

THE CANADA CITIZEN AND TEMPERANCE HERALD.

Freedom for the Right means Suppression of the Wrong.

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The Canada Citizen

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F. S. SPENCE, - - - MANAGER.

TORONTO, FRIDAY, SEPTEMBER 19TH, 1884.

This number is sent to many friends whose names are not yet on our subscription list. Will they kindly aid our enterprise by forwarding their dollars and addresses? It is desirable to subscribe early, as we propose making every number well worth preserving for future reference and use.

The Canada Gazette of last Saturday contained two more notices of pollings on the Scott Act, namely, for Dundas, Stormont and Glengarry, on October 16th, and for Peel, on October 23rd. The total pollings now fixed are:—

Simcoe, Ont.....	October 9th.
Stanstead, Que.....	October 9th.
Charlottetown, P. E. I.....	October 16th.
Dundas, Stormont, and Glengarry, Ont..	October 16th.
Peel, Ont.....	October 23rd.

In all of these counties our friends are hard at work, with prospects brightening every day.

Petitions for the submission of the Scott Act have been sent to Ottawa from Dufferin, Perth, Huron, Bruce, and Kent. Other counties are rapidly pushing forward work. The glorious victory in Halton is telling everywhere. Our workers are roused to renewed effort with thankful and hopeful hearts. All over the West "the heather is on fire," and the East is not far behind. The end of the legalized liquor traffic in Canada is near at hand.

On the 23rd inst. the question of licensing authority will be argued before the Supreme Court of Canada. Temperance men

have now almost everywhere wisely abandoned efforts to tinker at, or improve the wretched system of licensed wrong. Our energies will henceforth be directed towards working for a better law than either the Crooks Act or the McCarthy Act; and soon, we trust that as far as direct practical results are concerned, it will matter little where licensing power is supposed to rest. The people will vote for the outlawry of the whole unholy liquor traffic.

The Toronto Industrial Exhibition is attracting immense crowds, and on its grounds goes on the screaming farce of a whole street of low saloons, carried on in open defiance of law under the flimsy pretext of a license to the manager of the Association. The better class of the public is utterly disgusted, and with suicidal madness the liquor traffic in Toronto is arraying against itself a stronger sentiment than ever, and hurrying on the manufacture of the rope by which it will shortly assuredly swing, choked in the merciless grip of the Scott Act noose.

OUT OF THE FRYING PAN.

It seems that the liquor party in New Brunswick are resisting the enforcement of the Scott Act upon a, to them, very dangerous plea. It has been argued that the Dominion License Act supersedes the Scott Act by the following clause:—

"The sale of liquor without license in any municipality where *The Canada Temperance Act, 1878*, is in force shall nevertheless be a contravention of sections eighty-three and eighty-four of this Act, and the several provisions of this Act shall have full force and effect in every such municipality, except in so far as such provisions relate to granting licenses for the sale of liquor by retail."

This provides, it is urged, that the penalties of the McCarthy Act ONLY can be imposed for violation of the Scott Act. This seems to us an erroneous contention, the more so as another clause of the McCarthy Act specially provides that "Nothing in the foregoing provisions of this Act shall be construed to afflict or impair any of the provisions of *The Canada Temperance Act, 1878*;" and we would be inclined to consider that the clause before quoted provides for the imposition of the McCarthy penalties, either in addition to, or instead of, the Scott Act penalties and does not certainly abrogate the latter. In the meantime, however, the Supreme Court of New Brunswick has delayed the decision of some Scott Act cases pending the settlement of the question of licensing jurisdiction, and this fact at present interferes to some extent with the enforcement of the Scott Act in that province. The appeal upon the grounds named has no doubt been made for the purpose of delay, and of interfering with the working of the Scott Act, but if the McCarthy Act should be sustained and the contention of the liquor party held good, liquor-men will find themselves worse off than ever, the McCarthy penalties being much severer than those of the Scott Act, as will be seen from the reading of the penal clauses subjoined.

THE SCOTT ACT PENALTIES.

"Whoever by himself, his clerk, servant or agent, exposes or keeps for sale, or directly or indirectly, on any pretence or by any device, sells, or barter, or in consideration of the purchase of any other property, gives, to any other person, any spirituous or other