

Speaker Black, on a point of order raised by Mr. Ralston, gave a decision which appears at page 748 of Beauchesne's third edition, and I quote:

"Mr. Speaker ruled that the statement was not in order and that the matter was not one of urgent public importance and moreover that there was no appeal from his decision.

Mr. Ralston appealed from the Speaker's refusal to permit an appeal from his decision."

I think there are three rulings to the effect that an appeal can take place, and if I recall correctly there are four or five to the contrary. On page 855 of the *Journals* for Tuesday, July 5, 1955, I find this:

"Now, there were several occasions when Standing Order 31 was moved."

That is now Standing Order 26.

"And the Leader of the Opposition will find that only on one other occasion, when Mr. Speaker Fauteux was Speaker, an appeal in similar circumstances to a decision of the Speaker that there was no appeal was granted. On all other occasions the House has always accepted the decision made by the Speaker, and also has always accepted the view that in those circumstances there was no appeal from the Speaker's ruling."

Of course I must decide on the spur of the moment, but if I had time I could give the exact references for the rulings. I quote from page 858 of the *Journals* of the same year:

"In the future, whenever I make a ruling to the effect that the motion should not be accepted because it is not in order or is not of urgent public importance—that is that there is no urgency of debate—I will not grant an appeal from my decision that there is no appeal."

At that time the honourable Member for Rosetown-Biggart sustained the ruling I made, and so did the honourable Member for Peace River (Mr. Low). I should like very much to have this decided because I feel convinced that this is the right one. There are many people who seem to be interested in what is said from this Chair, perhaps sometimes not for purely academic reasons, and I do not want any accusation made that I have not allowed an appeal although Standing Order 12 provides an appeal. The honourable Member for Rosetown-Biggart will say, "If you are convinced you are doing the wrong thing, why do you do it?" After what he has said and after what the honourable Member for Peace River has said and after I have had a chance to indicate why I had a moment of weakness, I shall stick to my guns and rule that there is no appeal.

And Mr. Drew having stated that he appealed from the ruling of Mr. Speaker;

MR. SPEAKER: My decision is that there is no appeal from my ruling that there is no appeal. See *Debates*, volume 1, 1932, pages 360-6; *Journals*, 1932, pages 62 and 63, volume 70; *Debates*, volume 2, 1939, page 1748; *Journals*, 1939, page 178, volume 77; *Debates*, volume 3, 1941, pages 2298-9; *Debates*, volume 1, 1944, pages 417-20; *Debates*, volume 3, 1944, pages 2381-2; *Debates*, volume 3, 1944, pages 2425-7; *Debates*, volume 1, 1945, pages 736-41; *Debates*, volume 4, 1946, pages 3440-43; *Debates*, volume 2, 1947, pages 1828-30; *Debates*, volume 1, 1948, pages 122-3; *Journals*, 1955, p. 855, volume 99.