

cause we are going to find ourselves in this position. The order in council respecting the Japanese is now before the courts for interpretation. While that is the case parliament passes a citizenship bill which in part goes contrary to the provisions of the order in council. If the statement made by my hon. friend is correct, with which I agree, that the act of parliament is superior to the order in council—

Mr. MARTIN: It does not affect the order in council. They are two separate matters.

Mr. DIEFENBAKER: Oh, no. The order in council affects citizens of this country, and we are now passing an act of parliament granting rights to citizens different from those provided under the order in council. I think it is a matter which deserves serious consideration and on which an opinion of the law

officers of the crown should be secured. If my view is correct, and it is supported by my hon. friend the Secretary of State, then we are going to find ourselves in a most peculiar position.

The ACTING CHAIRMAN (Mr. Golding): I wonder if we could deal with the amendment proposed by the hon. member for Winnipeg North, that section 21(1)(d) be deleted and the following substituted therefor: has been convicted of treason or sedition by a court of competent jurisdiction.

Shall the amendment carry?

Some hon. MEMBERS: Eleven o'clock.

Progress reported.

At eleven o'clock the house adjourned, without question put, pursuant to standing order.

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END OF VOLUME I