

*Exception.*

(5) for the purposes of subsection (2) "penitentiary" does not, until a day to be fixed by proclamation of the Governor in Council, include the penitentiary mentioned in section 37 of The Statute Law Amendment (Newfoundland) Act, chapter 6 of the statutes of 1949, or in section 82 of The Penitentiary Act, chapter 206 of the Revised Statutes of Canada, 1952.

Clause 634, as amended, was passed.

The Committee reverted to clause 20 of the Bill, in view of the certain representations made to the Committee through the Honourable Senator Arthur W. Roebuck, Q.C.

On motion of Mr. Henderson, it was agreed that the said clause be reconsidered and he moved that the said clause be amended as follows:

Page 11, in line 30, immediately after the word "warrant" insert the following: "of summons".

And the question having been put on the proposed amendment of Mr. Henderson, it was, on a show of hands, resolved in the affirmative on the following division: Yeas, 6; Nays, 3.

Clause 20, as amended, was passed.

Clause 377 was, by unanimous consent, reconsidered and again passed without change.

Clause 648 was, by unanimous consent, reconsidered and

On motion of Mr. MacInnis,

*Resolved:* That the said clause be amended by adding thereto the following subclause:

*Where no coroner in Newfoundland.*

(5) Where a sentence of death is executed in a district, county or place in the province of Newfoundland in which there is no coroner, an inquiry shall, for the purposes of this section, be conducted without the intervention of a jury by a magistrate having jurisdiction in the district, county or place, and for the purposes of this subsection the provisions of section 649 and subsections (1), (2) and (3) of this section apply, *mutatis mutandis*.

Clause 648, as amended, was passed.

Clauses 690 and 691 were considered at length and again allowed to stand.

Clause 692 was, by unanimous consent, reconsidered and again passed without change.

*On clause 697,*

On motion of Mr. Shaw,

*Resolved:* That the said clause be amended by adding thereto the following subclause:

*Waiving jurisdiction.*

(4) A summary conviction court before which proceedings under this Part are commenced may, at any time before the trial, waive jurisdiction over the proceedings in favour of another summary conviction court that has jurisdiction to try the accused under this Part.