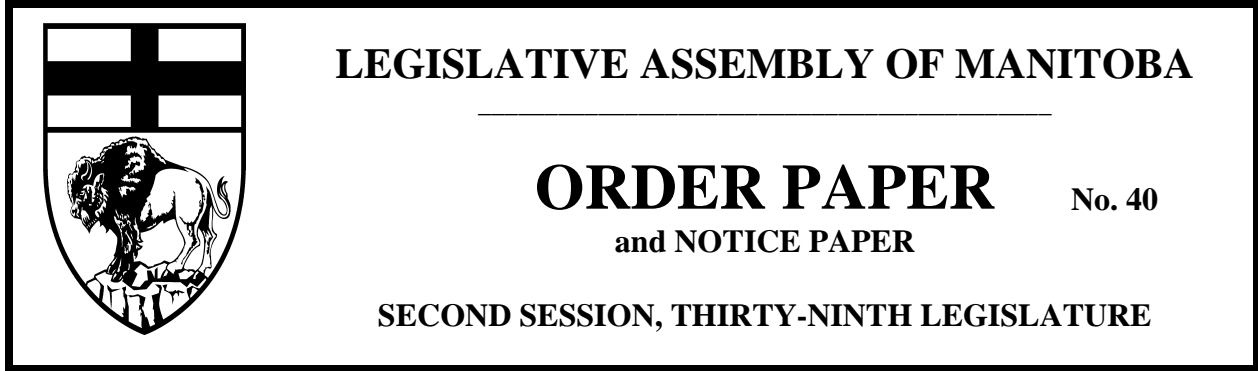


Tuesday, May 13, 2008



**PRAYER**

**SITTING AT 10:00 A.M.**

**ORDERS OF THE DAY**

**PRIVATE MEMBERS' BUSINESS**

**SECOND READINGS – PRIVATE BILLS:**

Mrs. STEFANSON –

(No. 300) – The Royal Lake of the Woods Yacht Club Incorporation Amendment Act/Loi modifiant la Loi constituant en corporation « The Royal Lake of the Woods Yacht Club »

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**SECOND READINGS – PUBLIC BILLS:**

Mr. LAMOUREUX –

(No. 203) – The Liquor Control Amendment Act (Fetal Alcohol Spectrum Disorder Prevention)/Loi modifiant la Loi sur la réglementation des alcools (prévention de l'ensemble des troubles causés par l'alcoolisation fœtale)

Mr. LAMOUREUX –

(No. 204) – The Milk Prices Review Amendment Act/Loi modifiant la Loi sur le contrôle du prix du lait

Mr. LAMOUREUX –

(No. 205) – The Elections Amendment and Elections Finances Amendment Act/Loi modifiant la Loi électorale et la Loi sur le financement des campagnes électorales

Hon. Mr. GERRARD –

(No. 206) – The Elections Amendment Act/Loi modifiant la Loi électorale

Hon. Mr. GERRARD –

(No. 207) – The Manitoba Hydro Amendment Act/Loi modifiant la Loi sur l'Hydro-Manitoba

Hon. Mr. GERRARD –

(No. 208) – The Crown Appointment Review Act (Various Acts Amended)/Loi sur l'examen des nominations au sein des sociétés d'état (modification de diverses lois)

Hon. Mr. GERRARD –

(No. 209) – The Personal Health Information Amendment Act/Loi modifiant la Loi sur les renseignements médicaux personnels

Hon. Mr. GERRARD –

(No. 210) – The Winter Spreading of Manure and Biosolids Prohibition Act/Loi interdisant l'épandage hivernal de déjections et de biosolides

Mr. LAMOUREUX –

(No. 211) – The Environment Amendment Act (Methamphetamine)/Loi modifiant la Loi sur l'environnement (méthamphétamine)

Mr. SCHULER –

(No. 215) – The Public Schools Amendment Act (Property Development)/Loi modifiant la Loi sur les écoles publiques (mise en valeur d'un bien réel)

Mr. SCHULER –

(No. 218) – The Public Schools Finance Board Amendment Act/Loi modifiant la Loi sur la commission des finances des écoles publiques

Mrs. TAILLIEU –

(No. 221) – The Liquor Control Amendment Act (Liquor Vendor Siting)/Loi modifiant La loi sur la réglementation des alcools (établissement des vendeurs d'alcools)

