



# DEBATES OF THE SENATE

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(HANSARD)

Tuesday, November 23, 2021

The Honourable GEORGE J. FUREY,  
Speaker

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## THE SENATE

Tuesday, November 23, 2021

The Senate met at 12:15 p.m., the Speaker in the chair.

• (1310)

Prayers.

**The Hon. the Speaker:** As there is no business before the Senate, is it your pleasure, honourable senators, that the sitting be suspended to await the arrival of Her Excellency the Governor General of Canada?

(The sitting of the Senate was suspended.)

• (1240)

**The Hon. the Speaker** said:

Usher of the Black Rod,

You will proceed to the House of Commons and acquaint that house that it is the pleasure of Her Excellency the Governor General of Canada that they attend her immediately in the Senate chamber.

The House of Commons being come,

**Their Speaker, the Honourable Anthony Rota,** said:

May it Please Your Excellency,

The House of Commons has elected me their Speaker, though I am but little able to fulfil the important duties thus assigned to me. If, in the performance of those duties, I should at any time fall into error, I pray that the fault may be imputed to me, and not to the Commons, whose servant I am, and who, through me, the better to enable them to discharge their duty to their Queen and Country, humbly claim all their undoubted rights and privileges, especially that they may have freedom of speech in their debates, access to Your Excellency's Person at all seasonable times, and that their proceedings may receive from Your Excellency the most favourable construction.

**The Hon. the Speaker** of the Senate answered:

Mr. Speaker, I am commanded by Her Excellency the Governor General to declare to you that she freely confides in the duty and attachment of the House of Commons to Her Majesty's Person and Government, and not doubting that their proceedings will be conducted with wisdom, temper and prudence, she grants, and upon all occasions will recognize and allow, their constitutional privileges. I am commanded also to assure you that the Commons shall have ready access to Her Excellency upon all seasonable occasions and that their proceedings, as well as your words and actions, will constantly receive from her the most favourable construction.

### SPEECH FROM THE THRONE

Her Excellency the Governor General was then pleased to open the First Session of the Forty-fourth Parliament with the following speech.

**The Right Honourable Mary May Simon:** Honourable Senators,  
Members of the House of Commons,

Congratulations to each of you and welcome to all the new Parliamentarians who will together with their colleagues make their mark on Canada.

I would like to acknowledge that we are gathered on the unceded territory of the Algonquin Anishinabe people.

This land acknowledgement is not a symbolic declaration. It is our true history. In each of your own ridings, I encourage you to seek out the truth, and to learn about the lived realities in First Nations, Inuit and Métis communities. Although each community is distinct, we all share a desire to chart a way forward together towards reconciliation.

The discovery of unmarked graves of children who died in the residential school system shows how the actions of governments and institutions of the past have devastated Indigenous Peoples and continue to impact them today. We cannot hide from these discoveries; they open deep wounds.

Despite the profound pain, there is hope.

There is hope in the every day. Reconciliation is not a single act, nor does it have an end date. It is a lifelong journey of healing, respect and understanding. We need to embrace the diversity of Canada and demonstrate respect and understanding for all peoples every day.

Already, I have seen how Canadians are committed to reconciliation. Indigenous Peoples are reclaiming our history, stories, culture and language through action. Non-Indigenous Peoples are coming to understand and accept the true impact of the past and the pain suffered by generations of Indigenous Peoples. Together they are walking the path towards reconciliation.

We must turn the guilt we carry into action.

Action on reconciliation.

Action on our collective health and well-being.

Action on climate change.

Our Earth is in danger. From a warming Arctic to the increasing devastation of natural disasters, our land and our people need help. We must move talk into action and adapt where we must. We cannot afford to wait.

From the grief and pain of residential schools to the fear of threats to our natural environment to the profound impacts of the COVID-19 pandemic, this past year has been hard on all of us.

I want to thank all workers across Canada, especially those in health care, for their efforts to keep us safe and healthy, and offer my deepest condolences to those who have experienced loss of loved ones during the pandemic. It has touched us all, including those in this chamber who lost a cherished colleague just a few days ago, Senator Forest-Niesing. To her family and to all of you, my deepest sympathies.

