

**Some Hon. Members:** Agreed.

**Some Hon. Members:** No.

**Mr. Deputy Speaker:** All those in favour will please say yea.

**Some Hon. Members:** Yea.

**Mr. Deputy Speaker:** All those opposed will please say nay.

**Some Hon. Members:** Nay.

**Mr. Deputy Speaker:** In my opinion the nays have it.

*And more than five Members having risen:*

**Mr. Deputy Speaker:** Shall the recorded division stand deferred?

**Some Hon. Members:** Agreed.

**Mr. Deputy Speaker:** The next question is on Motion No. 33 standing in the name of the Hon. Member for Spadina (Mr. Heap). Is it the pleasure of the House to adopt the motion?

**Some Hon. Members:** Agreed.

**Some Hon. Members:** No.

**Mr. Deputy Speaker:** All those in favour will please say yea.

**Some Hon. Members:** Yea.

**Mr. Deputy Speaker:** All those opposed will please say nay.

**Some Hon. Members:** Nay.

**Mr. Deputy Speaker:** In my opinion the nays have it.

*And more than five Members having risen:*

**Mr. Deputy Speaker:** Shall the recorded division on the motion stand deferred?

**Some Hon. Members:** Agreed.

**Mr. Dan Heap (Spadina) moved:**

Motion No. 35

That Bill C-55, be amended in Clause 14 by striking out lines 15 to 26 at page 16 and substituting the following therefor:

"(b) the disposition under this Act of claims to be Convention refugees made by other persons who alleged fear of persecution in that country, is of the opinion that there is any credible evidence on which the refugee Division might determine the claimant to be a Convention Refugee, the adjudicator or member shall determine that the claimant has a credible basis for the claim."

He said: Mr. Speaker, regarding this motion, if it is in order and if there is unanimous consent, I would like to propose a deferral of consideration.

I find that, in the haste of preparing this motion, there were some details of the wording which perhaps would be better done in a different way. If I could have some time to consult about this, I would like to seek the consent of the House to

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make certain very small but possibly necessary changes to the wording of this motion. Therefore, if it is appropriate, I move:

That this motion be deferred to the call of the Chair.

Is that the appropriate phrase and procedure, Mr. Speaker?

• (1620)

**Mr. Deputy Speaker:** In order for the Hon. Member to be able to take the motion up later, he needs the unanimous consent of the House. Is that agreed?

**Some Hon. Members:** Agreed.

**Mr. Deputy Speaker:** Motion No. 37 standing in the name of the Hon. Member for Spadina (Mr. Heap) and Motions Nos. 53, 57 and 70, standing in the name of the Minister sponsoring the Bill, will be grouped for debate but voted on separately.

**Mr. Dan Heap (Spadina) moved:**

Motion No. 37

That Bill C-55, be amended in Clause 14 by adding immediately after line 33 at page 16 the following:

"(8) Where a person claims to be a Convention Refugee and is denied access to the procedures outlined in Sections 45 to 48 and 70 and 71 pursuant to Section 48.1, the Minister shall notify the Office of the United Nations High Commissioner for Refugees of this fact; and

(9) a person to whom subsection 48.01. (1) applies shall be provided a reasonable opportunity to contact the Office of the United Nations High Commissioner for Refugees".

**Hon. Jake Epp (for the Minister of State (Immigration)) moved:**

Motion No. 53

That Bill C-55, be amended in Clause 17

(a) by striking out line 18 at page 25 and substituting the following therefor:

"55.(1) Notwithstanding subsections 54(2)"

(b) by striking out line 3 at page 26 and substituting the following therefor:

"public in Canada.

(2) Notwithstanding subsections 54(2) and (3), no person who has been determined not to be eligible to have a claim to be a Convention refugee determined by the Refugee Division on the basis that the person is a person described in paragraph 48.01(1)(b) shall be removed from Canada to any country other than the country from which the person came to Canada as determined for the purposes of that paragraph unless

(a) the person is determined not to have a credible basis for the claim on a hearing under section 48.03; or

(b) the person, following a reference of the claim to the Refugee Division pursuant to subsection 48.03(5), is finally determined under this Act not to be a Convention refugee."

Motion No. 57

That Bill C-55, be amended in Clause 18

(a) by striking out line 35 at page 32 and substituting the following therefor:

"any representative or agent of the United Nations"