



MANITOBA ORDER IN COUNCIL

DATE: **October 5, 2009**

ORDER IN COUNCIL NO.: **325/2009**

RECOMMENDED BY: **Executive Council**

ORDER

1. Paragraph 13 of Order in Council 417/2006, as amended, is replaced with the following:

13. The Honourable Nancy Allan, a Member of the Executive Council, continues to hold office during pleasure as Minister of Labour and Immigration, as Minister responsible for Multiculturalism, as Minister responsible for the Status of Women, and as Minister charged with the administration of

The Workers Compensation Act W200.

2. Order in Council 417/2006, as amended, is further amended by adding the following after paragraph 18.1:

18.2 The Honourable Andrew James Swan, a Member of the Executive Council, is appointed under The Great Seal of the Province of Manitoba to hold office during pleasure as Minister of Competitiveness, Training and Trade and as Minister charged with the administration of

The Liquor Control Act L160

The Manitoba Lotteries Corporation Act L210.

3. Schedule A of Order in Council 91/2008, as amended, is further amended by adding the following listing for the Honourable Andrew James Swan after the listing for the Honourable Kerri Irvin-Ross:

MINISTER

FIRST ACTING MINISTER

Hon. Andrew James
SWAN

Hon. Jim
RONDEAU

4. Schedule R (Statutes Responsibility — Other Assignments) of Order in Council 418/2006, as amended, is further amended as follows:

- (a) the listing for the Honourable Nancy Allan is replaced with the following:

Hon. Nancy Allan

The Manitoba Ethnocultural Advisory and Advocacy Council Act E 148

The Special Payment to Certain Dependent Spouses
of Deceased Workers Act (S.M. 1999, c. 6)

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The Manitoba Women's Advisory Council Act W 170

The Workers Compensation Act W 200*

- (b) the following listing for the Honourable Andrew James Swan is added after the listing for the Honourable Kerri Irvin-Ross:

Hon. Andrew James Swan

The Development Corporation Act D 60

The Liquor Control Act L 160*

The Manitoba Lotteries Corporation Act L 210*

5. This Order is effective immediately.

AUTHORITY

The Executive Government Organization Act, C.C.S.M. c. E170, states:

Presiding over departments

3(1) The Lieutenant Governor in Council may appoint, under the Great Seal of the province, from among the ministers, to hold office during pleasure, a President of the executive council and ministers to preside over the several departments and to discharge such duties, exercise such powers and perform such functions as he may prescribe; and the Lieutenant Governor in Council may determine the titles by which those ministers shall be known.

Additional departments

3(2) One minister may be appointed to preside over two or more departments.

...

Acting ministers

4 The Lieutenant Governor in Council may, either in special cases or generally, appoint a minister as acting minister for any other minister during the absence or incapacity from any cause of that other minister; and all acts of an acting minister shall have the same effect as if done by the minister in whose place he is acting.

Transfer of minister's duties, etc.

5(1) The Lieutenant Governor in Council may transfer and assign to any minister, by name, title or otherwise, any or all of the powers, duties and functions given or imposed by law to or on any other minister.

Exercise of transferred powers, etc.

5(2) Where any or all of the powers, duties and functions of a minister are transferred to another minister under subsection (1), the minister to whom the powers, duties and functions are transferred may exercise the powers and perform the duties and functions under his title or the title of the minister from whom they are transferred.

References to ministers

5(3) Where, in any Act of the Legislature or any regulation, order or document, there is reference to a minister by title, the Lieutenant Governor in Council may designate another minister by name, title or otherwise, who shall be deemed to be the minister to whom reference is made in the Act, regulation, order or document.

...

Organization of the executive government

8 Notwithstanding any Act of the Legislature, the Lieutenant Governor in Council may determine the organization of the executive government and of the various departments thereof, and for that purpose may

- (a) establish, vary or disestablish any department;
- (b) determine or vary the duties and functions of any department and transfer any duties and functions from one department to another; and
- (c) determine or change the name of any department.