

MINUTES OF PROCEEDINGS

OF THE

GENERAL COUNCIL OF MEDICAL EDUCATION

AND

REGISTRATION OF UPPER CANADA.

SECOND ANNUAL SESSION,

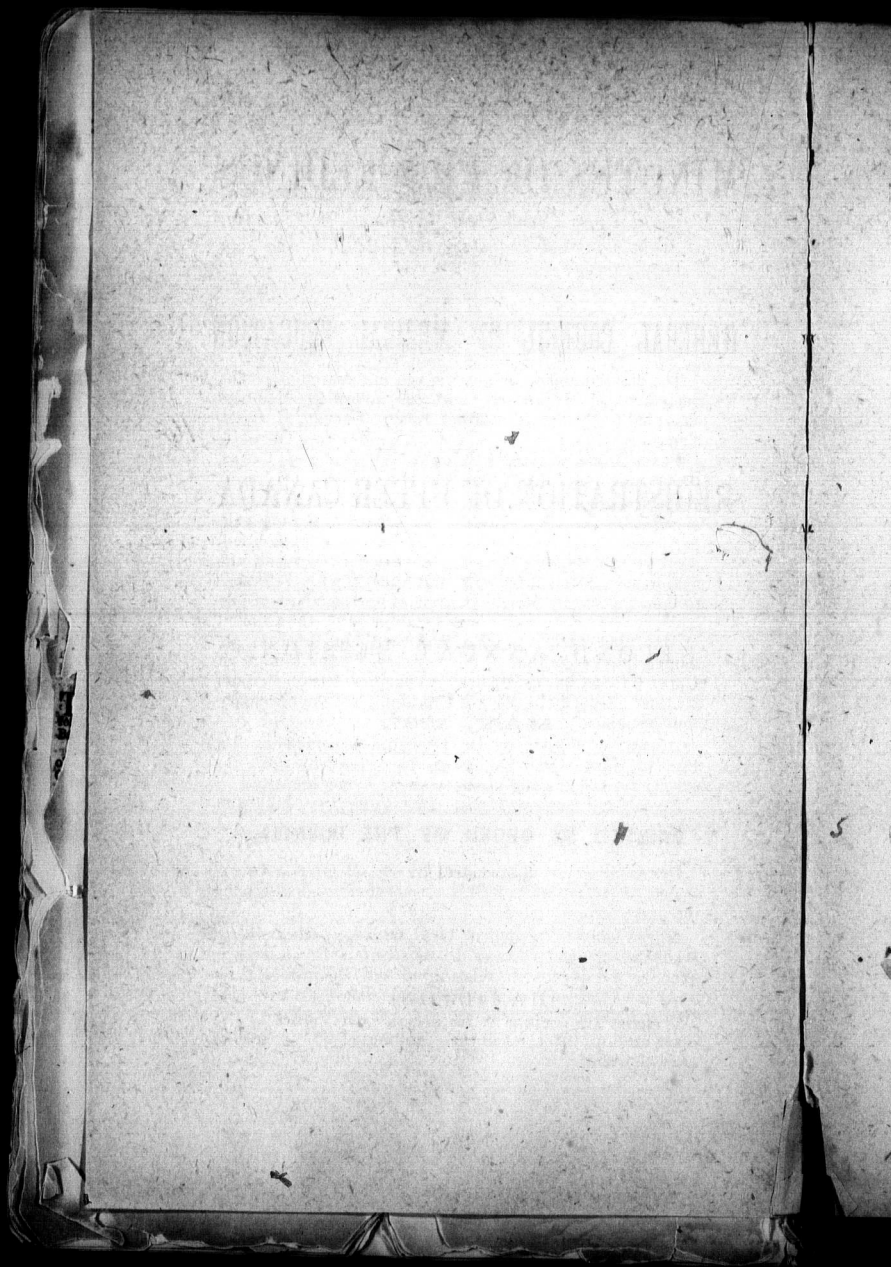
MAY, 1867.

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1867.



*Minutes of the Proceedings of Second Session of the
General Council of Medical Education and Registra-
tion of Upper Canada, held in Ottawa, on Tuesday,
Wednesday, and Thursday, the 14th, 15th, and 16th
of May, 1867.*

FIRST DAY.