The pandemic has shown us that we need to put a focus on mental health in the same way as physical well-being because they are inseparable.

As you begin this 44<sup>th</sup> Parliament of Canada, and as we recover from the effects of the pandemic and build a better relationship between Indigenous Peoples and non-Indigenous Peoples, I urge you to transform discussion into concrete results for us and for our country.

Collaborate with and listen to each other.

Listen to the diverse voices who speak a multitude of languages and who shape this country.

Confronting the hard questions will not always be easy or comfortable — and it will require conviction — but it is necessary. The outcome will be a sustainable, united Canada, for you, for me, for our children, and for every generation to come.

### Opening

As we speak, British Columbians are facing immeasurable challenges as their homes, their communities, and their well-being are impacted by terrible flooding.

But in a time of crisis, we know how Canadians respond. We step up and we are there for each other.

And the Government will continue to be there for the people of British Columbia.

In 2020, Canadians did not know they would face the crisis of a once-in-a-century pandemic. But, as always, no one should be surprised by how Canadians responded.

We adapted. We helped one another. And we stayed true to our values.

Values like compassion, courage, and determination.

Values like democracy.

And in this difficult time, Canadians made a democratic choice.

Their direction is clear: not only do they want Parliamentarians to work together to put this pandemic behind us, they also want bold, concrete solutions to meet the other challenges we face.

Growing an economy that works for everyone.

Fighting climate change.

Moving forward on the path of reconciliation.

Making sure our communities are safe, healthy, and inclusive.

Yes, the decade got off to an incredibly difficult start, but this is the time to rebuild.

This is the moment for Parliamentarians to work together to get big things done, and shape a better future for our kids.

This is the moment to build a healthier today and tomorrow.

Priority number one remains getting the pandemic under control. The best way to do that is vaccination.

Already, the Government has mandated vaccination for federal and federally-regulated workers, and for everyone travelling within Canada by plane, train, or ship. It has also ensured a standardized Canadian proof of vaccination for domestic and international use.

The Government is securing next generation COVID-19 vaccines, boosters, and doses for kids from 5 to 11.

And around the world, Canada will continue working with its partners to ensure fair and equitable access to vaccines and other resources.

To build a healthy future, we must also strengthen our healthcare system and public health supports for all Canadians, especially seniors, veterans, persons with disabilities, vulnerable members of our communities, and those who have faced discrimination by the very system that is meant to heal.

There is work to be done. On accessibility. On care in rural communities. On delayed procedures. On mental health and addiction treatment. On long-term care. On improving data collection across health systems to inform future decisions and get the best possible results.

The Government will work collaboratively with provinces, territories, and other partners to deliver real results on what Canadians need.

This is the moment to grow a more resilient economy.

The best thing we can do for the economy remains ending the pandemic for good. But as we do, we should rebuild an economy that works for everyone. At the height of the

lockdowns, the Government made historic, necessary investments so families could keep paying the rent and small businesses could stay afloat.

Now, with one of the most successful vaccination campaigns in the world, and employment back to pre-pandemic levels, the Government is moving to more targeted support, while prudently managing spending.

To ensure no one is left behind, support will be extended or added for industries that continue to struggle.

At the same time, the Government will also continue making life more affordable for all Canadians.

Inflation is a challenge that countries around the world are facing. And while Canada's economic performance is better than many of our partners, we must keep tackling the rising cost of living. To do that, the Government's plan includes two major priorities: housing and child care.

Whether it's building more units per year, increasing affordable housing, or ending chronic homelessness, the Government is committed to working with its partners to get real results.

For example, the Housing Accelerator Fund will help municipalities build more and better, faster.

The Government will also help families buy their first home sooner with a more flexible First-Time Home Buyer's Incentive, a new Rent-to-Own program, and by reducing the closing costs for first-time buyers.

Supporting families will make life more affordable for the middle class and people working hard to join it.

The Canada Child Benefit has already helped lift hundreds of thousands of children out of poverty and will continue increasing to keep up with the cost of living.

The Government will also continue building the first-ever Canada-wide early learning and child care system. By the end of 2022, average fees for regulated child care will be cut in half in most of the provinces and territories. And in some places, this will even happen as early as the start of the year. Families will save thousands of dollars.

