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STANDING
RULES AND REGULATIONS
OF THE
LEGISLATIVE ASSEMBLY
OF
CANADA.

ADOPTED IN THE FIRST SESSION OF THE FIRST
PROVINCIAL PARLIAMENT.

With the Amendments subsequently made thereto.



TORONTO:
PRINTED BY LOVELL & GIBSON, FRONT STREET.
1851.

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STANDING
RULES AND REGULATIONS.

MEETINGS AND ADJOURNMENTS OF
THE HOUSE.

1.

Resolved,—That this House do meet at three o'clock in the afternoon: and if at three o'clock there is not a QUORUM, Mr. Speaker may take the Chair and adjourn; but when the House rises on *Friday*, it shall stand adjourned to the following *Monday*.

Hour of meeting.

2.

That when the House adjourns, the Members shall keep their seats until the Speaker leaves the Chair.

When members shall leave their seats.

3.

That whenever the Speaker is obliged to adjourn the House for want of a QUORUM, the

Names to be taken on adjournment

for want of a
Quorum. hour at which such adjournment is made,
and the names of the Members then present,
shall be inserted in the Journals.

QUORUM.

4.

Appearance
of a Quo-
rum.

That upon the appearance of a QUORUM the
Speaker shall take the Chair, and the Mem-
bers be called to order.

5.

Black Rod.

That, the Speaker shall always take the
Chair when the Black Rod is at the door,
whatever the number of Members then pre-
sent may be.

MINUTES.

6.

Minutes.
when read.

That immediately after the Speaker shall
have taken the Chair, the Minutes of the pre-
ceding day shall be read by the Clerk; to the
end that any mistake therein may be corrected
by the House.

 SPEAKER.

7.

That the Speaker shall preserve Order and Decorum, and shall decide Questions of Order, subject to an appeal to the House.

Order and decorum.

8.

That the Speaker shall not take part in any Debate or vote in any case, unless the House shall be equally divided.—He may give his reasons for so voting. He shall stand uncovered when addressing the House.

Speaker, when to vote.

9.

That when the Speaker is called upon to explain a point of order or practice, he is to state the Rule applicable to the case, without argument or comment.

Speaker explaining a point of order.

 MEMBERS.

10.

That every Member, previous to his speaking, shall rise from his seat uncovered, and address himself to the Speaker.

Member speaking.

11.

Two or more members rising at once.

That when two or more Members rise at once, the Speaker shall name the Member who is first to speak; and the other or others may appeal to the House if dissatisfied with the Speaker's decision, by the Question, "*Which Member was 'first up?'*" "

12.

When members may not vote.

That every Member who shall be present when a question is put, shall vote thereon, unless the House shall excuse him, or unless he shall be personally interested in the question; provided such interest be resolvable into a personal pecuniary profit, or such as is peculiar to the Member, and not in common with the interest of the subject at large, in which case he shall not vote.

13.

Order when the Speaker is putting a question.

That when the Speaker is putting a question, no Member shall walk out of, or across the House; nor when a Member is speaking shall any Member hold discourse to interrupt

him, except to order, nor pass between him and the Chair.

14.

That a Member called to order shall sit down unless permitted to explain; and the House, if appealed to, shall decide on the case, but without debate; if there be no appeal, the decision of the Chair shall be submitted to.

Members called to order.

15.

That no Member shall speak disrespectfully of the Queen or any of the Royal Family, or Person administering the Government of this Province; nor shall he use unmannerly or indecent language against the proceedings of this House, or against particular Members; nor shall he speak beside the question in debate.

Disrespectful, unmannerly or indecent language, &c.

16.

That each Member may, of right, require the question or motion in discussion to be read for his information at any time of the debate, but not so as to interrupt a Member speaking.

Member may demand that the question, &c. be read.

17.

Limitation
of right of
speaking.

That no Member shall speak more than once on the same question, without leave of the House, except in explanation of a material part of his speech, which may have been misconceived; but then he is not to introduce new matter.

18.

On a pre-
vious ques-
tion.

That no Member shall speak more than once, without leave of the House, upon a previous question.

19.

House
cleared of
strangers.

That any Member may, at any time, desire the House to be cleared of strangers; and the Speaker shall immediately give directions to the Sergeant at Arms to execute the order, without debate.

20.

Members
going out
during sit-
tings.

That it be recommended to every Member wishing to go out during the sittings, to inform the Sergeant at Arms of the place where he may be found, if wanted.

21.

That no Member during the Session shall absent himself for more than one sitting at a time, without an express leave of absence from the House.

Members
absenting
themselves

22.

That this House will not grant leave of absence to any Member, (unless that there are forty-three Members present in town,) but on the most urgent and accidental business specially stated to the House.

Leave of
absence.

