

That the House continue to sit beyond the daily hour of adjournment for the purpose of continuing consideration of the motion standing in the name of the President of the Privy Council concerning capital punishment and amendments thereto.

Mr. Nystrom: Mr. Speaker, a point of order—

The Acting Speaker (Mr. Paproski): Will those Members objecting to the motion please rise in their places—

Mr. Parry: A point of order, Mr. Speaker.

The Acting Speaker (Mr. Paproski): I have already recognized the Hon. Member on a point of order.

Mr. Nystrom: Mr. Speaker, I rise on a point of order—

Mr. Lewis: They do not have 25 Members in the House to block it, Mr. Speaker.

Mr. Nystrom: On a point of order—

The Acting Speaker (Mr. Paproski): Before I recognize another Member on a point of order I have to see if there are 25 Members in the Chamber—

Some Hon. Members: No, no!

Mr. Nystrom: A point of order with respect to the motion, Mr. Speaker—

The Acting Speaker (Mr. Paproski): First, I must count to see if there are 25 Members in the House. I will then recognize the Hon. Member.

Mr. Allmand: Mr. Speaker, my point of order is on the wording of the motion—

The Acting Speaker (Mr. Paproski): There is nothing wrong with the wording of the motion. I have just read it.

Mrs. Finestone: Did you correct it?

• (1600)

Mr. Nystrom: A point of order, a point of order, Mr. Speaker. You have to get that motion in writing.

The Acting Speaker (Mr. Paproski): I have it in writing. I will now count to see how many Members are in the House.

Mr. Nystrom: You have to get that in writing. He changed it verbally from his seat.

The Acting Speaker (Mr. Paproski): All those—

Mr. Nystrom: He has to have it in writing. Mr. Speaker, a point of order—

Mr. Manly: It is after four o'clock.

The Acting Speaker (Mr. Paproski): Would those Members who object to the motion please rise in their places.

Mr. Manly: It is after four o'clock.

Capital Punishment

Mr. Nystrom: A point of order, Mr. Speaker, a point of order—

Mr. Allmand: A point of order, Mr. Speaker.

And fewer than 25 Members having risen:

Mr. Nystrom: A point of order, Mr. Speaker—

The Acting Speaker (Mr. Paproski): Fewer than 25 Members have risen. Pursuant to Standing Order 9(4)(b), the motion is deemed to have been adopted.

Motion (Mr. McKenzie) agreed to.

The Acting Speaker (Mr. Paproski): On a point of order, the Hon. Member for Notre-Dame-de-Grâce—Lachine East (Mr. Allmand).

Mr. Allmand: Mr. Speaker, when the motion was read by the Hon. Member, it said precisely that the hours be extended to deal with the motion of the Hon. House Leader.

We are not dealing with the motion but with the motion and the amendment thereon. That was not the motion that he made, and I believe that the whole matter is out of order.

What we are debating now is the amendment to the motion. His resolution to extend the hours was wrongly drafted in that he said extend the hours on the motion but not on the amendment. I think it was wrong to permit the matter to be put to the House in that way, and I think it was wrong to take the count, the way the motion was worded, because we were not debating the motion but the amendment.

Mr. Lewis: Mr. Speaker, I think I can assist the House on this matter. If you check in *Hansard*, you will find that this happened on February 3 when the motion for second reading of Bill C-18 was before the House.

At the time that the motion to extend the hours was put, you will find, Mr. Speaker, there was an amendment by the Hon. Member for Regina West (Mr. Benjamin) to take the substance of the Bill and refer it to committee.

The motion to extend hours was accepted even though the motion under debate was amended. A motion was put not only for the main motion but for the amendment, and that precedent on February 3 should be followed here. It is exactly the same. The motion for second reading, as amended by the Hon. Member for Regina West, was before the House. The Chair accepted the motion to extend the hours. It was at about 4.50 p.m.

Debate continued on the amendment, debate collapsed on the amendment, Private Members' Hour took place, and then after Private Members' Hour the debate was extended until the motion on the main question was decided. This is exactly the same question, the main question amended. It is exactly on point.

The Acting Speaker (Mr. Paproski): On a point of order, the Hon. Member for Yorkton—Melville (Mr. Nystrom).