TUESDAY, May 14th.

The Council met at half-past seven in the evening. The Secretary called the roll, and the following members answered to their names: **DRS. ASKIN, FULTON, CLARKE, TURQUAND, MACPHERSON, PATTULLO, MORTON, MCGILL, DEWAR, DICKSON, GRANT, BROUSE, RICHARDSON, YATES, BERRYMAN** and **AIKINS**. Absent, **DR. BOVELL**.

The President gave a résumé of the business, which had engaged his attention since the last session of the Council, particularly that connected with the passage of the amendment to the Medical Act, the negotiations between the authorities of McGill College and himself, with reference to the adoption by McGill College of the standard of preliminary education, which was established by the Council in May 1866; and also what had been done towards obtaining the recognition of the registered practitioners of Upper Canada by the Medical Council of Great Britain. He then resigned the office of President, and the Secretary took his place.

It was then moved by **DR. DICKSON**, seconded by **DR. BROUSE**, that **DR. TURQUAND** be President of the Council for the ensuing year.—Carried by acclamation.

Moved and seconded that **DR. TURQUAND** take the Chair.—Carried.

DR. TURQUAND then took the chair.

DR. AIKINS moved, seconded by **DR. MCGILL**, a vote of thanks to **DR. DICKSON**, for his services as President during the past year.—Carried.

Moved and seconded that **DRS. DICKSON, BERRYMAN, MACPHERSON** and **CLARKE** do constitute a Committee to examine the documents relating to the election of three new members of the Council, and report at the next sitting thereof.—Carried.

On motion, the Council then adjourned till 10 o'clock next morning.

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SECOND DAY.

WEDNESDAY, May 15th.

The Council met at ten o'clock. The Secretary called the roll. Absent: DRs. BOVELL and GRANT.

DR. DICKSON, Chairman of the Special Committee appointed to examine the credentials of members elected since last session, reported as follows: That DR. LAVELL, DR. SULLIVAN and DR. BEAUBIEN, had been elected as the representatives of the Royal College of Physicians and Surgeons of Kingston, Regiopolis College, Kingston, and the University of Ottawa, respectively; and recommended that they be admitted to take their seats at this Council.

DR. DICKSON moved, seconded by DR. AIKINS, That the report of the Committee on Credentials be adopted.—Carried.

The gentlemen then took their seats.

DR. DICKSON read a communication from Dr. CANNIFF, Belleville, and one from Dr. Jacoud, Secretary of the International Medical Congress, Paris.

DR. GRANT came in at this stage.

DR. DICKSON also read a communication from Dr. B. S. WILLSON, of Roslin. Also, a communication from the President of the "Upper Canada Dental Association."

DR. MORTON read a letter from Sheriff Jarvis, of Toronto, with reference to his account for services rendered as Returning Officer at the late election of a representative of the Midland and York Electoral Divisions, to the Medical Council.

Moved by DR. MORTON, seconded by DR. FULTON, That the several communications now read be referred to their respective committees.—Carried.

DR. LAVELL gave notice that he would move "that the 3rd section of the Amendment to the Medical Act be made applicable to Upper Canada."

It was then moved by DR. FULTON, seconded by DR. MACPHERSON,—

That the resolution passed last session with respect to registration, be rescinded, and that the following be inserted instead thereof: "That all persons who were possessed of one or more of the qualifications described in Schedule A of the Medical Act of Upper Canada, on or before the first day of January, 1866, be allowed to register their names upon payment of a fee of \$5; and, that to all those who

have paid \$10 for such registration, the sum of \$5 be refunded. And all persons who have become qualified to be registered under the provisions of the Medical Act of Upper Canada, since the first day of January, 1866, shall pay the sum of \$10 for such registration.

Moved in amendment by DR. BROUSE, seconded by DR. PATTULLO,—

That the time of registration of those who were qualified to register before the first day of May, 1866, (for the sum of five dollars,) be extended to the first day of January, 1868, and that the sum of \$6 be charged for registration during that time. And to all who were thus entitled to have registered, and who have paid the sum of \$10, that the sum of \$4 be refunded them.

