



No. 72

N° 72

Votes and Proceedings

Procès-verbaux

Legislative Assembly
of Ontario

Assemblée législative
de l'Ontario

Tuesday
November 23, 2010

Mardi
23 novembre 2010

2nd Session,
39th Parliament

2^e session
39^e législature

PRAYERS**9:00 A.M.****ORDERS OF THE DAY**

A debate arose on the motion for Third Reading of Bill 101, An Act to provide for monitoring the prescribing and dispensing of certain controlled substances.

After some time, the House recessed at 10:15 a.m.

10:30 A.M.

The Speaker addressed the House as follows:-

I beg to inform the House that, pursuant to Standing Order 71(c), the House Leader of the Official Opposition, the Member for Renfrew–Nipissing–Pembroke, has filed notice of a reasoned amendment to the motion for Second Reading of Bill 135, An Act respecting financial and Budget measures and other matters. (Sessional Paper No. 341).

The Order for Second Reading of Bill 135 may therefore not be called today.

ORAL QUESTIONS**DEFERRED VOTES**

The deferred vote on the motion for Third Reading of Bill 72, An Act to enact the Water Opportunities Act, 2010 and to amend other Acts in respect of water conservation and other matters was carried on the following division:-

Aggelonitis
Albanese
Arthurs
Balkissoon
Bartolucci
Bentley
Best
Bradley
Brotten
Brown
Brownell
Cansfield
Carroll
Chan
Colle

Crozier
Delaney
Dhillon
Dickson
DiNovo
Duncan
Flynn
Fonseca
Gélinas
Gerretsen
Hoskins
Jaczek
Jeffrey
Johnson
Kormos

Lalonde
Leal
Mangat
Matthews
McGuinty
McMeekin
McNeely
Meilleur
Milloy
Mitchell
Murray
Naqvi
Pendergast
Phillips
Prue

Pupatello
Qaadri
Ramal
Ramsay
Rinaldi
Ruprecht
Sandals
Smith
Sousa
Tabuns
Takhar
Van Bommel
Wilkinson
Wynne

PRIÈRES**9 H****ORDRE DU JOUR**

Il s'élève un débat sur la motion portant troisième lecture du projet de loi 101, Loi prévoyant la surveillance des activités liées à la prescription et à la préparation de certaines substances désignées.

Après quelque temps, à 10 h 15, l'Assemblée a suspendu la séance.

10 H 30

Le Président s'adresse à l'Assemblée comme suit:-

QUESTIONS ORALES**VOTES DIFFÉRÉS**

La motion portant troisième lecture du projet de loi 72, Loi édictant la Loi de 2010 sur le développement des technologies de l'eau et modifiant d'autres lois en ce qui concerne la conservation de l'eau et d'autres questions, mise aux voix sur le vote différé, est adoptée par le vote suivant:-

AYES / POUR - 59

NAYS / CONTRE - 25

Arnott	Hardeman	Martiniuk	Savoline
Bailey	Hillier	Miller (Parry Sound-Muskoka)	Shurman
Barrett	Hudak	Munro	Sterling
Chudleigh	Jones	Murdoch	Wilson
Clark	Klees	O'Toole	Witmer
Dunlop	MacLeod	Ouellette	Yakabuski
Elliott			

And the Bill was accordingly read the third time and was passed.

The deferred vote on the motion for Third Reading of Bill 109, An Act to amend the Taxation Act, 2007 to implement the Ontario energy and property tax credit and to make consequential amendments was carried on the following division:-

En conséquence, ce projet de loi est lu une troisième fois et adopté.

La motion portant troisième lecture du projet de loi 109, Loi modifiant la Loi de 2007 sur les impôts pour mettre en oeuvre le crédit d'impôt de l'Ontario pour les coûts d'énergie et les impôts fonciers et apporter des modifications corrélatives, mise aux voix sur le vote différé, est adoptée par le vote suivant:-

