

far as the Acts respectively relate to the carrying into effect of the provisions of "The Canada Temperance Act, 1878."

This Bill suspends all which are *ultra vires*. I do not see how it could be made plainer. It would puzzle anyone to write the thing in more simple language, or to express it more clearly or logically. Whatever the Supreme Court has decided to be *ultra vires* is suspended, and what the Supreme Court declares not to be *ultra vires* is stated in the few words in the judgment of the Supreme Court.

HON. MR. SCOTT—Perhaps the hon. gentleman will tell us whether clauses 83 and 84 of the Liquor License Act are suspended?

HON. SIR ALEX. CAMPBELL—Yes.

HON. MR. SCOTT—Then what is the meaning of clause 145, which declares that certain things shall be a contravention of sections 83 and 84 which are suspended? You are keeping in force one clause which relies entirely for its operation on two other clauses, which clauses are suspended, and I do not think any court can make anything out of it.

HON. SIR ALEX. CAMPBELL—That very fact shows how much better it was to say that the clauses which the Court declared *ultra vires* are suspended, because if you went further you would get into a labyrinth. This Bill says that those clauses which are declared to be *ultra vires* are suspended. That is a clear landmark which will guide anyone who wishes to understand the law

HON. MR. SCOTT—If that was an entire clause by itself, then it would be operative, but to make the 145th clause operative at all, you have got to bring into operation two clauses which are suspended; the basis of it is gone, and that is where the embarrassment is. If the 145th clause were altered in its phraseology so as to be independent of the other two clauses, it could be understood. The simple and proper way would have been to suspend all the clauses in which the Canada Temperance Act is imported, inasmuch as you cannot make sense of the clauses which are left relating to that Act, because you

are repealing some clauses which are clearly *ultra vires* of the decision of the Supreme Court on which clauses depend, for its meaning, clause 145 which is preserved.

HON. SIR ALEX. CAMPBELL—It only shows that this is the safest way of doing it.

HON. MR. POWER—You throw the onus of interpreting it on the unfortunates who have to read it.

HON. SIR ALEX. CAMPBELL—There is nothing to interpret.

The motion was agreed to and the Bill was read the second time.

HARBOR COMMISSIONERS OF THREE RIVERS BILL.

SECOND READING.

HON. SIR ALEX. CAMPBELL moved the second reading of Bill (150) "An Act to authorize the advance of a certain sum to the harbor commissioners of Three Rivers."

The motion was agreed to and the Bill was read the second time.

SUBSIDIES TO RAILWAYS, NORTH-WEST TERRITORIES BILL.

THIRD READING.

The House resolved itself into a Committee of the Whole on Bill (147) "An Act to authorize the grant of certain subsidies in land for the construction of the railways therein mentioned."

In the committee,

HON. MR. SCOTT—I was not in the House when the hon. gentleman made an explanation with reference to another railway which I thought ought to have been included in this Bill. I understand that my hon. friend said it was omitted because the promoter of this Bill in the other chamber did not desire to press it at the present time. However, there seems some misunderstanding on the subject, because it was his desire that it should