

Telesat Canada Act

which the rights of the Indian and Eskimo people figure very largely. Surely, it is within the right of this house to say that if we are enacting legislation which relates exclusively to areas in which the rights of these people figure so largely it should be in order to write into the bill something to protect those rights.

The hon. member for the Northwest Territories (Mr. Orange) says this bill is a highly technical one. There is no gainsaying that point. But perhaps I might draw attention to one or two of its provisions. I shall do so by noting clause 12, both the preamble to the clause and subparagraph (a). Under the provisions of that part of the bill regulations may be made respecting the exploration and drilling for oil and gas. Subparagraph (a) talks about regulations respecting the locating of wells and so on. So, as I go on through all the provisions of clause 12 and its various subparagraphs it seems to me these things which the Governor in Council is empowered to do are all things which could impinge upon the lands or the rights or privileges of the indigenous people, the Indian and Eskimo people, in that part of Canada.

• (9:00 p.m.)

Therefore, it seems to me to be very much a part of what we are doing in this legislation. When we come to the clause which provides for the coming into force of this measure, I suggest that since this legislation deals with matters affecting these people they should be consulted before it actually comes into force. That is why we propose this amendment.

There is also clause 58, which says that certain sections shall come into force on a day to be fixed by proclamation. I take that to imply that the rest of the sections come into force when the bill is given royal assent. The hon. member for Skeena (Mr. Howard) suggests that in line with the rights that these people have, this act should not come into force until there has been a settlement mutually acceptable to the Crown on the one hand and the Indian and Eskimo people on the other. In so far as they have rights in this particular area, it seems to me that this proposal is completely different in nature and kind from those that were ruled out of order when we were dealing with Bill C-150. I would hope that for technical reasons, and those reasons of compassion so eloquently presented by the hon. member for Hillsborough (Mr. Macquarrie), Your Honour will find this amendment in order.

[*Translation*]

The Acting Speaker (Mr. Béchard): I am very thankful to the hon. members who were kind enough to enlighten the Chair at this time.

I have listened with much sympathy the remarks of the hon. member for Comox-Alberni (Mr. Barnett). The amendment moved by the hon. member for Skeena (Mr. Howard) is perhaps relevant to the exploration and the production of oil and gas, but, at this stage, it must be determined whether it is relevant to the bill itself.

The Chair entertains serious doubts as to whether the amendment is in order, in that it is rather a motion—

[*English*]

It is suggested that the motion proposed on behalf of the hon. member for Skeena (Mr. Howard), is not in order in that it is in the nature of a substantive motion which seeks to introduce new questions into the bill.

As stated at page 558, May's 17th edition, a new clause is out of order for many of the same reasons as an amendment and, in particular, will not be entertained; (1) If it is beyond the scope of the bill; (2) If it is inconsistent with clauses agreed to by the committee; (3) If it is in effect a redrafting of a clause which is already in the bill. Accordingly, the question on the said proposed motion cannot be put to the House.

[*Translation*]

Hon. Jean Chrétien (Minister of Indian Affairs and Northern Development) moved:

That Bill S-29, respecting the production and conservation of oil and gas in the Yukon Territory and the Northwest Territories, as reported (with amendments) from the Standing Committee on Indian Affairs and Northern Development, be concurred in.

[*English*]

Motion (for concurrence) agreed to.

Motion agreed to, bill read the third time and passed.

TELESAT CANADA ACT

MEASURE ESTABLISHING CORPORATION FOR
TELECOMMUNICATION BY SATELLITE—
REPORT STAGE

The house proceeded to the consideration of Bill C-184, to establish a Canadian corporation for telecommunication by satellite, as