Four jurisdictions have not yet reached agreements on child care. Two are territories with unique infrastructure challenges, and the Government will keep working together to ensure we meet the needs of the North. The Government will continue working with the remaining two provinces to finalize agreements that will deliver \$10-a-day child care for families who so badly need it.

Investing in affordable child care — just like housing — is not just good for families. It helps grow the entire economy. And so does immigration.

That is why the Government will continue increasing immigration levels and reducing wait times, while supporting family reunification and delivering a world-leading refugee resettlement program.

This is the moment for bolder climate action.

Building a resilient economy means investing in people. But the work does not stop there.

After all, growing the economy and protecting the environment go hand in hand.

By focusing on innovation and good, green jobs, and by working with like-minded countries — we will build a more resilient, sustainable, and competitive economy.

As a country, we want to be leaders in producing the world's cleanest steel, aluminum, building products, cars, and planes. Not only do we have the raw materials and energy to do that, most importantly, we have skilled, hard-working Canadians to power these industries.

As we move forward on the economy of the future, no worker or region will be left behind. The Government will bring together provinces, territories, municipalities, and Indigenous communities, as well as labour and the private sector, to tap into global capital and attract investors.

Canada will emerge from this generational challenge stronger and more prosperous.

The Government is taking real action to fight climate change. Now, we must go further, faster.

That means moving to cap and cut oil and gas sector emissions, while accelerating our path to a 100 percent net-zero electricity future.

Investing in public transit and mandating the sale of zero emissions vehicles will help us breathe cleaner air.

Increasing the price on pollution while putting more money back in Canadians' pockets will deliver a cleaner environment and a stronger economy.

Protecting our land and oceans will address biodiversity loss. In this work, the Government will continue to strengthen its partnership with First Nations, Inuit, and Métis, to protect nature and respect their traditional knowledge.

Creating the Canada Water Agency will safeguard that vital resource and support our farmers.

And to address the realities communities across the country already face, the Government will also strengthen action to prevent and prepare for floods, wildfires, droughts, coastline erosion, and other extreme weather worsened by climate change. The Government will be there to build back in communities devastated by these events. This will include the development of Canada's first-ever National Adaptation Strategy.

This is the moment to fight harder for safer communities.

While we address climate change —

While we fight COVID-19 and its consequences —

While we grow our economy for everyone —

We cannot turn away from other challenges.

Gun violence is on the rise in many of our biggest cities.

While investing in prevention and supporting the work of law enforcement, we must also continue to strengthen gun control.

The Government has taken important actions like introducing lifetime background checks.

The Government will now put forward measures like a mandatory buyback of banned assault-style weapons, and move forward with any province or territory that wants to ban handguns.

During the pandemic, we have also seen an unacceptable rise in violence against women and girls.

The Government is committed to moving forward with a 10-year National Action Plan on gender-based violence, and will continue to support organizations providing critical services.

When someone in our country is targeted because of their gender, or who they love, or where they come from, the way they pray, the language they speak, or the colour of their skin, we are all diminished.

Everyone should be — and feel — safe.

The Government will continue combatting hate and racism, including with a renewed Anti-Racism Strategy.

This is the moment to stand up for diversity and inclusion.

Canadians understand that equity, justice, and diversity are the means and the ends to living together.

Fighting systemic racism, sexism, discrimination, misconduct, and abuse, including in our core institutions, will remain a key priority.

The Government will also continue to reform the criminal justice system and policing.

This is the moment to rebuild for everyone. The Government will continue to invest in the empowerment of Black and racialized Canadians, and Indigenous Peoples. It will also continue to fight harmful content online, and stand up for LGBTQ2 communities while completing the ban on conversion therapy.

As Canadians, our two official languages are part of who we are.

It is essential to support official language minority communities, and to protect and promote French outside and inside Quebec.

The Government will reintroduce the proposed Act for the Substantive Equality of French and English and the Strengthening of the Official Languages Act.

To support Canadian culture and creative industries, the Government will also reintroduce legislation to reform the Broadcasting Act and ensure web giants pay their fair share for the creation and promotion of Canadian content.

