

Technical and Bibliographic Notes / Notes techniques et bibliographiques

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming are checked below.

- Coloured covers / Couverture de couleur
- Covers damaged / Couverture endommagée
- Covers restored and/or laminated / Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire)
- Coloured plates and/or illustrations / Planches et/ou illustrations en couleur
- Bound with other material / Relié avec d'autres documents
- Only edition available / Seule édition disponible
- Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure.
- Blank leaves added during restorations may appear within the text. Whenever possible, these have been omitted from filming / Il se peut que certaines pages blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.
- Additional comments / Commentaires supplémentaires:
 - Cover title page is bound in as last page in book but filmed as first page on fiche.
 - Cover title page is cut off.

L'Institut a microfilmé le meilleur exemplaire qu'il lui a été possible de se procurer. Les détails de cet exemplaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous.

- Coloured pages / Pages de couleur
- Pages damaged / Pages endommagées
- Pages restored and/or laminated / Pages restaurées et/ou pelliculées
- Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées
- Pages detached / Pages détachées
- Showthrough / Transparence
- Quality of print varies / Qualité inégale de l'impression
- Includes supplementary material / Comprend du matériel supplémentaire
- Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible.
- Opposing pages with varying colouration or discolourations are filmed twice to ensure the best possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont filmées deux fois afin d'obtenir la meilleure image possible.

This item is filmed at the reduction ratio checked below / Ce document est filmé au taux de réduction indiqué ci-dessous.

10x	14x	18x	22x	26x	30x
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
12x	16x	20x	24x	28x	32x

No. 58.

5th Session, 8th Parliament, 63 Victoria, 1900

BILL.

An Act to supervise and control the
Warehousing, Inspecting and Weighing
of Grain in Manitoba and the
North-west Territories.

First reading, March 2, 1900.

Mr. DOUGLAS.

OTTAWA

Printed by S. E. Dawson
Printer to the Queen's most Excellent Majesty
1900

An Act to supervise and control the warehousing inspecting, and weighing of Grain in Manitoba and the North-west Territories.

HER Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. A Warehouse and Grain Commission, hereinafter called Warehouse and Grain Commission.
 5 the Commission, shall be appointed, whose office shall be in the City of Winnipeg. It shall consist of five persons, namely: a railway expert, a barrister, and three experienced grain men; but none of them shall be a member of the Grain Exchange, or the Board of Trade, or in any way personally
 10 engaged in the grain trade.
2. The members of the Commission shall be appointed by Appointment of members.
 the Provincial Government of Manitoba and the Legislative Assembly of the North-west Territories, and one member shall be appointed by the railway companies operating their
 15 lines in the country. Two members of the Commission shall drop out every five years, but shall be eligible for re-election.
3. The Commission shall have the supervision and control Powers.
 of the work of inspection, weighing and warehousing of all grain passing through all elevators and warehouses, private
 20 and public. It shall enact such regulations, supervising and controlling the work of all inspectors and weighmasters, and other persons publicly employed under them. Inspectors and weighmasters, with all their assistants, shall report directly to the Commission, and the Commission shall report directly, and
 25 annually, to the Government of Ottawa, through the Minister of Inland Revenue. All matters of dispute arising in the routine and conduct of the trade shall be referred to the Commission for settlement, and its decisions shall be final, provided that nothing in its decision conflicts with any Act of the
 30 Parliament of Canada.
4. The Commission may demand from all owners, or proprietors of internal or terminal elevators or warehouses, that they procure a license to transact business as warehousemen under existing laws governing the trade. When an applica-
 35 tion for such a license is made, the Commission shall issue it, setting forth the location and name of the warehouse, the individual name of each person, as owner, or member in the management thereof; and if it is owned or managed by a corporation, the name of the president, secretary and treasurer Licensing warehousemen.

of such corporation shall be stated; and the license shall give authority to carry on and conduct the business of the public warehouse, in accordance with existing laws. The license shall be revocable upon satisfactory proof of a particular violation of law; such proof to be taken in such manner as is directed 5 by the Commission.

Licensee to give bonds.

5. The person receiving a license as herein provided shall file with the Commission a bond, with sufficient sureties, subject to the approval of the Commission, in a penal sum of not less than ten thousand dollars, nor more than fifty thousand 10 dollars, for the faithful performance of duty, and for full compliance with all the laws relating thereto. No more than one bond need be given by any person or company.

Charges for storing and handling grain.

6. The maximum charge for storage and handling of grain, including the cost of receiving and delivering, shall be: for the first fifteen days or part thereof, one and one half cent per bushel, and for each fifteen days, or parts thereof, one-half 15 cent per bushel, and for continuous storage, between the fifteenth day of November and the fifteenth day of May following, not more than four cents per bushel; and any dockage for shrinkage shall be disallowed to any buyer or shipper. 20

Shrinkage.

Loss in handling.

Treatment of grain while stored.