Mr. FAURSCHOU –

(No. 222) – The Business Practices Amendment Act (Disclosure of U.S. Lemon Vehicles)/Loi modifiant la Loi sur les pratiques commerciales (véhicules de piètre qualité en provenance des États-Unis)

Mr. LAMOUREUX –

(No. 223) – The Non-Smokers Health Protection Amendment Act (Protecting Children From Second-Hand Smoke in Motor Vehicles)/Loi modifiant la Loi sur la protection de la santé des non-fumeurs (protection des enfants contre l'exposition à la fumée secondaire dans les véhicules automobiles)

Hon. Mr. GERRARD –

(No. 224) – The Highway Traffic Amendment Act (Booster Seats)/Loi modifiant le Code de la route (sièges d'appoint)

Mr. LAMOUREUX –

(No. 225) – The Highway Traffic Amendment Act (Bicycle Helmets)/Loi modifiant le Code de la route (casques de bicyclettes)

Hon. Mr. GERRARD –

(No. 226) – The Social Inclusion and Anti-Poverty Act/Loi sur l'inclusion sociale et la lutte contre la pauvreté

Hon. Mr. GERRARD –

(No. 227) – The Fetal Alcohol Spectrum Disorder Reporting Act/Loi sur la déclaration obligatoire de l'ensemble des troubles causés par l'alcoolisation fœtale

Hon. Mr. GERRARD –

(No. 228) – The Greenhouse Gas Emissions Reporting Act/Loi sur l'obligation de faire rapport des émissions de gaz à effet de serre

Mr. HAWRANIK –

(No. 229) – The Manitoba Public Insurance Corporation Amendment Act (Elimination of Benefits for Auto Thieves)/Loi modifiant la Loi sur la Société d'assurance publique du Manitoba (non-admissibilité aux prestations — voleurs d'automobiles)

Ms. SELBY –

(No. 232) – The Public Schools Amendment Act (Anaphylaxis Policies)/Loi modifiant la Loi sur les écoles publiques (politiques sur l'anaphylaxie)

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**DEBATE ON SECOND READINGS – PUBLIC BILLS:**

On the Proposed Motion of Hon. Mr. GERRARD –

(No. 201) – The Phosphorus-Free Dishwashing Detergent Act/Loi sur les détergents à vaisselle sans phosphore

(Mr. DEWAR – 9 mins.)

On the Proposed Motion of Hon. Mr. GERRARD –

(No. 202) – The Health Services Amendment and Health Services Insurance Amendment Act/Loi modifiant la Loi sur les services de santé et la Loi sur l'assurance-maladie

(Ms. HOWARD – 2 mins.)

On the Proposed Motion of Mr. SCHULER –

(No. 212) – The Teachers' Pensions Amendment Act/Loi modifiant la Loi sur la pension de retraite des enseignants

(Mr. JENNISSEN – 7 mins.)

On the Proposed Motion of Hon. Mr. GERRARD –

(No. 220) – The Right to Timely Access to Quality Health Care Act/Loi sur le droit à l'accès à des soins de santé de qualité dans des délais raisonnables

(Ms. KORZENIOWSKI – 7 mins.)

On the Proposed Motion of Mrs. TAILLIEU –

(No. 216) – The Personal Information Protection and Identity Theft Prevention Act/Loi sur la protection des renseignements personnels et la prévention du vol d'identité

(Mr. DEWAR)

On the Proposed Motion of Hon. Mr. GERRARD –

(No. 200) – The Waste Reduction and Prevention Amendment Act/Loi modifiant la Loi sur la réduction du volume et de la production des déchets

(Hon. Mr. SWAN – 8 mins.)

On the Proposed Motion of Mrs. TAILLIEU –

(No. 214) – The Labour Relations Amendment Act (Information in Employee's Language)/Loi modifiant la Loi sur les relations du travail (renseignements fournis dans la langue des employés)

(Open)

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## **RESOLUTION:**

### **Mr. SARAN – Komagata Maru**

**9.** WHEREAS the Komagata Maru set sail for Canada from Hong Kong on April 4, 1914 with 376 passengers from Punjab, India

WHEREAS the ship arrived in Burrard Inlet, near Vancouver, on May 23 of that year; and

WHEREAS the Federal Government enacted immigration regulations in 1908 that specified that immigrants had to travel to Canada with continuous ticketing arrangement from their country of origin; and

WHEREAS there were no such arrangements between India and Canada and, as was its intent, the continuous-journey provision consequently precluded further South Asian immigration to Canada; and

