

TABLE OF ACTS, 1896-98.—*Continued.*

## NOVA SCOTIA.

| Act.                                                            | Title.                                                                               | Reasons for Objection or Comment.                                                                                                                                                                                                                                                                                                                       | Page. |
|-----------------------------------------------------------------|--------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
| 59 Viet., 1896, chap. 17.                                       | An Act to amend chapter 104, Revised Statutes, entitled: "The Judicature Act, 1894." | Subsection 2 of section 2 is <i>ultra vires</i> as limiting the class from which Judges of the Supreme Court may be selected. Scope of selection cannot be limited by Provincial enactment.                                                                                                                                                             | 12    |
| Chap. 1...                                                      | An Act respecting the Executive Administration of the laws of this Province.         | Statute is similar to 51 Viet., chap. 5 (Ontario). Legislation upheld by Provincial Courts and by Supreme Court. See Dominion and Provincial Legislation 1897-98, pp. 206-213.                                                                                                                                                                          | 15    |
| Chap. 11...                                                     | An Act to provide for the supplying the Town of North Sydney with water.             |                                                                                                                                                                                                                                                                                                                                                         |       |
| Chap. 97...                                                     | An Act to incorporate the Oxford Water and Power Supply Co. (Limited).               | Sections of Act authorize construction of certain works on rivers. Is Legislation affecting rivers which under B. N. A. Act, are claimed by Dominion.                                                                                                                                                                                                   | 15    |
| Chap. 101...                                                    | An Act to incorporate the Young Brothers Company (Limited).                          |                                                                                                                                                                                                                                                                                                                                                         |       |
| 59 Viet., 1896, chap. 93.                                       | An Act to incorporate the Home Fire and Marine Insurance Company (Limited).          | Powers granted as to business of Fire and Marine Insurance are practically unlimited, and Company is authorized to do Marine Insurance anywhere in the world. Business authorized to be done is therefore not strictly confined to province. B. N. A. limits jurisdiction of Provincial Legislature as to incorporation of companies.                   | 17    |
| 60 Viet., 1897, chap. 3.                                        | An Act to expropriate lands for an Annual Provincial Exhibition.                     | Act objected to by petitioners as being unnecessary exercise of power of eminent domain, takes land of citizens for no object of public utility, prevents lands better suited being taken, and on other grounds. On examination considered not within undoubted authority of Provincial Legislature.                                                    | 31    |
| Chapters 27, 81, 82, 83, 95, 102, 103, 104, 105, 109, 111, 112. | For titles of these Acts. See page 32...                                             | Acts contain sections dealing with question of aliens.                                                                                                                                                                                                                                                                                                  | 32    |
| Chapters 32, 63, 103, 104, 106.                                 | For titles of these Acts. See pages 32 and 33.                                       | Contain provisions authorizing companies to enter on beds of rivers, take water therefrom or construct works therein. Validity of such provisions depend upon a question which is still <i>sub judice</i> .                                                                                                                                             | 33    |
| Chapters 95, 97, 98, 100, 102, 105, 107, 109.                   | For titles of these Acts. See page 33...                                             | Acts contain provisions authorizing companies to construct railways, telegraph and telephone lines without defining limits. Also authorizes companies to acquire ships, streams, ports, freight, &c., without defining limits or terminal points. Absence of express limitation to provincial territory of undertakings mentioned, should be rectified. | 33    |
| Chap. 113...                                                    | An Act to incorporate the Missisquoi Marsh Company (Limited).                        | Company authorized to acquire and sell lands elsewhere than in province. Is therefore <i>ultra vires</i> of powers conferred on Legislature by B. N. A. Act.                                                                                                                                                                                            | 34    |