

"fied with the advice tendered to Her
"if either from the suggestions of her own
"mind, or from objections which may be
"suggested to Her (by the Prince Con-
"sort), Her Majesty is of opinion that she
"will not accept the advice of the respon-
"sible Minister of the Crown, the course
"of the Crown and the Minister is equally
"open. The course of the Crown is to re-
"fuse to accept that advice of the Minis-
"ter, and the inevitable consequence to
"the Minister would be the tender of his
"resignation."

There is a long extract in Todd to the same effect from Lord Brougham's Historical Sketches, from which we shall only make a brief extract:

"It is not denied that George the Third
"sought to rule too much, it is not main-
"tained that he had a right to be per-
"petually sacrificing all other considera-
"tions to the preservation or extension of
"his prerogative; but that he only dis-
"charged the duty of his station, by
"thinking for himself, acting according
"to his conscientious opinions, and using
"his influence for giving these opinions
"effect, cannot be denied."

We need not multiply authori-
ties on a point on which there is
no difference among English States-
men. It seems clear to us that, owing
to the entire concurrence of opin-
ion between the Lieutenant-Governors of
the Province of Quebec antecedent to
Lieutenant-Governor Letellier, and the
ministers with whom they had to act, the
latter fell into the habit of ignoring the
Lieutenant-Governor altogether. That
there was an omission on the part of the
ex-ministers to make a proper submission
of the railway bill, with the reasons for
its adoption, to the Lieutenant-Governor,
we can have no doubt after reading Mr.
Chapleau's speech. There is another part
of Mr. Chapleau's speech, which in our
judgment is fatal to the ex-ministers'
position. It is as follows:—On the occa-
sion of the interview on the 28th February,
between the Lieutenant-Governor and
the Premier, the latter said, "If I under-
stand myself you are hesitating about
giving your sanction to the Quebec, Mont-
real, Ottawa and Occidental Railway." The
Lieutenant-Governor said, "That's
it." On which Mr. Chapleau remarks,
"Up to that time we thought that the only
"consequence of the misunderstanding
"which seemed to have arisen between
"the first minister and the head of the
"executive would be the demand by the
"latter for the reservation of the railway
"bill for the consideration of His Excel-
"lency the Governor-General." Else-
where Mr. Chapleau states, "In reply

"I will simply say. 1st. That the De-
"Boucherville Government never advised
"His Excellency on the subject for the very
"simple reason that they were dismissed
"before they had the opportunity of doing
"so. 2nd. That if it had had the oppor-
"tunity, the DeBoucherville Government
"would have advised His Excellency to
"refer the sanction of the law in question
"to the Governor-General as our Consti-
"tution empowered him to do." These
are most extraordinary statements for one
who professes to be a strict supporter of
Responsible government. We should like
to be furnished with a precedent within
the last century and a half for the dis-
allowance of a bill under similar circum-
stances. On what pretext could the
Lieutenant-Governor have referred the
bill for the sanction of the Governor-
General? Sir John Macdonald who, as
Minister of Justice, had first to deal with
such cases, distinctly refused to assume
the responsibility of disposing of ques-
tions with which the Local Governments
and Legislatures were competent to deal.
It has never been pretended that there
was in the opinion of the ex-ministers any
necessity for reserving this bill. Their
recommendation to reserve it, would have
been simply a device for escaping from a
difficulty in which they became involved,
owing to their original mistake in neglect-
ing to obtain the sanction of the Lieuten-
ant Governor to the introduction of the
bill. We are apt to forget when discuss-
ing this question, that the consequence
of the late rupture has been, that
everything has become public, and
we have had very full explanations of the
views of both parties to the controversy.
Had there been no rupture everything
would have been shrouded in secrecy.
Let us enquire what would have been the
consequence had the ex-ministers consult-
ed the Lieutenant-Governor on the rail-
way bill, as they were in duty bound to do.
It is clear that with his strong opinion that
the bill was "contrary to the principles of
law and justice," he would have refused
his consent to its introduction, on which
the ministers would have been bound
constitutionally to have abandoned their
bill or to have resigned, in which latter
case the crisis would have taken place be-
fore the commencement of instead of at
the end of the session. Judging from
their readiness at the last moment to re-
serve or virtually abandon their bill, they
would probably have consented never to
introduce it. We will, however, for the
sake of argument assume that they had
persuaded the Lieutenant-Governor that
his objections were unreasonable, and that
they had obtained his consent to introduce

the bill, and had carried it through both
houses, can it for a moment be imagined
that they would themselves have proposed
its reservation? Had the Lieutenant-Gov-
ernor made such a proposition, could they
with propriety have assumed the respon-
sibility of advising such a course? Mr.
Chapleau has laid down very precisely and
very correctly the doctrine of ministerial
responsibility and has shown that for the
dismissal of the ex-ministers, and all sub-
sequent acts, the new ministers must be
held responsible. This is sound constitu-
tional law, but if a bill introduced with
the sanction of the Lieutenant-Governor,
and carried through both houses had been
suddenly reserved, we feel assured that
the inference would have been that the
advice of the ministers had not been taken.
It is simply absurd to suppose that any
ministry would introduce an important
measure, like this railway bill, carry it
through both houses, and then abandon it.
It may be said that in advising the reser-
vation of the bill they relied with confi-
dence on its final passage. They were not
entitled to form any such opinion. Reser-
vation is a mere form of disallowance equi-
valent to the English form, the King or
Queen "will consider" the bill. There are
not many precedents in Canada for the re-
jection by the Representative of the Crown
of bills which had passed both Houses,
none we imagine since the introduction
of Responsible government, unless the bill
was of such a character that the governor
felt bound by the Royal instructions to
reserve it. As to the form, however, there
is a case in point. In 1843 the Liberal
administration had carried a bill affect-
ing the members of secret societies,
which was not only introduced with the
concurrence of Lord Metcalfe, but was
actually pressed upon the ministry by him
as less objectionable than the original
ministerial proposition which was to follow
the English precedent of an address from
the Commons to the Governor requesting
him to discourage such societies. No in-
timation was given of the probable dis-
allowance of the bill, but the Governor at
the close of the session reserved it for
Her Majesty's consideration, and this was
clearly understood by every one to be
equivalent to disallowance, and the bill
was never again heard of, any more than
the late railway bill will be, if the Lieuten-
ant-Governor has any influence over its
fate. It is in our judgment quite impos-
sible that the ex-ministers can shelter
themselves under the plea that they would
have advised the reservation of the bill.
The more carefully this untoward affair is
examined the more clearly will it appear
that all the irregularity which has attended