LEGISLATIVE COUNCIL.

23.

That the Master in Chancery attending the Legislative Council, be received, as their Messenger, at the Clerk's Table, the Members sitting; where he shall deliver such Message as he is charged with from the Legislative Council.

Messenger
of the Legis-
lative Coun-
cil.

24.

Messages
to the Legis-
lative Coun-
cil.

That all Messages from this House to the Honorable the Legislative Council, be sent by one Member of this House.

25.

Conferences
with the Le-
gislative
Council.

That when this House shall judge it necessary to request a conference with the Legislative Council, the reasons to be given by this House upon the subject of the conference, shall be prepared and agreed to by the House, before a Messenger shall be appointed to make the said request.

26.

Messages
from the Le-
gislative
Council.

That Messages from the Honorable the Legislative Council, shall be received into this House as soon as announced by the Sergeant at Arms.

27.

Legislative
Councillors
attending
the debates.

That Legislative Councillors, desirous of hearing the debates, may have seats without the Bar, in a space to be set apart for that purpose, withdrawing when the House is cleared.

 STRANGERS.

28.

That Strangers admitted into the House during its sittings, who make a noise or behave irregularly, shall be committed to the custody of the Sergeant at Arms, to await the judgment of the House.

Strangers
behaving ir-
regularly.

 JOURNALS, &c.

29.

That copies of the Journals translated into the French Language, be laid on the table daily, for the use of the Members; and also copies of Speeches from the Throne, Addresses, Messages, and Entries of other transactions and deliberations of the House, when asked for by any two Members.

French cop-
ies of the
Journals,
&c.

30.

That a copy of the Journals of this House be delivered to His Excellency the Governor, every morning of the day after the same has been read and approved of by the House, certified by the Clerk.

Copy of the
Journals for
the Govern-
or.

31.

Index to
Journals.

That the Clerk do immediately make an Index to the Journals of the House, referring to the several matters therein contained, and that at the end of each Session of Parliament, he do make a like Index to the Journals.

32.

Legislative
Council may
search Jour-
nals.

That until this House shall adopt the measure of having its proceedings printed daily, this House doth consent that the Legislative Council may cause the Journals of this House to be searched, in like manner as this House may, according to Parliamentary usage, search the Journals of the Legislative Council.

RULES OF THE HOUSE.

33.

Rules how
applied in
Committees
of the whole.

That the Rules of the House shall be observed in a Committee of the whole House, so far as they may be applicable, except the Rule limiting the number of times of speaking.

34.

That in all unprovided cases, resort shall be had to the Rules, Usages and Forms of Parliament, which shall be followed, until this House shall think fit to make a Rule applicable to such unprovided cases.

Unprovided cases.

DIVISION OF THE HOUSE.

35.

That upon a division in the House, the names of those who vote for, and of those who vote against the question, shall be entered upon the Minutes, if two Members require it.

Names when to be taken.

MOTIONS AND QUESTIONS.

36.

That a motion to adjourn shall always be in order.

Motion to adjourn.

37.

That a motion that the Chairman leave the Chair, shall always be in order, and shall take place of any other motion.

Motion that the Chairman leave the Chair.

38.

Motions how
made, how
read.

That no motion shall be debated or put, unless the same be in writing and seconded. When a motion is seconded, it shall be read in English and in French by the Speaker, if he is master of the two languages; if not, the Speaker shall read in either of the two languages most familiar to him; and the reading in the other language shall be at the table by the Clerk or his Deputy, before debate.

39.

Motion not
to be with-
drawn with-
out leave.

That after a motion is read by the Speaker, it shall be deemed to be in possession of the House; but may be withdrawn at any time before decision or amendment, with permission of the House.

40.

Motions on
questions
under de-
bate.

That when a question is under debate, no motion shall be received unless to amend it, or commit it, or to postpone it to a certain day, or for the previous question, or for adjournment.

41.

That the Previous Question, until it is decided, shall preclude all amendment and debate of the main question; and shall be in the following words: "*Shall the main Question be now put?*"

Previous question.

42.

That a Motion for commitment, until it is decided, shall preclude all amendment of the main question.

Motions for commitment.

43.

That all questions, whether in Committee or in the House, shall be put in the order they are moved.

Order of questions.

44.

That no Motion prefaced by any preamble, shall be admitted in this House.

No motion to have a preamble.

45.

That every motion, when seconded, ought to be received and read by the Speaker, except in the cases provided for by the Rules of this House.

Reception of motions.

46.

Motions
contrary to
rules or pri-
vileges.

That it shall be the duty of the Speaker, whenever he shall conceive that a motion which he has received and read, may be contrary to the Rules or Privileges of this House, to apprise the House thereof immediately, before the question on such motion is put, and to cite the Rule which is applicable to the case.

