

Hon. Mr. CALDER: Why is it not? All men should be treated alike. If there is a disturbance caused by any person in any way on a public street—

Hon. Mr. LEGER: Then you must define "disturbance."

Hon. Mr. CALDER: I agree with that.

Hon. Mr. BEAUBIEN: What is a disturbance? A funeral is a disturbance. What about the St. Jean Baptiste procession in Montreal, where traffic is stopped completely for five hours? That is a disturbance.

Hon. Mr. DANDURAND: But that is a legal disturbance.

Hon. Mr. HARDY: What about the Orangemen in Toronto?

Hon. Mr. BEAUBIEN: If I understand this article as drafted, it is justified because it is prefaced by the word "disturbance."

Hon. Mr. DANDURAND: I would point out that this applies to vagrancy. The law of vagrancy does not apply to persons of generally good character, but is intended to apply to loose, idle and disorderly persons.

Hon. Mr. BEAUBIEN: So all women walking on the streets would have to carry certificates to show that they are not loose women. No, no; the reason this class is widened is to include shouting. Why not put in the word "shouting"?

Hon. Mr. DANDURAND: It amuses me to think that a magistrate declared that shouting did not come within this section, but screaming did.

Hon. Mr. LEGER: The magistrate was wrong, and his decision should have been appealed.

Hon. Mr. BEAUBIEN: Why does the department not insert "shouting" if it is desirable to cover that?

Right Hon. Mr. GRAHAM: Is this matter applicable only to Montreal?

Hon. Mr. DANDURAND: We could strike out the words "or in any other way" and insert the word "shouting" before the word "screaming."

Hon. Mr. MURDOCK: What is the difference between "shouting" and "screaming"?

Hon. Mr. DANDURAND: This is suggested in order to meet the decision of a magistrate.

Hon. Mr. CALDER: Would this apply to children who turn somersaults on the street?

Hon. Mr. DANDURAND: It applies only to vagrants.

Hon. Mr. CALDER: Interpretation would be much easier if the word "disturbance" were defined.

The CHAIRMAN: The proposed amendment is to strike out the words "or in any other way" and to insert the word "shouting" before "screaming." This would make the paragraph read:

causes a disturbance in or near any street, road, highway or public place, by shouting, screaming, swearing or singing, or by being drunk, or by impeding or incommoding peaceable passengers.

The amendment was agreed to.

Section 14, as amended, was agreed to.

On section 15—liability of driver of car for failure to stop after accident happened:

Hon. Mr. DANDURAND: The object of this amendment is to increase the penalty and to place the burden of proof on the accused with respect to the intent to escape liability.

Hon. Mr. BEAUBIEN: I suggest that the section be read. This is the main part of the Bill.

The CHAIRMAN: Section 15 reads:

Subsection two of section two hundred and eighty-five of the said Act is repealed and the following substituted therefor:

(2) Whenever, owing to the presence of a motor car on the highway, an accident has occurred to any person or to any horse or vehicle in charge of any person, any person driving the motor car shall be guilty of an offence and liable, either on indictment or on summary conviction to a fine not exceeding five hundred dollars and costs or to imprisonment for a term not exceeding six months if, with intent to escape liability either civil or criminal, he fails to stop his car, tender assistance, and give his name and address. Such failure shall be prima facie evidence of an intent as aforesaid.

Section 15 was agreed to.

On section 16—reckless or dangerous driving; prohibiting driving; driving when licence suspended or order made prohibiting driving:

Hon. Mr. DANDURAND: The object of subsection 6 is to make it an offence, notwithstanding that no accident occurs or no damage is done, for anyone to drive recklessly or in a manner dangerous to the public. This subsection is new.

Hon. Mr. BEAUBIEN: I think it ought to be read.

The CHAIRMAN: Section 16 provides:

Section two hundred and eighty-five of the said Act, as amended by section six of chapter eleven of the statutes of 1930, by section eight of chapter forty-seven of the statutes of 1934, by section four of chapter fifty-six of the statutes of 1935, and by section fifteen of this