LOST—YEAS 7; NAYS 11.

The original motion was then put, and lost on the following division:

YEAS—DRS. FULTON, MACPHERSON, PATTULLO, BROUSE, DICKSON, LAVELL, and AIKINS.—7.

NAYS—DRS. ASKIN, CLARKE, MORTON, MCGILL, GRANT, DEWAR, RICHARDSON, BERRYMAN, YATES, SULLIVAN, and BEAUBIEN.—11.

DR. AIKINS gave notice that he would move the following resolution to-morrow morning, viz.:

1st. That in the opinion of this Council, it is highly desirable for the best interests of the public, and the better education of the Profession, that the Medical Act and its Amendments should be so amended, as to establish one Medical Examining Board for the Province of Ontario, before which, all persons holding degrees or certificates of qualification from Universities or Schools of Medicine, of the Provinces of Ontario and Quebec, and desiring to be registered under the said Act, shall go up for an examination for certificate or diploma, which certificate or diploma alone should entitle the holder to registration under the said amended Act.

2nd. That this Council be such examining Board.

3rd. That this Council do petition the Legislature of Ontario, at its first session, to so amend the present Acts, and do also use its influence to secure the co-operation of the Profession and others to aid in procuring such amendment.

Moved by DR. BROUSE, seconded by DR. MACPHERSON,

That,—in view of the peculiar position in which this Council is placed relative to the constant practice of Druggists prescribing for patients, and of others, who obtain a license to practice under an inferior curriculum, and yet practice according to the principles of our profession,—DRS. CLARKE, DICKSON, MCGILL, and the mover, be a committee to consider the same, and report to this Council.—Carried.

The Council then adjourned till 2 o'clock p. m.

AFTERNOON SITTING.

The Council was called to order at half-past two p. m. All the members present except Drs. PATTULLO, MCGILL, LAVELL, SULLIVAN and BOVELL.

Moved by DR. GRANT, seconded by DR. RICHARDSON,—

That, as the medical men of Upper Canada are obliged to attend criminal Courts without remuneration, prompt action should be taken to place them on a footing of equality with those of Lower Canada, in this respect; and in order to accomplish so desirable an object, the PRESIDENT, Drs. DICKSON, CLARKE and DEWAR are hereby appointed a special committee to bring this matter under the attention of the Government next session.—Carried.

Drs. PATTULLO, MCGILL, LAVELL and SULLIVAN came in at this stage.

Moved by DR. CLARKE, seconded by DR. DEWAR,—

That the amendments to the Medical Act of Upper Canada, passed in the last session of the Legislature, were contrary to the expressed wishes and opinions of this Council; and, though their operation may have been beneficial to one or two Schools, and a very few Students, its ultimate effects will prove most disastrous to the best interests of the profession.—Carried.

It was then moved that the Council adjourn till 7 o'clock. And, in amendment, that the Council adjourn till 10 o'clock to-morrow morning.

The amendment was carried and the original motion lost.

The Council then adjourned till ten o'clock next morning.

THIRD DAY.

THURSDAY, May 16th.

The Council was called to order at half-past ten o'clock. The roll being called, all the members were present, except Drs. CLARKE, BOVELL and YATES.

The minutes of the preceding day were read and confirmed.

Dr. DEWAR then read a communication from J. ACKLAND DE LA HOOKE, addressed to Dr. James Might, of Millbrook, requiring his attendance before the Board of Medical Officers of the Volunteer Militia, at Toronto, notwithstanding his being a registered practitioner.

Dr. BROUSE moved, seconded by Dr. MORTON, That the communication be referred to a committee of three, to be named by the President.—Carried.

The PRESIDENT appointed Drs. BROUSE, RICHARDSON and DEWAR to be that committee.

The SECRETARY read a communication from HENRY PALMER, of Oneida, near Caledonia, complaining that he had not been registered.

On motion of Dr. MORTON, seconded by Dr. LAVELL, the foregoing letter was referred to the Committee on Registration.

Dr. MCGILL read a communication from Dr. LLOYD, Stouffville, with copies of his correspondence with the Registrar, also two letters from the Registrar. Dr. Lloyd complained that he had been refused registration by the Registrar.

