

Mr. McCARTHY. I think the hon. Minister of Railways has misunderstood the object of my hon. friend's clause. It is a repetition of a clause in our present law, with this addition, which I think we all accede to, that if the railway companies do not redeem the ticket there will be a penalty imposed on them, which will make it in the interest of the railway company to obey the law. There is no object in postponing the enactment of this amendment, therefore, I hope the Minister of Railways will consent to its being made a part of the Bill I have introduced.

Mr. POPE. If I saw that there was any necessity for it I would consent; but I think the provisions of the present Act are all that are necessary. I would ask the hon. gentleman to withdraw it.

Mr. MULOCK. I will not withdraw that clause, because I submit, with all respect, that no reason has been assigned why I should do so. The Minister of Railways says he does not know of any reason for this amendment. I do know of such reasons. I have a letter in my desk at the present moment from a prominent gentleman, stating what his experience has been on one of the largest lines of Canada; and if the hon. gentleman was accustomed occasionally to buy tickets and not use them, he would recognise the necessity of such pressure as this being put on the railway companies to compel them to carry out the spirit of the law.

Amendment negatived; Bill reported, and read the third time and passed.

THE LAW OF EVIDENCE.

Mr. ROBERTSON (Hamilton) moved the second reading of Bill (No. 3) for the further amendment of the Law of Evidence in Criminal Cases.

Some hon. MEMBERS. Explain.

Mr. ROBERTSON (Hamilton). I think it is hardly worth while for me to take up the time of the House in explaining the nature of this Bill, which has been before the House this Session. This Bill has been printed since the third or fourth day of the Session, and I am sure every member who takes any interest in the business of the House has made himself perfectly familiar with it. In general, the object of the Bill is to enable persons who have doubts to affirm instead of taking the oath when called on to give evidence. We have in Ontario a law exactly similar to this with respect to civil cases. And in England the law embodied in this Bill has been in force in criminal cases for a number of years, and has been found to work well; and according to the doctrine which was laid down in the House a few evenings ago, that when laws have been adopted in England and have been found to work successfully there, we cannot do better than act on the example of the Mother Country, I cannot understand why there should be any objection to this Bill. I believe that if a man goes into the witness box for the purpose of giving evidence, he will tell the truth; at all events, unless evidence can be brought to show that his reputation for veracity is such that he is not to be believed, his evidence should be taken.

House divided.

YEAS :
Messieurs

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|---------------------|----------|-----------------------|
| Allen, | Fleming, | Orton, |
| Allison, | Forbes, | Paint, |
| Armstrong, | Foster, | Paterson (Brant), |
| Bain (Wentworth), | Gillmor, | Pruyn, |
| Baker (Missisquoi), | Glen, | Ray, |
| Baker (Victoria), | Guay, | Reid, |
| Barker, | Gunn, | Rinfret, |
| Barnard, | Harley, | Robertson (Hamilton), |
| Beaty, | Hay, | Robertson (Hastings), |

Mr. MULOCK.

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|-------------------------|------------------------|---------------------|
| Bell, | Hickey, | Scriver, |
| Blake, | Homer, | Shanly, |
| Burpee, | Innes, | Small, |
| Cameron (Inverness), | Irvine, | Somerville (Brant), |
| Cameron (Middlesex), | Jackson, | Springer, |
| Campbell (Renfrew), | Kaulbach, | Sproule, |
| Campbell (Victoria), | Kilvert, | Stairs, |
| Cartwright (Sir Rich'd) | Kirk, | Taylor, |
| Cochrane, | Kranz, | Temple, |
| Cockburn, | Landerkin, | Thompson, |
| Colby, | Lister, | Townsend, |
| Daly, | Mackintosh, | Trow, |
| Davies, | Macmillan (Middlesex), | Tyrwhitt, |
| Dickinson, | McCallum, | Wallace (Albert), |
| Dundas, | McCarthy, | Weldon, |
| Edgar, | McCraney, | White (Cardwell), |
| Fairbank, | McMullen, | White (Hastings), |
| Ferguson (Leeds & Gren) | Mills, | Wilson, |
| Ferguson (Welland), | Mulock, | Woodworth.—86. |
| Fisher, | O'Brien, | |

NAYS :

Messieurs

- | | | |
|----------------------|----------------------------|------------------------|
| Amyot, | Guthbert, | Jamieson, |
| Auger, | Dawson, | Landry (Kent), |
| Bain (Sonlanges), | Desaulniers (St. Maurice), | Langevin (Sir Hector), |
| Béchar, | Desjardins, | Lesage, |
| Benoit, | Dugas, | McMillan (Vaudreuil), |
| Bergeron, | Dupont, | McIntyre, |
| Bergin, | Farrow, | McLellan, |
| Billy, | Fortin, | Massue, |
| Blondeau, | Gault, | Mitchell, |
| Bourassa, | Gigault, | Montplaisir, |
| Bowell, | Girouard, | Pinsoaneault, |
| Cameron (Victoria), | Gordon, | Pope, |
| Carling, | Grandbois, | Riopl, |
| Caron (Sir Adolphe), | Guillet, | Shakespeare, |
| Casgrain, | Hackett, | Tapper, |
| Cimon, | Hesson, | Vail, |
| Coursol, | Ives, | Wood (Brockville)—52. |
| Curran, | | |

Bill read the second time.

CONSOLIDATED RAILWAY ACT, 1879.

On the order for second reading of Bill (No. 4) to amend the Consolidated Railway Act, 1879, and the amendments thereto (Mr. Mulock).

Mr. POPE. I would ask my hon. friend to allow these amendments to be referred to the commission and to withdraw the Bill.

Mr. MULOCK. I agree to the request of the hon. gentleman.

Order discharged, and Bill withdrawn.

THE ANIMAL CONTAGIOUS DISEASES ACT.

Mr. MULOCK moved second reading of Bill (No. 19) to amend the Animal Contagious Diseases Act. He said: The House will remember that last Session an Act was passed, intituled: The Animal Contagious Diseases Act. That Act was passed rather hastily, after very little discussion, and it is not, therefore, unreasonable to find it wanting in some respects. Turn to section 13, and you will find there evidences of hasty legislation. It is the only section which provides for compensating the owners of cattle for animals slaughtered in the public interest. This section provides a scheme of compensation, subject to some very onerous conditions, which, if not complied with, may prevent the owners of cattle destroyed under the Act from recovering any compensation whatever. In the interests of cattle owners and of the country generally it is advisable that this class of property should be better protected than it is. It is extremely discouraging to the farming community that we should allow to remain on the Statute-book a moment longer than is necessary, a clause which endangers the right of this kind of property. This section does endanger those rights. My Bill does not in the