

Questions

proportion to ability to pay so that the poor will not be more penalized than the affluent and (a) if so, on what date (b) if not, for what reason?

Hon. John N. Turner (Minister of Justice): With the exception of a very few cases where minimum penalties are provided for, the penalties provided by the Criminal Code are maximum penalties, and the decision of what is an appropriate penalty is properly left to the courts to determine on the basis of all the circumstances of the case, including the ability of the convicted person to pay. It is considered that adequate remedies by way of appeal are available to a convicted person who considers that the amount of a fine imposed upon him is excessive.

FEDERAL COURT OF CANADA

Question No. 333—Mr. Fortin:

1. Does the government intend changing the name of the Exchequer Court of Canada to Federal Superior Court?
2. Is the government considering the possibility of making the Immigration Appeal Board a division of the proposed Federal Superior Court?
3. Is the government considering or will it consider the possibility of making the Tax Appeal Board a Fiscal Matters Division of the proposed Federal Superior Court?

Hon. John N. Turner (Minister of Justice): 1. As a result of Bill C-172 the Exchequer Court of Canada has been retitled and reorganized as the Federal Court of Canada.

2. The government has no intention of proceeding in the manner indicated at the present time.
3. The intention of the government in respect to the Tax Appeal Board is indicated in Bill C-174 which is now before the House.

"VAPONA NO-PEST STRIP"

Question No. 356—Mr. Anderson:

1. Has the Department of National Health and Welfare undertaken any study to determine the effect of inhaling, over a period of months or years, the pesticide dimethyl-dichlorovinyl-phosphate, the active agent of the Shell Chemical Company's "No-pest Strip" and, if not, for what reason has the sale of this product in Canada been approved?
2. Is it the intention of the Department to require the pesticide to be clearly labelled "Poison", as has been done in Holland and other European Countries?

Hon. John C. Munro (Minister of National Health and Welfare): 1. No. The Department of National Health and Welfare does not approve the sale of any product in Canada and has not approved the sale of the Shell Chemical Company's "Vapona No-Pest Strip". It is understood that this product is, however, registered, for specified purposes, under the Pest Control Products Act, which is administered by the Department of Agriculture.

2. The labelling of the "Vapona No-Pest Strip" is the responsibility of the Canada Department of Agriculture.

COMMONWEALTH WAR GRAVES COMMISSION—CANADA'S CONTRIBUTION TO MAINTENANCE OF CEMETERIES

Question No. 374—Mr. Rodrigue:

1. How many military cemeteries does Canada maintain abroad?

[Mr. Fortin.]

2. In which countries are they located?

3. What is the maintenance cost of military cemeteries abroad?

Mr. J. A. Jerome (Parliamentary Secretary to President of the Privy Council): I am informed by the Departments of National Defence and Veterans Affairs as follows: 1. Four. In addition, serving servicemen and dependants may be buried in cemeteries maintained by the Commonwealth War Graves Commission and the Department of External Affairs.

2. Two in West Germany and two in France.

3. At present there is a 20 year lease totalling \$16,178 for maintenance of graves of servicemen at Werl, West Germany. Maintenance costs of graves of dependants buried at Zwiebrucken, Choloy and St. Hilare, are borne by non-public funds and are not a charge on the Department of National Defence. In so far as service personnel buried in cemeteries maintained by the Commonwealth War Graves Commission is concerned, maintenance costs are charged on a pro rated basis annually and are paid from defence appropriation "miscellaneous expenses". Such costs are not readily identifiable without a great deal of research. The Commonwealth War Graves Commission maintains the graves of all Canadian war dead who are buried abroad. Canada contributes to the Commonwealth War Graves Commission an amount in direct ratio to the number of burials. In 1970-71 Canada's share, paid by the Department of Veterans Affairs, will be \$558,000.

PUBLIC SERVICE—POSITION OF MR. RICHARD GWYN

Question No. 390—Mr. Coates:

1. Has Mr. Richard Gwyn left the position of Executive Assistant to the Minister of Communications and, if so (a) has he entered the federal Public Service (b) in what capacity and in which department (c) at what level and salary?
2. Did he enter and win a Public Service competition for this position and, if not, what was the basis for his appointment?

[Translation]

Hon. Gérard Pelletier (Secretary of State): I am informed by the Public Service Commission as follows: 1. Yes. (a) Yes. (b) Director, Socio Economic Planning, Department of Communications. (c) Senior Executive Officer 1, Salary range \$20,000-\$25,000.

2. Mr. Gwyn was appointed by the Public Service Commission by a process of selection other than competition as provided for by Section 10 of the Public Service Employment Act.

[English]

CORNER BROOK, NFLD.—PROVISION OF CMHC FUNDS FOR ARTERIAL ROUTE

Question No. 416—Mr. Marshall:

Has the Province of Newfoundland made application to CMHC to provide funds for an arterial route in the City of Corner Brook and, if so, what progress has been made?

Hon. Robert K. Andras (Minister without Portfolio): The Province of Newfoundland has not made application to Central Mortgage and Housing Corporation to provide funds for an arterial route in the City of Corner Brook.