

Senator ASELTINE: If both the chairman and vice-chairman were away, one man would not be carrying on the business.

Senator MACDONALD: You will notice that subsection 3 says "the Chairman and Vice-Chairman".

Clause 1 says: "(1) The Chairman is the chief executive officer of the Board, and has supervision over and direction of the work and the staff of the Board." And the next subsection: "(2) If the Chairman is absent or is unable to act or the office is vacant, the Vice-Chairman has and may exercise all the powers and functions of the Chairman." What I was going to suggest is that if the Chairman and Vice-Chairman are absent or unable to act or their offices are vacant, the third full-time member has and may exercise all the powers and functions of the Chairman.

Senator BRUNT: You would have to amend subsection (3) also.

The CHAIRMAN: As a matter of fact, when you consider it, subsection (3) can only deal with the third member because the subsection only deals with the case when the Chairman and Vice-Chairman are absent, and the only person who can then act is the third member.

Senator MACDONALD: No.

Senator BRUNT: Mr. Chairman, I think the Board includes the entire Board of Directors.

The CHAIRMAN: I beg your pardon.

Senator MACDONALD: When you have a third full-time member he should be the one who should automatically act as Chairman in the absence of the other two.

Senator ASELTINE: Didn't the Minister say that would automatically happen?

Senator MACDONALD: No.

Senator BRUNT: May I read what the Minister said? It appears at page 17:

Hon. Mr. NOWLAN: Well I had hoped that he would, and after all if we choose the right type of people here I think we will achieve that. I thought we should not go any further down the line and tell them what they should do in the event that the Chairman and Vice-Chairman were away. I think it almost certain that the third member would be chosen in the event that the Chairman and Vice-Chairman were away sick, ill or dead but we did not spell that out. Now that is a detail that would be advisable to consider, but we left it to the board to make that choice in the not very frequent occasions when such an event happened.

Senator MACDONALD: I think he suggested that it might be advisable to do it, did he not?

Senator HAYDEN: I should point out section 3(a), which we passed, provides that "a full-time member shall devote the whole of his time to the performance of his duties under this Part." Then you have no definition of the duties of the third full-time member of the Board at all, so I suppose he just sits.

The CHAIRMAN: What we could do, of course, would be to insert a new subsection (3) in section 5 and say that if the Chairman and Vice-Chairman are absent the third permanent member of the Board has and may exercise all the powers and functions of the Chairman. Then the present subsection (3) could be renumbered as subsection (4), to provide that the Board may authorize one or more of its members to act as Chairman for the time being in the event that the Chairman and Vice-Chairman and third permanent member of the Board are absent, and so on.