

tion of the report of the Select Committee to whom was referred Bill (J)—“An Act for the relief of John Monteith.” He said:—When this matter was before referred to, I explained the few verbal amendments that were made in the preamble. I can only say that the evidence fully establishes all the facts set forth.

The motion was agreed to on a division.

HON. MR. MCKINDSEY moved that the Bill be read the third time presently.

The motion was agreed to on a division and the Bill was read the third time and passed.

### PENITENTIARY ACT AMENDMENT BILL.

#### THIRD READING.

The House resolved itself into a Committee of the Whole on Bill (6g)—“An Act to amend the Penitentiary Act.”

In the Committee, on the third clause.

HON. MR. POWER said:—There is one provision in the second sub-section of this clause which may be open to objection. It provides that no officer shall be entitled as of right to any increase of salary, but his salary may be increased by the Minister of Justice. Of course, the honorable leader of the Government does not suppose that the present Minister of Justice will be capable of improper conduct, but it might happen in the future that we would have Ministers of Justice who would be small enough to remember something against an officer in some Penitentiary and decline to grant him an increase of salary to which he might be entitled. I think there should be some other way of regulating that matter—that unless it is shown by a report of the regular officer that a man is not entitled to increase he should get it *Primâ facie* he is entitled to it: if his conduct has not been good, he should be reported against.

HON. MR. ABBOTT—This is merely a precaution against anyone insisting

HON. MR. GOWAN.

upon having the graduated scale applied to him, whether he has been a deserving officer or not. My hon. friend will see there is no tribunal to which the matter can be referred except the Minister of Justice, who, of course, will have to obtain his information from the inspector or some superior officer in the Penitentiary. He must have a report from somebody in order to know whether the officials are performing their duties properly or not.

HON. MR. POWER—As far as I can judge, the Bill generally is an improvement on the existing law, but on this one particular point I do not feel quite satisfied. The hon. gentleman may not remember that there was a good deal of discussion in connection with the acts of the warden of St. Vincent de Paul Penitentiary, in which I imagine feeling, either of personal or of a political nature, entered very largely. It would be a rather invidious position to place the Minister of Justice in to have to decide a question like that.

HON. MR. HAYTHORNE, from the Committee, reported the Bill without amendment.

The Bill was then read the third time and passed.

The Senate adjourned at 6:15 p. m.

### THE SENATE,

*Ottawa, Friday, June 10th, 1887*

The SPEAKER took the Chair at 3 o'clock.

Prayers and routine proceedings.

### HAMILTON CENTRAL RAILWAY COMPANY'S BILL.

#### THIRD READING.

HON. MR. DICKEY, from the Committee on Railways, Telegraphs and Harbors, reported Bill (38) “An Act to amend the Act to incorporate the