

ting at which the motion is moved. If the motion is intended to have a longer or greater effect and to postpone the consideration of a clause to a fixed date later on than the date when the consideration of the Bill is resumed, in order to prevent the committee, if it meets on that date, from being seized of the consideration of that clause, I submit that when the right hon. the Premier moved yesterday that the consideration of this clause be postponed, the effect of his motion ceased when the House rose and reported progress; that, as a new sitting of the House has taken place, as the House has gone into Committee of the Whole to-day to consider this Bill, and as no time was fixed in the motion carried at the request of the Premier yesterday, that motion has lost its effect, the postponement created by it is over, and I submit that clauses 2 and 3, stand to-day before this Committee for their full consideration.

The CHAIRMAN: I cannot see any authority or any ruling for that. The only rule I see is the rule which I have just quoted.

Mr. MACDONALD: What about rule 36?

The CHAIRMAN: I understand that I have to call the clauses in their order unless some definite rule is given to me. I understand that the committee, when it resumes its work, takes the work up at exactly the point where it has been left off, without going back.

Mr. MACDONALD: Let me point out to the Chairman that in his ruling he has not considered the point which I have raised, nor has he considered the situation under rule 36, which says that the only motion which can be made when a question is under debate is to postpone the debate to a day certain. That is the only way in which the postponement of a debate or of the consideration of a question can be carried over to another day. The committee can during a particular sitting decide that it will let a certain clause stand over for the time being. That was the motion moved by the Premier.

The CHAIRMAN: Rule 6, applies to the House, and not to the committee.

Mr. MACDONALD: If my hon. friend will look at page 8, rule 13, sub-section 4, he will see that it applies especially to the committee.

Mr. MIDDLEBRO: The rule which my hon. friend has quoted refers evidently to proceedings in the House alone. For instance, it refers to the adjournment of the House. There is no such rule in the committee.

Mr. GRAHAM: Can there be debate in committee?

Mr. MIDDLEBRO: It refers also to the previous question. Bourinot states dis-

Mr. MACDONALD.

tingly that the previous question cannot be moved in committee. We discussed that, and we came to the conclusion that it could not be moved in committee. The Orders of the Day also do not refer to the committee. Therefore all these matters referred to in rule 36 cannot apply to this committee. My hon. friend's argument is based upon an improper foundation.

Mr. MACDONALD: If my hon. friend tried to argue his lawsuits in court on that basis, he would not get on very well. A motion to postpone a debate to a day certain can be moved in the committee. It is only the addition of the words 'a day certain' to the motion moved by the right hon. the Premier. What my hon. friend has said is no answer to the provision contained in rule 13, sub-section 4, which says:

The rules of the House shall be observed in the Committee of the Whole House so far as may be applicable.

Therefore, even where you have a rule which on the face of it may refer to proceedings of the House, if it may be applicable to the committee, you must apply it.

The CHAIRMAN: I rule that the point of order taken by the hon. member is not well taken, under the rule which he quoted. Rule 13, says: 'So far as may be applicable' to the committee. If you look at rule 36, and refer to Bourinot and to the nature of the motions themselves, none of which may be made in committee, you will see that the rule does not apply to the Committee of the Whole.

Mr. MACDONALD: Just one more point.

Some hon. MEMBERS: Order.

Mr. MACDONALD: If I am in order, these ejaculations from the other side should be stopped.

The CHAIRMAN: Order.

Mr. MACDONALD: In regard to this question, I should like to know where the right hon. the Prime Minister found his authority to move his motion to postpone the consideration of the question.

Mr. BORDEN: The practice in committee for a very long time has been to postpone the consideration of a clause or clauses upon motion. My hon. friend must have seen that done a great many times. Further than that, there is a distinct authority for it in the amendment to the rules.

Mr. GRAHAM: In order to clear matters up, I move:

That the further consideration of clause 4 be now postponed, and the consideration of clause 2 be now resumed.

I wish to make a few remarks in support of this motion.

The CHAIRMAN: I understand that any such motion is undebatable.