

**Senator Langlois:** Honourable senators, I yield to Senator Hayden.

**Senator Hayden:** Honourable senators, in closing the debate on second reading of this bill, I commend it to your favourable consideration.

Motion agreed to and bill read second time.

REFERRED TO COMMITTEE

**The Hon. the Speaker pro tem:** Honourable senators, when shall this bill be read the third time?

**Senator Hayden** moved that the bill be referred to the Standing Senate Committee on Banking, Trade and Commerce.

Motion agreed to.

NATIONAL ENERGY BOARD ACT

BILL TO AMEND—REPORT OF COMMITTEE—DEBATE  
ADJOURNED

The Senate proceeded to consideration of the report of the Special Committee of the Senate on the Northern Pipeline on Bill S-12, to amend the National Energy Board Act, which was presented on March 8, 1979.

**Senator Olson** moved the adoption of the report.

He said: Honourable senators, at this somewhat late hour, I have no intention of repeating the speech I made when I introduced Bill S-12 in this chamber. I do have an obligation, however, to report to the Senate on what happened at the committee meetings. During the course of the meetings we heard testimony from the Canadian Petroleum Association, TransCanada Pipelines Limited, the Independent Petroleum Association of Canada, the Canadian Federation of Agriculture and from Unifarm, a major farm organization located in Alberta.

In addition to those appearances before the committee in a formal manner, we also discussed informally the bill with the Foothills group of companies and Consumers Gas. I wish to advise the Senate also that we mailed approximately 800 copies of the bill, along with explanatory notes, to a number of organizations across Canada which are interested in the legislation, including those prospective landowners along the route of the Northern Pipeline.

The suggestions made by the many witnesses who appeared before the committee both in a formal and informal manner, were very constructive. You will note that there are some 22 amendments contained in this report, some of which are of a substantive nature, but mostly they are for clarification purposes to improve, I think, the administration of these clauses in the National Energy Board Act, if and when they become law.

I am required to make a brief introduction of the subject matter for the record so that those reading today's *Hansard* will understand the main purpose of the bill.

Bill S-12 contains amendments to the National Energy Board Act in two main areas, the first of which deals with the

approval by the board of a plan, profile and book of reference which, of course, is the specific route of the pipeline. Bill S-12 requires that at this stage the landowners be notified that the land will be required for the pipeline and given the right to make objections to the National Energy Board as to the final location of the route.

The second area deals with the methods of acquiring the lands by the company for the construction of the pipeline.

● (2140)

Bill S-12 deletes the reference in the National Energy Board Act to the Railway Act, and introduced a whole new arbitration procedure in order to strengthen the position of the landowner in negotiations with the company. The bill was referred to the Special Committee of the Senate on the Northern Pipeline for consideration. The committee, as I said, held public hearings and received representations from various interested groups that I have mentioned, both in terms of petroleum associations, companies that are involved in a major way, and the farmers' organization, of course, which constitutes the other side in the negotiations that go on when easements are required.

The Special Committee of the Senate on the Northern Pipeline suggests that the Senate now adopt 22 amendments to Bill S-12. Some of these amendments, I have to say, such as amendments 3, 12 and 13, represent an improvement in the wording only of the bill, while others, of a more substantive nature, clarify its intent. I would like to advise honourable senators that they can find all these amendments at page 714 of *Hansard* or page 326 of the *Minutes of the Proceedings of the Senate* if they want to go through them with me.

I understand that under rule 80, on every report of amendments to a bill made by a committee, the senator presenting the report shall explain to the Senate the basis for and the effect of each amendment. I can promise you at the outset, however, that I am going to be very brief in giving you these explanations. While I am not sure what the procedure may be, it seems to me that it would be appropriate if senators who have questions about any of these amendments were to interrupt me and ask for clarification. I realize that that gets into an area usually handled by a committee, but whatever the procedure senators may wish to adopt—whether they wish to question me during my speech or to hold their questions until I have finished—is agreeable to me.

Amendment 1 inserts in the bill a requirement for publication of the notice referred to in the proposed subsection 29.1(1), dealing with notification to the landowners of their right—and this was not provided before—to make representations to the National Energy Board prior to the board's approval of the plan, profile and book of reference. Honourable senators will recall that this was provided for in Bill C-25 of the last session, the Northern Pipeline Act, in section 18.1 of schedule III. We are now putting it into the National Energy Board Act with these amendments so that that notification will be available to prospective landowners who will be asked for easements in all future pipelines. So this particular