

Mr. *Brown* hoped this would not be allowed, if he found it necessary to read up the reports of the Penitentiary Commission as to any point that might be brought up by a witness, it would be very unfair not to allow him to examine that witness afterwards.

Mr. *Sanborn*.—As he understood Mr. Macdonald, he did not intend to allow his witnesses to be brought back again for the purpose of cross-examination.

Mr. *Brown* objected to this altogether.

Mr. *Wilson*.—the usual course was to have the cross-examination after the examination in chief, that was the proper time to ask for explanation by cross-examination.

Mr. *Brown*.—That was what he objected to.

Mr. *Wilson*.—If he called up any witness as his witness, he became his witness.

Mr. *Brown*.—I object to that.

Mr. *Wilson*.—If he allowed any witness to pass without asking him any question, it was presumed he had nothing to ask him.

Mr. *Brown*.—His view was this: suppose Mr. Macdonald produces a witness who says something that he might not at the time be able to controvert, while, by having time to refresh his memory, he might be able to find out the truth about it.

Mr. *Wilson* replied that of course in such a case they would always be willing to adjourn the examination of any witness.

Mr. *Felton* said that they had come to the determination of conducting this case as it would be conducted in a Court of Justice, and he went on to explain the course taken in Courts of Justice.

Mr. *Brown*.—That was quite clear—with this understanding, he had no objection to the course proposed.

Mr. *Macdonald*.—Mr. Powell said that two reports and a book of evidence were transmitted by the Secretary of the Commission—that all those papers were sent to the Executive Council Office, and he produced a certificate that the reports were sent to Mr. Lafontaine. He (Mr. Macdonald,) would ask for a certificate that all these papers were sent to Mr. Lafontaine.

Mr. *Wilson*.—What did Mr. Lafontaine do with them?

Mr. *Macdonald*.—They would prove that by Mr. Spink. If it was proved that all the original documents were burned, he would ask leave to put in the printed documents from the Journals.

Mr. *Wilson*.—What had the report to do with any of these things?