

*Order Paper Questions*  
PHYSICIANS' EMIGRATION

**Question No. 128—Mr. Cossitt:**

1. In each of the past five years, how many physicians have emigrated?
2. Does such emigration concern the Department of National Health and Welfare and, if so (a) what action does it plan to take to assure that the situation changes (b) have provincial departments of health been consulted?
3. Are steps being taken to provide incentives to doctors to stay in Canada and, if so, what are the details?

**Hon. Monique Bégin (Minister of National Health and Welfare):** 1. Number of physicians who have emigrated:

1975	1976	1977	1978	1979	
242	363	549	663	605	*

2. The Department of National Health and Welfare is aware that the number of physicians who emigrated has declined in 1979 from the high point reached in 1978. Despite such emigration, the physician-population ratio has continued to improve each year, reaching 1 to 551 population at the end of 1979.

- (a) The situation has improved in 1979. However, the Department of National Health and Welfare is presently studying the Hall report in this respect.
  - (b) Consultations and data exchange take place on a continuing basis as required with provincial departments of health. The Federal-Provincial Advisory Committee on Health Manpower meets twice yearly.
3. Steps to provide incentives to doctors to stay in Canada are primarily the responsibility of the provinces.

\*Source of data: Computer tapes purchased from Sales Management Systems, Don Mills, Ontario.

NFB FILMS—CORDELIA AND THE PERFORMER

**Question No. 1,327—Mr. Friesen:**

What was the projected cost of the NFB films *Cordelia* and *The Performer* and what was the final cost?

**Mr. Peter Stollery (Parliamentary Secretary to Secretary of State and Minister of Communications):** I am informed by the National Film Board as follows:

	Projected cost	Final cost
Cordelia	\$ 961,722	\$ 1,287,976
The Performer	\$ 15,651	\$ 14,311

FAIRVIEW COVE CONTAINER PIER—PORT OF HALIFAX

**Question No. 1,432—Mr. Crosby:**

Did the Minister of Transport give directions to the National Harbours Board with respect to the appointment of an operator for the Fairview Cove container pier in the port of Halifax and (a) if so (i) what were they (ii) did the board comply with his direction and appoint an operator or teller and, if not, for what reason (b) if not, did the minister take steps to ensure that cranes and related equipment will be available upon completion of the pier?

**Hon. Jean-Luc Pepin (Minister of Transport):** The National Harbours Board advises as follows:

1. No.

- (a) Not applicable
- (i) Not applicable
- (ii) Not applicable
- (b) Yes.

\* \* \*

[English]

**QUESTION PASSED AS ORDER FOR RETURN**

**Mr. D. M. Collenette (Parliamentary Secretary to President of the Privy Council):** Madam Speaker, if question No. 1,022 could be made an order for return, this return would be tabled immediately.

[Text]

NATIONAL FILM BOARD—JOB CLASSIFICATION TITLES

**Question No. 1,022—Mr. Friesen:**

1. What are the job classification titles under which an individual would be employed in the National Film Board?

2. How many individuals were employed by the NFB in (a) 1979 (b) 1980 to date and by job classification, how many received incomes per annum (i) of more than \$60,000 (ii) between \$50,000 and \$60,000 (iii) between \$40,000 and \$50,000 (iv) between \$30,000 and \$40,000 (v) between \$20,000 and \$30,000 (vi) between \$10,000 and \$20,000 (vii) less than \$10,000?

3. How many individuals were employed by the NFB on a contract basis in (a) 1979 (b) 1980 to date and what was the total amount paid for such services?

4. What was the total amount of gross revenues the NFB received from sources outside the government?

Return tabled.

[English]

**Mr. Collenette:** Madam Speaker, I ask that the remaining questions be allowed to stand.

**Madam Speaker:** Shall the remaining questions be allowed to stand?

**Some hon. Members:** Agreed.

**Madam Speaker:** Orders of the day.

\* \* \*

[Translation]

**THE CONSTITUTION**

MOTION THAT DEBATE BE NOT FURTHER ADJOURNED

**Hon. Yvon Pinard (President of the Privy Council):** Madam Speaker, I move, seconded by the Minister of Communications (Mr. Fox):

That debate on the motion in the name of the Minister of Justice (government orders, government business, No. 18) regarding special joint committee to consider a proposed resolution to address Her Majesty the Queen—

[English]

**Mr. Baker (Nepean-Carleton):** I rise on a point of order, Madam Speaker.

**Madam Speaker:** The hon. member for Nepean-Carleton.

**Mr. Baker (Nepean-Carleton):** Madam Speaker, you called "orders of the day". Rule 33 reads in this way:

Immediately before the order of the day—

You have called it and that is the beginning of the process on the order of the day and it is finished for the day. You have called it, and from then on any motion under Standing Order 33 is out of order. Because it says:

Immediately before the order of the day—

You called for motions and he missed it.