AID AND SUPPLY.

47.

Motions
concerning
aid and sup-
ply, when
and how to
be consider-
ed.

That if any motion be made in the House for any Public Aid, Subsidy, Duty or Charge upon the people, the consideration and debate thereof shall not presently be entered upon, but adjourned till such further day as the House shall think fit to appoint; and then it shall be referred to a Committee of the whole House, and their opinion to be reported, before any Resolution or Vote of the House do pass thereupon.

48.

That all Aids and Supplies granted to Her Majesty by the Legislature of Canada, are the sole gift of the Assembly of this Province, and all Bills for granting such Aids and Supplies ought to begin with the Assembly, as it is the undoubted right of the Assembly to direct, limit, and appoint in all such Bills, the ends, purposes, considerations, conditions, limitations and qualifications of such Grants, which are not alterable by the Legislative Council.

Rights of the House touching Aids and Supplies.

49.

That in order to expedite the business of the Legislature, the House should not insist on the privilege claimed and exercised by them, of laying aside Bills sent from the Legislative Council because they impose pecuniary penalties; nor of laying aside amendments made by the Legislative Council because they introduce into or alter pecuniary penalties in Bills sent to them by this House; provided that all such penalties thereby imposed, are only to punish or prevent crimes

Its strict rights waived in certain cases.

and offences, and do not tend to lay a burden on the subject, either as Aid or Supply to Her Majesty, or for any general or special purposes, by Rates, Tolls, Assessments or otherwise.

PUBLIC BILLS.

50.

Mode of
introducing
Bills.

That every Public Bill shall be introduced by a motion for leave, specifying the title of the Bill, or by a motion to appoint a Committee to prepare and bring it in, or by an Order of the House on the Report of a Committee.

51.

Two read-
ings.

That no Bill shall be committed or amended until it shall have been twice read.

52.

Amend-
ments re-
ported
by Commit-
tees.

That all amendments shall be reported to the House by the Chairman standing in his place. After report, the Bill shall be subjected to debate and amendment in the

House, before the question to engross it shall be put.

53.

That every Bill shall receive three several readings, on different days, previous to its being passed, except in urgent and extraordinary occasions, when it may be read twice or thrice in one day.

Three readings on different days.—exception.

54.

That when a Bill is read in the House, the Clerk shall certify the readings and the time on the back.

Readings how certified.

55.

That Bills committed to a Committee of the whole House, shall first be read throughout by the Clerk, and then read by the Chairman and debated by clauses, leaving the Preamble and Title to be last considered.

Bills how read in Committee of the whole.

56.

That when a Bill passes the House, the Clerk shall certify the same, with the date thereof, at the foot of the Bill.

Bills passed by the House.

57.

Bills originating in Legislative Council.

That a similar mode of proceeding shall be observed with Bills which have originated in and passed the Legislative Council, as with Bills originating in this House.

58.

Certain duties assigned to the Law Clerk.

That it shall be the duty of the Law-Clerk of this House, to revise all Public Bills after the first reading, and that after such revision, he do mark his initials and certify on the endorsement of the said Bills, in red ink, that the same are correct; and that the said Law-Clerk be held responsible for the due performance of such duty, in obedience to this Resolution; and in order that he may be regularly apprized of the Bills that shall have been read for the first time, it shall be the duty of the senior Clerk of the Committees of this House, to provide him daily during the Session, with a List of the Bills that shall have been read for the first time, and of the day on which they shall be fixed for the second reading; and that in every succeeding stage of such Bills, the said Law-

Clerk shall be also held responsible for the correctness of the said Bills, should amendments be made thereto; and he shall make a Breviat of every such Bill previous to the second reading thereof.

59.

That all Bills, Public and Private; and Breviats and Abridgments thereof, be printed before the second reading, for the use of the Members of the Legislature, unless the House in certain cases dispense with such printing, with the exception nevertheless of certain Bills to continue the Acts or Bills of Reimbursements, or other short Bills, not introducing any important innovation, with the printing of which the Speaker may dispense.

Bills and
Breviats to
be printed
—exception.

 PRIVATE BILLS.

60.

That hereafter no Petition for any Private or local Bill will be received by the House after the first fifteen days of each Session; unless the Petitioners shall have first applied,

Time for re-
ceiving Peti-
tions for Pri-
vate Bills.

after notice thereof, for leave to present such Petition, and obtained permission of the House to do so.

61.

Time for receiving Private Bills.

That hereafter this House will not receive any Private or local Bills, except within the first four weeks of each Session.

62.

Time for receiving Reports thereon.

That this House will not receive any Report of a Standing or Special Committee, upon any Private or local Bill, except within the first six weeks of each Session.

63.

Clerk to give notice of the time limited for receiving Petitions for Private Bills, &c.