No railway company shall be allowed more than sixty pounds, per carload of seven hundred bushels, for loss in handling grain. It shall be unlawful for any warehouseman to mix 25 different grades, or in any way tamper with grain while in his possession or custody, with a view to securing any profit to himself, or any other person; but when stored in a separate bin, he may, at the request of the owner thereof, dry, clean, or otherwise improve, the condition or value of grain, provided it retains the same grade as when received by him. 30

Examination of grain in elevators.

As to scales.

7. All persons owning or interested in property in any elevator or warehouse, and all duly authorized inspectors of such property, shall at all times, during business hours, be at liberty to examine such property, and all proper facilities shall be 35 accorded to them to make such examination. All scales used for the weighing of grain in such elevators and warehouses shall be subject to examination and test, by any authorized inspector, weighmaster, scaler of weights and measures or member of the Commission, at any time when required by any person owning or interested in property which has been or is to be 40 weighed on such scales. The expense of such test by an inspector of weights and measures shall be paid by the elevator owner or warehouse proprietor if the scales are found incorrect, but not otherwise. Any proprietor continuing to use scales found to be in an incorrect condition, without having them 45 legally pronounced correct and properly scaled, shall be proceeded against as hereinbefore provided.

Weighmasters.

8. The Commission shall appoint in all cities where there is Government inspection of grain a weighmaster and such assistants as are necessary. The weighmaster and assistants, at the 50 places aforesaid, shall supervise and have exclusive control of the weighing of grain and other property subject to inspection, and the inspection of scales and the cost and certificate of such

weighmaster and such assistants in the discharge of their aforesaid duties, shall be conclusive upon all parties interested therein.

9. At all elevators and warehouses where the Government weighmaster or his assistant is not present, the owner, or proprietor, or agent of a company, shall weigh the grain offered in the following manner:—

Mode of weighing grain where there is no weighmaster.

10 First. The grain shall be weighed in the vision of the interested party. He shall ascertain the gross weight of the quantity offered.

15 Second. He shall then clean it (if requested) on the same floor and in the presence of the interested party. Having separated the seeds and dirt, the same shall be weighed and the weight shall be deducted from the gross weight, and a certificate given to the interested party setting forth the gross weight and the net weight after deducting the weight of seeds and dirt, which shall also appear on the face of the certificate. The cleanings thus deducted shall be the property of the grain producer, and may be taken away should he so desire.

10. The Commission shall fix the fees to be paid for the weighing of grain and other property, which fees shall be paid by the owner of the elevator or warehouseman, and may be added to the charges for storage.

Fees for weighing.

25 11. The Government weighmaster or any of his assistants shall not be a member of any board of trade or association of like character. They shall give bonds to the Commission in the sum of five thousand dollars, conditional upon the faithful discharge of their duties, and shall receive such compensation as the Commission determines.

Qualification of weighmasters.

Bonds.

12. The rules and regulations to govern the grain weighing service at elevators, warehouses and mills shall be prepared and adopted by the Commission, and changed from time to time as the interests of the trade seem to demand.

Regulations as to weighing of grain.

35 13. In case any person, warehouse or railway corporation, or any of their agents or employees, prevent the chief weighmaster, or any of his assistants, from having access to their scales in the regular performance of their duties in supervising and weighing of grain or other property in accordance with this

40 Act, they shall forfeit the sum of one hundred dollars for each offence, to be recovered in an action of debt in any court of competent jurisdiction, such penalty or forfeiture to be paid to the treasurer of the Commission for the benefit of the grain supervising fund, and shall also be required to pay all costs of

45 prosecution.

Interference with weighmasters.

Penalty.

14. Any duly authorized inspector or deputy inspector of grain, or any duly authorized weighmaster or deputy weighmaster of grain, who is guilty of any neglect of duty, or who knowingly or carelessly inspects, grades or weighs any grain improperly, or accepts money or other consideration, directly or indirectly, for any neglect of duty, or any improper per-

Misconduct by inspector or weighmaster.

Penalty. formance of duty as inspector or weighmaster of grain in the performance of his duty as such inspector or weighmaster, shall be guilty of an offence and liable, on summary conviction, to a fine of not less than one hundred dollars nor more than one thousand dollars, or to be imprisoned for a period of not more than one year, or both, in the discretion of the court. 5

Removal of offending officer.

15. Upon complaint, in writing, of any person to the Commission, supported by reasonable and satisfactory proof, that the chief inspector or chief weighmaster, or any of their deputies or assistants, has violated any of the rules prescribed for his government, or has been guilty of any improper official Act, or has been found inefficient or incompetent for the duties of his position, the Commission shall immediately remove from office the person so complained of. 10

Registration of elevators and warehouse receipts.

16. The Commission shall institute a system of registration of all elevators and warehouse receipts as a public guarantee that all such receipts actually represent grain in store, after it has been duly inspected and weighed by the authorized officials. The registration shall cover all shipments of grain out of the said elevators and warehouses. 15 20

R.S.C., c. 99.

1888, c. 29.

17. Nothing in this Act shall be held to conflict with *The General Inspection Act*, or to interfere with the duties and obligations of railway companies as common carriers at common law and under the provisions of *The Railway Act*.