

warding by its railway, all the traffic arriving by such other railway without any unreasonable delay, and without any such preference or advantage, or prejudice or disadvantage, as aforesaid, and so that no obstruction is offered to the public desirous of using such railways as a continuous line of communication, and so that all reasonable accommodation, by means of the railways of the several companies, is, at all times, afforded to the public in that behalf; and any agreement made between any two or more companies contrary to this section shall be unlawful and null and void: 51 Vict., c. 29, s. 240, am. by 61 Vict., c. 22, s. 1, and 1 Edw. VII., c. 32, am.

"2. The Board may determine, as questions of fact, whether or not traffic is or has been carried under substantially similar circumstances and conditions, and whether there has, in any case, been unjust discrimination, or undue or unreasonable preference or advantage, or prejudice or disadvantage, within the meaning of this Act, or whether in any case the company has, or has not, complied with the provisions of this and the last preceding section; and may, by regulation, declare what shall constitute substantially similar circumstances and conditions, or unjust or unreasonable preferences, advantages, prejudices, or disadvantages within the meaning of this Act, or what shall constitute compliance or non-compliance with the provisions of this and the last preceding section. (New)."

As to carriage of goods beyond the terminus of the railway by which they are shipped, see *G. T. R. Co. v. McMillan*, 16 S.C.R. 543; *Nor. Pac. R. Co. v. Grant*, 24 S.C.R. 546.

Sec. 254 deals with burden of proof as to discrimination and apportioning rates for land and water carriage amending 61 Vict., c. 22, s. 2.

Sec. 255 gives the Board authority to classify tariffs, s. 226 Act of 1888 amended.

Secs. 256 to 274 inclusive deal further with tariffs, and are all new provisions, except s. 258, which amends s. 229 Act of 1888; sec. 271 amending 1 Edw. VII., c. 32, s. 1, and s. 274, sub-s. 4 amending s. 230 Act of 1888.

Sec. 275. "No contract, condition, by-law, regulation, declaration or notice, made or given by the company, impairing, restricting or limiting its liability in respect of the carriage of any traffic shall