

say. Many things have happened in the past. Strikes have taken place without a board being applied for, which is undesirable, and when these strikes have taken place I do not think there has been one case in which it has not been alleged that it was the other fellow's business to make application for the board. That has been the claim on both sides. We want to place clearly the responsibility for making the applications. We think this will help do that, and I have never before heard the contention that it would not be an additional help if we could place the responsibility for applying for the board.

Mr. BOYS: I do not see that that explanation disposes of the matter. Suppose the application is not made, are we any further ahead than we are at the present time?

Mr. MURDOCK: No, sir.

Mr. BOYS: I would like the hon. member to explain the improvement the proposed amendment will bring about.

Mr. MURDOCK: The improvement would be that we would, at least, know definitely under the proposed change who it was that had failed to exercise the obligation as a citizen of Canada, whether it was the employer or the employee. We want to place the responsibility for failure to do the thing which the public expects shall be done on the part of an employer or on the part of the employee.

Mr. BOYS: If neither responds, I do not know how you will fix responsibility. They are both in default.

Mr. MACKENZIE KING: I think I can explain the matter. I remember the question coming up on different occasions when I had to do with the administration of the act. The purpose of the law is to prevent any sudden change of conditions in regard to those utilities to which the act applies. If the employer changes the conditions, where the law provides that there may be no strike or lockout as a consequence of the change, the working man may claim—and I think my hon. friend will see that there is a sense of fairness in it—that it is but right that, inasmuch as the employer has made the change, he should ask for a board, rather than that the employee should be put in the position of appearing to be the party always agitating for a board. It simply puts on the person the onus responsible for the change in conditions of asking for the board, to avoid a strike or lockout. The result is the same, but it does not put the opposing party in a false

position. If the workmen ask for a change in wages or hours, the employer need not threaten a lockout before a board is appointed. It is up to the workmen themselves to ask for a board, they being the ones who are responsible for the change in that case. It is a matter simply of trying to place, so far as the public are concerned, the onus of asking for a board on the party who is responsible for the change in conditions.

Section agreed to.

Bill reported, read the third time and passed.

#### TRADE MARK AND DESIGNS ACT AMENDMENT

Hon. J. A. ROBB (Minister of Trade and Commerce) moved the second reading of Bill 21, to amend the Trade Mark and Designs Act.

Mr. BOYS: I do not think this bill was mentioned last night as one of the matters which was to have been considered to-day, and I happen to know that the hon. member for South Wellington (Mr. Guthrie) has given this subject some attention.

Mr. ROBB: I know the hon. member for South Wellington is particularly interested in the Copyright Act. This is not the Copyright Act.

Mr. BOYS: I understood he had gone into this as well. I do not want to see the business of the House held up; but if some other business could be gone on with, I should be glad.

Mr. MACKENZIE KING: Would Bill No. 20, to amend and consolidate the Acts relating to Patents of Invention be all right?

Mr. BOYS: The hon. member for Vancouver Centre (Mr. Stevens) is devoting himself to that, and he is at present in the Banking and Commerce committee. The great trouble is that all these members are engaged on various committees, and it is difficult to have them in the House. If the Prime Minister particularly wants to take up this bill, I will get the hon. member at once.

Mr. MACKENZIE KING: I will agree to whatever my hon. friend wishes.

Mr. ROBB: The bill to amend the Trade Mark and Design Act is only a minor one, and we could go on with that while the hon. member is getting the hon. member for Vancouver Centre.

Mr. BOYS: The hon. member for South Wellington is gone, and I am told that his papers are at his house; but I am quite will-