This is the moment to move faster on the path of reconciliation.

This year, Canadians were horrified by the discovery of unmarked graves at former residential schools.

We know that reconciliation cannot come without truth. As the Government continues to respond to the Calls to Action, it will invest in that truth, including with the creation of a national monument to honour survivors, and with the appointment of a Special Interlocutor to further advance justice on residential schools.

To support communities, the Government will also invest significantly in a distinctions-based mental health and wellness strategy, guided by Indigenous Peoples, survivors, and their families.

Everyone in our country deserves to be safe.

That is why the Government will accelerate work with Indigenous partners to address the national tragedy of missing and murdered Indigenous women, girls and 2SLGBTQIA+ people.

The Government will also make sure communities have the support they need to keep families together, while ensuring fair and equitable compensation for those harmed by the First Nations Child and Family Services program.

Reconciliation requires a whole-of-government approach, breaking down barriers, and rethinking how to accelerate our work. Whether it is eliminating all remaining long-term drinking water advisories or implementing the United Nations Declaration on the Rights of Indigenous Peoples, the Government is committed to closing the gaps that far too many First Nations, Inuit and Métis communities still face today.

This is the moment to fight for a secure, just, and equitable world.

The last 19 months have underscored that we live in a deeply interconnected world.

Canada must stand up on the pressing challenges of our time, through our own commitments and by increasing our engagement with international partners, coalitions, and organizations.

In the face of rising authoritarianism and great power competition, Canada must reinforce international peace and security, the rule of law, democracy, and respect for human rights.

Canada's prosperity — and middle class jobs — depend on preserving and expanding open, rules-based trade and ensuring our supply chains are strong and resilient.

At home, the Government will continue to protect Canadians from threats to our communities, our society, and our democracy.

A changing world requires adapting and expanding diplomatic engagement. Canada will continue working with key allies and partners, while making deliberate efforts to deepen partnerships in the Indo-Pacific and across the Arctic.

Increasing Canada's foreign assistance budget each year, and investing in sustainable, equitable, and feminist development that benefits the world's most vulnerable and promotes gender equality will continue to be priorities.

We will always stand up for a brighter future for all.

### Conclusion

This decade is still young. With compassion, courage, and determination, we have the power to make it better than how it started.

But that can only happen by standing together.

Parliamentarians, never before has so much depended on your ability to deliver results for Canadians.

That is what people expect and need from you.

In addition to ending this pandemic, their priorities for this 44<sup>th</sup> Parliament are clear: a more resilient economy, and a cleaner and healthier future for all of our kids.

I do not doubt that you will honour the trust that has been placed in you.

Members of the House of Commons, you will be asked to appropriate the funds to carry out the services and expenditures authorized by Parliament.

Members of the Senate and Members of the House of Commons, may you be equal to the profound trust bestowed on you by Canadians, and may Divine Providence guide you in all your duties.

The Commons withdrew.

Her Excellency the Governor General was pleased to retire.

(The sitting of the Senate was resumed.)

• (1350)

### RAILWAYS BILL

#### FIRST READING

**Hon. Yuen Pau Woo:** Honourable senators, pursuant to rule 10-1, I have the honour to introduce Bill S-1, a pro forma bill entitled An Act relating to railways.

(Bill read first time.)

### SPEECH FROM THE THRONE

#### CONSIDERATION AT NEXT SITTING

**The Hon. the Speaker:** Honourable senators, I have the honour to inform you that Her Excellency the Governor General has caused to be placed in my hands a copy of her Speech delivered this day from the Throne to the two Houses of Parliament. It is as follows —

**Hon. Senators:** Dispense.

**The Hon. the Speaker:** Honourable senators, when shall this speech be taken into consideration?

**Hon. Raymonde Gagné (Legislative Deputy to the Government Representative in the Senate)** moved:

That the Speech of Her Excellency the Governor General, delivered this day from the Throne to the two Houses of Parliament, be taken into consideration at the next sitting of the Senate.

(Motion agreed to.)