WHEREAS, upon the Komagata Maru's arrival in Canadian waters, the ship was not allowed to dock and the Premier of British Columbia stated that the passengers would not be permitted to disembark; and

WHEREAS the Komagata Maru remained anchored in Burrard Inlet for two months while its passengers attempted to be admitted into Canada; and

WHEREAS the passengers of the ship, in their attempt to gain permission to enter Canada, launched a legal battle in the name of one of the passengers; and

WHEREAS on July 7, 1914 the Supreme Court of Canada ruled unanimously that, under new Orders-In-Council, it had no authority to interfere with the decisions of the Department of Immigration and Colonization; and

WHEREAS on July 19, 1914 the Canadian government ordered the harbour tug, Sea Lion, to push the ship out of the harbour to begin its return journey to India; and

WHEREAS the passengers of the Komagata Maru rioted in response to the actions taken by the Federal and Provincial Governments to bar them from the country; and

WHEREAS only 24 passengers from the ship were admitted to Canada, since the ship had violated the exclusion laws, the passengers did not have the required funds, and they had not sailed directly from India to Canada; and

WHEREAS the Canadian government also mobilized the HMCS Rainbow, a former Royal Navy ship, with troops from the Irish Fusiliers, the 72nd Highlanders, and the 6th DCOR regiments on board, to force the Komagata Maru to leave Canadian waters; and

WHEREAS the ship was forced to sail back to India, departing on July 23, 1914; and

WHEREAS the Komagata Maru arrived in Calcutta, India on September 26, 1914 where protests from the passengers at their treatment by British troops resulted in the deaths of 20 passengers and the wounding of nine others in what became known as the Budge Budge Riot; and

WHEREAS the passengers of the Komagata Maru were members of the British Empire and as such, should have been allowed to enter Canada without difficulty; and

WHEREAS the ship's passengers were resolved to claim their right to equal treatment with white citizens of the British Empire and to compel the Canadian government to grant them admission to Canada; and

WHEREAS the immigration restrictions put in place by the Canadian government separated men from their families back home and made further growth of the South Asian community in Canada impossible; and

WHEREAS these immigration restrictions and wartime measures, which, although legal at the time, are considered to be inconsistent with the values that Canadians hold today.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba call upon the Federal Government to apologize for the tragedy of the 1914 Komagata Maru incident; and

BE IT FURTHER RESOLVED that the Legislative Assembly of Manitoba mark the tragic event with a moment of silence.

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**DEBATE ON RESOLUTIONS:**

1. Ms. BLADY – Women Minorities and Aboriginal People in the Legislature  
(Mr. SARAN – 6 mins./125 mins. remaining)
  2. Mrs. ROWAT – Spirited Energy  
(Open/123 mins. remaining)
  6. Mr. BOROTSIK – Specialty Wine Store in the City of Brandon  
(Mr. DEWAR – 8 mins./138 mins. remaining)
  8. Mrs. MITCHELSON – Pharmacare Deductible Increases  
(Ms. HOWARD – 3 mins./127 mins. remaining)
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## **ROUTINE PROCEEDINGS**

### **INTRODUCTION OF BILLS**

Hon. Mr. SELINGER –

(No. 41) – The Social Work Profession Act/Loi sur la profession de travailleur social

Mr. EICHLER –

(No. 213) – The Set Date Elections and Electoral Fairness Act (Various Acts Amended)/Loi sur la tenue d'élections à date fixe et l'équité électorale (modification de diverses lois)

Mrs. DRIEDGER –

(No. 219) – The Government-Issued Photo Identification Act/Loi sur les cartes-photos d'identité délivrées par le gouvernement

Mrs. TAILLIEU –

(No. 230) – The Regulatory Accountability and Transparency Act/Loi sur la responsabilité et la transparence en matière réglementaire

Mr. PEDERSEN –

(No. 231) – The Municipal Amendment Act/Loi modifiant la Loi sur les municipalités

### **PETITIONS**

Mr. BRIESE

Mrs. TAILLIEU

Mrs. DRIEDGER

Mr. DYCK

Mr. MAGUIRE

### **COMMITTEE REPORTS**

### **TABLING OF REPORTS**

### **MINISTERIAL STATEMENTS**

### **ORAL QUESTIONS**

### **MEMBERS' STATEMENTS**

### **GRIEVANCES**

## **ORDERS OF THE DAY (Continued)**

### **GOVERNMENT BUSINESS**

#### **COMMITTEE OF THE WHOLE**

#### **COMMITTEE OF SUPPLY**

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#### **CONCURRENCE AND THIRD READINGS:**