The Registrar explained the reason for refusing to register Dr. Lloyd.

Moved by Dr. PATTULLO, seconded by Dr. ASKIN, That the communication from Dr. LLOYD do lie on the table.—Carried.

Dr. MCPHERSON read a letter from R. HENWOOD, complaining that his certificate of registration did not protect him from the imputation of not being legally qualified to practice.

The SECRETARY read a communication from H. D. MCKINNON, of St. Eugene, and explained that he presented, as a qualification to registration, a certificate signed by the Examiners of the late Medical Board of Upper Canada. This certificate entitled the holder to a license to practice, before the repeal of the fortieth chapter of the Consolidated Statutes for Upper Canada, but he neglected to apply for it until after the Act was repealed.

It was decided that the Act gave the Council no power in the case mentioned.

The SECRETARY read a communication from J. W. POOLE, of Peterboro, who applied for registration, presenting a Homeopathic License as one of his claims to registration. The Secretary asked for instructions as to whether the person named was disqualified from registration on the ground of his holding a License from the Homeopathic Medical Board?

Moved by Dr. PATTULLO, seconded by Dr. GRANT, That in the opinion of this Council Dr. POOLE is legally entitled to registration.

Moved in amendment by Dr. DICKSON, seconded by Dr. MACPHERSON, and

Resolved, That Drs. BERRYMAN and DEWAR be instructed to take such further legal advice as they may deem expedient on the rights of Homeopaths and Eclectics who may have any legal qualification to demand registration, and that the Registrar be instructed to act under such legal opinion; and that, should litigation arise on this head, the Council shall indemnify the Registrar for all expenses arising therefrom.

The motion was withdrawn by consent of the Council, and the amendment was carried.

Dr. BROUSE read a partial report of the Special Committee appointed to report upon the advisability of requiring all persons who either dispense or sell drugs in Upper Canada to pursue a course of study and pass an examination.

Dr. MORTON moved, seconded by Dr. BROUSE, That the Council go into Committee of the Whole on the report now read, after recess.—Carried.

Moved by Dr. RICHARDSON, seconded by Dr. GRANT,—

That the Council should emphatically record its opinion that the practice of quack advertising, in any form or shape, or dispensing secret medicines, is most detrimental to the interests of the profession and dishonest to the public, and that some means should be adopted by this Council to prevent any registered persons from pursuing that course.—Carried.

The Council then adjourned till 2 p. m.

AFTERNOON SITTING.

The roll was called. Absent: Drs. ASKIN, PATTULLO, MCGILL, DEWAR, GRANT, RICHARDSON, BERRYMAN, YATES, BOVELL and SULLIVAN.

The SECRETARY stated that there was a person named JAS. HAY SIVEWRIGHT, in Chatham, about whom there was some doubt as to the genuineness of his qualification.

Drs. YATES, ASKIN, PATTULLO, MCGILL, DEWAR, GRANT RICHARDSON, BERRYMAN, and SULLIVAN came in at this stage.

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A communication was read by the PRESIDENT from Dr. N. O. WALKER. Accompanying which was his reports of the matriculation examinations held by him during the year; also, enclosing his accounts.

Moved by Dr. MORTON, seconded by Dr. BROUSE, That the reports and accounts sent in by the Matriculation Examiner, Dr. N. O. WALKER, be referred to their respective Committees.—Carried.

Moved by Dr. FULTON, seconded by Dr. MCGILL, That the case of JAS. HAY SIVEWRIGHT, of Chatham, be referred to the decision of the President as to whether or not the said name be erased from the register.—Carried.

Moved by Dr. MACPHERSON, seconded by Dr. BROUSE,—
That the President do appoint a Committee to draft a petition to be presented to the Legislature at its next session, praying that an Act may be passed to prevent the publication of immoral and indecent advertisements in the public papers of this Province, and that the circulation, through any channel, of pamphlets of a similar character be strictly prohibited.—Carried.

The PRESIDENT nominated Drs. GRANT, BEAUBIEN, BROUSE and DICKSON to be that Committee.

The Council then went into Committee of the Whole on Dr. BROUSE's report—Dr. Macpherson in the chair.

