

Some Hon. SENATORS: Content.

The Hon. the CHAIRMAN: Those opposed to the amendment will please say "Non-content."

Some Hon. SENATORS: Non-content.

The Hon. the CHAIRMAN: In my opinion, the Non-contents have it.

Some Hon. SENATORS: Vote!

The Hon. the CHAIRMAN: All in favour of the amendment will please stand.

The CLERK: Fifteen.

The Hon. the CHAIRMAN: All those opposed to the amendment will please stand.

The CLERK: Fifteen.

The Hon. the CHAIRMAN: I declare the amendment lost.

Hon. Mr. CRERAR: I do not quite understand, Mr. Chairman. I thought the number in favour of the amendment was fifteen, and the number opposed, fourteen.

The Hon. the CHAIRMAN: The number opposed was fifteen, counting the vote of the Chair.

Hon. Mr. MORAUD: With all due respect, Mr. Chairman, may I ask if a majority is not needed to reject an amendment? If the vote was 15 to 15, I do not see how the amendment can be declared lost.

The Hon. the CHAIRMAN: I understand the rule to be—I have not got it at hand just now—that the Speaker of the Senate or the Chairman of the Committee of the Whole has the same right to vote that any other senator has, and that in the event of a tie he has the casting vote.

Hon. Mr. MORAUD: There was no tie; it was fifteen to fourteen.

Hon. Mr. EULER: It was fifteen to fourteen until the Chairman voted, as he had a right to do, and that made it a tie.

Hon. Mr. MORAUD: Is it possible to have a second vote?

Hon. Mr. BALLANTYNE: Let us have the vote again. I am not satisfied with the decision, and I appeal to the Chair to have the vote taken again.

The Hon. the CHAIRMAN: If that is the wish of the committee, I will not raise any objection.

All those in favour of the amendment will please rise.

The CLERK: Fifteen.

The Hon. the CHAIRMAN: All those opposed to the amendment will please rise.

The CLERK: Seventeen.

Hon. Mr. BENCH: I understood that there were some pairs. In the light of information given to me in that regard, I was surprised to see certain senators vote on this amendment.

Hon. Mr. EULER: The same information was given to me, Mr. Chairman. A certain senator who could not be here said he had arranged with another member not to vote.

Hon. Mr. BALLANTYNE: Furthermore, may I ask the Chair if votes can be counted after the doors have been practically closed?

Hon. Mr. MURDOCK: So long as a senator is in when the vote is taken, surely he has the right to vote.

Hon. Mr. MORAUD: He has to hear the question, at least.

The Hon. the CHAIRMAN: I declare the amendment lost.

Hon. Mr. CALDER: On what vote?

The Hon. the CHAIRMAN: On the vote asked for by the leader of the Opposition (Hon. Mr. Ballantyne); on the second vote.

Hon. Mr. CALDER: If one or two members come into the house after a vote has been taken, as this first vote was, and for some reason or another a second vote is called for, surely those who came in after the original vote was taken and announced should not be counted.

Hon. Mr. MURDOCK: This was not a vote in which the names of the Contents and Non-contents were recorded. Surely any senator who comes into the house before a vote of this kind is to be taken—whether it is the first, second or third—should have a right to vote.

Hon. Mr. BALLANTYNE: Will the honourable gentleman from Parkdale (Hon. Mr. Murdock) tell me where the two additional members came from? They were not here when the first vote was taken. Where did they appear from?

Hon. Mr. MURDOCK: One distinguished senator walked in the door while we were arguing about the first vote, and another distinguished senator who did not vote the first time rose the second time.

Hon. Mr. DUPUIS: May I say, for the comfort of those who lost, that on the basis of the first vote, fifteen to fifteen, the Chairman's decision that the amendment was lost was a proper decision according to the rules