That the Clerk of this House shall, immediately after the issuing of the Proclamation convoking the Provincial Parliament for the dispatch of business, announce, in the Canada Gazette, and other newspapers published in this Province, until the opening of Parliament, the day on which the time limited for receiving Petitions for Private Bills will expire, according to the Rules of this House; and the said Clerk shall also announce, by notice

set up in the Special Committee Rooms, and in the Lobby of this House, by the first day of every Session, the days on which, according to the Rules of this House, the time for receiving Petitions for Private Bills, Reports on those Petitions, and Reports on the Bills upon those Petitions, are to expire.

64.

That all applications for Private or local Bills, whether for the erection of a Bridge, the making of a Rail Road, Turnpike Road, or Telegraph Line; the construction or improvement of a Harbour, Canal, Lock, Dam, or Slide, or other like work; the construction of works for supplying gas or water; or for the incorporation of any particular Profession or Trade, or of any Banking or other Commercial Company, or Cemetery Company; the incorporation of a Town or City; the levying of any local Assessment; the division of any County or Township; the regulation of a Common; the re-survey of any Township, Line, or Concession; or for granting to any individual or individuals any exclusive rights or

Two months' notice of certain applications required.

privileges whatsoever, or for doing any matter or thing which in its operation would affect the rights or property of other parties; or for making any amendment of a like nature to any former Act, shall require the following notice to be published, viz.:

In *Upper Canada*—A notice inserted in one newspaper published in the County, or Union of Counties, affected:

In *Lower Canada*—A notice inserted in one newspaper in the English, and one newspaper in the French language, in the District affected (if any be published therein), and also affixed at the Church door of every Parish or Township that such application may affect, or in the most public place where there is no Church.

Such notices shall be continued in each case for a period of at least two months, during the interval of time between the close of the next preceding Session, and the presentation of the Petition.

65.

That before any Petition praying for leave to bring in a Private Bill for the erection of a Toll Bridge is presented to this House, the person or persons purposing to petition for such Bill shall, upon giving the notice prescribed by the 64th Rule, also, at the same time, and in the same manner, give a notice in writing, stating the rates which they intend to ask, the extent of the privilege, the height of the arches, the interval between the abutments or piers for the passage of rafts and vessels, and mentioning also whether they propose to erect a draw-bridge or not, and the dimensions of such draw-bridge.

Rates of Toll, &c. for a Toll-bridge, to be specified.

66.

That parties publishing notices of intended application for Private Bills under the 64th Rule, shall be required to send, addressed to the "Private Bill Office, Legislative Assembly," (as soon as may be after its publication) a copy of the local newspaper containing the first insertion of any such notice (or a certificate of the insertion thereof, by the proprietor of such

Copies of such Notices to be sent to Private Bill Office.

paper); and also, after the presentation of the Petition, a copy of the paper containing the last insertion of the said notice (or a certificate thereof), together with proof of notices having been affixed (when required) at the Church doors.

67.

Private Bills to be prepared and printed at expense of the parties.

That every Private Bill shall be prepared by the parties applying for the same, and printed by the contractor for the Sessional Printing of the House, at the expense of the said parties, and one hundred and fifty copies thereof shall be deposited in the Private Bill Office, for the use of Members, before the second reading.

* 68.

Introduction of Private Bills.

That Bills of a private nature shall be introduced on a Petition, to be presented by a Member, and seconded.

69.

Bills for confirming Letters Patent.

That when any Bill shall be brought into the House for confirming Letters Patent, a true copy of such Letters Patent shall be attached to the Bill.

70.

That the expenses and costs attending on Private Bills giving any exclusive privilege or advantage, whether for the erection of a Bridge, or the construction of a Rail Road, Turnpike Road, Telegraph Line, Harbour, Canal, Lock, Slide, Dam, or other like work; or for the incorporation of Banking or Commercial Companies, Cemetery Companies, or Companies for the construction of Gas or Water Works, or for any other objects of profit; or for amending, extending, or enlarging any former Acts in such manner as to confer additional powers, ought not to fall on the public, and that for the purpose of defraying the same, the parties seeking to obtain any such Bill shall be required to pay into the hands of the Clerk of this House the sum of fifteen pounds, before, in any case, the said Bill shall be further proceeded upon after being read a second time.

Fee to be paid on certain Private Bills, after second reading.

71.

That every Private Bill, after having been read a second time, shall be referred to the Standing Committee on Private Bills, if any

All Private Bills to be referred to a Standing Committee.

such shall have been appointed, or to some other Standing Committee of the same character.

72.

When a Bill or Petition is referred, Petitioners not to be heard until after Report.

