

new one. There was some confusion in the matter and I should like to ask for the withdrawal of my previous amendment. I now suggest the following amendment:

That clause 7 of Bill C-220 be amended by adding thereto the following subclause:

"3. The board may and at request of either of the parties to the appeal shall give reasons for its disposition of the appeal."

The Chairman: Is there agreement in the committee to the withdrawal of the amendment originally suggested by the hon. member for Greenwood?

Some hon. Members: Agreed.

Amendment (Mr. Brewin) withdrawn.

Mr. Brewin: I now move in substitution the amendment in the terms I have just suggested.

Some hon. Members: Agreed.

Amendment (Mr. Brewin) agreed to.

Clause as amended agreed to.

On clause 11—*Appeal on question of law or fact.*

Mr. Lewis: Mr. Chairman, I have an amendment but I am not sure whether the minister would agree that this is the proper place for it. It covers all appeals under clauses 11, 12 and 17.

What I am concerned about is the provision in the bill which would require the minister to give the appellant the grounds on which the rejection of his application was originally based. However, it seems to me now that my amendment would be more appropriate under clause 19. I thought I should mention it at this stage, since clause 11 is the first clause dealing with the right of appeal.

Mr. Marchand: Mr. Chairman, may I make it clear that even if I agree with the hon. member that the proper clause under which this amendment should be moved is clause 19, I would not like the hon. gentleman to believe that I am ready to agree to his amendment under clause 19.

Mr. Knowles: The minister has not yet heard the arguments.

Mr. Baldwin: I should like to put a question to the minister which relates to the debate we had yesterday. It was a very good debate and I am sorry that I could not stay to hear the minister's reply when he closed the debate. However, I understand from reading

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Hansard that he substantiated the position taken by his parliamentary secretary and intimated in no uncertain terms that in hearing an appeal the board would have the right to base its decision on humanitarian grounds, regardless of the regulations contained in the act. This is what I understood from his speech, and if I am wrong he can correct me.

The point I should like to raise refers to the following words in clause 11: "on any ground of appeal that involves a question of law or fact or mixed law and fact". What question of fact can be involved in an appeal? The only question of fact which can be considered by the board is whether or not there has been a failure to comply with a section of the act, and subject to that a deportation order may be made.

Mr. Marchand: May I tell the hon. member that I wish to amend clause 15, and this may satisfy his objection.

Mr. Baldwin: I am quite agreeable to that.

Clause agreed to.

Clauses 12 and 13 agreed to.

On clause 14—*Disposition of appeal.*

Mr. Bell (Carleton): Mr. Chairman, last evening I gave notice of my intention to move an amendment to clause 14. The minister has indicated that he intends to move an amendment to clause 15. He also said that he was in general agreement with the amendment which I proposed to clause 14. Could he indicate at this time whether I should go ahead and move my amendment, or wait until he indicates his intention with regard to clause 15? This might avoid additional debate.

Mr. Marchand: Mr. Chairman, may I suggest that we stand clause 14 so that we could first deal with my amendment to clause 15, which may solve the problem with regard to clause 14.

The Deputy Chairman: Is it agreed that we stand clause 14?

Some hon. Members: Agreed.

Clause 14 stands.

On clause 15—*Execution of order.*

Mr. Marchand: Mr. Chairman, my colleague, the Minister of Agriculture, moves the following amendment:

That clause 15 of Bill C-220 be amended
(a) by striking out lines 26 to 29 on page 5 and substituting therefor the following: