

Mr. KEEFER: Then it has narrowed down to this that the nomination being regular and the election in the Yukon Territory being regular, it is all a question of the soldiers' vote.

Mr. CONGDON: So far as this report is concerned; I think the question is purely a question of law as to whether under this Act the votes of soldiers taken before the nomination in the Yukon Territory, should be counted for any candidate.

Mr. JACOBS: How did the soldiers at the front know who were the candidates if they were not nominated until ten or twelve days after the vote was taken?

Mr. CONGDON: That is one of the things I wanted to call attention to, if I am not out of order. I want to point out that the notices over there relating to the lists of candidates stated with relation to the candidates for the Yukon "Yukon deferred." I am referring to the notice posted under the provisions of the Act.

The CHAIRMAN: You are not ruled out from discussing anything in the report.

Mr. CONGDON: This is not in the report.

The CHAIRMAN: This is only a question of election irregularities.

Mr. CONGDON: I can only prove that by going into the question of the manner in which the vote was taken. I am making the assertion, I am so instructed, I am not speaking from personal knowledge, that the lists furnished under section 6 of part 4 was a list of candidates of the various constituencies throughout Canada and that when it came to the Yukon the only words it contained regarding the Yukon were "Yukon deferred." I do not want to be held as doing anything more than repeating what I have been informed; I cannot have it on my personal knowledge.

Mr. MCKENZIE: Can that report not be produced before the committee?

The CHAIRMAN: I do not know to what report you are referring.

Mr. MCKENZIE: The report posted upon which it was stated that the Yukon election was deferred.

The CHAIRMAN: That is not in any way referred to in the report before us. It certainly could be produced.

Mr. CONGDON: It was posted up in England, at Epsom, I am told, it is the official notice under section 6 of part 4.

The CHAIRMAN: What does it say?

Mr. CONGDON: The last paragraph in page 108 says:

"Presiding officers shall cause placards containing this information to be posted upon the bulletin board in each battalion in all camps where same shall be possible, and shall use all other reasonably available means to bring such information to the knowledge of the military electors."

Meaning the information in respect to the various candidates nominated throughout Canada.

Mr. DEVLIN: Would you mind reading section 7 of part 4 and subsection 1 of section 8 and state the interpretation you place on the section and subsection.

Mr. CONGDON: Just one moment if you will allow me to finish.

Then in paragraph 4 of this report:—

"Polling under parts 3 and 4 of the said Act proceeded within Canada for all electoral districts, including the Yukon Territory, on the 17th day of December, 1917, and, under part 4, of section 16 of said Act polling proceeded within Canada on various days from the 23rd November, 1917 to the 17th December, inclusive. Polling under part 4 of said Act proceeded without Canada for all electoral districts, including the Yukon Territory from the 1st to the 17th day of December, inclusively."