**THE SENATE**

NOTICE OF MOTION TO AUTHORIZE HYBRID SITTINGS

**Hon. Marc Gold (Government Representative in the Senate):** Honourable senators, with leave of the Senate and notwithstanding rule 5-1, I give notice that, at the next sitting of the Senate, I will move:

That, notwithstanding any provision of the Rules, previous order or usual practice:

1. as soon as practicable after the adoption of this order the Senate begin to hold hybrid sittings, with all senators able to participate in sittings either from the Senate Chamber or through an approved videoconference technology to be determined from time to time by the Speaker after consulting with the leaders and facilitators, with the provisions of this order applying until hybrid sittings cease, and during the time this order is in effect, the Senate Administration continue to implement a system to allow senators in the Senate Chamber to see, on screen, the senators participating by videoconference;
2. the Speaker, after consulting the leaders and facilitators, determine the date on which such hybrid sittings shall commence;
3. hybrid sittings of the Senate be considered, for all purposes, proceedings of the Senate, with senators participating in such sittings by videoconference from a designated office or designated residence within Canada being considered, for all purposes, including quorum, present at the sitting; the sitting being considered to take place in the parliamentary precinct; and times specified in the Rules or this or any other order being Ottawa times;
4. subject to variations that may be required by the circumstances, to participate in hybrid sittings of the Senate by videoconference senators must:
  - (a) use a desktop or laptop computer and headset with integrated microphone provided by the Senate for videoconferences;
  - (b) not use other devices such as personal tablets or smartphones;
  - (c) be the only people visible on the videoconference from an active video feed, other than those in the Senate Chamber; and
5. the Senate recognize that, except as provided in this order, there should generally be parity of treatment among all senators attending in person and those attending by videoconference during hybrid sittings of the Senate and that proceedings should follow usual procedures, subject to such variations required for technical reasons as may be directed by the Speaker, subject to appeal to the Senate if technically feasible;
6. senators participating in hybrid sittings of the Senate by videoconference need not stand;
7. without restricting the operation of rule 3-6 and the right of senators to move a motion to adjourn the Senate as allowed under the Rules, without affecting requirements in certain circumstances that the Senate continue sitting after receipt of a message from the Crown or the announcement that a message is anticipated, and except as otherwise provided in this order:
  - (a) when the Senate sits on a Monday, the provisions of rule 3-3(1) be suspended and the sitting:
    - (i) start at 6 p.m.; and
    - (ii) adjourn at the earlier of the end of Government Business or 9 p.m.;
  - (b) when the Senate sits on a Tuesday, the sitting:
    - (i) start at 2 p.m.; and
    - (ii) adjourn at the earlier of the end of business for the day or 9 p.m.;
- d) (except while the bells are ringing for a vote:
  - (i) have their video on and broadcasting their image at all times; and
  - (ii) leave the videoconference if they leave their seat;

- (c) when the Senate sits on a Wednesday, the sitting:
- (i) start at 2 p.m.; and
  - (ii) adjourn at the earlier of the end of Government Business or 4 p.m.;
- (d) when the Senate sits on a Thursday, the sitting:
- (i) start at 2 p.m.; and
  - (ii) adjourn at the earlier of the end of business for the day or 9 p.m.; and
- (e) when the Senate sits on a Friday, the sitting:
- (i) start at 10 a.m.; and
  - (ii) adjourn at the earlier of the end of Government Business or 4 p.m.;
8. the Speaker be authorized to suspend the sitting of the Senate as required for technical and other reasons, and the microphones of senators participating by videoconference shall be muted during any suspension;
9. the Speaker be authorized to direct that the sitting of the Senate be adjourned for technical reasons, provided that this direction be subject to appeal if technically feasible;
10. the times provided for adjournment of the sitting in paragraph 7 be considered the ordinary time of adjournment for the purposes of the Rules, and, for greater certainty, any provisions of the Rules permitting the continuation of the sitting beyond that time in certain circumstances continue to apply, provided that if the provisions of paragraph 9 are invoked when an item that would allow the Senate to continue beyond the ordinary time of adjournment is under consideration, that item of business shall, except in the case of an emergency debate and subject to the provisions of rule 4-13(3), be dealt with at the start of the Orders of the Day of the next following sitting;
11. on the first day of debate on a motion moved in relation to a case of privilege, debate may be adjourned, even if normally prohibited under rule 13-6(6);
12. the evening suspension provided for in rule 3-3(1) end at 7 p.m.;
13. when the Senate sits on a day other than a Friday, any provision of the Rules requiring that something take place at 8 p.m. be read as if the time therein were 7 p.m.;
14. the Senate recognize the importance of providing the Speaker with information necessary to allow him to assist with the orderly conduct of business in hybrid sittings, and therefore, subject to normal confidentiality practices, strongly encourage all senators:
- (a) to advise their party or group representatives, or the Clerk of the Senate or his delegate, as far in advance as possible, if they intend to intervene during the sitting; and
  - (b) to provide the Clerk of the Senate or his delegate, as far in advance as possible with an electronic copy in English and French of any amendment, subamendment, notice of motion, notice of inquiry, committee report to be tabled or presented, bill to be introduced, or any other document required for the sitting as far in advance as possible;
15. a senator who has provided an advance copy of a document under subparagraph 14(b) be considered to have fulfilled any obligation to provide a signed copy of that document;
16. the following provisions have effect in relation to voting during hybrid sittings of the Senate:
- (a) only senators present in the Senate Chamber shall participate in:
    - (i) the procedure for a voice vote; and
    - (ii) the determination as to whether leave is granted for bells of less than 60 minutes;
  - (b) to be one of the senators requesting a standing vote, a senator participating by videoconference must clearly indicate this request, but need not stand;
  - (c) rule 9-7(1)(c) shall be read as follows:

“(c) then:

    - (i) ask the “yeas” in the Senate Chamber to rise for their names to be called;
    - (ii) ask the “yeas” participating by videoconference to hold up the established card for voting “yea” for their names to be called;
    - (iii) ask the “nays” in the Senate Chamber to rise for their names to be called;
    - (iv) ask the “nays” participating by videoconference to hold up the established card for voting “nay” for their names to be called;
    - (v) ask those who are abstaining in the Senate Chamber to rise for their names to be called; and
    - (vi) ask those who are abstaining and participating by videoconference to hold up the established card for abstaining for their names to be called.”;

- (d) when a standing vote is underway, senators participating by videoconference must have their camera on for the duration of the vote and each senator must be seen on camera when voting;
- (e) except as provided in subparagraph (h), if a vote is deferred pursuant to rule 9-10, it shall be held at 3:30 p.m. on the next day the Senate sits, after a 15-minute bell, interrupting any proceedings then underway, except another vote or the bells for a vote;
- (f) except as provided in subparagraph (h), if a vote is deferred pursuant to rule 4-6(1), it shall be held at 3:30 p.m. on the same day, after a 15-minute bell, interrupting any proceedings then underway, except another vote or the bells for a vote;
- (g) except as provided in subparagraph (h), in the case of votes deferred pursuant to other provisions of the Rules, the usual processes for such votes shall hold, with the sitting being suspended, if necessary, at the end of the time otherwise provided for the end of the sitting pursuant to this order; and
- (h) if a deferred vote is to be held on a Monday, it shall be held at the end of Question Period, after a 15-minute bell;
17. for greater certainty, leave be considered granted during hybrid sittings of the Senate when requested, unless the Speaker, after a sufficient period of time, hears an objection from a senator, either in the Senate Chamber or participating by videoconference;
18. from the time of the adoption of this order:
- (a) any return, report or other paper deposited with the Clerk of the Senate pursuant to rule 14-1(6), may be deposited electronically;
- (b) the government be authorized to deposit electronically with the Clerk of the Senate any documents relating to its administrative responsibilities, following the process of rule 14-1(6);
- (c) written replies to oral questions and to written questions may be deposited with the Clerk of the Senate electronically following the process of rule 14-1(6), provided that written replies to oral questions be published as an appendix to the *Debates of the Senate* of the day on which the tabling is recorded in the *Journals of the Senate*; and
- (d) written replies to oral questions deposited electronically with the Clerk of the Senate shall be distributed to all senators;
19. from the time of the adoption of this order, Senate committees have the power to hold hybrid meetings;
20. for greater certainty, and without limiting the general authority granted by this order, when a committee holds a hybrid meeting:
- (a) members of the committee participating count towards quorum;
- (b) such meetings be considered to be occurring in the parliamentary precinct, irrespective of where participants may be; and
- (c) the committee be directed to approach in camera meetings with the utmost caution and all necessary precautions, taking account of the risks to the confidentiality of in camera proceedings inherent in such technologies;
21. subject to variations that may be required by the circumstances, to participate in a committee meeting by videoconference senators must:
- (a) participate from a designated office or designated residence within Canada;
- (b) use a desktop or laptop computer and a headset with integrated microphone provided by the Senate for videoconferences;
- (c) not use other devices, such as personal tablets or smartphones;
- (d) be the only people visible on the videoconference;
- (e) have their video on and broadcasting their image at all times; and
- (f) leave the videoconference if they leave their seat;
22. if a committee holds a hybrid meeting in public, the provisions of rule 14-7(2) be applied so as to allow recording or broadcasting through any facilities arranged by the Clerk of the Senate, and, if such a meeting cannot be broadcast live, the committee be considered to have fulfilled any obligations under the Rules relating to public meetings by making any available recording publicly available as soon as possible thereafter; and
23. the terms of this order cease to have effect, and hybrid sittings of the Senate and hybrid meetings of Senate committees cease, at the end of the day on March 31, 2022.

• (1410)

**Hon. Donald Neil Plett (Leader of the Opposition):** Thank you for that last clause. I was waiting for the sunset clause part of it, and it arrived in the last line.

The other question I have is that I believe in previous hybrid sittings, if we started at 2:00 and adjourned at 9:00, it was in the Rules that we have a supper break at six o'clock, as opposed to your asking the question. If I'm mistaken, then I'm fine with that, but I did not see the supper break mentioned anywhere in reference to the sittings on Tuesday and Thursday where we sit from 2:00 until 9:00.

**Senator Gold:** Thank you for the question. I think you're correct, Senator Plett. I don't recall reading that either.

This was the text of the hybrid motion that was circulated by my office a few days ago. We didn't pick it up, and nobody did in response. There is no intention on the part of the government to not accede to a dinner break if that's the will of the chamber.

I'm not sure how to proceed procedurally, but rest assured that, from our perspective, it was never the intention to speak to that issue. It's clearly something that none of us caught when the motion was circulated in advance.

**The Hon. the Speaker:** Senator Gold, before Senator Plett asks his other question, would you be kind enough to repeat point 12?

**Senator Gold:** It would be my pleasure, Your Honour.

The evening suspension provided for in rule 3-3(1) end at 7 p.m.

I'll defer to my colleagues or the table. I believe that contemplates a dinner break, but it will end at 7 p.m. I think it's a reference to the Rules, Senator Plett.

**Senator Plett:** Your Honour, we are certainly happy to take the government's word. If we can have this clarified before the motion is dealt with tomorrow, I for one would be willing to give leave, as long as we're on the record as needing that. Thank you.

**The Hon. the Speaker:** Is leave granted, honourable senators?

**Hon. Senators:** Agreed.

MOTION TO FILL THE POSITION OF SPEAKER PRO TEMPORE BY MEANS OF A SECRET BALLOT ADOPTED

**Hon. Jane Cordy:** Honourable senators, with leave of the Senate and notwithstanding rule 5-5(j), I move, seconded by the Honourable Senators Gold, P.C., Plett, Woo and Tannas:

That, notwithstanding any provision of the Rules, previous order or usual practice, and until either the end of the session or the establishment of a different process by the Senate, whichever comes first, the position of Speaker pro tempore be filled by means of a secret ballot by all senators to be held at the earliest opportunity, using the process established by the Speaker for the election of the Speaker pro tempore in the Second Session of the Forty-third Parliament, with timelines adjusted for the current session at the Speaker's discretion; and

That the process provided for above also apply to any vacancy in the position that may arise.

**The Hon. the Speaker:** Is leave granted, honourable senators?

**Hon. Senators:** Agreed.

**The Hon. the Speaker:** Is it your pleasure, honourable senators, to adopt the motion?

**Hon. Senators:** Agreed.

(Motion agreed to.)

(At 2:15 p.m., the Senate was continued until tomorrow at 2 p.m.)

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