The report is as follows: The Committee to which was referred the communication in reference to the desirability of requiring that all persons who either dispense or sell drugs or medicines in Upper Canada, qualify themselves for such business, beg to report,—that those parties should pursue a course of study and pass an examination, and be registered in a similar way to that now established by law in Lower Canada, as passed the 30th of June, 1864.—This report was carried in committee.

Moved that the committee do now rise and report progress.—Carried.

The Chairman, Dr. MACPHERSON, reported that the report had been carried.

The report was then adopted by the Council.

It was then moved by Dr. DICKSON, seconded by Dr. MCGILL, and

Resolved, That a Committee composed of Drs. CLARKE, ATKINS, RICHARDSON and BERRYMAN be and are hereby authorized to draft and procure the passage by Parliament, of an Act to compel Apothecaries and Druggists to be duly qualified before they attempt to dispense or sell drugs or medicines,—of which Committee Dr. CLARKE shall be chairman.—Carried.

In the temporary absence of the PRESIDENT, Dr. CLARKE was moved to the chair.

Dr. BERRYMAN moved, seconded by Dr. PATTULLO,—

That the Council cannot but congratulate the Dental Association of Upper Canada on the steps they are about to take in regard to their act of incorporation, believing that such a step cannot but be conducive to the general interests of the profession and the elevation of that peculiar branch which seeks such protection and improvement as must necessarily be productive of good to the public at large.—Carried.

Dr. AIKINS then moved, seconded by Dr. MCGILL, the motion of which he gave notice yesterday, with reference to the Central Examining Board.

Dr. ASKIN moved in amendment, seconded by Dr. DICKSON,—

That the resolution now brought forward by Dr. AIKINS to form a Central Board of Examiners for all the Medical Schools, instead of the eight Boards of Examiners, as at present, be laid over for consideration at some future time, and that a Committee be appointed to confer with the authorities of the various Universities and Colleges in Canada on the expediency of attempting to establish a Central Board for the purpose of examining all candidates for licenses to practice medicine, surgery, and midwifery, or either of them.

The amendment was carried, and the original motion lost.

Moved by Dr. DICKSON, seconded by Dr. PATTULLO, and

Resolved, That Drs. CLARKE, AIKINS, YATES, GRANT, DEWAR and the mover be a Committee to seek a conference with the authorities of the various Universities and Colleges in Canada in reference to the establishment of a Central Board to examine all candidates for license to practice medicine, surgery and midwifery, and that they report at next meeting of this Council.—Carried.

Dr. LAVELL brought up the motion of which he gave notice yesterday, with reference to amending the 3rd section of the amendment to the Medical Act, but allowed it to remain over till after the report of the Educational Committee.

The Council then adjourned till 7 o'clock p. m.

EVENING SITTING.

The Council was called to order at 7.45.

The roll being called, all the members were present except Drs. ASKIN CLARKE, RICHARDSON and BOVELL.

Dr. BROUSE read the report of the Committee on Education as follows:—

The Committee on Education beg leave to report—

1st. That in the return made by Dr. Walker, as official examiner, we find twenty-three successfully passing their preliminary examination, and two unsuccessful candidates.

2nd. That the examinations were held quarterly, and the expenses accruing for the same amount in the aggregate to \$130.52, irrespective of any remuneration as salary.

3rd. In consideration of the above, your Committee would suggest that semi-annual examinations be held for the future, since recent amendments to the Medical Act render it impossible to give any estimate of the probable number of medical students for preliminary examinations.

In conclusion, we beg to add that the reports of Dr. WALKER have been carefully drawn and are highly satisfactory to your Committee.

W. H. BROUSE,

Chairman, Ed. Com.

Moved by Dr. MORTON, seconded by Dr. BROUSE: That the report now read be adopted.—Carried.

Dr. CLARKE read the report of the Committee appointed to arrange with the Examiner, Dr. Walker, and beg leave to report that they have arranged for ten dollars each registrar, employed in examining, and the necessary outlay of travelling expenses.

All of which is respectfully submitted.

WM. CLARKE,

Chairman.

Moved by Dr. CLARKE, seconded by Dr. ASKIN, That the report of the Committee appointed to make arrangements with Dr. Walker, be adopted.—Carried.

