Canada. Parliament. Senate.
Minutes of proceedings.

1901

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Canada. Parliament. Senate.

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No. 1.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Wednesday, 6th February, 1901.

Wednesday, the sixth day of February, in the first year of the reign of Our Sovereign Lord King Edward the Seventh, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, being the First Session of the Ninth Parliament of the Dominion of Canada, as continued by Prorogation to this day.

The Members in attendance in the Senate Chamber, in the City of Ottawa, were :—

The Honourable Messieurs

Baker,
Bernier,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Clemow,
Dandurand,
Dickey,
Dobson,
Drummond,
Ferguson,
Gillmor,
Jones,
Kerr,
Kirchhoffer,
Lovitt,
McKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McLaren,
McMillan,
McSweeney,
Mills,
Montplaisir,
O'Brien,
Owens,
Paquet,
Pelletier (Sir Alphonse),
Power,
Primrose,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Vidal,
Villeneuve,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The members of the Senate were informed that a Commission under the Great Seal had been issued, appointing the Honourable Lawrence Geoffrey Power, to be the Speaker of the Senate.

The said Commission was then read by the Clerk, and it is as follows :—

CANADA.

*Minto.*

[L.S.]

EDWARD THE SEVENTH, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c., &c., &c.

R. W. SCOTT, *For Attorney General, Canada.* Dominion of Canada.

To the Honourable Lawrence Geoffrey Power, of the City of Halifax, in the Province of Nova Scotia, in Our Dominion of Canada, a member of the Senate and a Senator of Our

GREETING :

Know you, that reposing special trust and confidence in your loyalty, integrity and ability, We have constituted and appointed, and We do hereby constitute and appoint you, the said Lawrence Geoffrey Power, to be the Speaker of the Senate of Canada.

To have, hold, exercise and enjoy the said Office of the Speaker of the Senate of Canada unto you, the said Lawrence Geoffrey Power, with all and every the powers, rights, authority, privileges, profits, emoluments and advantages unto the said office of right and by law appertaining during pleasure.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baron of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

At Our Government House, in Our City of Ottawa, this Twenty-ninth day of January, in the Year of Our Lord, One Thousand Nine Hundred and One, and in the First Year of Our Reign.

By Command,

R. W. SCOTT,
Secretary of State.

Recorded, 5th February, 1901.
Liber. 168, Folio 60.

JOSEPH POPE,
Dep. Registrar General of Canada.

The Honourable the Speaker then took the Chair at the foot of the Throne, to which he was conducted by the Honourable Messieurs Mills and Scott, the Gentleman Usher of the Black Rod preceding.

The Mace (which before lay under the Table) was then laid upon the Table, and it was

Ordered, That the said Mace be carried before His Honour.

The Honourable Mr. Speaker reported to the Senate that the Clerk had received several Certificates from the Clerk of the Crown in Chancery, and the same were then read by the Clerk.

Ordered, That the same be placed upon the Journal, and they are as follows:—

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY, CANADA,
OTTAWA, 4th September, 1900.

This is to certify that the Honourable Henri Elzear Taschereau, the Deputy of His Excellency the Governor General, has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the third day of the month of September, A.D. one thousand nine hundred (1900), John Valentine Ellis, Esquire, of the City of St. John, in the Province of New Brunswick, *vice* the Honourable Charles Burpee, resigned.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery for Canada.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY, CANADA,
OTTAWA, 24th January, 1901.

This is to certify that His Excellency the Governor General has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the twenty-first day of January, A.D. one thousand nine hundred and one (1901), Robert Mackay, Esquire, of the City of Montreal, for the Division of Alma, in the Province of Quebec, *vice* the Honourable A. W. Ogilvie, resigned.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery for Canada.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY, CANADA,
OTTAWA, 24th January, 1901.