AYES / POUR - 86

Aggelonitis	Delaney	Leal	Prue
Albanese	Dhillon	MacLeod	Pupatello
Arnott	Dickson	Mangat	Qaadri
Arthurs	DiNovo	Martiniuk	Ramal
Bailey	Duncan	Matthews	Ramsay
Balkissoon	Dunlop	McGuinty	Rinaldi
Barrett	Elliott	McMeekin	Ruprecht
Bartolucci	Flynn	McNeely	Sandals
Bentley	Fonseca	Meilleur	Savoline
Best	Gélinas	Miller (Hamilton East-Stoney Creek)	Shurman
Bradley	Gerretsen	Miller (Parry Sound-Muskoka)	Smith
Brotten	Hardeman	Milloy	Sousa
Brown	Hillier	Mitchell	Sterling
Brownell	Hoskins	Munro	Tabuns
Cansfield	Hudak	Murdoch	Takhar
Caplan	Jaczek	Murray	Van Bommel
Carroll	Jeffrey	Naqvi	Wilkinson
Chan	Johnson	O'Toole	Wilson
Chudleigh	Jones	Ouellette	Witmer
Clark	Klees	Pendergast	Wynne
Colle	Kormos	Phillips	Yakabuski
Crozier	Lalonde		

NAYS / CONTRE - 0

And the Bill was accordingly read the third time and was passed.

En conséquence, ce projet de loi est lu une troisième fois et adopté.

A point of order was raised regarding the announcement of Ontario's long term energy plan.

At 12:05 p.m., the Speaker recessed the House for 5 minutes, and upon his return, delivered the following ruling:-

I thank the Member for Welland for raising this issue, and the Member for Renfrew-Nipissing-Pembroke and the Government House Leader for their contributions.

It is a sound and long-standing principle that policy statements and announcements by the government ought to be made in the Legislature, such that Members of the Assembly are the first to receive the information.

As the Member for Welland correctly stated in addressing his point of privilege, there is no shortage of examples of Speakers asserting this important principle. For instance, I delivered what I thought was quite a comprehensive ruling on this very issue last November 2. Let me quote briefly from that ruling:-

[This is but] the latest in a long litany of similar points of order raised over the years by members sincerely frustrated by the ongoing tendency of governments to make announcements outside of the Legislative Assembly in advance of, or instead of, informing the House.

My predecessors and I have repeatedly conveyed our deep concern about how these types of extra-parliamentary announcements erode the stature of parliament. Speakers have repeatedly implored governments to consider the impact of this erosion, and how it damages the reputation of the foundation institution of the Province. These pleas repeatedly go unheard and unheeded.

Though in no position to do anything about it, like my predecessors I am sympathetic to the grievance these types of activities raise. Nothing about this is new, and similar complaints have arisen from all three parties in this House over the years as their roles have changed from government to opposition. The Speaker can only suggest that it falls to the players to heal this syndrome of casual diminishment of the legitimate and key role of the opposition and of this House. In reality, only the government of the day is in a position to lead change on this.

I can only confirm my continued adherence to that statement. While the Speaker cannot compel that statements be made in the House, once again I urge that proper deference to the House always be a central part of the planning that governments do when they are rolling out announcements of government policy.

As for the matter of the briefings and press conferences that are apparently planned today by the Minister of Energy, as Speakers have noted before, these types of briefings are extra-parliamentary events, and obviously happen outside of the legislative milieu. As such, the Speaker has no jurisdiction over them and can neither insist that any type of briefing or advance information be provided at all, nor when or where this should occur.

I can say, though, that courtesy might dictate that for such an important announcement, such large-scale briefings, if they are to occur, ought to be available to all Members who wish to participate. That would be the ideal situation and the one most likely to produce a harmonious House. Without doubt the House always functions more effectively when a basic sense of goodwill underpins the proceedings in this Chamber.

Having said that, I must however say again that the Speaker has no control in the matter.

The Member does raise a valid grievance, but not a prima facie breach of privilege.

The House recessed at 12:18 p.m.

À 12 h 18, l'Assemblée a suspendu la séance.

3:00 P.M.

15 H

REPORTS BY COMMITTEES

Mr. Balkissoon from the Standing Committee on the Legislative Assembly presented the Committee's Report on the Delayed Release of MPPs from the 2010 Budget Lock-up and moved the adoption of its recommendations (Sessional Paper No. 340).

Mr. Balkissoon moved that the debate be adjourned.

The motion having been put was carried on division.

RAPPORTS DES COMITÉS

M. Balkissoon du Comité permanent de l'Assemblée législative présente le rapport du comité sur la sortie retardée de certains députés lors du huis clos relatif au budget de 2010 et propose l'adoption de ses recommandations (document parlementaire n° 340).

M. Balkissoon propose que le débat soit ajourné.

La motion, mise aux voix, est adoptée au vote.

INTRODUCTION OF BILLS

The following Bill was introduced and read the first time:-

Bill 138, An Act respecting the Human Resources Professionals Association. Mr. Zimmer.

DÉPÔT DES PROJETS DE LOI

Le projet de loi suivant est présenté et lu une première fois:-

Projet de loi 138, Loi concernant l'Association des professionnels en ressources humaines. M. Zimmer.

