

the right not to have the state, as we find even in a province in Canada today, setting up an industry alongside you, free from taxation and subsidized by the state, whereby your own living is taken away from you—should these rights, I ask, be liable to be taken away from the people by a mere majority in parliament?

I grant that in a democratic state there is no question about it that what the majority want to do they will ultimately find a way of doing; but the question is whether that right should be given to a mere majority in parliament, which may not have the support of the majority of the people.

What are some of these rights which, I suggest, should not be subject to the will of a majority in parliament? I suggest the right to freedom from arrest as one of them. I suggest, freedom not to be dealt with in any way by the government except by due process of law. These rights should not be taken away by mere vote of parliament. I suggest, again, the right not to be arbitrarily detained; that should not be taken away by a mere vote of parliament.

Mr. KNOWLES: Or by the government.

Mr. TUCKER: The government in Canada does not and has not taken it away unless parliament gives it or has given it the right. Let my hon. friend not pretend that that has ever happened in Canada. Anything the government has done in the last few years has been done by virtue of a vote of this parliament.

Mr. FULTON: Kept secret for a long time though.

Mr. TUCKER: The power was given the government by vote of parliament.

Mr. FULTON: But kept secret—

Mr. TUCKER: Will my hon. friend please allow me to proceed. I shall come to that argument in due course. I suppose I might as well deal with it at once. I am not finding fault with what is done in days of crisis when the very safety of the state itself is involved. If people are ready to see the state decline to defend itself and would rather have it go down because it fears to have the government resort to means that are necessary for its defence, then by that very fact all liberties might be lost. I think much too much has been made about what has been done by the government pursuant to the powers given it by this parliament for the preservation of the country's safety in time of war and in time

of crisis. I am not talking now about that. I am talking about ordinary peace time when there is no crisis.

Another right which I suggest must not be taken away is freedom from oppression by government. Do not let anyone think that does not happen in Canada today. I will give the case of a trapper named Wilson who had the exclusive right to trap over a leased area for ten years in Saskatchewan on payment of \$25 a year. The government moved in and gave that right to somebody else. They gave other people the right to trap the muskrats off the leased premises.

Mr. TOWNLEY-SMITH: How many muskrats?

Mr. TUCKER: That has nothing to do with the matter. The point is that they entered in and trapped the muskrats off. This man then said to the government, "You have broken my lease from His Majesty the King", and he asked the right to go into the courts and prove his damage. But he was refused that right, and on top of that the government paper, the *Saskatchewan News*, issued at public expense in Saskatchewan, berated, abused and slandered him and those who took up his cause. These are facts that I am stating. Let no one say that no government whatever in Canada today has oppressed the citizens of the country.

Then what about the right to use public moneys to start a business next door and then say that government business shall not be subject to taxation, and thereby drive citizens who are taxpayers out of business? Is that not using the power of the state to oppress the citizen? That is happening in my province. Then what was done, for example, in regard to fire insurance? There are throughout Saskatchewan hundreds of insurance agents, some of them representing co-operative insurance companies, who have made it their lifelong business to engage in this work. The state there stepped in and said that any institution that took a grant from the government has to take its fire insurance business from the government. Then the government went around and appointed their political friends to handle that business. Is that not taking away the right of the citizen to make his living?

Mr. KNOWLES: Louder, please.

Mr. TUCKER: I know my hon. friends cannot answer that, and so they try to laugh it off. But that is not sufficient.

The right of freedom of speech is another right that should not be taken away by the