

*Criminal Code*

a fine in the opinion of the magistrate would meet the ends of justice. It would also pay dividends to the Canadian people as a whole by reducing the numbers of those in Canadian jails, which numbers are as high as if not higher than those of any nation among the free nations.

You and I must consider that every year 100,000 Canadians go to jail, a considerable percentage because of their inability to pay a fine. We must realize that something should be done to remove from Canada's name a record which is unenviable and which is certainly not justified on the basis of modern criminology. It is not as though I were bringing to this house something that has not been tried. I bring to this house an amendment which has behind it more than 40 years' experience of trial experiment in Great Britain. It has been found to be successful; it has brought about an amelioration of conditions in Great Britain in a penological way. It has reduced the number of Englishmen, Scotsmen and Irishmen who find themselves at some time or another in jail. It has done something more; it has reduced the numbers in penal institutions of those who later in life under our system, because they have had a previous jail sentence, are often denied that consideration to which they should be entitled on the commission of a latter offence.

I commend this amendment to the attention of the house, not only in the interests of the individual who is unable to pay a fine but also in the wider sense of its contribution to better Canadian citizenship and its contribution toward the raising of our penological standards and the emptying of our jails of many who should not be there.

The house divided on the motion (Mr. Diefenbaker) which was negatived on the following division:

## YEAS

## Messrs:

Balcer	Holowach
Barnett	Johnston (Bow River)
Bell	Jones
Blackmore	Knight
Blair	Knowles
Bryce	Low
Cameron (Nanaimo)	MacLean
Castleden	McBain
Charlton	McCullough (Moose Mountain)
Churchill	McGregor
Diefenbaker	Michener
Dinsdale	Mitchell (London)
Drew	Monteith
Ellis	Nesbitt
Fulton	Nicholson
Hahn	Nickle
Hamilton (York West)	Pearkes
Hansell	Quelch
Herridge	Rea
Hodgson	

[Mr. Diefenbaker.]

Rowe  
Smith (Battle River-Camrose)  
Stanton  
Stewart (Winnipeg North)  
Thomas

Tustin  
White (Hastings-Frontenac)  
White (Middlesex East)  
Winch  
Yuill  
Zaplitzny—50.

## NAYS

## Messrs:

Anderson	Langlois (Berthier-Maskinonge-Delanaudiere)
Applewhaite	Langlois (Gaspé)
Ashbourne	Lapointe
Batten	Lavigne
Benidickson	Leduc (Gatineau)
Bennett	Leduc (Jacques Cartier-Lasalle)
Blanchette	Lefrançois
Boisvert	Legare
Bourget	Lesage
Bourque	Lusby
Breton	MacDougall
Brisson	MacEachen
Brown (Essex West)	MacNaught
Bruneau	Macnaughton
Buchanan	McCann
Byrne	McCubbin
Cameron (High Park)	McCulloch (Pictou)
Campney	McDonald
Cannon	McIlraith
Caron	McIvor
Carrick	McMillan
Carter	McWilliam
Cavers	Masse
Clark	Michaud
Cloutier	Mitchell (Sudbury)
Crestohl	Monette
Dechene	Pearson
Decore	Pickersgill
Demers	Pinard
Deslières	Pommer
Dickey	Power (Quebec South)
Dumas	Power (St. John's West)
Dupuis	Proudford
Fairey	Prudham
Follwell	Purdy
Fontaine	Ratelle
Forgie	Reinke
Fraser (St. John's East)	Richard (Ottawa East)
Garland	Richard (St. Maurice-Lafleche)
Gauthier (Lake St. John)	Richardson
Gauthier (Nickel Belt)	Roberge
Gauthier (Portneuf)	Robertson
Gingras	Robichaud
Gingues	Robinson (Simcoe East)
Goode	Ross
Gourd (Chapleau)	Rouleau
Gregg	St. Laurent (Quebec East)
Habel	Schneider
Hardie	Shipley, Mrs.
Harris	Simmons
Harrison	Sinclair
Healy	Stick
Hellyer	Stuart (Charlotte)
Henderson	Thibault
Henry	Tucker
Hosking	Villeneuve
Houck	Weaver
Howe (Port Arthur)	Weir
Huffman	Weselak
Hunter	Winters—125.
James	
Jutras	
Kirk (Shelburne-Yarmouth-Clare)	
Lafamme	
Lafontaine	

Mr. Speaker: I declare the motion lost.