

Mr. Deputy Speaker: All those in favour will please say yea.

Some hon. Members: Yea.

Mr. Deputy Speaker: All those opposed will please say nay.

Some hon. Members: Nay.

Mr. Deputy Speaker: In my opinion the yeas have it.

And more than five members having risen:

Mr. Deputy Speaker: Pursuant to section 11 of Standing Order 75, a recorded division on this amendment stands deferred.

The House will now proceed to the consideration of motion No. 18.

[*Translation*]

Hon. André Ouellet (Minister of Consumer and Corporate Affairs): Mr. Speaker, I would ask for the unanimous consent of the House to present a motion at this stage. You will recall that, before last summer's recess, I had said that, provided this House were prepared to limit the debate on Bill C-2 to two days in the fall, I would be willing, in a spirit of cooperation, to present, at a suitable time, an amendment to clause 31.4 of this bill, which would partly meet the views of the hon. member for York-Simcoe (Mr. Stevens) on the matter of franchises. Now there appears to have been discussions among the various leaders in the House concerning this and, if the House is agreed, I shall now move this amendment.

[*English*]

That motion No. 5 (Mr. Stevens) be amended by striking out all the words following the word "following" and by substituting therefor the following:

"(c) A company, partnership or sole proprietorship is affiliated with another company, partnership or sole proprietorship in respect of any agreement between them whereby on party grants to the other party the right to use a trade mark or trade name to identify the business of the grantee, provided

(i) such business is related to the sale or distribution, pursuant to a marketing plan or system prescribed substantially by the grantor, of a multiplicity of products obtained from competing sources of supply and a multiplicity of suppliers; and

(ii) no one product dominates such business."

and by striking out the word "and" at the end of line 29, substituting a semi-colon for the period at the end of line 34 and adding, immediately after such semi-colon, the word "and".

Mr. Stanley Knowles (Winnipeg North Centre): Mr. Speaker, do I understand that this is a motion in substitution of motion No. 5? I do not think that was made very clear. In other words, the minister is asking for unanimous consent to reopen and reconsider motion No. 5. Whatever our view may be about the substance, we have no objection to the motion being reopened.

Mr. Deputy Speaker: The Chair wishes it to be clear that there is to be a recorded division on motion No. 5, so it would need to be agreed that such division on the previous motion No. 5 would be eliminated, and that by unanimous consent the House allows the minister to forgo the provisions of paragraph (5) of Standing Order 75 which calls for 24 hours' notice of an amendment and authorizes the

Combines Investigation Act

minister to place a new amendment before the House which will be studied and debated in due course. Is that agreed?

Mr. Kempling: We agree to this procedure, Mr. Speaker. It was my understanding that this motion would also apply to clause 38(7) on page 41.

Mr. Ouellet: No.

Mr. Kempling: That has been sorted out, has it?

Mr. Ouellet: Yes, but it cannot be dealt with there.

Mr. Kempling: Very well. We shall accept it on that basis. Are we going on to debate this motion now?

Mr. Deputy Speaker: Is the House ready to proceed with the consideration of new motion No. 5?

Mr. Knowles (Winnipeg North Centre): There were suggestions through the usual channels that we would now proceed to motions 18, 20, 21 and 24 and discuss motion No. 5 later today. Was that not the understanding?

Mr. Ouellet: Yes.

Mr. Knowles (Winnipeg North Centre): Can we stay with the understanding?

Mr. Ouellet: Certainly.

● (1550)

Mr. Deputy Speaker: If that is agreed, we will proceed with motion No. 18 which appears in the name of the hon. member for Nickel Belt (Mr. Rodriguez). The motion is the following:

Motion No. 18

That Bill C-2, an act to amend the Combines Investigation Act and the Bank Act and to repeal an act to amend an act to amend the Combines Investigation Act and the Criminal Code, be amended in clause 18 by striking out lines 19 to 36 on page 38 and substituting therefor "chance and skill whatever".

Mr. Knowles (Winnipeg North Centre): Mr. Speaker, on a point of order, this motion is in the name of the hon. member for Nickel Belt (Mr. Rodriguez) and you have put it in his name, but it would be appreciated if the hon. member for Northwest Territories (Mr. Firth) could speak at this time and introduce the motion without denying the hon. member for Nickel Belt the right to make his speech later on.

Mr. Deputy Speaker: Agreed.

Mr. Wally Firth (Northwest Territories): Mr. Speaker, I should like to speak in favour of this amendment which is put forward by the hon. member for Nickel Belt (Mr. Rodriguez). The purpose of this amendment to Bill C-2 is quite simple and, I think, most important to the consumers of this country. The motion would remove from the marketplace the expensive practice of promotional contests. If this amendment is accepted, a few Canadians will no longer have the opportunity to win a free car from brand "X" or a trip to Hawaii from brand "Y", but all Canadians will be saved the price of these so-called give-aways.

The give-aways have been with us for many years and they always have to be paid for. At one time it used to be