

*Indian Act*

**The Acting Speaker (Mr. Paproski):** All those in favour of the motion will please say yea. All those opposed will please say nay.

**Some Hon. Members:** Nay.

**The Acting Speaker (Mr. Paproski):** In my opinion the nays have it. I declare the motion lost.

Motion No. 24 (Mr. Manly) negatived.

**The Acting Speaker (Mr. Paproski):** The next question is on Motion No. 25.

**Mr. Penner:** Mr. Speaker, I rise on a point of order.

**The Acting Speaker (Mr. Paproski):** The Hon. Member for Cochrane-Superior (Mr. Penner) on a point of order.

**Mr. Penner:** You will recall that there was an agreement, under Speaker's ruling No. 7, to take out Motion No. 13 in order to accommodate my hon. colleague, the Member for Mount Royal (Mrs. Finestone). I think it would be proper at this time to call Motion No. 13 before Motion No. 25 is called. That was agreed to earlier.

**The Acting Speaker (Mr. Paproski):** I must advise the Hon. Member that we will have to reserve that until the Speaker comes in with his decision, if that is agreeable to the Hon. Member. It has to be that way because I believe the Speaker ruled that he will decide—

**Mr. Penner:** No, no, Mr. Speaker. I do not wish at all to dispute with the Chair, but there was an agreement reached that at three o'clock, as soon as debate was resumed, assuming that all other motions had been disposed of, that we would return to Motion No. 13. It has taken some time to deal with the whole grouping but, by agreement of the Parties, Motion No. 13 was to be heard next. That was agreed to. I think the Speaker simply saw it as an agreement among the Parties.

**The Acting Speaker (Mr. Paproski):** The Hon. Minister of Indian Affairs and Northern Development (Mr. Crombie) on the point of order.

**Mr. Crombie:** Mr. Speaker, on the same point of order, as I recall the procedural discussion at the time, the Hon. Member for Mount Royal (Mrs. Finestone) wished to speak to it. Motion No. 13 also involves Motion No. 14 standing in the name of the Hon. Member for Cowichan-Malahat-The Islands (Mr. Manly). I think that if you are going to call Motion No. 13, you should also call Motion No. 14. That would complete the original grouping.

**Mr. Penner:** That is quite correct. That is my understanding.

**The Acting Speaker (Mr. Paproski):** The Hon. Member for Cowichan-Malahat-The Islands (Mr. Manly).

**Mr. Manly:** Mr. Speaker, the problem is that the Speaker has still not ruled on whether or not Motion No. 14 requires a

separate vote from Motion No. 13. I would respectfully ask that any division on this wait until we have had an opportunity to hear the Speaker's ruling. I am quite prepared to have the Hon. Member for Mount Royal (Mrs. Finestone) move her motion and speak on it, but I would like an opportunity to wait for the Speaker's ruling before there is any vote on it.

**The Acting Speaker (Mr. Paproski):** I would like the Hon. Member for Mount Royal (Mrs. Finestone) to speak also. However, I must wait for a ruling from the Speaker. I am hoping that that will happen shortly and then we can debate Motions Nos. 13 and 14 together. I cannot really do anything until the Speaker has ruled because I believe that the speakers have a different view on Motions Nos. 13 and 14 and they would like to participate in this debate. I must wait for the Speaker to make that decision. Does the Hon. Member for Cochrane-Superior have another point of order that he would like to bring up?

• (1630)

**Mr. Penner:** Mr. Speaker, it is quite right, as I indicated earlier, that we would debate Motions Nos. 13 and 14 together. The Hon. Member for Cowichan-Malahat-The Islands (Mr. Manly) has created an additional problem for the Speaker by suggesting that Motion No. 14 must be considered on its own merits. It is that ruling for which we are waiting.

There is no difficulty at all with Motion No. 13. Since it is agreed that that would be debated, I think we should proceed with it and dispose of Motion No. 13 before proceeding to Motion No. 25. In keeping with the dictum of the Government House Leader earlier that we should deal with these in the order in which they appear and in which the Speaker has made his ruling, I would suggest that you would have no difficulty in just calling Motion No. 13 and leaving No. 14 in abeyance.

**The Acting Speaker (Mr. Paproski):** I must disagree with the Hon. Member who is a distinguished Member of the House from the class of 1968. I appreciate his argument but, the Hon. Member will know because he has occupied the Chair a number of times, when the Speaker groups Motions No. 13 and 14 for debate, an Acting Speaker cannot change it at this stage. I hope he will allow debate to begin on Motion No. 25 and wait for the Speaker's ruling on Motions No. 13 and 14. Therefore, I believe we should start with debate on Motion No. 25.

**Mr. Shields:** Mr. Speaker, I wish to withdraw the motion and perhaps save a lot of time.

**The Acting Speaker (Mr. Paproski):** The Hon. Member for Athabasca (Mr. Shields) is withdrawing Motion No. 25. Is there unanimous consent for its withdrawal?

**Some Hon. Members:** Agreed.

Motion No. 25 (Mr. Shields) withdrawn.

**Mr. Penner:** Mr. Speaker, in an attempt to improve my batting order with the Chair, since I did not succeed in having Motion No. 13 debated, I want to draw Your Honour's