

Toronto Harbour Commissioners Act

Amendment agreed to.

Section as amended agreed to.

Sections 62 to 66 inclusive agreed to.

On section 67—*Penalty for defacing monuments.*

Mr. Quelch: I take it that among other things this section applies to the stakes that are set up. As time goes on many of these stakes are knocked over and the holes get filled up, and I should like to know if it is possible to have a resurvey on application.

Mr. Prudham: It would be made on the request of the minister in charge of the lands.

Mr. Herridge: Many of these monuments are destroyed from time to time, and I should like to know if the department has given any consideration to providing a permanent type of monument.

Mr. Prudham: The request has been made to the national research council to devise a marker which will be more or less indestructible.

Mr. Quelch: I think the idea is a good one. Many of these stakes are simply used as crowbars.

Section agreed to.

Section 68 agreed to.

On section 37—*Allowance north and south error.*

Mr. Prudham: Mr. Chairman, on the control meridian and the control chord, the margin of error permitted is 1 link per mile, and for enclosure around a section the error permitted is 3 minutes an angle and 5 links in distance.

Section agreed to.

Title agreed to.

Bill reported.

TORONTO HARBOUR COMMISSION

AMENDMENT OF ACT TO DEFINE LIMIT OF THE PORT AND AUTHORIZE COMMISSIONERS TO CONTROL CONSTRUCTION OF PIPES OR PIPE LINES

Hon. Alphonse Fournier (for the Minister of Transport) moved that the house go into committee to consider Bill No. 9, to amend the Toronto Harbour Commissioners Act.

Motion agreed to and the house went into committee, Mr. Dion in the chair.

On section 1—*Short title.*

Mr. Green: Is the parliamentary assistant going to make a statement?

Mr. Benidickson: I might say that this bill comes back from the committee on railways, [Mr. Bradley.]

canals and telegraph lines with two slight amendments. Section 3 is amended in two respects. The first is in subclause (c), and is to the effect that the authority of the Toronto harbour commissioners under this section will be subject to the Pipe Lines Act. Then it is proposed to add a subclause 6 which establishes that nothing done by reason of this section shall affect the construction or maintenance of any railway under the jurisdiction of the parliament of Canada.

Section agreed to.

Section 2 agreed to.

On section 3—*Regulation etc., of works and businesses in harbour area.*

Mr. Hees: Mr. Chairman, section 3 provides for a maximum penalty of \$1,000 for pollution of the water of the Toronto harbour. Two years ago oil was allowed to escape into Toronto bay, and this oil made it impossible for hundreds of thousands of Toronto residents to use the bay for bathing purposes during the greater portion of that summer. I do not think the maximum penalty of \$1,000 is sufficient to ensure that oil companies will pay enough attention to safety measures so that oil will not escape into Toronto harbour in the future. I believe the maximum penalty should be increased to \$10,000. Only an amount of that magnitude will impress upon the large oil companies the necessity of making sure that such failures do not occur again. I feel that the uninterrupted use of the water in Toronto bay is too important to the citizens of Toronto to take any chance on its being polluted due to the carelessness of oil companies. I should like to recommend to the government that they increase the maximum penalty to \$10,000.

That would not mean that if oil escaped the company would have to pay \$10,000 automatically. It would be brought into court, and if the company were found guilty of carelessness or negligence then a fine of \$10,000 would not be too large. The hundreds of thousands of people who are not fortunate enough to get away to summer resorts are caused great inconvenience when they cannot use the bay for bathing, boating and so on. I should like to recommend that change in section 3.

Mr. MacDougall: It also increases the fire hazard.

Mr. Hees: Yes, it does.

Mr. Benidickson: I am sure the Toronto harbour commissioners will give some consideration to that when they read the remarks of the hon. member for Broadview. I remind the hon. member that these amendments come