

## THE SENATE

Thursday, June 11, 1987

The Senate met at 2 p.m., the Speaker in the Chair.

Prayers.

### THE CONSTITUTION

MOTION TO REFER FIRST MINISTERS' ACCORD AND AGREED TEXTS TO COMMITTEE OF THE WHOLE—MOTION IN AMENDMENT—POINTS OF ORDER—SPEAKER'S RULING

**The Hon. the Speaker:** Honourable senators, I should like to make my ruling on Senator Murray's motion in amendment to Senator MacEachen's motion of yesterday.

Honourable senators, in my opinion, Senator Murray's amendment is beyond the scope of the motion proposed by Senator MacEachen. It sets forth a new proposition which was not contemplated by Senator MacEachen's motion.

I have carefully consulted the parliamentary authorities and I find the following citations:

*Beauchesne's* Fifth Edition, citation 437, (1) and (2), read as follows:

(1) An amendment setting forth a proposition dealing with a matter which is foreign to the proposition involved in the main motion is not relevant and cannot be moved. *Journals*, February 26, 1923, p. 122.

(2) An amendment may not raise a new question which can only be considered as a distinct motion after proper notice. *Journals*, October 16, 1970, p. 28.

A similar precedent occurred in October 1980, which may be found on page 474 of the *Senate Journals*. On that occasion the Speaker ruled the amendment out of order, based on citation 437 of *Beauchesne's*.

I came to the same conclusion in reading May, 20th Edition, page 557, which reads:

Furthermore, an amendment may not be moved to insert words at the beginning of a clause with a view to bringing forward an alternative scheme to that contained in the clause.

I must therefore rule that the amendment is out of order.

**Hon. Lowell Murray (Leader of the Government and Minister of State for Federal-Provincial Relations):** Honourable senators, with regard to the ruling of the Speaker, naturally I accept it with as much good grace as I can summon in the circumstances. I simply observe that His Honour found the motion out of order not for the reasons advanced by Senator MacEachen; I believe Senator Corbin can take more credit for the decision that was made.

HON. DAVID WALKER, P.C.  
HON. ORVILLE H. PHILLIPS  
HON. H.A. OLSON, P.C.  
HON. ROBERT MUIR  
HON. HEATH MACQUARRIE

TRIBUTES ON THIRTIETH ANNIVERSARY OF FIRST ELECTION TO HOUSE OF COMMONS

**Hon. Lowell Murray (Leader of the Government and Minister of State for Federal-Provincial Relations):** Honourable senators, I wish to draw the attention of the Senate to the fact that today four of our colleagues begin their 31st year as parliamentarians. It was 30 years ago yesterday, on June 10, 1957, that four of our colleagues were first elected to the House of Commons. I refer to the Honourable Senator David Walker, the Honourable Senator Orville Phillips, the Honourable Senator Heath Macquarrie and the Honourable Senator Robert Muir.

As honourable senators know, Senator Walker served in the House of Commons until 1962, at which time he was appointed to the Senate. He also served as a member of the Diefenbaker administration. Senator Phillips served in the House of Commons until 1963, at which time he was appointed to the Senate. Senator Muir, if my memory serves me well, was appointed to the Senate in 1978, and Senator Macquarrie was appointed to the Senate in 1979.

Naturally, I feel that I, and the members of my party, owe Senator Phillips a special debt because of the excellent work he does in the difficult and exacting job as Chief Government Whip in the Senate. Senator Muir is a long-time friend with whom I have been associated since his first election in 1957 in what was then the constituency of Cape Breton-North Victoria. Senator Macquarrie has also been a close friend of mine during most of the 30 years that he has spent on the Hill, and he is a well known and respected internationalist as well as a staunch and loyal son of Prince Edward Island.

I simply rise to draw the attention of the Senate to this remarkable anniversary, and to express the hope that these four colleagues will continue in good health in their service and in contributing to the work of this Parliament, this chamber and their country.

**Hon. Senators:** Hear, hear!

**Hon. Allan J. MacEachen (Leader of the Opposition):** Honourable senators, I want to say just a brief word to associate myself with the comments made by the Leader of the Government. Each of these senators, who are celebrating such an important anniversary, served, before his arrival here, in the House of Commons. I had, I think, the honour of serving with them in the House of Commons, where I got to know both