

**Hon. H. A. Olson:** Honourable senators, His Honour is faced with a serious dilemma and with some contradictions, if I may say so, on two points. The first of those points is the matter of anticipation, and the second is the initiation of an action by any honourable senator which could upset the balance of ways and means or, indeed, the fiscal position of the government.

I will deal with this, as Senator MacEachen has suggested, by addressing the point of procedure which is involved. With respect to anticipation, one of the things that we have to accept is that we are acting within a bicameral system. While it may not be on the order paper of the Senate at the moment, we know that any proposal must pass through this chamber as well as the other place in order to become law, although matters dealing with the balance of ways and means must be initiated in the other place and only by a member who has the right to bring in a royal recommendation. That, of course, is a problem here.

When the government introduces a budget, past practices would indicate that a bill dealing with that subject matter is going to come to this chamber and we will be expected to deal with it. When His Honour considers rule 47, if we have already dealt with the subject matter—either positively or negatively—he will have to consider whether it can be placed on the order paper again, having come from the other house. There is no provision that I know of, in *Beauchesne, Erskine May* or anywhere else, that distinguishes the source of a motion. The rule states that a matter cannot be placed on the order paper when it has already been dealt with—nothing other than that.

The other matter that His Honour will have to consider, and consider very carefully, is that of the balance of ways and means. Are we expressing ourselves on the matter of the removal of full indexation? That is the question. Is that to be the substance of this motion? If so, another question arises: Is it in order to move a motion that upsets or changes the balance of ways and means? His Honour will have to take that into account.

Of course, honourable senators and the members of the other place, excepting those who can bring in a royal recommendation, have no right to move such a motion. There is a number of things which His Honour will have to consider very carefully. I simply wanted to draw them to his attention, because it is important that we bear in mind tradition. We must remember the reason why certain prohibitions were written into the rules of the Senate.

**Senator Flynn:** Honourable senators, with regard to anticipation, I simply want to say that the principle is contained in rule 47. Whether a matter is placed on the order paper or not, it makes no difference. If we decide now, that will have the effect of not allowing us to decide otherwise later on, unless we rescind under rule 47. Even if Senator Argue is 100 per cent certain that he is right, I will say that my memory of his interventions on the rules in the other place were not that convincing—no more convincing than those he expressed here. I remember, on one occasion, I was in favour of the filibuster-

ing of the divorce bills by two of his colleagues. He may have forgotten that, but I have not forgotten him.

**Senator Argue:** I wanted to forget it, but that is all right.

**The Hon. the Speaker:** If no other honourable senator wishes to speak on the point of order, I shall take it under advisement.

## INVESTMENT CANADA BILL

### SECOND READING—DEBATE ADJOURNED

**Hon. William M. Kelly** moved the second reading of Bill C-15, respecting investment in Canada.

He said: Honourable senators, before I launch into a fairly brief discussion of Bill C-15, I must comment on how very interesting this afternoon has been. I have stated on two previous occasions how much I feared finding myself speaking after the best orators in the chamber had had their say, and that has happened again today. I cannot promise to maintain that level of oratory. I will, however, do my best.

Bill C-15, the Investment Canada bill, replaces the Foreign Investment Review Act which came into force in 1974. It is my belief that this bill provides a progressive investment policy for this country, and I believe it to be a most appropriate course of action for our government to take at this time.

It is not my intention to deal with this bill in detail, but, rather, to discuss the message it is intended to convey. By encouraging and facilitating investment by Canadians and non-Canadians alike, the Investment Canada bill is intended to draw financial and technological resources to this country—resources we need to develop and expand our industry base and to generate employment for the future. Honourable senators, in my opinion, any action that this government takes now must, above all, take into account the 1.5 million Canadians who are currently out of work. I believe that it is almost time for the government to give the private sector its due—to create a freer and more hospitable climate in which business can operate. I believe that it is time to remove needless government restrictions from the marketplace and that Bill C-15 moves in this direction.

Honourable senators, the Foreign Investment Review Act, 1974 was designed to meet the concern expressed in the early 1970s about the level of foreign control over our economy and, therefore, was framed in a manner designed to slow down foreign investment—if not, indeed, to discourage it. In 1971, approximately 37 per cent of non-financial industries in Canada were under foreign control. By 1981, this figure had dropped to 26 per cent, and the decline in foreign control has been registered in all major sectors of the economy. The point, honourable senators, is that foreign control of business in this country has dropped significantly.

I believe that Canadians today are far less concerned about foreign participation in our economy than they are about the unemployment of 1.5 million people, the need to keep up with rapidly changing technology and the need to expand our industrial base. To meet these new concerns, we must change