

Supply—Justice

where the federal jurisdiction is concerned. He says he knows this. I demand that he make these charges public. He has no right not to do so.

Mr. Nielsen: I do not have to make them public, Mr. Chairman. Mr. Justice Dorion has.

Some hon. Members: Oh.

Mr. Favreau: After your lying under oath.

Mr. Nielsen: Mr. Chairman, I rise on a question of personal privilege because I fear that something has gotten on the record of *Hansard* which I do not think the President of the Privy Council would want to keep there. I heard him quite plainly shout across the aisle: "You lied under oath there". That is the statement which he should withdraw if it appears on the *Hansard* record. In fact, I have put it on the record now so he must withdraw it.

[*Translation*]

Mr. Favreau: Mr. Chairman, if the expression "to lie" is unparliamentary, I must withdraw it, but I wish to add that twice, under oath before the Dorion commission he did not tell the truth.

[*English*]

Mr. Nielsen: Regardless of what the opinions of any of us may be, having read carefully the evidence contained in the proceedings before Mr. Justice Dorion—I have my own views as to the minister's evidence—a statement such as the one the minister has made in the house demands immediate withdrawal unless the hon. gentleman is prepared to make a charge and, as the rules require, stake his seat on the outcome.

[*Translation*]

Mr. Favreau: Mr. Chairman, I have here the transcript of the March 23 and 24, 1965, sittings of the Dorion commission. I will do what he never had the courage to do when asked to do it. I will state, evidence in hand, that under oath and twice before the Dorion commission, the hon. member for Yukon said in his testimony things that were not in accordance with the truth and if he wants to refer the matter to the committee on privileges and elections, I am willing to maintain the charge.

[*English*]

Mr. Nielsen: Sir, the minister has dug himself in quite deeply here. He has made a personal charge of perjury against a sitting member of this house. I am going to give him one final opportunity to withdraw the charge

he has made. If he is not prepared to do so, some procedure must be taken to ensure either a withdrawal or the loss of his seat.

An hon. Member: Maybe yours.

• (1:50 p.m.)

Mr. Nielsen: I give him this one final opportunity to make that withdrawal.

Mr. Churchill: Withdraw.

[*Translation*]

Mr. Favreau: Mr. Chairman, the only procedure is for the hon. member for Yukon to ask that the matter be referred to the committee on privileges and elections.

I said that: "Twice, under oath, he did not tell the truth, before the Dorion commission".

[*English*]

Mr. Nielsen: No. I am afraid, Mr. Chairman, that is not our procedure. When a sitting member makes a charge against another he is required to substantiate that charge. The responsibility lies on the minister, not upon me. Either he withdraws or he takes—

Some hon. Members: No.

Mr. Nielsen: Well, hon. members do not appreciate the rules. Either the minister withdraws or he must take procedures to substantiate the charges he makes or resign his seat.

Mr. Diefenbaker: Mr. Chairman, regardless of any other circumstance there must be an unequivocal withdrawal. That type of thing is not permissible. There have been several times lately when the President of the Privy Council has used the word "lie" in this house. I am not going to recapitulate—

Mr. Favreau: I withdrew the word "lie".

Mr. Diefenbaker: The other day the minister said that and was not called to order. That statement must be withdrawn unequivocally, Mr. Chairman, and no nonsense about it.

The Deputy Chairman: Does the President of the Privy Council wish to make an observation?

Mr. Nielsen: No, no, Mr. Chairman. This cannot be allowed to proceed. This is a question of privilege. The hon. member tried to split a hair by saying he withdrew the word "lie". That is so. The minister did say he withdrew the word "lie" but he replaced it with a charge that I did not tell the truth under oath on two occasions.