The House expressed its condolence on the death of Keith Calder Norton, Member for the Electoral District of Kingston and the Islands from September 18, 1975 to May 1, 1985.

PETITIONS

Petition relating to making PET scans available through the Sudbury Regional Hospital (Sessional Paper No. P-14) M^{me} Gélinas.

Petition relating to prohibiting the relocation of inactive cemeteries in the Province of Ontario (Sessional Paper No. P-15) Mr. Brownell.

Petition relating to cuts to frontline healthcare at pharmacies (Sessional Paper No. P-52) Mr. O'Toole.

Petition relating to banning the use of replacement workers during a strike (Sessional Paper No. P-72) M^{me} Gélinas.

Petition relating to declaring Remembrance Day, November 11, a Provincial holiday to honour our veterans (Sessional Paper No. P-100) Mr. Ramal.

Petition relating to Bill 22 and the legal rights of grandparents for access and visitation with their grandchildren (Sessional Paper No. P-117) Mr. Delaney.

Petition relating to amending PBA regulations (Sessional Paper No. P-118) Mr. Ramal.

Petition relating to venoplasty for people with MS (Sessional Paper No. P-124) Mr. Brownell.

Petition relating to Bill 12, British Home Child Day Act (Sessional Paper No. P-125) Mr. Brownell.

PÉTITIONS

Petition relating to paved shoulders on provincial highways (Sessional Paper No. P-134) Mr. Miller (Parry Sound–Muskoka).

Petition relating to saving medical laboratory services in Stayner (Sessional Paper No. P-139) Mr. Wilson.

Petition relating to real estate development of burial grounds (Sessional Paper No. P-151) Mr. Brownell.

Petition relating to the establishment of an OSPCA chapter in Haldimand-Norfolk (Sessional Paper No. P-154) Mr. Barrett.

Petition relating to exempting electricity from the HST (Sessional Paper No. P-159) M^{me} Gélinas.

Petition relating to restoring municipal planning authority (Sessional Paper No. P-160) Mr. Hillier.

Petition relating to the King Township peaker plant (Sessional Paper No. P-164) Mrs. Munro.

ORDERS OF THE DAY

Opposition Day

Mr. Miller (Parry Sound–Muskoka) moved,

That the Legislative Assembly of Ontario calls for the current balance and amount paid to date of the Residual Stranded Debt be displayed in the Annual Report of the Ontario Electricity Financial Corp. and on hydro bills so Ontario families will know how much longer they will pay the Debt Retirement Charge. A debate arising, after some time, the motion was lost on the following division:-

ORDRE DU JOUR

Jour de l'opposition

M. Miller (Parry Sound–Muskoka) propose,

Un débat s'ensuit et après quelque temps, la motion est rejetée par le vote suivant:-

AYES / POUR - 21

Arnott	Hillier	Miller (Hamilton East-Stoney Creek)	Shurman
Bailey	Jones	Miller (Parry Sound-Muskoka)	Sterling
Barrett	Klees	O'Toole	Wilson
Dunlop	Kormos	Ouellette	Witmer
Elliott	MacLeod	Savoline	Yakabuski
Hardeman			

NAYS / CONTRE - 48

Albanese	Chiarelli	Johnson	Phillips
Arthurs	Colle	Kular	Pupatello
Balkissoon	Crozier	Lalonde	Ramal
Bartolucci	Delaney	Leal	Ramsay
Bradley	Dhillon	Matthews	Rinaldi
Brotten	Dickson	Mauro	Ruprecht
Brown	Fonseca	McMeekin	Sandals
Brownell	Gerretsen	McNeely	Smith
Cansfield	Gravelle	Meilleur	Van Bommel
Caplan	Hoskins	Milloy	Wilkinson
Carroll	Jaczek	Naqvi	Wynne
Chan	Jeffrey	Pendergast	Zimmer

At 6:00 p.m., the question "That this House do now adjourn" was deemed to have been proposed pursuant to Standing Order 38(b).

After three matters were considered, the question was deemed to have been carried.

The House then adjourned at 6:35 p.m.

À 18 h, la motion portant «Que la présente Assemblée ajourne les débats maintenant» est réputée avoir été proposée conformément à l'article 38 b) du Règlement.

Après l'étude de trois questions, la motion d'ajournement des débats est réputée avoir été adoptée.

À 18 h 35, la chambre a ensuite ajourné ses travaux.

le président

STEVE PETERS

Speaker