That whenever any Petition or Bill presented to the House shall have been referred to a Committee to examine the matter thereof and report the same as it shall appear to them, to the House, the House will not admit any Petitioners to be heard, by themselves or Counsel, against such Petition or Bill, until the matter shall have been first reported to the House.

73.

Persons interested to appear before Committee.

That all persons whose interest or property may be affected by any Private Bill shall, when required by the Committee, appear in person before them to give their consent, and if they cannot personally appear, they may send their consent in writing, which shall be proved before the Committee by one or more witnesses. And in every case the Committee upon any Bill for incorporating a Company shall require proof that the persons whose names appear in

the Bill as composing the said Company, are of full age, and that they are in a position to effect the objects contemplated by the Bill, and have personally consented to become so incorporated.

74.

That no Committee on any Private Bill, based upon a Petition, notice of which is required by the 64th Rule, shall sit thereupon, without first causing a week's notice of the day of sitting to be set up in the Lobby.

Sitting of Committee to be notified.

75.

That the Committee to whom any Private Bill shall have been referred, shall report the Bill to the House, whether such Committee shall or shall not have agreed to the Preamble, or gone through the several clauses, or any of them, and when any alteration shall have been made in the Preamble of the Bill, such alteration, together with the ground of making the same, shall be specially stated in the report.

Committee must report every Bill referred, with grounds of any alteration of Preamble.

76.

That when the Committee on any Private Bill shall report to the House that the Preamble

When reporting Preamble not

proved, to
state
grounds of
decision.

of such Bill has not been proved to their satisfaction, they shall also state the grounds upon which they have arrived at such a decision.

77.

Copy of pro-
posed
amendments
to be filed,
one day
before meet-
ing.

That a filled up Bill containing the amendments proposed to be submitted to the Committee on the Bill, be deposited in the Private Bill Office, one clear day before the meeting of the Committee upon such Bill.

78.

Chairman to
sign Bills,
and all the
amend-
ments.

That the Chairman of the Committee shall sign, with his name at length, a printed copy of the Bill, on which the amendments are fairly written, and shall also sign with the initials of his name, the several amendments made and clauses added in Committee.

79.

150 copies of
Private Acts
to be printed
by the par-
ties.

That no Private Bill be read a third time, until the party interested shall have delivered to the Clerk a certificate from the Queen's Printer, that the cost of printing one hundred and fifty copies of the Act for the Government, has been paid, or secured to him.

80.

That (except in cases of urgent and pressing necessity,) no motion shall be made to dispense with any Sessional or Standing Order of the House, relative to Private Bills, without due notice thereof.

No Standing Order shall be dispensed with without notice.

81.

That a Book, to be called the "Private Bill Register," shall be kept in a room to be called the "Private Bill Office," in which Book shall be entered, by the Clerk appointed for the business of that Office, the name, description and place of residence, of the parties applying for the Bill, or their agent, and all the proceedings thereon, from the Petition to the passing of the Bill; such entry to specify briefly each proceeding in the House, or in any Committee to which the Bill or Petition may be referred, the day on which the Committee is appointed to sit, and the name of the Committee Clerk. Such Book to be open to the public inspection daily, during Office hours.

A Private Bill Register to be kept in the Private Bill Office.

82.

That the Clerk of the Private Bill Office do prepare, daily, lists of all Private Bills, and

List of Petitions and Bills for con-

sideration to
be prepared
daily.

Petitions for Private Bills, upon which any Committee is appointed to sit, specifying the time of meeting, and the room where the Committee shall sit; and the same shall be hung up in the Lobby.

PETITIONS, &c.

83.

Petitions,
how pre-
sented.

That Petitions, Memorials, and other papers addressed to the House, shall be presented by a Member in his place, who shall be answerable to this House that they do not contain improper or impertinent matter.

84.

Members
interested in
petitions for
certain cor-
porate pow-
ers.

That whenever a Petition tending to incorporate any number of persons to carry on any commerce or trade, is presented to this House, such of the Members of this House who are to become incorporated in consequence of such Petition, to carry on such commerce or trade, are personally interested in all questions that may arise upon such Petition, and in any after proceedings that may take place upon it.

 PAPERS LAID BEFORE THE HOUSE.

FORM OF READING.

85.

That Papers laid before this House, or referred to a Committee for their consideration, are of right to be read once by the Clerk or Chairman at the table, but when once read to the House, or Committee, they are then, like every other Paper that belongs to the House, to be moved for to be read, and if objected to, to be decided by taking the sense of the House or Committee.

Papers before the House or a Committee, how to be read.

 COMMITTEES.

86.

That in forming a Committee of the whole House, the Speaker shall leave the Chair, and shall before leaving the same appoint a Chairman to preside, who shall have the same authority in the Chair of the Committee as the Speaker in the Chair of the House, and in other Committees the Chairman shall have the same authority.

Committee of the whole House, how formed.

