

Q. Would you mind reading those subjects?—A. All the subjects?

Q. Are they very lengthy?—A. Yes. There are some sixteen enumerated.

Q. Sixteen classes?—A. Sixteen enumerations.

*By Mr. Neill:*

Q. Take the one you referred to as to civil rights?—A. Number 13 of the enumeration of subjects committed exclusively to the provincial legislatures is Property and Civil Rights in the provinces, and in my judgment the provinces have jurisdiction to legislate upon the subject of unemployment insurance in the provinces.

Q. Under that general expression?—A. In order to enable Parliament to legislate upon the subject, you would have to bring it within one or more of the enumerated subjects in section 91, and I am unable to find that it comes within any of those enumerations. I suggest that for the purposes of the record sections 91 and 92 of the British North America Act might be written in, copied from the statute, so that there can be no question that the provinces have power to legislate upon this subject.

Q. Exclusively?—A. They have exclusive power to legislate upon it, if the particular scheme in question involves any compulsory contribution or the placing of any burden or duty upon any class of the community.

*By Mr. Woodsworth:*

Q. Would you mind testing that by a few instances; first of all, the health of animals. Where do you place that responsibility?—A. Under the British North America Act the subject of Agriculture is given to both the Dominion and the Provinces. Agriculture is a peculiar subject, under the British North America Act, and in that respect, it has been always regarded that the raising of live-stock comes under Agriculture, and the Dominion has power to legislate with regard to that.

Q. This is not a question of raising live-stock entirely, it is the whole question of the health of animals, the coming in and destroying a herd, and so on, because they have become affected with tuberculosis?—A. Maintaining the health of animals is part of their powers.

*By Mr. Neill:*

Q. Part of their jurisdiction?—A. Part of their being raised, looked after. I did not intend to limit my remarks to the mere raising, but the care of animals on the farm in the process of agriculture comes within our powers.

*By Mr. Woodsworth:*

Q. Let us take another question, the control of radio. The view upon which we contend that the Dominion has power over radio is, that we get it under Telegraphs and Telephones, in section 91 of the British North America Act. That subject has really never been tested before the Courts, but our view is that radio is a mere improvement in the art of communicating at a distance, either by writing or by voice, and that therefore in projecting the speaking voice through the ether, you are telephoning, speaking at a distance. That is what it means, and if you use it to work some mechanical device at a distance you are telegraphing. We get that jurisdiction under the enumerated subjects in section 91.

Q. Do you not think there is any section of the British North America Act that can be extended in the same way as you extend certain sections?—A. With regard to insurance?

Q. Yes?—A. No, I am afraid not. We endeavoured to do that in connection with insurance generally, and the Privy Council held against us. They

[Mr. W. S. Edwards.]