

these circumstances, it became necessary for the minority to consider what course they would adopt. Three courses were open to them.

1st. They could ask the Dominion Government to disallow the Acts.

2nd. They could resist the operation of the Acts, and thus test their validity in the courts, or,

3rd. They could appeal by petition to the Dominion Government (the Governor-General in Council), under the constitution of the province, for some remedial order.

It must have been apparent from the first that the Dominion Government would not disallow the Acts in question, as their operation and effects were entirely local, and confined to the province, and did not interfere with or trench upon the rights or powers of the Federal Government.

If they were to adopt the third course, and appeal to the Dominion Government for a remedial order—what would the Dominion Government say? Naturally, they would say to the applicants—"The Acts you are appealing against may be *ultra vires* and void; we are not a tribunal constituted to determine such questions—that is the province of the courts. If the courts hold that the Acts are of no validity, you are not affected by them. They are only so much waste paper; the previous law is not repealed, and you have no grievance. If, on the other hand, the courts hold the Acts to be valid and constitutional, you can then come to us with your appeal, as provided in the Constitution of your province, and we will then hear your petition, and will make such remedial order as the facts and circumstances of the case and as