

## Members

James	McKinnon	Siddon
Jelinek	McKnight	Sparrow
Johnson	McLean	Speyer
(Bonavista-Trinity- Conception)	Minaker	Stackhouse
Kempling	Moore	Stevens
Kilgour	Murta	Stewart
Landry	Nicholson	Tardif
La Salle	(Niagara Falls)	(Charlesbourg)
Lawrence	Nickerson	Taylor
Layton	Nielsen	Thacker
Leblanc	Nowlan	Towers
Lesick	Oberle	Tremblay
Lewis	O'Neil	(Québec-Est)
MacDonald	Paproski	Tremblay
(Kingston and the Islands)	Peterson	(Lotbinière)
MacDougall	Pietz	Tupper
(Timiskaming)	Plamondon	Turner
MacKay	Porter	(Ottawa-Carleton)
Mailly	Price	Vankoughnet
Martin	Ravis	Weiner
Masse	Redway	Wilson
Mayer	Reid	(Swift Current- Maple Creek)
Mazankowski	Ricard	Witer—121.
McDermid	St. Germain	
McGrath	St-Julien	
McInnes	Schellenberg	
	(Nanaimo-Alberni)	
	Scowen	

**Mr. Speaker:** I declare the motion lost.

**Hon. John C. Crosbie (Minister of Justice and Attorney General of Canada)** moved that the Bill, as amended, be concurred in.

**Mr. Speaker:** Is it the pleasure of the House to adopt the motion?

**Some Hon. Members:** Agreed.

**Some Hon. Members:** On division.

Motion agreed to.

**Mr. Speaker:** When shall the Bill be read a third time? At the next sitting of the House?

**Mr. Hnatyshyn:** Mr. Speaker, there have been consultations between the Parties. I think you will find there is unanimous consent to proceed with third reading. I have a draft order which I have given to opposition Members and I think you will find a disposition to accept this order as well concerning third reading. It reads as follows:

That, notwithstanding any Standing or Special Order of this House, when the Order for the third reading of Bill C-46, an Act to amend the Divorce Act is called, the orders for third reading of Bill C-47, an Act respecting divorce and corollary relief, and Bill C-48, an Act to provide for the release of information that may assist in locating defaulting spouses and other persons and to permit, for the enforcement of support orders and support provisions, the garnishment and attachment of certain moneys payable by Her Majesty in right of Canada, respectively, shall be deemed to have been called at the same time.

**Mr. Speaker:** Does the President of the Privy Council (Mr. Hnatyshyn) have the unanimous consent necessary for his motion?

**Some Hon. Members:** Agreed.

**Mr. Speaker:** Is it the pleasure of the House to adopt the motion?

**Some Hon. Members:** Agreed.

Motion agreed to.

*Divorce Act*

**Mr. Speaker:** Therefore, third reading of Bill C-47 stands deferred until third reading of Bill C-46.

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**FAMILY ORDERS ENFORCEMENT ASSISTANCE ACT**

## MEASURE TO AMEND

The House proceeded to the consideration of Bill C-48, an Act to provide for the release of information that may assist in locating defaulting spouses and other persons and to permit, for the enforcement of support orders and support provisions, the garnishment and attachment of certain moneys payable by Her Majesty in right of Canada, as reported (with amendments) from the Standing Committee on Justice and Legal Affairs.

**Mr. Speaker:** There are two report stage motions on the Notice Paper in amendment to Bill C-48. Motion No. 1 standing in the name of the Hon. Member for York Centre (Mr. Kaplan) seeks to create a National Maintenance and Custody Orders Enforcement Agency. The creation of such an agency would entail the expenditure of moneys from the Consolidated Revenue Fund, which would require a Royal Recommendation signed by Her Excellency. I would draw the Hon. Member's attention to Citation 773 of *Beauchesne's Fifth Edition*, which reads in part:

(7) An amendment is out of order if it imposes a charge upon the Public Treasury—

In addition, the motion goes beyond the scope of the clause it seeks to amend. In this regard I would refer the Hon. Member to a ruling made by Mr. Speaker Lamoureux on March 28, 1969, *Journals* pages 862 and 863. For those reasons I must rule the motion out of order.

Motion No. 2 standing in the name of the Hon. Member for Mount Royal (Mrs. Finestone) also seeks to create an agency which would oversee the enforcement of maintenance and custody orders. However, its members would serve without remuneration. While this would circumvent the problem of infringement on the financial initiative of the Crown, the motion does present the Chair with other problems. As with Motion No. 1, it goes beyond the scope of the clause it seeks to amend. I must therefore rule it out of order.

**Hon. John C. Crosbie (Minister of Justice and Attorney General of Canada)** moved that the Bill, be concurred in.

**Mr. Speaker:** Is it the pleasure of the House to adopt the motion?

**Some Hon. Members:** Agreed.

Motion agreed to.

**Mr. Speaker:** Pursuant to the order adopted earlier today, Bill C-48 will be read the third time when third reading is called on Bill C-46, which may be later this day.