Dr. BERRYMAN introduced the report of the Finance Committee, recommending the payment of certain accounts and advising certain others to be referred to auditors, to report at the next sitting of the Council.

Dr. BERRYMAN moved, seconded by Dr. PATTULLO, That the Council go into Committee of the Whole on the report of the Finance Committee.—Carried.

Drs. ASKIN, CLARKE and GRANT came in at this stage.

The Council went into Committee of the Whole—Dr. FULTON in the chair.

Your Committee on Finance would beg to report as follows: Several accounts have been submitted to them for their consideration, viz.:

From W. C. Chewett & Co., publishing Register.....	\$207 50
" Jno. Rowlands & Co., advertising Register.....	17 60
" Kingston <i>Whig</i> for same.....	1 00
" Norfolk <i>Reformer</i>	1 20
" <i>Free Press</i>	1 50
" Planet Office.....	1 20
An account from the late President for his attendance at Toronto for the purpose of supervising the Register.....	23 50

The above accounts your Committee would recommend to be paid.

Your Committee received an account from your Registrar with detailed statements of sundry expenses, amounting to the sum of \$111.57.

Also, a statement from your Registrar of monies received and paid out by him to the Treasurer, viz.:

Received to April 30th, 1867.....	\$4,036 50
To sundry amounts paid out.....	4,036 50

Also, an abstract from your Treasurer, of receipts and disbursements:

and amount of receipts.....	\$3,965 00
Receipts about.....	85 00
Total Expenditure.....	\$4,050 00
	1,250 00
Balance.....	\$2,800 00

Your Committee would recommend the above statements be submitted to two or three auditors, to be appointed by your Council, whose duty it shall be duly to audit and report on the same at the next meeting of the Council.

They suggest this course on account of the absence of certain papers and explanations, which would be necessary to report on the same.

With regard to the claim made to this Council by the Sheriffs of Upper Canada, for election expenses. Your Committee would recommend that as the matter has been submitted to counsel, that the same should be adjudicated according to the strict legality of the position.

Your Committee has also received an account from Dr. WALKER, of receipts and disbursements, but as there are no accompanying vouchers, your Committee cannot report on the same at present.

All of which is respectfully submitted.

C. V. BERRYMAN,

Chairman of Finance.

The report was then taken up clause by clause, and severally passed by the committee until the clause relating to the Sheriffs accounts was read.

It was then moved by Dr. CLARKE, that the clause relating to the Sheriff's accounts be struck out.—Carried.

The last clause, relating to the statements of Dr. WALKER, was then passed.

Moved and seconded that the Report as a whole be adopted as amended.—Carried.

The Committee then rose and reported progress.

Moved By Dr. MORTON, seconded by Dr. BERRYMAN: That the report now read and amended in Committee of the Whole be adopted.—Carried.

Moved by Dr. BERRYMAN, seconded by Dr. MORTON: That the Finance Committee be the Auditors for the present year, and that they be empowered to meet at an early date in the city of Toronto, whose duty it shall be to audit the accounts and statements of the Registrar, Treasurer and Examiner, and if found correct and satisfactory, to authorize the Treasurer to pay them.—Carried.

Moved by Dr. CLARKE, seconded by Dr. MACPHERSON: That Dr. BERRYMAN be instructed by this Council to communicate with R. A. HARRISON, of Toronto, to the effect that this Council will not pay any of the expenses of the late election, by taxation or otherwise.—Carried.

Dr. BROUSE presented the report of the Special Committee to whom were referred the papers and letters of Dr. MIGHT, of Millbrook, and beg to report:

That we called at the Adjutant General's office and found that at the time mentioned, the examining Militia Board had authority to summon any applicant for militia service before them for examination, but that said order had been remodelled, and that no such examination is now required by the Department.

All of which is respectfully submitted.

W. H. BROUSE,

Chairman Special Committee.

Moved by Dr. BROUSE, seconded by Dr. MORTON: That the report of the Committee be adopted.

