

APPENDIX

BRITISH NORTH AMERICA ACT—SUGGESTED AMENDMENTS—
CORRESPONDENCE WITH PROVINCES

TEXT OF LETTER SENT TO THE PREMIERS OF
ALL THE PROVINCES

Office of the Minister of Justice

Ottawa, January 2, 1951

Hon. J. W. Jones, M.A., B.Sc.A.,
Premier of Prince Edward Island,
Charlottetown, P.E.I.

Dear Mr. Jones:

The Prime Minister has directed me to submit to you for consideration by your government the two enclosed proposed amendments to the British North America Act respecting old age pensions and a provincial sales tax.

The Prime Minister has asked me to state that he would like to have your comments with respect to these proposals as soon as you could conveniently send them.

Yours very truly,

Stuart S. Garson

PROPOSED AMENDMENTS TO B.N.A. ACT

1. Add a new subsection to section 95 in the following terms:

"(2) Notwithstanding anything in this act, the parliament of Canada may make laws in relation to old age pensions."

2. Re-enact head 2 of section 92 to read as follows:

"2. The raising of revenue for provincial purposes by

- (a) direct taxation within the province, and
- (b) indirect taxation within the province in respect of the sale of goods (except goods sold for shipment outside the province) to a buyer for purposes of consumption or use and not for resale, at a rate not exceeding three per centum of the sale price, but not so as to discriminate between sales of goods grown, produced or manufactured within the province and sales of goods grown, produced or manufactured outside the province."

Premier's Office

Prince Edward Island

January 5, 1951

Hon. Stuart Garson,
Minister of Justice,
Ottawa, Canada

Dear Mr. Garson:

The government of Prince Edward Island approves the two proposed amendments to the British North America Act respecting old age pensions and a provincial sales tax which were forwarded in your letter of January 2.

Very truly yours,

J. Walter Jones

The Premier

The Government of the Province of New Brunswick

Fredericton, January 6, 1951

Hon. Stuart Garson, K.C.,
Minister of Justice,
Ottawa, Canada

Dear Mr. Garson:

I have your letter of January 2 which was accompanied by two proposed amendments to the British North America Act, one respecting old age pensions and the other a provincial sales tax.

We shall let you have our views thereon just as soon as possible.

Yours sincerely,

John B. McNair

Office of the Prime Minister

Province of Quebec

Quebec, January 8, 1951

Hon. Stuart Garson, K.C., P.C.,
Minister of Justice,
Ottawa

Dear Mr. Garson:

Your letter of January 2 and the two enclosed proposed amendments to the British North America Act have been brought to my attention today.

My colleagues and myself will carefully study these proposals.

I renew, with pleasure, my personal and official good wishes for a happy and prosperous New Year to you and yours.

M. L. Duplessis

Premier's Office

Saskatchewan

Regina, January 8, 1951

Hon. Stuart Garson, K.C.,
Minister of Justice and Attorney General of Canada,
Ottawa, Ontario

Dear Mr. Garson:

This will acknowledge your letter of January 2 enclosing two proposed amendments to the British North America Act respecting old age pensions and a provincial sales tax.

I am asking our law officers and the departmental officials concerned to study these amendments, and I shall be glad to forward our views respecting these proposals to you at the earliest possible date.

Yours sincerely,

T. C. Douglas