

To that also I think no exception will be taken. Apparently it is something omitted from the Act.

The last clause has to do with making signals:

(1) No person shall make, aid, or assist in making any visual, sound, radio or other signal in or on board or from any ship or boat, or from any part of the coast or shore of Canada, or within three marine miles of any part of the coast or shore, for the purpose of giving notice to any person on board any smuggling ship or boat, whether any person so on board of such ship or boat be or be not within distance to notice or receive any such signal; and if any person contrary to the Customs Act, shall make or cause to be made, or aid or assist in making any such signal, he shall be liable on summary conviction before two justices of the peace to a penalty not exceeding two hundred dollars and not less than fifty dollars, or to imprisonment for a term not exceeding one year and not less than one month, or to both fine and imprisonment; and it shall not be necessary to prove on any information in such case that any such ship or boat was actually on the coast.

(2) If any person be charged with having made or caused to be made, or for aiding or assisting in making, any such signal aforesaid, the burden of proof that such signal so charged as having been made with intent and for the purpose of giving such notice as aforesaid was not made with such intent and for such purpose, shall be upon the defendant against whom such charge is made.

It is only reasonable that the burden of proof should be on the person so charged.

Hon. Mr. SINCLAIR: If I understood the right honourable gentleman's explanation of section 2, it provides that excise duty and sales tax shall be disregarded in computing the value for duty purposes.

Right Hon. Mr. MEIGHEN: It may be done by Order in Council. Heretofore there was no such power.

Hon. Mr. SINCLAIR: It does not mean a remission of the sales tax?

Right Hon. Mr. MEIGHEN: Oh, no.

The motion was agreed to, and the Bill was read the second time.

THIRD READING

Right Hon. Mr. MEIGHEN moved the third reading of the Bill.

The motion was agreed to, and the Bill was read the third time, and passed.

REPRESENTATION BILL

THIRD READING

Right Hon. Mr. MEIGHEN moved the third reading of Bill 116, an Act to amend the Representation Act, 1933.

Right Hon. Mr. MEIGHEN.

He said: Before the question is put, I would ask the honourable senator from Saltcoats (Hon. Mr. Calder) to explain the Bill. He has studied the original measure and is fully conversant with the matter.

Hon. Mr. CALDER: Honourable members, the explanation is simple. The Representation Act of last session, chapter 54, created all the new seats for the next Parliament. Section 7 provides:

• This Act shall take effect only upon the dissolution of the present Parliament.

The amendment is necessary in order that the machinery to be provided under the new Franchise Bill, now before the other House, may function prior to dissolution.

Right Hon. Mr. GRAHAM: This measure is not retroactive; it is prospective.

Right Hon. Mr. MEIGHEN: Yes, prospective.

The motion was agreed to, and the Bill was read the third time, and passed.

RADIO BROADCASTING BILL

THIRD READING

Right Hon. Mr. MEIGHEN moved the third reading of Bill 126, an Act respecting Radio Broadcasting.

He said: This is a very simple Bill. It contains one section:

The provisions of the Act to amend The Canadian Radio Broadcasting Act, 1932, chapter thirty-five of the Statutes of 1932-33, are hereby re-enacted, except that in section four thereof the year 1935 shall be substituted for 1934.

It merely extends the Act for one year.

Right Hon. Mr. GRAHAM: It opens up an opportunity for quite a few remarks.

Hon. Mr. CALDER: I understand that the law at present in effect is in force only from year to year. The law was so framed in order that Parliament might have an opportunity of changing it.

Hon. Mr. DANDURAND: And although a prolonged inquiry took place in a committee of the other House, there was not sufficient time to reach a conclusion; so the matter remains as it is until next session.

The motion was agreed to, and the Bill was read the third time, and passed.

CUSTOMS TARIFF BILL

FIRST READING

A message was received from the House of Commons with Bill 125, an Act to amend the Customs Tariff.

The Bill was read the first time.