This is to certify that His Excellency the Governor General has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the twenty-first day of January, A.D. one thousand nine hundred and one (1901), Andrew Trew Wood, of the City of Hamilton, in the Province of Ontario, for the Province of Ontario, *vice* the Honourable Donald McInnes, deceased.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery for Canada.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY, CANADA,
OTTAWA, 24th January, 1901.

This is to certify that His Excellency the Governor General has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the twenty-first day of January, A.D. one thousand nine hundred and one (1901), Lyman Melvin Jones, of Toronto, in the Province of Ontario, for the Province of Ontario, *vice* the Honourable David Reesor, resigned.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery for Canada.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY, CANADA,
OTTAWA, 24th January, 1901.

This is to certify that His Excellency the Governor General has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the twenty-first day of January, A.D. one thousand nine hundred and one (1901), George

McHugh, of the County of Victoria, in the Province of Ontario, for the Province of Ontario, *vice* the Honourable Sir Frank Smith, deceased.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery for Canada.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

The Honourable the Speaker informed the Senate that there was a Member without ready to be introduced.

When the Honourable Andrew Trew Wood was introduced between the Honourable Messieurs Mills and Scott.

The Honourable Mr. Wood presented Her Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows :—

CANADA.

*Minto.*

[L.S.]

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, &c., &c., &c.

To our Trusty and Well-Beloved Andrew Trew Wood, of Hamilton, in our Province of Ontario, in our Dominion of Canada,

GREETING :

KNOW YE, that as well for the special trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of our Dominion of Cauada concern, We have thought fit to summon you to the Senate of Our said Dominion ; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purpose aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden ; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed, WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada,

At Our Government House, in Our City of Ottawa, this Twenty-first day of January, in the Year of Our Lord, One Thousand Nine Hundred and One, and in the Sixty-fourth Year of Our Reign.

By Command,
H. G. LAMOTHE,
Clerk of the Crown in Chancery, Canada.

Whereupon the Honourable Mr. Wood came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly.

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting forth

that the Honourable Mr. Wood, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

The Honourable the Speaker informed the House that there was a Member without ready to be introduced.

When the Honourable Lyman Melvin Jones was introduced between the Honourable Messieurs Mills and Scott.

The Honourable Mr. Jones presented Her Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows :—

CANADA.

*Minto.*

[L.S.]

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, &c., &c., &c.

To Our Trusty and Well-Beloved Lyman Melvin Jones, of Toronto, in Our Province of Ontario, in Our Dominion of Canada,

GREETING :

KNOW YE, that as well for the special trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of our Dominion of Canada concern, We have thought fit to summon you to the Senate of our said Dominion ; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purpose aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden ; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

At Our Government House, in Our City of Ottawa, in Our Dominion of Canada, this Twenty-first day of January, in the Year of Our Lord, One Thousand Nine Hundred and One, and in the Sixty-fourth Year of Our Reign.

By Command,

H. G. LAMOTHE,

Clerk of the Crown in Chancery, Canada.

Whereupon the Honourable Mr. Jones came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly.

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting forth that the Honourable Mr. Jones, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

The Honourable the Speaker informed the House that there was a Member without ready to be introduced.

When the Honourable George McHugh was introduced between the Honourable Messieurs Mills and Scott.

The Honourable Mr. McHugh presented Her Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows :—

CANADA.

*Minto.*

[L.S.]

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, &c., &c., &c.

To Our Trusty and Well-Beloved George McHugh, Esquire, of the County of Victoria, in Our Province of Ontario, in Our Dominion of Canada, Gentleman,

GREETING :

KNOW YE, that as well for the special trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of our Dominion of Canada concern, We have thought fit to summon you to the Senate of Our said Dominion ; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purpose aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden ; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, we have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of St. Michael and Saint George, &c., &c., Governor General of Canada.

At Our Government House, in Our City of Ottawa, in Our Dominion of Canada, this Twenty-first day of January, in the Year of Our Lord One Thousand Nine Hundred and One, and in the Sixty-fourth Year of Our Reign.

By Command,

H. G. LAMOTHE,

Clerk of the Crown in Chancery.