87.

Special
Committees,
mode of ap-
pointing.

That the mode of appointing a Special Committee, shall be first to determine the number it shall consist of, then each Member naming one, which shall be written down by the Clerk; those who have most voices shall be taken successively, until that the number is completed; and if any difficulty should arise by two or more having an equal number of voices, the sense of the House shall be taken as to the preference; but it shall be always understood, that no Member who declares himself or divides against the body or substance of the Bill, motion or matter to be committed, upon any of the Readings thereof, can be nominated to be of a Committee upon such Bill, motion or matter; or the mover may submit the names of the Members to form the Committee, and if not objected to by the House, the Members so nominated shall compose the Committee.

88.

Member in-
troducing
the matter
referred, to

That every Member who shall introduce a Bill, Petition, or Motion upon any subject

which may be referred to a Committee, shall be one of the Committee without being named by the House. be one of the Committee.

89.

That of the number of Members appointed to compose a Committee, such number thereof as shall be equal to a majority of the whole number chosen, shall be a QUORUM competent to proceed to business in all cases, where the number to form such QUORUM shall not be specially fixed in the motion of appointment. Quorum of a Special Committee.

 MESSENGERS.

90.

That the Speaker of this House shall appoint all Messengers; but it shall be always understood, that the Member who moves for the Message shall of right be one of the number of Messengers, and that any Member who shall declare himself, or divides against the said Message, or against the subject thereof, cannot be appointed to be one of the Messengers. Mode of appointing Messengers.

ORDERS OF THE DAY.

91.

To have
preference
to motions.

That the Order of the Day shall have preference to any motion before the House.

92.

Orders lost
for want of a
Quorum.

That it be a Standing Rule of this House, that when any Order or Orders of the Day shall be lost by a Committee of the whole House breaking up for want of a QUORUM, or by the House adjourning for want of a QUORUM, the Order or Orders so lost, shall be taken up in succession, as the first business to be proceeded on, at the next meeting of the House.

PRIVILEGES.

93.

Questions of
privilege.

That whenever any matter of privilege arises, it shall be immediately taken into consideration.

LIBRARY.

94.

That a proper Catalogue of the Books belonging to the Library be kept by the Librarians, in whom the custody and responsibility thereof shall be vested; and who shall be required to report to the House, through Mr. Speaker, at the opening of each Session, the actual state of the Library.

Catalogue to be made.

95.

That no person whatsoever shall be entitled to resort to the Books during a Session of Parliament, except the Governor of the Province, the Members of the Executive and Legislative Councils and Legislative Assembly, and the Officers of the two Houses for the time being, and such other persons as may receive a written order of admission from a Member of the House.

Place for the Library.

96.

That during a Session of Parliament, no Books belonging to the Library be permitted to be taken out of the building, except upon receipts given by a Member of either House.

Access to the Library. Who may take books from it.

97.

Clerk to report on the Library.

That during the recess of Parliament the Library shall be open every day in each week, Sundays and Holidays excepted, from the hour of ten in the morning until three in the afternoon; and that access thereto be permitted to persons introduced by a Member of the House, or admitted at the discretion of the Clerk or one of the Librarians, subject to such regulations as may be deemed necessary for the security and preservation of the collection; but that no one shall be allowed to take any Book out of the Library, except Members of the House, and such persons as may be authorized by the Speaker, or, in his absence, by the Clerk of the House, or by one of the Librarians.

98.

Periodical works.

That the Clerk of this House be authorized to import annually the continuation of Periodical Works in the Library.

OFFICE HOURS.

99.

That the hours of attendance of the respective Officers of this House and the Extra Clerks employed during the Session, be from nine in the forenoon until noon, and from one in the afternoon until eight o'clock, and from thence until the business of the day be completed.

Hours of Office.

VACANCIES IN THE OFFICES.

100.

That before filling any vacancy in the Offices of this House, enquiry be made touching the necessity of such Office, the amount of the salary and emoluments thereunto annexed, and the fixing such salary *de novo* at every change.

Inquiry previous to filling any vacancy.

IMPORTS AND EXPORTS.

101.

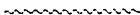
Tables of
Imports and
Exports to
be prepared
by the Clerk,
and printed.

That the Clerk of this House do lay before this House in the course of each Session, a general table of the Imports and Exports of this Province, taken from the returns which may be laid before this House by order of His Excellency the Governor in Chief; that the said Clerk do also lay before this House next Session a similar table for the seven last years, and that he do cause the said table to be printed, in order that the same be added to the Appendix to the Journals of next year, and that in each succeeding year he do cause to be printed a similar table, to be in like manner inserted in the Appendix to the Journals of those periods.

STANDING ORDERS

OF THE

HOUSE.



