transform cereal straw, often considered as waste material, into a strong, moisture-resistant composite board using a patented process. In addition to being manufactured from a highly renewable resource, the particle board will be environmentally friendly and formaldehyde free. The plant will produce 144 million square feet of board annually, 75 percent of which will be sold to export markets.

The project will create 300 jobs during the construction phase and will employ 100 permanent staff. In addition, Isobord will contract 100 individuals for the massive straw collection operation each fall. More than 350 local farmers have already formed the straw co-op of Manitoba to supply the 200,000 tonnes of straw that will be required by the plant each year, adding hundreds of millions of dollars to Manitoba's annual farm gate receipts. Collecting and transporting the straw will create an entirely new industry that is expected to pump \$6 million into the local economy each year.

Following harvest, contract employees will work around the clock to bale, load and transport the straw. About 15,000 semi-truckloads of straw will be delivered

to the plant each year. In addition to creating hundreds of jobs in Manitoba, the plant will inject hundreds of millions of dollars into the local economy. Isobord is expected to spend \$57 million in Manitoba during the construction phase, and ongoing operating expenses are estimated to be \$30 million per year.

Madam Speaker, we can all take pride in this development project, and we will see economic benefits for many years to come. Thank you.

#### Helen Betty Osborne

**Mr. Eric Robinson (Rupertsland):** Madam Speaker, 25 years ago on this day, Helen Betty Osborne of Norway House was abducted, assaulted and brutally murdered in a racially motivated attack by four white men. Thanks to a code of silence and a cover-up, no charges were laid for over 16 years. In December of 1987 just one of the four was convicted and sentenced to life in prison with no chance of parole for 10 years.

The obstruction of justice and the bungled trial, along with the murder of J.J. Harper, led to the Aboriginal Justice Inquiry. Regrettably, both volumes of the AJI have never seen substantive action by this government.

Using a variety of legal maneuvers, his lawyers have managed to obtain day parole on several occasions for Dwayne Johnston, several times in the past three years. Last year, when this became public, the Norway House women's wellness circle began a walk for justice from Norway House to Winnipeg, and thousands of Manitobans signed petitions in support while hundreds from across northern Manitoba joined the march. Following the march, a delegation travelled to the parole board's Pacific Regional Office to press for justice for victims of crime. In a historic first, the board agreed to review all evidence in the case, new and original, and to travel to Norway House to listen to victims and others concerned over this case.

Last month, there was a setback in this matter. However, the community and First Nations people are determined that justice will be done in this matter. We are committed to protecting the victims of crime. Later this month, Grand Chiefs Fontaine, George Muswagan, along with representatives of the Osborne family, will go back to the parole board to press their case. Tonight



there will be a special service, a memorial service, that will take place in Norway House to honour the memory of Helen Betty Osborne.

The issues are not just justice for the Osborne family but justice for all families impacted by crime. Thank you.

### **Manitoba Heritage Federation Awards**

**Mr. Stan Struthers (Dauphin):** On Saturday night the member for Swan River (Ms. Wowchuk) and I had the opportunity to attend the Manitoba Heritage Federation awards banquet held in Dauphin, Manitoba. I would like to put on record a few words of congratulations to the executive on the Manitoba federation for, first of all, planning and organizing such a wonderful evening based on the Ukrainian theme. The food and the dancing and all the costumes and everything was just great, well organized and planned.

I would also like to congratulate the Manitoba Heritage Federation in their ongoing work to preserve the rich cultural heritage of Manitoba and for keeping alive the history in the province of Manitoba. In particular, I would like to point out four people from Dauphin who received awards that night: Joe Robertson, who got an award in the area of archeology; Bob MacKenzie, who has worked a lot with our museum board and has done a lot of work at the Fort Dauphin Museum itself; Elsie Lesyk from Dauphin, who won an award for her book entitled *Wings Over Dauphin* which chronicled the events of World War II in Dauphin, where we trained many fighter pilots who defended the country in World War II, and Mr. Ray Storozinski, who is also a member of our museum board who has done a lot of work around our museum for a number of years making the Fort Dauphin Museum a great place for everyone to come and visit.

