

In view of the anomaly which exists, I respectfully urge the careful consideration of your Committee so that I may be granted the same benefits that are received by Civil Servants appointed to their respective positions by virtue of the Civil Service Act. My services as Secretary to the Canadian Radio Broadcasting Commission and later to the Canadian Broadcasting Corporation have been continuous since February 13, 1933.

I should also like to submit that I have subscribed during a little more than four years towards the National Defence Pension Fund. I was a contributor towards the said fund from February 22, 1916 to June 15, 1920, and the amount of my contributions are still to my credit in that fund.

I am fully aware that there might exist difficulties in having my services with the permanent force count towards superannuation, because of the fact the two funds are administered under different legislation. There is, however, a question of principle involved, and may I be permitted to suggest that ways and means be devised so that I may benefit by the contributions I have already made to the National Defence Pension Fund.

If further information should be required I shall be very pleased to supply it.

I have the honour to be,

Yours faithfully,

R. P. LANDRY.

DEPARTMENT OF JUSTICE

OTTAWA, March 11, 1933.

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DEAR SIR,—I have your letter of the 28th ultimo, requesting a ruling upon the following questions:—

Question 1. Are the officers, clerks and employees of the Canadian Radio Broadcasting Commission, appointed under the provisions of the Canadian Radio Broadcasting Act, 1932 (Chap 51 of the Statutes of 1932) eligible to become contributors under the provisions of the Civil Service Superannuation Act?

Question 2. If the answer to question 1 be in the negative, is it within the competence of the Governor-in-Council, under the provisions of the Civil Service Superannuation Act, to declare that the Radio Commission is a branch or portion of the public service for purposes of the said Act.

As to question 1, I am of opinion that the Canadian Broadcasting Commission is not, at present, part of the "Civil Service" as defined in sec. 2 (c) of the Civil Service Superannuation Act, and an employee of the Commission would not come within the meaning of "Civil Servant" as defined by sec. 2 (b) of the said Act.

The point raised in question 2 may involve some difficulty, and, if convenient to you, I would prefer postponing its consideration until the return of Mr. Plaxton who is our specialist in this subject. Mr. Plaxton is expected back about the end of the month.

Yours truly,

(Sgd.) W. STUART EDWARDS,
Deputy Minister of Justice.

W. C. CLARK, Esq.,
Deputy Minister of Finance,
Ottawa.

[Lt.-Col. R. P. Landry.]