Hon. Mr. CHOMIAK –

(No. 3) – The Highway Traffic Amendment Act/Loi modifiant le Code de la route

Hon. Mr. CHOMIAK –

(No. 4) – The Provincial Court Amendment Act (Family Mediators and Evaluators)/Loi modifiant la Loi sur la Cour provinciale (médiateurs et enquêteurs familiaux)

Hon. Mr. CHOMIAK –

(No. 5) – The Witness Security Act/Loi sur la sécurité des témoins

Hon. Mr. MACKINTOSH –

(No. 7) – The Child and Family Services Amendment Act (Child Pornography Reporting)/Loi modifiant la Loi sur les services à l'enfant et à la famille (obligation de signaler la pornographie juvénile)  
(amended – Committee)

Hon. Ms. MELNICK –

(No. 8) – The Phosphorus Reduction Act (Water Protection Act Amended)/Loi sur la réduction du phosphore (modification de la Loi sur la protection des eaux)

Hon. Ms. OSWALD –

(No. 9) – The Protection for Persons in Care Amendment Act/Loi modifiant la Loi sur la protection des personnes recevant des soins

Hon. Ms. OSWALD –

(No. 11) – The Optometry Amendment Act/Loi modifiant la Loi sur l'optométrie

Hon. Mr. SELINGER –

(No. 12) – The Securities Transfer Act/Loi sur le transfert des valeurs mobilières  
(amended – Committee)



Hon. Ms. OSWALD –

(No. 18) – The Testing of Bodily Fluids and Disclosure Act/Loi sur l'analyse de fluides corporels et la communication des résultats d'analyse

Hon. Mr. CHOMIAK –

(No. 20) – The Gunshot and Stab Wounds Mandatory Reporting Act/Loi sur la déclaration obligatoire des blessures par balle et par arme blanche

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**DEBATE ON SECOND READINGS:**

On the Proposed Motion of Hon. Mr. BJORNSON –

(No. 2) – The Public Schools Amendment Act (Trans Fats and Nutrition)/Loi modifiant la Loi sur les écoles publiques (gras trans et nutrition)

(Mr. EICHLER)

On the Proposed Motion of Hon. Mr. SELINGER –

(No. 6) – The Securities Amendment Act/Loi modifiant la Loi sur les valeurs mobilières

(Mrs. STEFANSON)

On the Proposed Motion of Hon. Mr. LEMIEUX –

(No. 13) – The Highway Traffic Amendment Act (Damage to Infrastructure)/Loi modifiant le Code de la route (dommages causés à l'infrastructure)

(Mr. EICHLER)

On the Proposed Motion of Hon. Mr. STRUTHERS –

(No. 17) – The Environment Amendment Act (Permanent Ban on Building or Expanding Hog Facilities)/Loi modifiant la Loi sur l'environnement (interdiction permanente visant la construction ou l'agrandissement d'installations réservées aux porcs)

(Mr. DYCK)

On the Proposed Motion of Hon. Mr. CHOMIAK –

(No. 37) – The Lobbyists Registration Act and Amendments to The Elections Act, The Elections Finances Act, The Legislative Assembly Act and The Legislative Assembly Management Commission Act/Loi sur l'inscription des lobbyistes et modifiant la Loi électorale, la Loi sur le financement des campagnes électorales, la Loi sur l'Assemblée législative et la Loi sur la Commission de régulation de l'Assemblée législative

(Mr. DYCK)

On the Proposed Motion of Hon. Mr. SELINGER –

(No. 38) – The Balanced Budget, Fiscal Management and Taxpayer Accountability Act/Loi sur l'équilibre budgétaire, la gestion financière et l'obligation de rendre compte aux contribuables  
(Mr. DYCK)

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**SECOND READINGS:**

Hon. Mr. CHOMIAK –

(No. 14) – The Criminal Property Forfeiture Amendment Act/Loi modifiant la Loi sur la confiscation de biens obtenus ou utilisés criminellement  
(Recommended by His Honour, the Lieutenant Governor)

Hon. Mr. RONDEAU –

(No. 15) – The Climate Change and Emissions Reductions Act/Loi sur les changements climatiques et la réduction des émissions de gaz à effet de serre  
(Recommended by His Honour, the Lieutenant Governor)