I. THAT the Clerk of this House be authorized to subscribe for the Newspapers published in this Province, for the purpose of being laid on the table of the Library, and to complete the files already therein, for the use of Members.

Clerk to subscribe for newspapers.

Journal of 1841, p. 22.

II. That the Clerk of this House be required to cause to be placed in some conspicuous place within this House, a list of the several Standing and Select Committees, as appointed from time to time.

Lists of Committees.

Journal of 1841, p. 78.

III. That the ordinary routine of the daily proceedings in this House, in the transaction of business, be as follows (after reading the Minutes of the preceding day):

Routine proceedings.

Bringing up Petitions.

Third reading of Bills * and Addresses.

Reading Petitions.

Referring Petitions.

Notices to be given.

Presenting Reports (by Standing and Select Committees.)

Orders of the Day.

Journal of 1841, p. 96.

Orders of each day to be prepared.

IV. That the Clerk of this House be directed to lay on the Speaker's table, every morning, previous to the meeting of the House, the order of the proceedings for the day; that a copy of the same be hung up in the lobby, for the information of Members.

Journal of 1841, p. 96.

Permanent Officers to complete the work.

V. That it shall be the duty of the Officers of this House (including the Clerk and Clerk Assistant) to complete and finish the work remaining at the close of each Session.

Journal of 1841, p. 205.

Printing and distribution of Journals.

VI. That 500 copies be printed of the Journals of this House, with the Appendix thereto, after every Session, to be disposed of as follows :

* *Vide* Standing Orders Nos. 21, 22.

Three copies to each Member.

One copy to each of the Members of the Legislative Council.

Six copies to His Excellency the Governor General.

Three copies in English, and *two* in French, to the Library of the Legislature.

One copy each, to the Governors, Legislative Councils, and Assemblies, of New Brunswick, Nova Scotia, Newfoundland, Prince Edward's Island, the Island of Jamaica, and Island of Bermuda.

Two copies to the Colonial Department.

Three copies to the Library of the House of Commons.

Three copies to the Library of the House of Lords.

Six copies to the Clerk's Office, for the use of this House.

One copy to each Law Library in this Province, as the Speaker may direct.

Journal of 1841, p. 241.

VII. That the Clerk of this House be held responsible for the safe keeping of all the Papers and Records of this House, and have

Clerk to have control over the Clerks and Servants.

the direction and control over all the Clerks and Servants employed in the Office, subject to such orders as he may, from time to time, receive from Mr. Speaker and the House.

Journal of 1841, p. 510.

No charges
for extra
hours.

VIII. That by the 89th Rule of this House the hours of attendance are defined, and that no charges for extra hours be allowed to be made by any person employed by, or in attendance on the same.

Journal of 1843, p. 179.

Payment of
witnesses.

IX. That the Clerk of this House be authorized to pay out of the Contingent Fund to witnesses summoned to attend before any Select Committee of the House, the sum of ten shillings per diem, during their attendance, and a reasonable allowance for travelling expences, upon any certificate or order of the Chairman of the Committee before which such witnesses have been summoned. (*Vide infra*, XVII, also "*Recommendations*," 1849.)

Journal of 1843, p. 179.

Bills, &c. to
be printed in
English and
French.

X. That all Bills and documents submitted to the consideration of this House, be printed

in each of the English and French languages, in equal proportions.

Journal of 1844-5, p. 84.

XI. That no allowance will in future be made to any person in the employ of this House, who may not reside at the seat of Government, for travelling expences in coming to attend his duties.

No allowance for travelling expences.

Journal of 1844-5, p. 426.

XII. That all measures standing on the Orders of the Day be taken up according to the precedence they originally held when placed on the Order of the Day Book.

Precedence of Orders of the Day.

Journal of 1846, p. 135.

XIII. That members of this House be permitted to make Reports from Select Committees of which they may be Chairmen, standing in their places, and without proceeding to the Bar of the House, anything in the 34th Rule of the House to the contrary notwithstanding.

Members to present reports in their places.

Journal of 1846, p. 265.

XIV. That any Officer or Servant of the House who may consider his services inadequately paid by the amount of salary fixed in

Persons dissatisfied with their salaries may retire.

the Schedule (p. 332, printed Journal), be allowed to retire from the service of the House; and that the Clerk (with the approbation of the Speaker) be authorized to fill the vacancy.

Journal of 1846, p. 332.

XV. That the Honorable the Judges of the Courts of Queen's Bench in this Province be henceforth furnished with a copy of the Journals and Appendices of this House.

Journal of 1846, p. 339.

Journals to
be supplied
to the
Judges.

