

commented upon is absolutely true. We are not authorized under the enabling act to include in the schedule of legislation matters which we would like to see there, or which we think ought to be there. We are limited to two categories of matters, matters in the present Constitution, which we have eliminated from the Constitution, and which must not, should or ought, but which must be continued because there is not time for the legislature to act; and, secondly, matters which require legislation before the legislature can act, because of the provision which we had included in the Constitution, in the new Constitution.

In the light of those two premises, and in the light of Delegate Grant's statement that this provision, section 33(b) is not intended to grant to the municipalities any powers they do not have, and in the light of the provisions of section 7.05, which provides expressly for the continuance of existing powers of the municipality, the Chair suggests that the discussion has left it far from clear that this section meets either of the two requirements, and does not, if it doesn't, does not merely reaffirm what is in section 7.05.