



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 17

FIFTH SESSION, THIRTY-SIXTH LEGISLATURE

PRAYERS

10:00 O'CLOCK A.M.

Hon. Mr. FILMON moved:

1. THAT The Rules, Orders and Forms of Proceeding of the Legislative Assembly of Manitoba be amended by adding the following new Rules immediately after the heading "The Speaker" which follows Rule 4:

- "4.1(1) At the opening of the first session of a Legislature, and at any other time as determined pursuant to Rule 4.1(2)(a), the election of a Speaker shall be the first order of business and shall not be interrupted by any other proceeding.
- 4.1(2)(a) In the case of a vacancy in the Office of the Speaker, as a result of death, resignation or for any other reason, the House shall proceed to elect one of its Members to be Speaker.
- 4.1(2)(b) If the Office of Speaker becomes vacant between sessions or during a period when the Assembly stands adjourned to the call of the Speaker, the Clerk shall immediately notify all Members that the Office of Speaker is vacant.
- 4.1(2)(c) The Clerk, when the Office of Speaker is vacant, shall ensure that the notification to Members of the date for the opening of a new session or the reconvening of an existing session contains the information that the first order of business shall be the election of a Speaker by secret ballot.
- 4.1(3) No Minister of the Crown, or leader of a recognized political party, shall be eligible for election to the Officer of Speaker.
- 4.1(4) The election of a Speaker shall take precedence over all other business and the House shall continue to sit, if necessary, beyond its ordinary hour of daily adjournment, until a Speaker is elected and is installed in the chair and if the House has continued to sit beyond its ordinary hour of daily adjournment, the Speaker shall thereupon adjourn the House until the next sitting day.
- 4.2(1) For the purpose of electing a Speaker, the Clerk, or in the absence of the Clerk another Clerk at the Table, shall administer the election process and shall preside during the election of a Speaker.

- 4.2(2) During the election of a Speaker, the Clerk shall not be permitted to entertain any question of privilege or point of order.
- 4.2(3) During the election of a Speaker there shall be no debate and no adjournment motion nor motion of any other kind shall be accepted for consideration.
- 4.2(4) The election of a Speaker shall not be considered a question of confidence in the government.
- 4.3 The election of a Speaker shall be conducted by secret ballot as follows:
- 4.3(1)(a) After a general election, or at any other time when there is a vacancy in the Office of Speaker, any Member who wishes to stand for election to the Office of Speaker shall, not later than 4:30 p.m. on the working day preceding the day on which the election of a Speaker is expected to take place, in writing in the prescribed form, so inform the Clerk who shall prepare, in alphabetical order, a list of the given names and surnames of those Members who wish to stand as candidates for election to the Office of Speaker.
- 4.3(1)(b) After the closing days and times referred to in sub-rule (a), the Clerk shall affix a copy of the list of candidates provided for in Rule 4.3(1)(a) in a conspicuous place in or near the Legislative Chamber, and shall provide copies of that list to the caucus office of each recognized political party and to each independent member.
- 4.3(2) If only one member stands for election to the Office of Speaker, or at any stage a withdrawal, pursuant to Rule 4.3(13), leaves only one candidate remaining, the Clerk shall announce in the Chamber that candidate's name and without any vote declare that Member to be elected Speaker.
- 4.3(3) If there are two or more candidates for election to the Office of Speaker, ballot papers shall be provided to Members present in the Chamber, by the Clerk, prior to the taking of the ballot.
- 4.3(4) Before the taking of the first ballot, the Clerk shall distribute the list of candidates to Members present in the Chamber.
- 4.3(5)(a) Each Member present in the Legislative Chamber who wishes to indicate his or her choice for the Office of Speaker, shall proceed to one of the voting booths at the Table and print or write legibly on the ballot paper the surname of a candidate whose name appears on the list distributed pursuant to Rule 4.3(4)
- 4.3(5)(b) Notwithstanding paragraph (a), when two or more candidates, whose names appear on the list distributed pursuant to Rule 4.3(4), have identical surnames, each Member who wishes to indicate his or her choice for one of these candidates shall print or write legibly on the ballot paper the given name and the surname of the candidate of his or her choice.
- 4.3(6) Members shall deposit their completed ballot paper in a box provided for that purpose on the Table.

