

who were responsible for this fraud had their conduct mentioned in the proper quarters.

Mr. LAURIER. Who practiced that fraud.

Sir CHARLES HIBBERT TUPPER. The names are not familiar to me. I would have no objection to get the information for the hon. gentleman.

Mr. EDGAR. What penitentiary?

Sir CHARLES HIBBERT TUPPER. It was the Central Prison, Toronto.

Mr. EDGAR. That is a very serious matter. I can understand that the salubrious air of Toronto would have a remarkable effect on the health of anybody, but I can scarcely imagine that the Government officials were in that case without blame. Still, the Government, just as in this case, are prepared to place in the hands of one surgeon—

Sir CHARLES HIBBERT TUPPER. Three.

Mr. EDGAR. I beg my hon. friend's pardon, but he is not correct in that statement. This Act provides that if one surgeon of a penitentiary states that a man is insane, that will be sufficient authority for the warden to take that man out of the penitentiary and convey him to the other end of the province, under more or less restraint, and deliver him over to a provincial asylum. My hon. friend says he will have the protection of those two other medical examiners. What will be the use of that, if this man is not insane and makes his escape?

Sir CHARLES HIBBERT TUPPER. We move prisoners every day.

Mr. EDGAR. But they are not supposed to be insane and are carefully guarded.

Sir CHARLES HIBBERT TUPPER. We also move the insane. We take them from Dorchester, N.B., all the way to Kingston, which is the only place where we take care of the insane.

Mr. EDGAR. That should not be continued. There is no necessity for doing it.

Sir CHARLES HIBBERT TUPPER. At present there is.

Mr. EDGAR. Not under the proposed legislation. Why not add a few words to make it clear that the explanation which the Secretary of State gives will be carried out, and that before a lunatic is removed to an asylum the certificate of two medical men, or whatever is required by the provinces, shall be obtained.

Sir CHARLES HIBBERT TUPPER. It would not be workable. Take Nova Scotia, where there is no penitentiary, how can you send a justice of the peace out of Nova Scotia to make an examination in New Brunswick? He would have no jurisdiction. I entirely disagree with the hon. gentleman. You must bring your prisoner where you

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must comply with the regulations of the province; and if he does not pass there, carry him back. It is simply a question of moving him, and that is a matter of frequency.

Mr. EDGAR. I do not think that New Brunswick is going to maintain Nova Scotia lunatics.

Sir CHARLES HIBBERT TUPPER. Not except they are paid, and the rate they fix themselves.

Mr. EDGAR. I am not aware that the authorities of one province will take lunatics from another province—pay or no pay.

Mr. SPROULE. I think there is something in the contention of the hon. member for West Ontario (Mr. Edgar), for although a patient must be examined and certified insane by two medical men before he is admitted to an asylum, patients frequently get well a short time after they go in. If that is done, the next examination which takes place is to ascertain whether the patient is insane or not. That is done by one medical man. It requires two for admission, but the patient may be let out on the certificate of one.

Bill reported.

SALARIES OF JUDGES OF PROVINCIAL COURTS.

Sir CHARLES HIBBERT TUPPER moved that the House resolve itself into Committee to consider the following proposed resolution:—

That it is expedient to amend the Act respecting the judges of provincial courts, and to provide that the salaries of the judges hereinafter mentioned shall be as follows:—

Two judges of the Circuit Court of the District of Montreal, each \$3,000 per annum;

Five county court judges in Manitoba, each \$2,000 per annum during the first three years of service, and after three years of service, each \$2,400 per annum;

The local judge of the district of British Columbia, \$1,000 per annum.

He said: I explained the chief change in Supply the other evening, when we took a vote for part of the salary of the Chief Justice of British Columbia, who is the local judge of admiralty. There will be two additional sums required to pay two additional judges who were appointed last session. Up to last session all these sums were included in the Estimates. By an oversight, the legislation is not similar, because years before it was not amended and thus made statutory; but the votes had run on omitting the incorporation in the statutes of this clause. The additional appointments were in the case of the provisional judicial district of Nipissing, in the province of Ontario, and an additional county court judge in Manitoba.