

TO THE HONOURABLE THE LEGISLATIVE ASSEMBLY OF MANITOBA

Your Standing Committee on Justice presents the following as its First Report.

Meetings

Your Committee met on Monday, June 14, 2010 at 6:00 p.m.

Matters under Consideration

- **Bill (No. 8)** – The Highway Traffic Amendment Act (Safety Precautions to Be Taken When Approaching Tow Trucks and Other Designated Vehicles)/Loi modifiant le Code de la route (précautions que doivent prendre les conducteurs qui s'approchent de dépanneuses ou d'autres véhicules désignés)
- **Bill (No. 19)** – The Protection from Domestic Violence and Best Interests of Children Act (Family Law Statutes Amended)/Loi sur la protection contre la violence familiale et l'intérêt supérieur des enfants (modification de dispositions législatives concernant le droit de la famille)
- **Bill (No. 25)** – The Manitoba Evidence Amendment Act (Scheduling of Criminal Organizations)/Loi modifiant la Loi sur la preuve au Manitoba (établissement d'une liste d'organisations criminelles)
- **Bill (No. 27)** – The Upper Fort Garry Heritage Provincial Park Act/Loi sur le parc provincial du patrimoine d'Upper Fort Garry

Committee Membership

- Hon. Mr. ASHTON
- Hon. Mr. BLAIKIE
- Mr. BOROTSIK
- Mr. EICHLER
- Mr. GOERTZEN
- Ms. KORZENIOWSKI
- Mr. MAGUIRE
- Mr. MARTINDALE
- Mr. REID (*Chairperson*)
- Hon. Mr. SWAN
- Mr. WHITEHEAD

Your Committee elected Mr. MARTINDALE as the Vice-Chairperson.

Public Presentations

Your Committee heard the following presentation on **Bill (No. 8)** – The Highway Traffic Amendment Act (Safety Precautions to Be Taken When Approaching Tow Trucks and Other Designated Vehicles)/Loi modifiant le Code de la route (précautions que doivent prendre les conducteurs qui s'approchent de dépanneuses ou d'autres véhicules désignés):

Tom Mark

CAA Manitoba

Your Committee heard the following two presentations on **Bill (No. 19)** – The Protection from Domestic Violence and Best Interests of Children Act (Family Law Statutes Amended)/Loi sur la protection contre la violence familiale et l'intérêt supérieur des enfants (modification de dispositions législatives concernant le droit de la famille):

Kimlee Wong

Private Citizen

Kim Parry

Private Citizen

Your Committee heard the following presentation on **Bill (No. 25)** – The Manitoba Evidence Amendment Act (Scheduling of Criminal Organizations)/Loi modifiant la Loi sur la preuve au Manitoba (établissement d'une liste d'organisations criminelles):

Michael Silicz

Manitoba Association for Rights and Liberties

Your Committee heard the following two presentations on **Bill (No. 27)** – The Upper Fort Garry Heritage Provincial Park Act/Loi sur le parc provincial du patrimoine d'Upper Fort Garry:

Jerry Gray
Jim August

Friends of Upper Fort Garry
Forks North Portage

Bills Considered and Reported

- **Bill (No. 8)** – The Highway Traffic Amendment Act (Safety Precautions to Be Taken When Approaching Tow Trucks and Other Designated Vehicles)/Loi modifiant le Code de la route (précautions que doivent prendre les conducteurs qui s'approchent de dépanneuses ou d'autres véhicules désignés)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 19)** – The Protection from Domestic Violence and Best Interests of Children Act (Family Law Statutes Amended)/Loi sur la protection contre la violence familiale et l'intérêt supérieur des enfants (modification de dispositions législatives concernant le droit de la famille)

Your Committee agreed to report this Bill, with the following amendments:

*THAT Clause 4(1) of the Bill be amended by replacing the proposed subclause 7(1)(c.1)(ii) of **The Domestic Violence and Stalking Act** with the following:*

(ii) in relation to custody, access or a related family matter,

(A) mediation by a court referral, or

(B) an assessment, investigation or evaluation that has been ordered by a court;

*THAT Clause 4(2) of the Bill be amended by replacing the proposed clauses 7(1.1)(b) and (c) of **The Domestic Violence and Stalking Act** with the following:*

(b) refrain from communicating with the subject except in the presence and with the approval of

(i) the judge, master or other officer of the court in a court proceeding, or

(ii) the mediator, assessor, investigator or evaluator

*THAT Clause 7(1) of the Bill be amended in the proposed subclause 39(2.1)(c)(iii) of **The Family Maintenance Act** by striking out “engaged in” and substituting “perpetrated”.*

- **Bill (No. 25)** – The Manitoba Evidence Amendment Act (Scheduling of Criminal Organizations)/Loi modifiant la Loi sur la preuve au Manitoba (établissement d'une liste d'organisations criminelles)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 27)** – The Upper Fort Garry Heritage Provincial Park Act/Loi sur le parc provincial du patrimoine d'Upper Fort Garry

Your Committee agreed to report this Bill without amendment.

Submitted by,

Mr. Daryl Reid, Chairperson
June 14, 2010