- 4.3(7) Once all Members wishing to do so have deposited their ballot papers, the Clerks at the Table shall retire from the Legislative Chamber with the ballot box and shall count the vote and the Clerk, being satisfied as to the accuracy of the count, shall destroy the ballots together with all records of the number of ballots cast for any candidate.
- 4.3(8) If one candidate receives a majority of the votes cast, the Clerk shall announce the name of that Member as the Speaker.
- 4.3(9) If no candidate receives a majority of the votes cast, the name of the candidate, or in the event of a tie the candidates, having the lowest number of votes cast, shall be excluded from subsequent ballots.
- 4.3(10) If every candidate receives the same number of votes, no names shall be excluded from the next ballot.
- 4.3(11) For each subsequent ballot, the Clerk shall prepare a list of candidates and distribute it to Members present in the Chamber.
- 4.3(12) Subsequent ballots shall be conducted in the manner prescribed in Rules 4.3(3) through (13) and the balloting shall continue, in a like manner, until such times as a candidate is elected Speaker upon having received a majority of the votes cast.
- 4.3(13) At any time after the result of the first ballot has been declared, but before the commencement of a second or subsequent ballot, a candidate may withdraw from the election by rising in his or her place in the House and stating that he or she is withdrawing, and the election shall then proceed as if the Member had not become a candidate.
- 4.3(14) The Clerk shall prescribe the following:
- (a) Member's notice of intent to seek election to the Office of Speaker;
 - (b) The form of the ballot paper; and,
 - (c) Such other forms and information as may be required."
2. That these amendments shall come into force on Dissolution of the Thirty-Sixth Legislative Assembly.
3. That the Clerk be authorized to renumber and reprint the Rules.

And a debate arising,

And Hon. Mr. FILMON, Messrs. DOER, LAMOUREUX, ASHTON and EVANS (Brandon East), Hon. Mr. ENNS, Messrs. MARTINDALE, LAURENDEAU and PENNER having spoken,

And the Question being put,

It was agreed to.

1:30 O'CLOCK P.M.

Hon. Mr. McCRAE, the Minister of Education and Training made a statement concerning the senseless and horrific event that occurred at W.R. Myers High School in Taber, Alberta on April 28, 1999.

Ms. FRIESEN commented on the statement.

Pursuant to Rule 20 (1), Messrs. PENNER, LATHLIN and McALPINE and Ms. WOWCHUK made Members' Statements.

Hon. Mr. GILLESHAMMER moved:

THAT this House approve in general the budgetary policy of the government.

And a debate arising,

And Hon. Mr. GILLESHAMMER having spoken,

The debate was, on motion of Mr. DOER, adjourned.

On motion of Mr. GILLESHAMMER:

ORDERED that this House, at its next sitting, will resolve itself into a Committee to consider of the Supply to be granted to Her Majesty.

On motion of Hon. Mr. GILLESHAMMER:

ORDERED that this House, at its next sitting, will resolve itself into a Committee to consider of Ways and Means for raising of the Supply to be granted to Her Majesty.

Hon. Mr. GILLESHAMMER delivered to Madam Speaker two messages from His Honour, the Lieutenant Governor of the Province of Manitoba as follows:

PETER LIBA
Lieutenant Governor

The Lieutenant Governor transmits to the Legislative Assembly of Manitoba, estimates of sums required for the services of the province for the fiscal year ending the 31st day of March 2000 and recommends these Estimates to the Legislative Assembly.

WINNIPEG, MANITOBA
April 29, 1999

(Sessional Paper No. 94)

Thursday, April 29, 1999

PETER LIBA
Lieutenant Governor

The Lieutenant Governor transmits to the Legislative Assembly of Manitoba, estimates of sums required for the services of the province for capital expenditures, and recommends these Estimates to the Legislative Assembly.

WINNIPEG, MANITOBA
April 29, 1999

(Sessional Paper No. 95)

On motion of Hon. Mr. GILLESHAMMER, the said messages, together with the Estimates accompanying the same, were referred to the Committee of Supply.

Hon. Mr. PRAZNIK moved:

THAT this House do now adjourn.

And the Question being put,

It was agreed to.

The House then adjourned at 3:16 p.m. until 10:00 a.m. tomorrow.

Hon. Louise Dacquay,
Speaker.