

until tomorrow my decision might be more lengthy, but it would not be different from what I am going to say now.

Mr. Lambert: The only thing, Mr. Speaker, is that if Your Honour makes a ruling it may bring forward the resolution for further discussion. I suggest it is ten o'clock.

Mr. Speaker: Well, I will render my judgment tomorrow, if that is what the hon. member for Edmonton West (Mr. Lambert) wants.

Mr. Lambert: Basing themselves on Your Honour's ruling, members of the house may have to decide what course of action they should take, and I should not like to have that precipitated at four minutes after ten.

PROCEEDINGS ON ADJOURNMENT MOTION

A motion to adjourn the house under provisional standing order 39A deemed to have been moved.

PUBLIC WORKS—TORONTO—PLACING OF FILL IN LAKE ONTARIO

Mr. Ralph Cowan (York-Humber): Mr. Speaker, I rise once again to bring before the members of this house the question of the placing of fill illegally in Lake Ontario in contravention of the Navigable Waters Protection Act, and evidently with the implicit agreement of some members of the government. I rise tonight in particular because of the reaction to this in the town of New Toronto, a municipality with at least 10,000 population which has received a letter from the Department of Public Works pointing out the municipality had not received a permit to extend two public parks into Lake Ontario. One of these parks is the centennial project of the town of New Toronto.

The *New Toronto Advertiser* of a week ago today has an eight-column streamer "Rap New Toronto Park Fill". Then there is a three-column heading: "Developers can, why can't we? Councillors answer government warning". The article reads as follows

New Toronto councillors were all but incredulous Monday when they received a letter from the federal Department of Public Works pointing out the town had no permission from the department to dump fill in the lake at two park sites.

The letter from district engineer R. P. Henderson said a complaint had been received from the Lakefront Owners' Association questioning the legality

of the town dumping at Rotary park, at the foot of 10th street and Prince of Wales park, at the foot of Second street. The latter is the town's centennial project.

Councillors took umbrage to the letter because they felt the municipality should not come under fire for dumping fill in the lake, while private developers did so unhindered.

Mr. Henderson said his office had no record of the department granting approval to New Toronto to dump fill in the lake.

I might add that they also have no record of permission having been granted to Long Branch developers, Millgate Developments.

Lakefront Owners' Association president Douglas Martin said the association laid the complaint as a matter of course. "The law is there that permission must be obtained from the Department of Public Works before dumping fill in the lake and it must be upheld", he said.

The lakefront owners were responsible for stalling the Millgate twin 18-storey apartment building project which was to be built on a filled water lot. This battle has yet to be settled.

According to the Navigable Waters Protection Act, any work which has not been approved by the Minister of Public Works may be removed at the expense of the offender.

Councillor Gordon Baycroft motioned a letter be sent to Mr. Henderson informing him that the matter would be thoroughly discussed at a committee of the whole meeting and a full report would be forwarded to him at that time.

Meanwhile, council is wondering why the finger is being pointed directly at them when so many other cases are evident along the lakeshore.

Mayor Don Russell questioned if authority had even been given to fill operations at Exhibition park and at the Westerly Purification Plant on 23rd street where extensive public works projects have been carried out.

Councillor Harry Brown mentioned the area behind the West Point Motel, the Chicken Palace and the Millgate water lot in Long Branch as areas which should also be investigated.

I point out that on Tuesday of this week the *Toronto Daily Star* on the front page of the third section ran an eight inch deep cut across three columns to point out that Metro Toronto is filling in 600 acres of lake Ontario. I can assure you that no permit has been granted for that plan whatsoever. The statement on the front page of the *Star* says:

They've now accumulated a quarter million cubic yards of dirt and next year they'll start dumping it in the lake.

Two years and 6,000,000 tons of fill later, they'll have created 100 acres of new land between Mimico creek and the Humber river.

By 1985, Metro's two-year-old waterfront advisory committee hopes to push the new shore line up to 2,000 feet into the present lake . . .

Absolutely no permission has been granted for this fill to be dumped into lake Ontario,