

Public Order Act, 1970

Messrs:

Cantin	Macdonald
Chappell	(Rosedale)
Chrétien	McIlraith
Clermont	Mahoney
Cobbe	Major
Comtois	Marceau
Corbin	Marchand
Côté (Richelieu)	(Langelier)
Côté (Longueuil)	Marchand
Crossman	(Kamloops- Cariboo)
Cullen	Mongrain
Cyr	Morison
Danson	Munro
Davis	Noël
Deachman	Olson
Deakon	Osler
De Bané	Otto
Douglas	Ouellet
(Assiniboia)	Pelletier
Drury	Penner
Duquet	Pepin
Énard	Perrault
Éthier	Portelance
Faulkner	Pringle
Forest	Prud'homme
Forget	Reid
Foster	Richard
Francis	Richardson
Gendron	Robinson
Gervais	Rochon
Gibson	Rock
Gillespie	Roy (Timmins)
Goode	Roy (Laval)
Gray	Smith
Guay (St. Boniface)	(Saint-Jean)
Guay (Lévis)	Stafford
Guilbault	Stanbury
Haidasz	Stewart
Hogarth	(Okanagan- Kootenay)
Howard (Okanagan Boundary)	Sullivan
Hymmen	Thomas
Lachance	(Maisonnette-Rosemont)
Laing (Vancouver South)	Tolmie
Lang (Saskatoon- Humboldt)	Trudeau
Langlois	Trudel
Laniel	Turner
Leblanc (Laurier)	(London East)
LeBlanc (Rimouski)	Turner
Lefebvre	(Ottawa-Carleton)
Legault	Walker
Lessard (LaSalle)	Watson
Lessard	Weatherhead
(Lac-Saint-Jean)	Whelan
Lind	Whicher
Loiselle	Whiting
	Yanakis—113.

• (8:50 p.m.)

Mr. Deputy Speaker: The question is on the main motion. Is the House ready for the question?

Some hon. Members: Question.

Mr. David Lewis (York South): Mr. Speaker, in speaking on third reading yesterday my leader set out our position lucidly and forcefully and there is no need to repeat all that he said. I rise first to indicate what happened during the committee stage of the proceedings and, second, hon. members opposite will be delighted to hear, to move another amendment to the motion before

the House. If I may, I should like to refer to the remarks that I made on October 16, similar to those that my leader made on the same date. I said on that day:

If we had been faced today with a request by the government for certain specific changes in the law, with evidence that those changes which this House of Commons would pass were necessary, we would have a different situation.

Later in that speech I also indicated that it may well be that the criminal crisis in Montreal and Quebec—and it was a crisis dealing with criminals—required expanded rights of search without warrant and some expansion of the right to arrest without warrant and to detain for three or four days.

In a memorandum which my leader sent to the Prime Minister (Mr. Trudeau) in reply to a letter from him which was discussed by our caucus on two occasions, he made suggestions of the kind of thing that this party might be prepared to support. For this reason, Mr. Speaker, as the hon. member for Nanaimo-Cowichan-The Islands (Mr. Douglas) indicated, we voted for second reading of this bill in the hope that it might be possible during Committee of the Whole to get the bill amended, thereby reducing its repressive, undesirable and obnoxious aspects.

Mr. Gibson: You don't seem to care.

Mr. Lewis: I wish some hon. member opposite would take the hon. member for Hamilton-Wentworth (Mr. Gibson) behind the curtain and pat his head. Of course, if he has his head patted he might make more noise than ever, Mr. Speaker.

Mr. Ricard: He is sitting on it.

Mr. Lewis: I think it is important to review what happened during the committee stage of this bill. Amendments were moved by the official opposition, by members of my party and by the hon. member for Matane (Mr. De Bané). These amendments were reasonable and none would have interfered with the basic needs that the government claimed were necessary to deal with the situation still present in the province of Quebec.

I repeat that the situation, if it needs any expansion of powers, needs no greater powers than an expansion of the right to search and the right to arrest and detain for a short time in order to apprehend the criminals who are members of the FLQ, and in order to find the dynamite, the arms and ammunition which we were told were stolen—and there is only a suspicion of that in many cases—by the FLQ. This bill goes away beyond that, Mr. Speaker. On several clauses we tried to bring it into greater harmony—

Mr. Gibson: You don't understand.

An hon. Member: Down, boy.

Mr. Lewis: —with the sense of civil liberties and civil rights. On every point the minister and the government remained adamant and would not move an inch. Why is that, Mr. Speaker? That is what I ask myself.