

HOUSE OF COMMONS

Wednesday, July 27, 1960

The house met at 11 a.m.

BRITISH NORTH AMERICA ACT

SUBSTITUTION OF ADDRESS RESPECTING TENURE OF OFFICE OF JUDGES

On the order: Government notices of motions:

July 25—The Prime Minister—The following proposed motion:—That the resolution adopted by this house on the 14th day of June, 1960 and reading as follows:

“Resolved, that a humble address be presented to Her Majesty the Queen in the following words: To the Queen's most excellent majesty:

Most gracious sovereign:

We, Your Majesty's most dutiful and loyal subjects, the commons of Canada in parliament assembled, humbly approach Your Majesty, praying that you may graciously be pleased to cause a measure to be laid before the parliament of the United Kingdom to be expressed as follows:

An act to amend the British North America Act, 1867.

Whereas the Senate and House of Commons of Canada in parliament assembled have submitted addresses to Her Majesty praying that Her Majesty may graciously be pleased to cause a measure to be laid before the parliament of the United Kingdom for the enactment of the provisions hereinafter set forth:

Be it therefore enacted by the Queen's most excellent majesty, by and with the advice and consent of the lords spiritual and temporal, and commons, in this present parliament assembled, and by the authority of the same, as follows:

1. Section ninety-nine of the British North America Act, 1867 is hereby repealed and the following substituted therefor:

“99. (1) Subject to subsection two of this section, the judges of the superior, district and county courts shall hold office during good behaviour, but shall be removable by the Governor General on Address of the Senate and House of Commons.

(2) A judge of a superior, district or county court, whether appointed before or after the coming into force of this section, shall cease to hold office upon attaining the age of seventy-five years, or upon the coming into force of this section if at that time he has already attained that age.”

2. This act may be cited as the British North America Act, 1960, and the British North America Acts, 1867 to 1952, and this act may be cited together as the British North America Acts, 1867 to 1960.

3. This act shall come into force on the first day of March, nineteen hundred and sixty-one. be rescinded, and that the following resolution be substituted therefor:

Resolved, that a humble address be presented to Her Majesty the Queen in the following words: To the Queen's most excellent majesty:

Most gracious sovereign:

We, Your Majesty's most dutiful and loyal subjects, the commons of Canada in parliament

assembled, humbly approach Your Majesty, praying that you may graciously be pleased to cause a measure to be laid before the parliament of the United Kingdom to be expressed as follows:

An act to amend the British North America Act, 1867.

Whereas the Senate and House of Commons of Canada in parliament assembled have submitted addresses to Her Majesty praying that Her Majesty may graciously be pleased to cause a measure to be laid before the parliament of the United Kingdom for the enactment of the provisions hereinafter set forth:

Be it therefore enacted by the Queen's most excellent majesty, by and with the advice and consent of the lords spiritual and temporal, and commons, in this present parliament assembled, and by the authority of the same, as follows:

1. Section ninety-nine of the British North America Act, 1867 is hereby repealed and the following substituted therefor:

“99. (1) Subject to subsection two of this section, the judges of the superior court shall hold office during good behaviour, but shall be removable by the Governor General on address of the Senate and House of Commons.

(2) A judge of a superior court, whether appointed before or after the coming into force of this section, shall cease to hold office upon attaining the age of seventy-five years, or upon the coming into force of this section if at that time he has already attained that age.”

2. This act may be cited as the British North America Act, 1960, and the British North America Acts, 1867 to 1952, and this act may be cited together as the British North America Acts, 1867 to 1960.

3. This act shall come into force on the first day of March, nineteen hundred and sixty-one.

Mr. Speaker: Pursuant to section 2 of standing order 21 this government notice of motion stands transferred to and ordered for consideration under government orders at the next sitting of the house.

STARRED QUESTIONS

UNEMPLOYMENT INSURANCE FUND

Question No. 205—Mr. Robichaud:

What was the amount to the credit of the unemployment insurance fund as of June 30, 1957, 1958, 1959 and 1960?

Hon. Michael Starr (Minister of Labour):

Mr. Speaker, the answer to this question is as follows:

June 30, 1957	\$852,729,261.78
June 30, 1958	\$644,520,634.54
June 30, 1959	\$434,152,690.64
June 30, 1960	\$296,187,477.10

C.N.R. CAR ICING, MONCTON AND JOFFRE

Question No. 206—Mr. Fisher:

1. Has the Canadian National Railways considered contracting out the icing of cars at Moncton and Joffre in the past year?