Whereupon the Honourable Mr. McHugh came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly,

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting forth that the Honourable Mr. McHugh, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

The Honourable the Speaker informed the House that there was a Member without ready to be introduced.

When the Honourable Robert Mackay was introduced between the Honourable Messieurs Mills and Scott.

The Honourable Mr. Mackay presented Her Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows :—

CANADA.

*Minto.*

[L.S.]

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, &c., &c., &c.

To Our Trusty and Well-Beloved Robert Mackay, Esquire, of Montreal, in Our Province of Quebec, in Our Dominion of Canada,

GREETING :

KNOW YE, that as well for the especial trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of Our Dominion of Canada concern, We have thought fit to summon you to the Senate of Our said Dominion ; and We do appoint you for the Alma Electoral Division of Our Province of Quebec ; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purpose aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden ; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

At Our Government House, in Our City of Ottawa, in Our Dominion of Canada, this Twenty-first day of January, in the Year of Our Lord, One Thousand Nine Hundred and One, and in the Sixty-fourth Year of our Reign.

By Command,

H. G. LAMOTHE,

Clerk of the Crown in Chancery, Canada.

Whereupon the Honourable Mr. Mackay came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly.

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting forth that the Honourable Mr. Mackay, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

The Honourable the Speaker presented to the Senate a communication from the Governor General's Secretary.

The same was then read by the Clerk, and it is as follows :—

THE OFFICE OF THE GOVERNOR GENERAL'S SECRETARY,
OTTAWA, 4th February, 1901.

SIR,—I am directed by His Excellency the Governor General to inform you that The Honourable Mr. Justice Gwynne, in his capacity as Deputy Governor will proceed to the Senate Chamber to open the Session of the Dominion Parliament on Wednesday, the 6th instant, at 3 o'clock, p.m.

I have the honour to be, Sir,
Your obedient servant,
HARRY GRAHAM, Capt. A.D.C.,
*Acting Governor General's Secretary.*

The Honourable
The Speaker of the Senate,
&c., &c., &c.

The House was adjourned during pleasure.

After some time the House was resumed.

The Honourable John Wellington Gwynne, one of the Justices of the Supreme Court of Canada, Deputy Governor, being seated at the foot of the Throne,

The Honourable the Speaker commanded the Gentleman Usher of the Black Rod to proceed to the House of Commons and acquaint that House,—"It is the Deputy Governor's desire that they attend him immediately in this House."

Who being come,

The Honourable the Speaker said,

*Honourable Gentlemen of the Senate:*

*Gentlemen of the House of Commons:*

I have it in command to let you know that His Excellency the Governor General does not see fit to declare the causes of his summoning the present Parliament of Canada until the Speaker of the House of Commons shall have been chosen according to law; but, to-morrow, at the hour of three o'clock in the afternoon, His Excellency will declare the causes of his calling this Parliament.

The Honourable John Wellington Gwynne, one of the Justices of the Supreme Court of Canada, Deputy Governor, was pleased to retire, and the House of Commons withdrew.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That when the Senate adjourns this day, it do stand adjourned until to-morrow at half-past two o'clock in the afternoon.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

Ordered accordingly.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr Scott,

The Senate adjourned until to-morrow, at half-past two o'clock in the afternoon.

No. 1.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 6th February, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

No. 2.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Thursday, 7th February, 1901.

The Members convened were :—

The Honourable LAURENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Baird,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Clemow,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Gillmor,
Hingston (Sir William),
Jones,
Kerr,
King,
Kirchhoffer,
Landry,
Lougheed,
Lovitt,
McKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McLaren,
McMillan,
McSweeney,
Mills,
Montplaisir,
O'Brien,
Owens,
Paquet,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Vidal,
Villeneuve,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Honourable the Speaker informed the Senate that there was a Member without ready to be introduced.

When the Honourable John Valentine Ellis was introduced between the Honourable Messieurs Mills and Scott.

