

Re Contention that the request and consent of the Dominion, re extension to that Dominion of an Act of U.K. Parliament provided for in Section 4 of Statute of W., could be expressed only by Parliament and not by Governor-General-in-Council:

Section 4 was a renunciation by Parliament of U.K. of its legal right to pass measures extending to Dominions, unless Dominion had requested and consented to enactment;

The exception expressed by the clause, "unless it is ... requested and consented to", recognizes that contingencies might arise in an emergency where recourse to action by U.K. Parliament might be practically unavoidable;

Hence explicitly stated that such recourse is to be taken only on initiative and request of Dominion -

In practice, Dominion must approve of draft bill to be introduced at its request in U.K. Parliament;

Obvious that the necessary request and consent can be conveyed by the Government of the Dominion -

(1) Since Section 9, sub-section 3, explicitly provides for an exception to this provision in case of Australia:

W.L.M. King Papers, Memoranda and Notes, 1933-1939  
(M.G. 26, J 4, volume 169, pages C120194-C120809)

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