Hon. Mr. MACKINTOSH –

(No. 16) – The Child Care Safety Charter (Community Child Care Standards Act Amended)/Charte sur la sécurité des enfants en garderie (modification de la Loi sur la garde d'enfants)

Hon. Mr. SWAN –

(No. 19) – The Liquor Control Amendment Act/Loi modifiant la Loi sur la réglementation des alcools

Hon. Mr. SWAN –

(No. 21) – The Advisory Council on Workforce Development Act/Loi sur le Conseil consultatif du développement de la main-d'œuvre  
(Recommended by His Honour, the Lieutenant Governor)

Hon. Ms. ALLAN –

(No. 22) – The Worker Recruitment and Protection Act/Loi sur le recrutement et la protection des travailleurs  
(Recommended by His Honour, the Lieutenant Governor)

Hon. Ms. ALLAN –

(No. 23) – The International Labour Cooperation Agreements Implementation Act/Loi sur la mise en œuvre des accords internationaux de coopération dans le domaine du travail

Hon. Mr. BJORNSON –

(No. 24) – The Public Schools Amendment Act (Cyber-Bullying and Use of Electronic Devices)/Loi modifiant la Loi sur les écoles publiques (cyberintimidation et utilisation de dispositifs électroniques)

Hon. Mr. SELINGER –

(No. 25) – The Embalmers and Funeral Directors Amendment Act/Loi modifiant la Loi sur les embaumeurs et les entrepreneurs de pompes funèbres

Hon. Mr. CHOMIAK –

(No. 26) – The Legal Profession Amendment Act/Loi modifiant la Loi sur la profession d'avocat

Hon. Ms. MELNICK –

(No. 27) – The Shellmouth Dam and Other Water Control Works Management and Compensation Act (Water Resources Administration Act Amended)/Loi sur la gestion du barrage Shellmouth et d'autres ouvrages d'aménagement hydraulique et sur l'indemnisation découlant de leur fonctionnement (modification de la Loi sur l'aménagement hydraulique)

(Recommended by His Honour, the Lieutenant Governor)

Hon. Mr. BJORNSON –

(No. 28) – The Strengthening Local Schools Act (Public Schools Act Amended)/Loi sur le renforcement des écoles locales (modification de la Loi sur les écoles publiques)

(Recommended by His Honour, the Lieutenant Governor)

Hon. Mr. SELINGER –

(No. 29) – The Business Practices Amendment Act (Disclosing Motor Vehicle Information)/Loi modifiant la Loi sur les pratiques commerciales (communication de renseignements concernant les véhicules automobiles)

Hon. Mr. STRUTHERS –

(No. 30) – The Crown Lands Amendment Act/Loi modifiant la Loi sur les terres domaniales

Hon. Mr. ROBINSON –

(No. 31) – The Freedom of Information and Protection of Privacy Amendment Act/Loi modifiant la Loi sur l'accès à l'information et la protection de la vie privée

(Recommended by His Honour, the Lieutenant Governor)

Hon. Ms. OSWALD –

(No. 32) – The Personal Health Information Amendment Act/Loi modifiant la Loi sur les renseignements médicaux personnels

Hon. Ms. OSWALD –

(No. 33) – The Salvation Army Grace General Hospital Incorporation Amendment Act/Loi modifiant la Loi constituant en corporation « The Salvation Army Grace General Hospital »

Hon. Mr. MACKINTOSH –

(No. 34) – The Child and Family Services Amendment and Child and Family Services Authorities Amendment Act (Safety of Children)/Loi modifiant la Loi sur les services à l'enfant et à la famille et la Loi sur les régies de services à l'enfant et à la famille (sécurité des enfants)

Hon. Mr. CHOMIAK –

(No. 35) – The Statutes Correction and Minor Amendments Act, 2008/Loi corrective de 2008

Hon. Mr. ASHTON –

(No. 36) – The Municipal Assessment Amendment Act/Loi modifiant la Loi sur l'évaluation municipale

Hon. Mr. CHOMIAK –

(No. 39) – The Court of Appeal Amendment Act/Loi modifiant la Loi sur la Cour d'appel

Hon. Mr. CHOMIAK –

(No. 40) – The Drivers and Vehicles Amendment, Highway Traffic Amendment and Manitoba Public Insurance Corporation Amendment Act/Loi modifiant la Loi sur les conducteurs et les véhicules, le Code de la route et la Loi sur la Société d'assurance publique du Manitoba