The Honourable Mr. Ellis presented Her Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows:—

CANADA.

*H. E. Taschereau,*
*Deputy Governor General.*

[L.S.]

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, &c., &c., &c.

To our Trusty and Well-Beloved John Valentine Ellis, of St. John, in Our Province of New Brunswick, in Our Dominion of Canada, Esquire.

GREETING:

KNOW YE, that as well for the special trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of Our Dominion of Canada concern, We have thought fit to summon you to the Senate of Our said Dominion; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, The Honourable Henri Elzear Taschereau, Deputy of Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

At Our Government House, in Our City of Ottawa, in Our Dominion of Canada, this Third day of September, in the Year of Our Lord, One Thousand Nine Hundred, and in the Sixty-fourth Year of Our Reign.

By Command,

H. G. LAMOTHE,
Clerk of the Crown in Chancery, Canada.

Whereupon the Honourable Mr. Ellis came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly.

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting forth that

the Honourable Mr. Ellis, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

The Honourable the Speaker presented to the Senate a communication from the Governor General's Secretary.

The same was then read by the Clerk, and it is as follows :—

THE OFFICE OF THE GOVERNOR GENERAL'S SECRETARY,
OTTAWA, 6th February, 1901.

SIR,—I have the honour to inform you that His Excellency the Governor General will proceed to the Senate Chamber, to formally open the Session of the Dominion Parliament, on Thursday, the 7th instant, at 3 o'clock, p.m.

I have the honour to be, Sir,
Your obedient servant,
HARRY GRAHAM, Captain, A.D.C.,
*Acting Governor General's Secretary.*

The Honourable
The Speaker of the Senate.

The Senate was adjourned during pleasure.

After some time the Senate was resumed.

His Excellency the Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada, being seated on the Throne,

The Honourable the Speaker commanded the Gentleman Usher of the Black Rod to proceed to the House of Commons and acquaint that House,—"It is His Excellency's pleasure they attend him immediately in this House."

Who being come with their Speaker,

The Honourable Louis Philippe Brodeur said :—

MAY IT PLEASE YOUR EXCELLENCY,—

The House of Commons have elected me as their Speaker, though I am but little able to fulfil the important duties thus assigned to me.

If in the performance of those duties, I should at any time fall into error, I pray that the fault may be imputed to me, and not to the Commons, whose servant I am, and who, through me, the better to enable them to discharge their duty to their King and Country, humbly claim all their undoubted rights and privileges, especially that they may have freedom of speech in their debates, access to Your Excellency's person at all seasonable times, and that their proceedings may receive from Your Excellency the most favourable interpretation.

The Honourable the Speaker of the Senate then said :—

MR. SPEAKER,—I am commanded by His Excellency the Governor General to declare to you that he fully confides in the duty and attachment of the House of Commons to His Majesty's Person and Government ; and not doubting that their proceedings will be conducted with wisdom, temper and prudence, he grants, and upon all occasions will recognize and allow their constitutional privileges. I am commanded also to assure you, that the Commons shall have ready access to His Excellency upon all seasonable occasions, and that their proceedings, as well as your words and actions, will constantly receive from him the most favourable construction.

His Excellency the Governor General was then pleased to open the Session by a Gracious Speech to both Houses :—

*Honourable Gentlemen of the Senate :*

*Gentlemen of the House of Commons :*

Since our last meeting the Empire has been called on to lament the demise of Her late Majesty Queen Victoria. The universal regret and sympathy with which the tidings of her decease have been received throughout the entire civilized world, afford the best testimony to the manner in which she has, at all times, discharged her duties, both as a woman and a sovereign, throughout her unprecedentedly long and glorious reign, and I will venture to add that in no portion of her vast territories were those sentiments more profoundly felt than in the Dominion of Canada.

You will, I am sure, take early action to express your sympathy with the Royal Family in their bereavement and your loyalty to the new Sovereign.