I want to just wrap up by again thanking the Manitoba Heritage Federation for keeping our Manitoba history alive and well and for keeping some of us younger folks interested in what has gone on in our province in the years gone by. Thank you.

### **ORDERS OF THE DAY**

**Hon. Jim Ernst (Government House Leader):** Madam Speaker, yesterday, I rose in the House to seek leave of the House to be able to continue the debate on

Bill 67, The Manitoba Telephone System Act. Leave was denied by the members opposite. For whatever their reason is, they seem to be hiding behind procedural issues, but the government is prepared to debate Bill 67. The government is prepared to debate speaker for speaker with the members of the opposition with respect to Bill 67. Therefore, I seek leave of the House to bring forward report stage for consideration now.

**Madam Speaker:** Is there leave of the House to bring forward Bill 67 from report stage to deal with it now?

**Mr. Steve Ashton (Opposition House Leader):** Madam Speaker, I found it interesting that we are now having editorial comments on discussion of House business. I would like to indicate we were somewhat surprised yesterday when the government again tried to move ahead the process which is set out in our rules and then adjourn the House afterwards. They were so interested in debating MTS, they would not even debate the opposition motion.

**Madam Speaker:** Order, please.

**Mr. Ashton:** I would point out, Madam Speaker, that the rules, and they are not silly rules, do indicate, Rule 103(4) requires that the report stage be considered after notice of 48 hours following the presentation of the committee. The committee legally made its presentation today.

**Madam Speaker:** Order, please.

**Mr. Ashton:** We are not prepared to give leave to deal with this very detailed bill prior to the appropriate time and we are prepared to debate MTS today on the Opposition Day Motions, Madam Speaker.

**Madam Speaker:** Order, please. Leave has been denied.

I believe the honourable member for Thompson indicated that the opposition benches would not be prepared to give leave. Can I get a clarification from the honourable member?

**An Honourable Member:** Leave denied.

**Madam Speaker:** That is correct. Leave has been denied.

**Mr. Ernst:** Madam Speaker, I move, seconded by the Minister of Environment (Mr. Cummings), that the House do now adjourn. Agreed?

**Madam Speaker:** Moved by the honourable House leader, seconded by the honourable Minister of Environment, that the House be now adjourned. Agreed?

**Some Honourable Members:** No.

#### Voice Vote

**Madam Speaker:** All those in favour, please say yea.

**Some Honourable Members:** Yea.

**Madam Speaker:** All those opposed, please say nay.

**Some Honourable Members:** Nay.

**Madam Speaker:** In my opinion, the Yeas have it.

\* (1520)

**Mr. Ashton:** Yeas and Nays, Madam Speaker.

**Madam Speaker:** A recorded vote has been requested. Call in the members.

The motion before the House is that this House do now adjourn.

#### Division

*A RECORDED VOTE was taken, the result being as follows:*

#### Yeas

*Cummings, Downey, Driedger, Dyck, Enns, Ernst, Findlay, Gilleshammer, Helwer, Laurendeau, McAlpine, McCrae, McIntosh, Mitchelson, Newman, Pallister, Penner, Pitura, Praznik, Radcliffe, Reimer, Render, Rocan, Stefanson, Sveinson, Toews, Tweed, Vodrey.*

#### Nays

*Ashton, Barrett, Cerilli, Chomiak, Dewar, Doer, Evans (Brandon East), Evans (Interlake), Friesen, Hickes, Jennissen, Lamoureux, Lathlin, Mackintosh, Maloway, Martindale, McGifford, Mihychuk, Reid, Robinson, Sale, Santos, Struthers, Wowchuk.*

**Mr. Clerk (William Remnant):** Yeas 28. Nays 24.

**Madam Speaker:** The motion is accordingly carried

**Mr. Neil Gaudry (St. Boniface):** Madam Speaker. I was paired with the Premier (Mr. Filmon), who attended the funeral of the former Premier of Prince Edward Island this morning.

**Mr. Gary Kowalski (The Maples):** I was paired with the honourable Minister for Rural Development (Mr. Derkach).

**Madam Speaker:** This House is adjourned and stands adjourned until 1:30 p.m. tomorrow (Thursday).

# LEGISLATIVE ASSEMBLY OF MANITOBA

Wednesday, November 13, 1996

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