

PRIVATE BILL

MONTILAC LTD. AND SOCAM LTD.—THIRD READING

Hon. Richard A. Donahoe moved the third reading of Bill S-13, to revive Montilac Ltd. and Socam Ltd.

The Hon. the Speaker: It is moved by the Honourable Senator Donahoe, seconded by the Honourable Senator Balfour, that this bill be now read the third time. Is it your pleasure, honourable senators, to adopt the motion?

MOTION IN AMENDMENT AGREED TO

Hon. Fernand-E. Leblanc: Honourable senators, I move, seconded by the Honourable Senator Deschatelets:

That this bill be not now read a third time but that it be amended as follows:

(a) by striking out lines 22 to 24 on page 1 and substituting the following:

“1966, pursuant to subsection 125(11) of the Canada Corporations Act (now subsection 133(10) of that Act), stating”; and

(b) by striking out line 33 on page 1 and substituting the following:

“tion 125(12) of the Canada Corporations”

Honourable senators, these are only technical amendments.

Hon. Royce Frith (Deputy Leader of the Government): Honourable senators, just so that the record is clear as to the reason for these amendments, let me say that it was after the Standing Senate Committee on Legal and Constitutional Affairs had examined Bill S-13 last Thursday, November 13, that two errors in the reference to the Canada Corporations Act, in paragraphs (c) and (d) of the preamble were discovered. This is why the amendments were not included in the committee's report on the bill, and why it is necessary that they be made now.

The Hon. the Speaker: Is it your pleasure, honourable senators, to adopt the motion in amendment?

Hon. Senators: Agreed.

Motion in amendment agreed to.

The Hon. the Speaker: Shall the main motion, as amended, carry?

Hon. Senators: Agreed.

Motion agreed to and bill, as amended, read third time and passed.

● (2140)

TREMUS INDUSTRIES LIMITED—THIRD READING

Hon. Fernand-E. Leblanc moved the third reading of Bill S-14, to revive Tremus Industries Limited.

Motion agreed to and bill read third time and passed.

CANADIAN MERCHANT SERVICE GUILD—REPORT OF COMMITTEE ADOPTED

The Senate proceeded to consideration of the report of the Standing Senate Committee on Legal and Constitutional Affairs on Bill S-12, respecting the Canadian Merchant Service Guild, which was presented on Thursday, November 13, 1980.

Hon. Richard A. Donahoe moved that the report be adopted.

He said: Honourable senators, the report of the committee on Bill S-12 contains an amendment to clause 9 on page 4 which would add an additional subclause (2), as follows:

(2) The national executive board may, at any time between the holding of conventions, make by-laws referred to in subsection (1), and such by-laws shall come into force on the day on which they are approved by a majority of ballots cast in a referendum held in accordance with the by-laws.

And then the remaining subclauses would be renumbered accordingly.

The Canadian Merchant Service Guild is an organization which governs itself by making bylaws at its conventions, so-called. These conventions would ordinarily be called annual meetings, but in the case of this organization, the meetings take place only tri-annually.

It becomes apparent that if an occasion arises where there is the need or the desire to amend the bylaws, it can only be done at very considerable distances in time. Accordingly, the organization is asking that it be permitted to have this alternative method of amending its bylaws other than at its regular tri-annual conventions, the alternative being by the expedient of having the amendments passed by the executive and then endorsed by referendum of the general membership. The regulation and control in setting up of such referenda is provided for in the bylaw-making power given in another section of the statute.

Motion agreed to and report adopted.

THIRD READING

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

Hon. Charles McElman: Honourable senators, with leave of the Senate and notwithstanding rule 45(1)(b), I move that the bill be read the third time now.

The Hon. the Speaker: Is leave granted?

Hon. Senators: Agreed.

Motion agreed to and bill read third time and passed.

The Senate adjourned until tomorrow at 2 p.m.