

the Liberal Party but they eventually accepted it, as did their Leader. We should put that behind us.

I should like to make another comment about this particular clause in the Constitution because it is peripherally related to the debate. We do not need to have some of the clauses respecting aboriginal rights in the particular Act because many people in the country, including some provincial Premiers in western Canada, will be very surprised when the Supreme Court of Canada brings down decisions recognizing the most radical clause in the Constitution. I am really pleased that the Minister and the new Government are trying to follow those traditions, prodded by our critic, the Hon. Member for Cowichan-Malahat-The Islands. Take it easy, boys, remember the past.

Mr. Benjamin: Mr. Speaker, it would have been nice to get those kinds of speeches out of those Liberals last year, the year before, and the year before.

Mr. Deputy Speaker: Is there unanimous consent to allow the Hon. Member for Kenora-Rainy River (Mr. Parry) to withdraw Motion No. 40?

Some Hon. Members: Agreed.

Motion No. 40 withdrawn.

Mr. Deputy Speaker: Is there also unanimous consent to allow the Hon. Minister to withdraw Motion No. 41?

Some Hon. Members: Agreed.

Motion No. 41 withdrawn.

Hon. David Crombie (Minister of Indian Affairs and Northern Development) moved:

Motion No. 42

That Bill C-31, be amended in Clause 21

(a) by striking out line 36 at page 19 and substituting the following therefor:

"21. (1) Subject to subsection (2), this Act shall come into or be"

(b) by adding immediately after line 38 at page 19 the following:

"(2) Sections 17 and 18 shall come into force six months after this Act is assented to."

He said: Mr. Speaker, this motion provides for a transitional period regarding the implementation of the amendments with respect to the control, sale and use of intoxicants on reserves. This issue in substance was debated and the amendment approved under Motion No. 33A, standing in my name, earlier in the day.

Motion No. 42 basically provides that Clause 16 would be deemed to have come into effect on April 17, 1985 with the rest of Bill C-31, but that Clauses Nos. 17 and 18 would only become effective six months after Royal Assent. The change is needed to ensure that bands outside Manitoba retain their protection under Sections Nos. 94 to 100 long enough to pass appropriate by-laws under Section 85.1, and to permit bands inside Manitoba to enact by-laws immediately after Royal Assent is given to Bill C-31, that is to say, as soon as the Bill passes. In some cases there may be a few months where both band by-laws and the Indian Act are enforced. A few practical

Indian Act

problems are actually expected to arise. Therefore, I ask the House to support Motion No. 42.

Mr. Deputy Speaker: Is the House ready for the question?

Some Hon. Members: Question.

Mr. Deputy Speaker: The question is on Motion No. 42 standing in the name of the Hon. Minister of Indian Affairs and Northern Development (Mr. Crombie). Is it the pleasure of the House to adopt the motion?

Some Hon. Members: Agreed.

Motion No. 42 agreed to.

Mr. Deputy Speaker: The House will now proceed to the taking of the deferred divisions at report stage of Bill C-31, an Act to amend the Indian Act.

Call in the Members.

The House divided on Motion No. 14, which was negatived on the following division:

(Division No. 74)

YEAS

Messrs.

Althouse	Epp	Mitchell (Ms.)
Angus	(Thunder Bay-Nipigon)	Nystrom
Benjamin	Hovdebo	Orlikow
Blaikie	Keeper	Parry
Cassidy	Langdon	Riis
Deans	Manly	Robinson
de Jong	McCurdy	Rodriguez
		Waddell—21.

NAYS

Messrs.

Andre	Cochrane	Foster
Attewell	Collins (Mrs.)	Nystrom
Axworthy	Comeau	Orlikow
Beatty	Cook	Fretz
Belsher	Corbett	Friesen
Bernier	Cossitt (Mrs.)	Gagliano
Bertrand (Mrs.)	Côté	Gagnon
Blackburn	(Lac-Saint-Jean)	Garneau
(Jonquière)	Côté	Gass
Blais	(Langelier)	Gauthier
Blais-Grenier (Mrs.)	Crofton	Gérin
Bouchard	Crombie	Gervais
Bourgault (Mrs.)	Crosby	Gravel
Boyer	(Halifax West)	Gray
Bradley	Crouse	(Windsor West)
Brightwell	Darling	Greenaway
Brisco	Daubney	Grisé
Browes (Mrs.)	de Corneille	Guilbault
Caccia	Della Noce	(Saint-Jacques)
Cadieux	Desjardins	Guilbault
Caldwell	Desrosiers	(Drummond)
Cardiff	Dick	Gurbin
Carney (Miss)	Dingwall	Halliday
Champagne (Mrs.)	Domme	Hamilton
(Saint-Hyacinthe-Bagot)	Dorin	Harvey
Champagne	Duguay	Harvey
(ChAMPLAIN)	Duplessis	Hees
Charest	(Mrs.)	Henderson
Clark	Ellis	Hicks
(Yellowhead)	Elzinga	Hnatyshyn
Clark	Fennell	Hockin
(Brandon-Souris)	Ferland	Holtmann
Clinch	Forrestal	Hopkins