

Mr. R. S. Robertson, K.C., Toronto, Ontario, counsel for the Honourable Senator Andrew Haydon.

Mr. Thomas Vien, K.C., Montreal, Quebec, counsel for the Honourable Senator Donat Raymond.

The CHAIRMAN: Gentlemen, at the last meeting of the Committee a motion was moved by Senator McMeans and seconded by Senator Donnelly, and it was ordered that the Government be requested to provide counsel to assist the Committee. That was decided at the last meeting of the Committee.

Hon. Mr. BÉRIQUE: Mr. Chairman, I doubt that it would be regular. I think the regular way of proceeding would be for this Committee to obtain authority from the Senate to engage counsel. I do not think that it can be done in any other way.

The CHAIRMAN: Well, in pursuance of the Order which I just read I was in communication with the Department of Justice, and that department has assigned Mr. J. A. Mann, K.C., of Montreal, and Mr. A. L. Smith, K.C., of Calgary, as counsel to assist the Committee. Now, of course we all understand that the Senate has to look to the treasury, which is controlled by the Government, to pay for these counsel. I do not think there has been any question about the authority of the Committee, with the approval of the Government, as to assurance that these counsel will be paid. However, that is for the Committee to decide.

Hon. Mr. BÉRIQUE: Well, of course we may possibly take it for granted that the Senate this afternoon will approve of it.

Hon. Mr. CHAPAIS: Yes.

The CHAIRMAN: I think so. Now, these gentlemen are present this morning, Mr. Mann and Mr. Smith, and I understand that they are ready to take the conduct of the proceedings, which would be very satisfactory, I should think, to the Committee, because as members of the Committee we do not want to engage personally in these matters. We are here, as I hope, in a senatorial, judicial capacity, to hear what is to be said, and we will hear counsel for any one who is interested; but we have these two gentlemen who will carry on the proceedings, and conduct them, I feel sure, quite satisfactorily to the Committee.

Hon. Mr. BÉRIQUE: Mr. Chairman, I would make another suggestion; it would be that the counsel who will act to assist the Committee be requested to act as Attorney-General.

The CHAIRMAN: I should think so, yes, certainly; they are really representing the Senate.

Hon. Mr. CHAPAIS: And representing the public.

The CHAIRMAN: And representing the public; I think that would be quite right. I think they are prepared to adopt that attitude.

Mr. MANN: That is correct.

The CHAIRMAN: We are not here to prosecute anybody; we are here to listen to anything that is brought out. Gentlemen, in that case are you ready to go on this morning?

Mr. MANN: We are ready, Mr. Chairman.

The CHAIRMAN: Then we put the matter in your hands; what do you propose?

Right Hon. Mr. GRAHAM: Might I ask a question before you start? It will come up later. Now, as witnesses are to be subpoenaed, should not this Committee have something to say as to what witnesses are to be subpoenaed? Or can counsel go on and subpoena any witnesses they like, and open up any aspect of the case they like, without consulting the Committee? I am not ask-