Moved by Dr. YATES, seconded by Dr. PATTULLO, and

Resolved, That in the next amendments to the Medical Act, the committee be instructed to endeavor to obtain a clause to the following effect: "That hereafter all Homeopaths and Eclectics, before obtaining a license to practice, shall conform to the curriculum now now prescribed by this Council in all respects, save examination in treatment in practice of physic, and then, that all licensed shall be admitted to registration and representation under the Act.—Lost.

Moved by Dr. CLARKE, seconded by Dr. BROUSE, That the next meeting of this Council be held in the town of Guelph.

Moved in amendment by Dr. PATTULLO, seconded by Dr. BEAUBIEN, That the next meeting of the Medical Council be held in the city of Hamilton.

Moved further in amendment by Dr. FULTON, seconded by Dr. ASKIN, That the next meeting of the Medical Council take place at London, C. W.

Moved in amendment by Dr. MCGILL, seconded by Dr. AIKINS, That the next annual meeting of this Council be held in Toronto.

The last three amendments were successively lost, and the original motion of Dr. CLARKE was carried.

Moved by Dr. BROUSE, seconded by Dr. MACPHERSON, That the next annual meeting be held either in the month of May or June, 1868, at the call of the President.—Carried.

Moved by Dr. BROUSE, seconded by Dr. DEWAR, That the sum of \$6 each day, with all necessary travelling expenses, be paid to each member of the Medical Council.—Carried.

Moved by Dr. DICKSON, seconded by Dr. CLARKE, and

Resolved, That 1,000 copies of the Minutes of the proceedings of this Council be printed for the use of the profession generally, and that they be equally distributed amongst the members of the Council.—Carried.

Moved by Dr. DEWAR, seconded by Dr. BROUSE,—

That the President of this Council have power, in case of a vacancy occurring as Medical Examiner in the preliminary examination of students, to appoint a local examiner in Kingston and Toronto, unconnected with any Medical School, and they recommend the Principals of the Grammar Schools.—Carried.

Moved by Dr. LAVELL, seconded by Dr. CLARKE,—

That his motion, of which notice was given yesterday, be considered. The motion was that the 3rd clause of the amended Medical Act be made applicable to Upper Canada.—Lost.

YEAS.—DRS. FULTON, DICKSON, YATES, LAVELL, and SULLIVAN.—5.

NAYS.—DRS. ASKIN, CLARKE, MACPHERSON, PATTULLO, MORTON, MCGILL, DEWAR, GRANT, BROUSE, BERRYMAN and AIKINS.—11.

To the Medical Council of Upper Canada :

The Committee on Finance report that they would recommend that the sum of \$27 be paid to the Registrar for his travelling expenses.

All of which is, &c.,

C. V. BERRYMAN,

Chairman Finance.

Carried.

Moved by Dr. BERRYMAN, seconded by Dr. DEWAR : That the sum of \$5 be paid to the messenger who has charge of the room which this Council has occupied during this session.—Carried.

Moved by Dr. BERRYMAN, seconded by Dr. ASKIN : That the thanks of the Medical Council of Upper Canada be conveyed to the Hon. the Attorney General West, for his kindness in securing a commodious room in the Parliament buildings for the use of this Council, and that a copy of this resolution be forwarded by the Registrar.—Carried.

Dr. GRANT read the following extract from a letter received by him from Dr. R. B. HOWARD, of Montreal : "As you are an influential friend of your *Alma Mater*, I write this note to inform you that Professor HOWE, Rector of the High school, has been nominated to conduct the preliminary examination of Medical Students in McGill university, thus showing the intention of the College to co-operate with the Medical Council of Upper Canada in the elevation of the standard of education for Medical men in Canada.

On motion, Dr. DICKSON took the chair temporarily, and Dr. ASKIN moved the following resolution, seconded by Dr. DEWAR, and

Resolved, That this Council cannot break up without returning to the President their best thanks for the able and courteous manner, in which he has discharged his duty as chairman during the session now brought to a close.—Carried by acclamation.

The Council then adjourned at ten o'clock, to stand adjourned till next annual meeting, in May or June, unless called together sooner by the President.

(Signed),

J. TURQUAND,

President.

H. STRANGE,

Secretary.

OFFICE OF MEDICAL REGISTRATION, }
Hamilton, 20th May, 1867. }