

APPENDIX

EXTRACT FROM THE SENATE AND HOUSE OF COMMONS ACT
(R.S.C. 1927) CHAPTER 147, SECTIONS 21 AND 22

MEMBERS OF THE SENATE

21. No person, who is a member of the Senate, shall directly or indirectly, knowingly and wilfully be a party to or be concerned in any contract under which the public money of Canada is to be paid.

2. If any person, who is a member of the Senate, knowingly and wilfully becomes a party to or concerned in any such contract, he shall forfeit the sum of two hundred dollars for each and every day during which he continues to be such party or so concerned.

3. Such sum may be recovered from him by any person who sues for the same, in any court of competent jurisdiction in Canada.

4. This section shall not render any senator liable for such penalties, by reason of his being a shareholder in any incorporated company, having a contract or agreement with the Government of Canada, except any company which undertakes a contract for the building of any public work. R.S., c. 10, s. 20.

MEMBERS OF THE SENATE AND OF THE HOUSE OF COMMONS

22. No member of the Senate or of the House of Commons shall receive or agree to receive any compensation, directly or indirectly, for services rendered, or to be rendered, to any person, either by himself or another, in relation to any bill, proceeding, contract, claim, controversy, charge, accusation, arrest or other matter before the Senate or the House of Commons, or before a committee of either House, or in order to influence or to attempt to influence any member of either House.

2. Every member of the Senate offending against this section shall be liable to a fine of not less than one thousand dollars and not more than four thousand dollars; and every member of the House of Commons offending against this section shall be liable to a fine of not less than five hundred dollars and not more than two thousand dollars, and shall for five years after conviction of such offence, be disqualified from being a member of the House of Commons, and from holding any office in the public service of Canada.

3. Any person who gives, offers, or promises to any such member any compensation for such services as aforesaid, rendered or to be rendered, shall be guilty of an indictable offence, and liable to one year's imprisonment and to a fine of not less than five hundred dollars and not more than two thousand dollars. R.S., c. 10, s. 21.

MEMORANDUM OF ARGUMENT ON BEHALF OF THE HON.
ANDREW HAYDON

1. The Order of Appointment is "for the purpose of taking into consideration the Report of a Special Committee of the House of Commons in so far as the said Report relates to any Honourable Members of the Senate." Reference is, therefore, to be had only to the Report itself and to the matters therein contained relating to any Honourable Members of the Senate. This is the scope of the Inquiry.