XVI. That no witness shall be paid for his or her attendance to give evidence before any Select Committee, unless the said witness attend by order of this House, or unless a certificate from some Member of such Committee be fyled with the Chairman thereof, stating that the evidence to be obtained from such witness is, in his opinion, material and important in the investigation of the merits of the subject matter referred to such Committee, and which said certificate the said Chairman is hereby required to fyle with the Clerk of this House, before any such witness shall be entitled to payment for his attend-

Certificates
required for
payment of
witnesses.

ance; and when the Chairman gives his certificate he shall fyle the same with the said Clerk before any witness can be paid as aforesaid.

Journal of 1849, p. 147.

XVII. That in future no Bills be printed in both languages having reference exclusively to Upper Canada, and that such Bills be printed in English alone, with French marginal notes, unless otherwise required by any one Member of the House.

Bills for U. C. only, not to be printed in French.

Journal of 1849, p. 194.

XVIII. That no work be paid for at the rate of Sessional Printing which is not delivered to the House during the Session; and that any work not so delivered shall be paid for at the rate allowed for the printing of the Journals and Appendix.

Sessional Printing.

Journal of 1849, p. 194.

XIX. That the contractors for the Sessional Printing shall be entitled to perform such work as is delivered to them during the Session; and that no portion of the work intended to form part of the Appendix shall be

Sessional Printing.

so delivered, unless it appears to the Clerk of the House that it can be executed during the Session.

Journal of 1849, p. 194.

Extra copies
of portions of
Appendix.

XX. That in case extra copies of any portion of the Appendix which cannot be delivered during the Session, be required, the same shall be furnished by the contractors for the Appendix, at their contract price.

Journal of 1849, p. 194.

Third read-
ing of Bills
made Orders
of the Day.

XXI. That the third reading of Bills do no longer form an item of the daily routine of the proceedings of this House, but that for the future all third readings be made Orders of the Day, as is done with respect to the other stages of Bills.

Journal of 1850, p. 44.

To precede
all other
Orders.

XXII. That all Orders of the Day for the third reading of Bills shall take precedence of all other Orders for the same day, except only of such of the said other Orders as may have been given precedence by special Order of the House in that behalf.

Journal of 1850, p. 44.

XXIII. That from and after this day, such Orders of the Day, as are not proceeded with when read, shall be placed at the foot of the list, unless otherwise disposed of by the House.

Orders of the Day not proceeded with.

Journal of 1850, p. 225.

RECOMMENDATIONS

(OF THE NATURE OF STANDING ORDERS)

CONTAINED IN

REPORTS OF SELECT COMMITTEES

ADOPTED BY HOUSE.

1842.

“That the Journals and Appendices be hereafter printed upon paper of the same size and quality as that used in printing the Journals of the House of Commons for the year 1838; and that the matter be arranged in double columns upon each page, as in that Journal, with brief marginal notes, and in the same type.”

Form of
printing
Journals.

“That in printing the Public Accounts, and other documents usually printed by both Houses, a sufficient extra number be also struck off, for the Honorable the Legislative Council.”

Extra copies
of Sessional
Papers for
Legislative
Council.

Adopted on 1st Rep. of Committee on Printing, pp. 60, 93.

1844-5.

No Bills to
be presented
in blank.

“That for the future no Bill be introduced (into the House), either in blank, or only in part completed.”

Adopted on 2nd Rep. of Com. on Printing, pp. 105, 136.

1849.

Postage of
Members.

“That all Letters, Correspondence, and Papers, forwarded by Members, and chargeable against the Contingencies of the House, do pass through the office thereof.”

Adopted on 1st Rep. of Contingent Committee, p. 46.

Employment
of extra writ-
ters.

“That in future the Clerk shall not engage, nor put on pay, at the outset of a Session, any more writers than may be necessary for the time being, taking on others as the increase of business may require the assistance of the supernumeraries,”—“and that no extra writers

Pay of do.

whatever, after the present Session, be employed at any greater rate than 10s. per day; and also, that no person hereafter taken into the service of the House as a Messenger, be paid at a higher rate than 5s. per day.”

Pay of Mes-
sengers.

Adopted on 5th Rep. of Contingent Com. pp. 268, 290.

“That the custom of paying persons summoned before Committees for examination, be discontinued, and that no moneys be paid to such persons, except in very special cases.”

Payment of witnesses discontinued.

Exception.

Adopted on 7th Rep. of Contingent Com. p. 362.

1850.

“That such of the Standing Orders or Rules of the House as heretofore have been published by the Clerk for the public information, previous to the annual meeting of the Legislature, be hereafter published only in the “Canada Gazette” issued by authority, and but once a month; the first publication being made not sooner than after the expiration of the six months next following the last preceding Session of the Legislature, and to be continued from month to month to that, inclusively, in which the Session shall take place.”

Publication of Rules in Official Gazette, only.

Adopted on 1st Rep. of Contingent Committee, pp. 61, 273.

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