

the opinions on these matters; and the Deputy Minister having given an official opinion from the department that is a departmental opinion, the same as if the minister had given it; and it would be only occupying the time of the Council to ask the Minister to come.

Dr. Bergin—I do not think we ought to ask the Minister to come down here. I think we have his opinion now. We have read the official report of his statement made to the Council last year. I believe at this moment that the Minister is engaged in a very important work from which he does not desire to be moved under any circumstances, or to have his mind disturbed by other matters; and I think we ought to be quite competent to settle this matter without him, having the knowledge of what he desires to do. Dr. Moore says and Dr. Bray seems to agree with him that the science course added which we asked for last year was merely physics, chemistry and botany. I am quite satisfied that this would not by any means fill the curriculum that we proposed; on the contrary—it may be that I am mistaken, as I will not say that I am correct, my impression was, that the science course was that prescribed for the senior leaving examination, with the departmental matriculation in arts. I regret more than I can express the fact that the Council, or that any portion of the Council, has seen fit to change that paragraph of the Announcement which was passed last year; but I don't desire that the Council should stay here all day in discussion over this matter, but whatever the Council may resolve to do, my resolution is in the future to obtain if I can what I cannot get to-day; and I shall leave no stone unturned to do that.

On Dr. Moore's motion being put it was declared carried.

On motion of Dr. Harris, the Committee arose. Dr. Fowler in the chair.

Dr. Harris moved the adoption of the report of the Committee of the Whole, as amended, seconded by Dr. Bray.

Dr. Day gave notice that at the next meeting of the Council he would move that the Rules of Order be suspended, and that the Council consider the case of Dr. Nelson Washington.

Dr. Bray moved, seconded by Dr. Ruttan, that the Council adjourn to meet again at 2 o'clock p.m., Friday, June 17th, 1892.

#### AFTERNOON SESSION.

Friday, June 17th, 1892, 2 o'clock p.m.

The Medical Council met, the President in the chair.

Mr. B. B. Osler, Q.C., sitting as legal assessor with the Council.

The Registrar called the roll. All present excepting Sir James Grant.

The minutes of the last meeting were read and confirmed.

Dr. Day moved, seconded by Dr. Harris, that the Rules of Order be suspended, and that this Council now take up the case of Dr. Nelson Washington. Carried.

Dr. Washington and his counsel, Mr. N. G. Bigelow, Q.C., M.P.P., on the request of the Registrar, instructed by the President, were here admitted to the room.

Dr. Day moved, seconded by Dr. Johnston, that Dr. Nelson Washington be now called on to show cause why the Council should not proceed to deal with his case. Carried.

The Registrar read the notice to show cause, addressed to Dr. Nelson Washington, and his solicitor, Mr. N. G. Bigelow, Q.C.

Mr. Bigelow—I appear for Dr. Washington. I do not know, Mr. President, in what way Dr. Washington can show cause to the adoption of the report of your Committee, unless he were to challenge the soundness of the report as based upon the evidence. I do not understand that you desire a discussion to arise here, upon the sufficiency of the evidence to support the charges.

I could also object, and I may say here, I do object, to this Council acting upon the report, for the reason that the Medical Act does not authorize the making of the code of ethics binding upon all the members of the profession; that the code of ethics is outside of the provisions of the Medical Act. I think the offence charged is not of a character which is contemplated in the statute, for which you may erase the name of a member from the roll. I take this objection because it goes to the root of the whole matter; I take it, because it is my duty to take it; I take it most respectfully, Mr. President, purely and simply because I conceive it to be the law. I do not know that it would serve any good purpose to raise a further discussion before this body to-day. I do not think that the requirements of the profession in this Province demand that the name of Dr. Washington should be erased. Possibly if he were gagged, the demands of the profession would be fully satisfied. The statute under which these proceedings are supposed to be authorized, permits the Council to erase the name of a member for grossly professional misconduct; I take that to be professional misconduct in his treatment of his patients, or in his relations to his patients; and not the fact that he has put an advertisement in the paper; nor as to the truth or falsity of what he may have stated in the paper. The object of the Council in taking this proceeding, I believe to be, as they conceive, to ensure gentlemanlike demeanor of professional men, amongst each other more especially. I understand at the