

certain other concessions of considerable value in connection with the existing loan. It does not matter whether we are giving them the money or lending it to them; they come to us and ask us to lend them \$5,000,000 in cash, and alter the existing arrangement about some other millions. Then I think when the company come to the Government, who represent the country, and ask them to grant them favors, Parliament has a right to say "we shall do what you wish, but we shall do it on certain conditions," and now the question is whether the condition proposed in the amendment of the hon. gentleman from New Westminster, is a reasonable one or not. Looking at all that has taken place, I think it is a perfectly reasonable condition. I quite concur in what the Minister of Justice said as to the propriety of giving up the land grant west of Port Moody, once the Government had decided that the western terminus should be at Port Moody. But if the western terminus of the road is at Port Moody for the purpose of the land grant, then it should be at Port Moody for the purpose of the terminal buildings also. I cannot see how the Minister can very well get out of that dilemma. If Port Moody is, as far as the Government are concerned, the western terminus of the road, then those terminal buildings which the Government were bound by the statute of 1881 and the agreement embodied in the statute to erect at the western terminus should be erected at Port Moody and no other place.

HON. MR. MACDONALD—That was not touched by the Minister of Justice.

HON. MR. POWER—It was touched by the Minister of Justice, but he did not deal with it in a satisfactory way. The Minister stated that there was no intention, as far as he knew, to place the buildings anywhere except at Port Moody. If there is any doubt, and there appears to be doubt as to the exact position of this matter, and as to the relative powers of the Government and the Company in connection with the location of those terminal buildings, that doubt should be removed; and the proper way to remove it is by an amendment to this bill. It is true that the Minister of Justice has stated

that he knows nothing of any such proposed alteration in the location of the terminal buildings; but the hon. gentleman does not know everything that is going on between the Canadian Pacific Railway Company and the Railway Department; and the hon. member from New Westminster has a right to use an extract from a paper which is regarded as the organ of the Canadian Pacific Railway. He told us what had been done by the Vice-President of the Canadian Pacific Railway in connection with the Local Government of British Columbia; and in the face of the express wording of the statute Yellow Head Pass was abandoned and Kicking Horse Pass was chosen at the request of the Company. Unless we get things in a very clear and positive way there is reason to believe that the Company will succeed in having their own will; and it appears that the will of the Company is that those terminal buildings shall be located at English Bay or Coal Harbor. I think we have a right to protect the good faith of the Government, just as we have a right to protect it in connection with the shareholders of the Canadian Pacific Railway. The Minister said that in one sense Port Moody was the western terminus, and then said again that he thought the Company had a right to extend the road under their charter. The hon. gentleman from Lunenburg has dealt with the legal aspect of this matter already; but there are one or two points which I may be pardoned if I refer to. The statute of 1874 provides that the western terminus shall be at some point in British Columbia on the Pacific coast to be determined by the Governor in Council. There were two Orders-in-Council passed, one by the Mackenzie administration in May 1878, and one by the present administration in October 1879, locating the terminus of Port Moody. In the statute of 1881, and in the contract with the Government, and in the private act—the act which is embodied in that contract, Port Moody is spoken of as the terminus; and I venture to say that a court would hold that Port Moody was the legal terminus of the road, and that the Government have no right to locate the terminal buildings anywhere else. The Minister of Justice seems to think that there is some doubt about that. Now, is there