**Madam Speaker:** I was taking time to look at the reference, but quite clearly there is no problem in the proceedings. I called the orders of the day, which is exact. Before the Clerk read the order of the day, the minister was on his feet seeking the floor.

**Some hon. Members:** Oh!

**Madam Speaker:** I recognized the minister—

**Mr. Clark:** René Beaudoin!

**An hon. Member:** He is challenging the Chair!

**Madam Speaker:** —and he was about to read his motion.

[Translation]

**Mr. Pinard:** Madam Speaker, I was about to finish reading the motion which I should like to resume where I left off when I was interrupted:

—respecting the Constitution of Canada, and any amendment or subamendment thereto, shall not be further adjourned.

I have given the text of motion to the Clerk of the House.

[English]

**Mr. Baker (Nepean-Carleton):** Madam Speaker, I want to make it quite clear what had happened. You called motions and you called orders of the day. You are the presiding officer in this House, not the Clerk.

**Mr. Clark:** That is right.

**Some hon. Members:** Hear, hear!

**Mr. Baker (Nepean-Carleton):** And I mean no disrespect to the Clerk when I say that. Standing Order 33, because it mitigates against the right of members to speak for as long as they wish to speak, is a rule of this House which must be strictly interpreted in favour of the right of members to speak.

**Some hon. Members:** Hear, hear!

**Mr. Baker (Nepean-Carleton):** If there is any doubt about that, Madam Speaker, then I would suggest that perhaps your

*Point of Order—Mr. W. Baker*

Honour should take advice with respect to it. Also, I say with respect—

**Mr. Fox:** Sounds like the Supreme Court.

**Mr. Baker (Nepean-Carleton):** The hon. member says it sounds like the Supreme Court. This is the Supreme Court.

**Some hon. Members:** Right on!

**Some hon. Members:** Hear, hear!

**Mr. Baker (Nepean-Carleton):** And in case it has escaped the Secretary of State and Minister of Communications, the Speaker is a judicial officer in that court—the judicial officer in that court.

My argument is this, Madam Speaker. The government has every right to move a motion if it wishes to do so, however tasteless and however wrong in terms of Parliament that might be. It can move that whenever it wants to, except that under the rules of the House they have to move it at the right time.

You had called orders of the day, Madam Speaker. The record can be checked. The Clerk is silent in the House; your Honour presides. Then my friend, the government House leader, rose to put his motion. I say, Madam Speaker, that he was out of time and that that motion is not now receivable. It was not receivable when he put it.

● (1530)

**Mr. Nielsen:** You can't weasel out of it.

**Mr. Baker (Nepean-Carleton):** You cannot back up the proceedings of this House and date them back and say that something happened that never happened before.

**Some hon. Members:** Hear, hear!

**Mr. Baker (Nepean-Carleton):** There is at least one former Speaker in this House of Commons, and if there was ever a time in the life of this Parliament when the Speaker of this House should take advice, it is now. I say that because I have a great respect for the institution of the Chair and also for these rules. I think you know that, Madam Speaker.

Therefore, before you make a ruling with respect to this matter—because there is no appeal from your ruling—you should look at and listen to the video tapes of the proceedings and look at the blues. If necessary, we are prepared to suspend the proceedings in this House for as long as it will take for you to make the decision. This is a very important ruling that you are about to make, Madam Speaker.

**Mr. Knowles:** Madam Speaker, I wish to say a word with respect to the point of order which has been raised by the hon. member for Nepean-Carleton (Mr. Baker). May I be permitted to say, so that it will be very clear, that my colleagues and I are opposed to the introduction of the closure motion. We shall be voting against it, and I shall have something to say about the whole practice of closure if I get the floor later today.

*Point of Order—Mr. W. Baker*

However, Madam Speaker, I think that when a member rises to take part in a point of order debate, he should not twist the rules or even their wording, as did the hon. member for Nepean-Carleton, and he should not try to put the Chair in an impossible position. The hon. member for Nepean-Carleton, and he would like both the video tape and the blues checked, read the standing order as though it said "immediately before the orders of the day are called".

That is not what Standing Order 33 says. It says:

Immediately before the order of the day for resuming an adjourned debate is called—

Madam Speaker, you did not call an order of the day, but "orders of the day".

**Mr. Nielsen:** Come on!

**Some hon. Members:** Oh, oh!

**Mr. Knowles:** Just a minute. The President of the Privy Council got up before anyone called order No. 18 or before anything has been called.

**Mr. Clark:** There goes your reputation, Stanley.

**Mr. Nielsen:** That completes the process.

**Mr. Knowles:** It is clear, as long as the motion is put before the order of the day for resuming an adjourned debate, that it is in order. I resent the bringing in of the motion and I am sorry that we are having this kind of a day, but I do not think that the Speaker should be put in the impossible position which has been created by the hon. member for Nepean-Carleton misquoting the rule.

