

Provinces; Parliament may, notwithstanding anything in the Act, exclusively make laws in relation to all matters enumerated in section 91, whether these come within the subjects-matter enumerated in sect. 92, or not; and if any matters enumerated in sect. 91 do come within those enumerated in section 92, they shall not be deemed to do so, so as to prevent the effectual, *bona fide*, legislation by Parliament, on the subjects-matter enumerated in section 91.

Then, it now remains, merely, for us,—summarizing from our entire discussion,—categorically to answer the questions we placed before us at the beginning of this treatise, (see *ante*, p. 7); and, making the answers as much of the nature of definitions as the nature of the case will admit of, we say, as the law under the Act, all the badly decided cases in the Privy Council, or elsewhere, to the contrary, notwithstanding:—

1. The Local Legislatures have the right and power, in the first instance, (i. e., before Parliament has effectually legislated so as to affect the particular subject-matter in section 92), to legislate on all subjects-matter enumerated in the 92nd section, within these subjects-matter, not farther on them within the subjects-matter enumerated in section 91. For example, the Local Legislatures can legislate on the solemnization of marriage, but no farther than that within the subject of marriage; on licenses, &c., under the 9th sub-section; but no farther than that, on that subject, within the subject of regulation of trade and commerce; on the subject of property and civil rights, but no farther than that to make it a legislation on trade and commerce; on bankruptcy and insolvency, or on any of the other subjects-matter enumerated in section 91; &c., &c.

2. Parliament has the right and power to legislate for the peace, order and good government of Canada, on all matters not coming within the classes of matters enumerated in section 91; and effectually and *bona fide* on all subjects-matter enumerated in section 91, no matter how much such effectual and *bona fide* legislation on such subjects-matter in section 91, may come within, interfere with, over-ride, over-bear, destroy, supersede or exclude the right and power of the Local Legislatures to legislate on the subjects-matter enumerated in section 92.

3. After Parliament has so effectually and *bona fide* legislated on the subjects-matter in section 91, as to have affected the subjects-matter in section 92, the Local Legislatures have the right and power to legislate on the subjects-matter enumerated in section