

Northern Ontario Pipe Line Corporation

The Chairman: I have listened with care to the hon. member for Kamloops and I must draw his attention once more to the provisions of standing order 33 which govern us at the present time. This time I will read the entire standing order.

Immediately before the order of the day for resuming an adjourned debate is called, or if the house be in committee of the whole, or of supply, or of ways and means, any minister of the crown who standing in his place, shall have given notice at a previous sitting of his intention so to do, may move that the debate shall not be further adjourned, or that the further consideration of any resolution or resolutions, clause, or clauses, section or sections, preamble or preambles, title or titles, shall be the first business of the committee, and shall not further be postponed; and in either case such question shall be decided without debate or amendment; and if the same shall be resolved in the affirmative, no member shall thereafter speak more than once, or longer than 20 minutes in any such adjourned debate; or, if in committee, on any such resolution, clause, section, preamble or title; and if such adjourned debate or postponed consideration shall not have been resumed or concluded before one o'clock in the morning, no member shall rise to speak after that hour, but all such questions as must be decided in order to conclude such adjourned debate or postponed consideration, shall be decided forthwith.

May I point out the words "and shall not further be postponed". May I also point out to hon. members the words in the latter part of the clause:

...all such questions as must be decided in order to conclude such adjourned debate or postponed consideration, shall be decided forthwith.

As to the question of hon. members rising in their places, the words of the standing order to the effect that no member shall rise to speak after that hour must be considered in the light of the words:

...all such questions as must be decided in order to conclude such adjourned debate or postponed consideration, shall be decided forthwith.

May I also draw to the attention of hon. members Beauchesne's third edition, citation 227, which reads as follows:

227. If debate is on an amendment under closure, and a division takes place on that amendment before two o'clock in the morning,...

Under the new rules, of course, it is one o'clock.

...a new amendment may then be proposed, but the speeches thereon will be limited to one for each member who has not already spoken and shall not be longer than twenty minutes. A division may again take place on this new amendment, and another one be again proposed, and so on until two o'clock. The government members, in order to prevent the opposition from proposing such amendments, may keep up debate until two o'clock in the morning,...

And here are the words which I wish to draw to the attention of hon. members:

...when all questions connected with the main motion have to be decided forthwith.

In my opinion,—as I attempted previously to rule—the question of leaving the chair and reporting the resolution is so intimately connected with the main motion that it is part of the proceedings which must take place tonight. I consider myself bound by what I must say are the clear terms of the standing order, and I so rule. If the hon. member wishes to appeal that ruling, I should be glad to report the matter to the house.

Mr. Fulton: Mr. Chairman, I wish to appeal your ruling to the house.

Mr. Tucker: Mr. Chairman, may I make a point of order?

Mr. Knowles: Order.

The Chairman: Order. While I am having the question reduced to writing I hope I shall not have any further questions of order raised.

Mr. Speaker resumed the chair, and the chairman of the committee made the following report:

In committee of the whole when considering a resolution with respect to the Northern Ontario Pipe Line Crown Corporation, Mr. Fulton raised a point of order to the effect that when closure was adopted, there was only one question before the committee and that the question that Mr. Chairman rise and report the resolution was not covered; and further that since it was not open to any member to take the floor after one p.m. the second motion was not in order.

Mr. Chairman ruled that, according to standing order 33, all questions which must be decided in order to conclude such postponed consideration must be decided forthwith and that since the motion that the chairman report the resolution is essential for disposing of the resolution, it must be disposed of in accordance with the standing order.

Whereupon Mr. Fulton appealed to the house from the ruling of the Chair.

Mr. Speaker put the question as follows:

The question is the following one. In committee of the whole, when considering a resolution with respect to the Northern Ontario Pipe Line Crown Corporation, Mr. Fulton raised a point of order to the effect that when closure was adopted, there was only one question before the committee and that the question that Mr. Chairman rise and report the resolution was not covered; and further that since it was not open to any member to take the floor after 1.00 a.m. the second motion was not in order.

Mr. Chairman ruled, that according to standing order 33 all questions which must be decided in order to conclude such postponed consideration must be decided forthwith and that since the motion that the chairman report the resolution is essential for disposing of the resolution, it must be disposed of in accordance with the standing order.

Whereupon Mr. Fulton appealed to the house from the ruling of the Chair.