**Mr. McCain:** Madam Speaker, in support of the hon. member for Nepean-Carleton (Mr. Baker) and because of my position as the one who would rise next to participate in the debate, I was watching every muscle and movement of the gentleman who would present that motion. Because if he did not make that move and put the motion, it was then my turn to speak. I was rising in my seat to speak on orders of the day before he twitched a muscle in his seat.

**Madam Speaker:** I thank hon. members for their interventions. I thank the hon. member for Nepean-Carleton (Mr. Baker) when he says that he has a lot of respect for this House and particularly for the Chair. I, too, have a lot of respect for what the hon. members have to say. One can imagine that I had tried to foresee any points of procedure that might be brought up at this particular time. Therefore, I was also watching every possible muscle of every possible member in this House.

**Some hon. Members:** Oh, oh!

**Madam Speaker:** I called the orders of the day. The order of the day to be discussed today had not yet been chosen, precisely because the Clerk had not risen to announce that particular order of the day. Before that happened, the minis-

ter—and I was watching very closely—chose to propose his motion.

Because I have such respect for what the hon. member for Nepean-Carleton has to say, I will interrupt Proceedings for a few minutes in order to consult with the Table to make sure that my decision today will be fair and, particularly, according to our rules.

**Mr. Baker (Nepean-Carleton):** Madam Speaker, I think that is quite appropriate. I hope you understand, and I want you to understand, that that question is advanced—

**Some hon. Members:** Oh, oh!

**Mr. Rae:** You're oozing, Walter.

**Madam Speaker:** Order, please. It is very difficult for the Chair to deal with difficult points of procedure, especially if there is so much noise in the House that the Chair cannot hear.

**Mr. Baker (Nepean-Carleton):** Madam Speaker, I just want to say that I appreciate the consideration that you are giving to the point of order.

[*Editor's Note: At this point the sitting was suspended for approximately two minutes.*]

**Madam Speaker:** Order, please. Members will realize that there are several orders of the day and that is why I call "orders of the day". I cannot know which order of the day will be called until the Clerk announces that order of the day. Therefore, I cannot recognize a speaker to speak on that order of the day before it is announced.

What happened is that the President of the Privy Council (Mr. Pinard) got up before the "order" of the day, not the "orders" of the day, was announced. Therefore, he was acting quite in conformity with Standing Order 33, which reads:

Immediately before the order of the day—

Therefore, the minister is quite in order and his motion must be put to the House.

[*Translation*]

**Hon. Yvon Pinard (President of the Privy Council)** moved:

That debate on the motion in the name of the Minister of Justice (government orders, government business, No. 18) regarding a special joint committee to consider a proposed resolution to address Her Majesty the Queen respecting the Constitution of Canada, and any amendment or subamendment thereto, shall not be further adjourned.

**Madam Speaker:** Is it the pleasure of the House to adopt the motion? All those in favour of the motion will please say yea.

**Some hon. Members:** Yea.

**Madam Speaker:** All those against the motion will please say nay.

**Some hon. Members:** Nay.

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

*And more than five members having risen:*

**Madam Speaker:** Call in the members.

[English]

The House divided on the motion (Mr. Pinard), which was agreed to on the following division:

● (1540)

*(Division No. 16)*

YEAS

Messrs.

Appolloni  
(Mrs.)  
Axworthy  
Bachand  
Baker  
(Gander-Twillingate)  
Beauchamp-Niquet  
(Mrs.)  
Blais  
Bloomfield  
Bockstael  
Bossy  
Breau  
Bujold  
Bussi eres  
Caccia  
Campbell  
(Miss)  
(South West Nova)  
Campbell  
(LaSalle)  
Ch enier  
Chr etien  
Collenette  
Corbin  
Corriveau  
Cosgrove  
C ot e (Mrs.)  
Cousineau  
Cullen  
Cyr  
Daudlin  
Dawson  
De Ban e  
de Corneille  
Demers  
Desmarais  
Dingwall  
Dion  
(Portneuf)  
Dionne  
(Chicoutimi)  
Dionne  
(Northumberland-  
Miramichi)  
Dubois  
Duclos  
Dupont  
Dupras

Duquet  
Erola (Mrs.)  
Ethier  
Evans  
Ferguson  
Fisher  
Fleming  
Flis  
Foster  
Fox  
Frith  
Garant  
Gauthier  
Gendron  
Gimaiel  
Gingras  
Gourd  
Gray  
Guilbault  
Harquail  
Henderson  
Herbert  
Hervieux-Payette  
(Mrs.)  
Hopkins  
Hudecki  
Irwin  
Isabelle  
Johnston  
Joyal  
Kaplan  
Kelly  
Killens (Mrs.)  
Lachance  
Lajoie  
Lamontagne  
Landers  
Lang  
Laniel  
Lapierre  
Lapointe  
(Charlevoix)  
Lapointe  
(Beauce)  
LeBlanc  
Leduc  
Loiselle  
Lonsdale  
Lumley  
MacBain

