

Kilger (Stormont—Dundas)	Langan (Mission—Coquitlam)
Langdon (Essex—Windsor)	Lapierre
LeBlanc (Cape Breton Highlands—Canso)	Lee
MacLaren	MacLellan
MacWilliam	Maheu
Malépart	Manley
Marleau	Martin (Lasalle—Émard)
McCurdy	McGuire
McLaughlin	Milliken
Mills	Mitchell
Nunziata	Nystrom
Pagtakhan	Parker
Pickard	Proud
Prud'homme	Riis
Rocheleau	Rodriguez
Skelly (North Island—Powell River)	Stewart
Vancief	Volpe
Walker	Wappel
Wood	Young (Gloucester)—74

• (1810)

Mr. Speaker: I declare the motion carried.

Mr. de Cotret thereupon moved that Bill C-14, an Act for granting to Her Majesty certain sums of money for the Government of Canada for the financial year ending March 31, 1990, be read the first time.

Motion agreed to and Bill read the first time.

Mr. de Cotret moved that the Bill be read the second time and referred to Committee of the Whole.

Mr. Milliken: Mr. Speaker, I rise on a point of order. Lest Members opposite think I am being persistent in my attacks on this legislation, I want to make it clear that I am.

In my submission, the procedure that has been adopted in this case is wrong, and I refer Your Honour to Section 54 of the Constitution Act, 1867 which states:

It shall not be lawful for the House of Commons to adopt or pass any Vote, Resolution, Address, or Bill for the Appropriation of any Part of the Public Revenue, or of any Tax or Impost, to any Purpose that has not been first recommended to that House by Message of the Governor General in the Session in which such Vote, Resolution, Address, or Bill is proposed.

You have made it clear, Mr. Speaker, that you are not called upon to make rulings on the law. Standing Order 79 of the rules of the House state:

This House shall not adopt or pass any vote, resolution, address or bill for the appropriation of any part of the public revenue, or of any tax or impost, to any purpose that has not been first recommended to the House by a message from the Governor General in the session in which such vote, resolution, address, or bill is proposed.

The words of the Act are repeated in the Standing Orders.

Standing Order 79(2) requires that the recommendation be printed in the Bill and in the notice of the resolution. I note that the resolution that we have been

Supply

given notice of today and is in the Order Paper has no recommendation attached to it. I have inquired at the Table whether there is a recommendation coming in respect of this Bill, and I am advised that there is no special recommendation attached.

The Bill has in it a recital after the words "Most Gracious Sovereign". It appears that a message has been sent to the House and that accompanying the message were certain Estimates. The Bill deals in part with those Estimates and that message, and that message recommended those Estimates to the House. In so far as the Interim Supply portion of this Bill is concerned, I have no objection. There has been a message received during this Session from Her Excellency the Governor General.

However, in respect of Clause 3 of the Bill there is a request that the House confirm the payment of certain moneys out of the Consolidated Revenue Fund that were taken by the Government, by Governor General's warrants, when Parliament had been called into session and then was adjourned. We are asked today to confirm those, and there is no recommendation from Her Excellency the Governor General in respect of any of the appropriations necessitated by the Bill.

It is improper for the House to proceed with the Bill in this form. Either Clause 3 must come out, or the Bill is not in accordance with Section 54 of the Constitution Act or in accordance with Standing Order 79(1).

Mr. Lewis: Mr. Speaker, this is the third run that my hon. friend has had at this particular matter. He raised a question of privilege earlier in the month, on which Your Honour ruled and he raised a point of order earlier this morning.

The Bill was provided to my hon. friend this morning in accordance with the normal customs in order that the House would have an opportunity to review it. I submit, Mr. Speaker, that you have ruled. If my hon. friend wishes to challenge the constitutionality and the law in terms of what we are doing, this should take place in another place.

Mr. Nunziata: Nonsense. You are required to obey the law. Have you no respect for the rule of law?

Mr. Lewis: I submit that the practices we have followed are in keeping with the conventions, traditions, and the laws of this place. Had my hon. friend wished to engage in a protracted point of order, we would have done that earlier in the day.