MacEachen  
MacGuigan  
Mackasey  
MacLaren  
MacLellan  
Maltais  
Marceau  
Mass e  
Masters  
McCauley  
McRae  
Munro  
(Hamilton East)  
Nicholson  
(Miss)  
Olivier  
Ostiguy  
Ouellet  
Parent  
Pelletier  
Penner  
Pepin  
Peterson  
Pinard  
Prud'homme  
Regan  
Reid  
(Kenora-Rainy River)  
Roberts  
Robinson  
(Etobicoke-Lakeshore)  
Rompkey  
Rossi  
Roy  
Savard  
Schroder  
Simmons  
Smith  
Stollery  
Tardif  
Tessier  
Tobin  
Tousignant  
Trudeau  
Turner  
Veillette  
Watson  
Weatherhead  
Whelan  
Yanakis—132.

NAYS

Messrs.

Althouse  
Baker  
(Nepean-Carleton)  
Beatty  
Benjamin  
Blenkarn  
Bosley  
Bradley

Broadbent  
Cardiff  
Carney (Miss)  
Clark  
(Yellowhead)  
Clarke  
(Vancouver Quadra)  
Coates

Cook  
Cooper  
Cossitt  
Crombie  
Crosbie  
(St. John's West)  
Crouse  
Dantzer

*The Constitution*

Messrs.

Darling  
Deans  
de Jong  
Dick  
Dinsdale  
Domm  
Ellis  
Elzinga  
Epp  
Fennell  
Fretz  
Friesen  
Fulton  
Gamble  
Gass  
Gilchrist  
Greenaway  
Gustafson  
Halliday  
Hamilton  
(Qu'Appelle-Moose  
Mountain)  
Hamilton  
(Swift Current-Maple  
Creek)  
Hargrave  
Hawkes  
Hees  
Hnatyshyn  
Hovdebo  
Howie  
Jarvis  
Jelinek  
Jewett (Miss)

Keeper  
Kempling  
Kilgour  
King  
Knowles  
Kushner  
Lambert  
La Salle  
Lewis  
MacKay  
Malone  
Manly  
Mayer  
Mazankowski  
McCain  
McCuish  
McDermid  
McGrath  
McKenzie  
McKinnon  
McKnight  
McLean  
McMillan  
Miller  
Mitchell  
(Mrs.)  
Mitges  
Munro  
(Esquimalt-Saanich)  
Murta  
Neil  
Nickerson  
Nielsen  
Nowlan

Nystrom  
Oberle  
Ogle  
Orlikow  
Patterson  
Rae  
Riis  
Robinson  
(Burnaby)  
Roche  
Rose  
Sargeant  
Schellenberger  
Scott  
(Hamilton-Wentworth)  
Scott  
(Victoria-Haliburton)  
Shields  
Siddon  
Skelly  
Speyer  
Stewart  
Taylor  
Thacker  
Thomson  
Towers  
Vankoughnet  
Waddell  
Wenman  
Wilson  
Wright  
Young  
Yurko—112.

● (1610)

**Madam Speaker:** I declare the motion carried.

**GOVERNMENT ORDERS**

[English]

**THE CONSTITUTION**

**ESTABLISHMENT OF SPECIAL JOINT COMMITTEE OF THE SENATE AND HOUSE OF COMMONS**

The House resumed, from Tuesday, October 21, consideration of the motion of the Minister of Justice and Minister of State for Social Development (Mr. Chr etien):

That a Special Joint Committee of the Senate and of the House of Commons be appointed to consider and report upon the document entitled "Proposed Resolution for a Joint Address to Her Majesty the Queen respecting the Constitution of Canada" published by the government on October 2, 1980, and to recommend in their report whether or not such an address, with such amendments as the committee considers necessary, should be presented by both Houses of Parliament to Her Majesty the Queen;

That 15 members of the House of Commons to be designated no later than three sitting days after the adoption of this motion be members on the part of this House of the Special Joint Committee;

That the committee have power to appoint from among its members such subcommittees as may be deemed advisable and necessary and to delegate to such subcommittees all or any of their powers except the power to report directly to the House;

That the committee have power to sit during sittings and adjournments of the House of Commons;

That the committee have power to send for persons, papers and records, and to examine witnesses and to print such papers and evidence from day to day as may be ordered by the committee;

That the committee submit their report not later than December 9, 1980;

That the quorum of the committee be 12 members, whenever a vote, resolution or other decision is taken, so long as both Houses are represented and that the joint chairmen be authorized to hold meetings, to receive evidence and