The Canadian contingents to South Africa have nearly all returned, and it affords me a very great gratification to be able to assure you that the valour and good conduct of our Canadian soldiers have called forth the highest encomiums from the several commanders under whom they have served during the arduous contest.

The union of the several provinces of Australia into one confederation, upon lines closely resembling those on which our own Dominion has been established, marks another important step towards the consolidation of the outlying portions of the Empire, and, I am well assured, will call forth your most sincere congratulations to the new commonwealth.

Acting on the advice of my Ministers, I had, previously to the great grief which has fallen upon the nation, tendered an invitation on your behalf to His Royal Highness the Duke of Cornwall and York to conclude his intended visit to Australasia by one to the Dominion of Canada, and I am glad to be able to inform you that His Royal Highness has been pleased to signify his acceptance of the same. I still hope that that visit may not be considered impossible. I have no doubt of the warmth of the welcome with which he will be received.

My Government has learned with great satisfaction of the progress being made with the Pacific Cable scheme, and I trust that nothing may occur to delay its early completion.

Last summer, I made a tour through Canada as far as Dawson City and was everywhere received with unqualified proofs of devotion and loyalty. During my journey, I was, from personal observation, much impressed with the great activity displayed in the development of the mining and agricultural industries of the country, and with the substantial increase in its population. The thrift, energy and law-abiding character of the immigrants are a subject of much congratulation and afford ample proof of their usefulness as citizens of the Dominion.

It gives me great pleasure to note the excellent display made by Canada at the Universal Exposition in Paris. The fine quality and varied character of Canadian natural and industrial products is evidenced by the number of awards won in nearly every class of the competition. It is a remarkable testimony to the effectiveness of our cold storage transportation facilities, that fresh fruit grown in Canada secured a large number of the highest awards. It is extremely gratifying to observe that, as a result of the display of Canadian resources, considerable foreign capital has found its way into Canada for investment and large orders from foreign countries have been received for Canadian goods.

The improvement of the St. Lawrence route continues to engage the very careful attention of my Government. During the past year, ship channels have been widened and deepened, additional lights and buoys have been provided and, in a short time, there will be telegraph and cable communication with Belle Isle. These additional securities will tend to make safer and more efficient than ever our great waterway between the lakes and the Atlantic.

I am glad to observe that the revenue and the general volume of trade continue undiminished, and even show a moderate increase over the very large figures attained during the past year.

Measures will be submitted to you for the better supervision of the export trade in food products, and also in connection with the Post Office, the Pacific Cable and various other subjects.

*Gentlemen of the House of Commons:*

The accounts of the past year will be laid before you.

The Estimates for the succeeding year will likewise be placed upon the Table at an early date.

*Honourable Gentlemen of the Senate:*

*Gentlemen of the House of Commons:*

I commend to your earnest consideration the measures to be submitted to you, invoking the Divine blessings upon the important labours on which you are again entering.

His Excellency the Governor General was pleased to retire, and the House of Commons withdrew.

The Honourable Mr. Mills, Minister of Justice, presented to the Senate a Bill intituled: "An Act relating to Railways."

The said Bill was read a first time.

The Honourable the Speaker reported His Excellency's Speech from the Throne, and the same was then read by the Clerk.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Senate do take into consideration the Speech of His Excellency the Governor General, on Monday next.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr Scott, it was

Ordered, That all Senators present during this Session be appointed a Committee to consider the Orders and Customs of the Senate and Privileges of Parliament, and that the said Committee have leave to meet in this House, when and as often as they please.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That when the Senate adjourns this day, it do stand adjourned until Monday next, at three o'clock in the afternoon.

The question of concurrence being put thereon, the same was resolved in the affirmative.

Then the Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the Senate do now adjourn.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The Honourable the Speaker then declared the Senate continued until Monday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 11th February, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICE OF MOTION.

For Thursday, 14th February, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :—

To the Editor of the *Gazette :*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially :

"Mr. Cook was an old, prominent and hard-working Liberal,
"and was to get his seat at a bargain, for $10,000. What did the
"unknowns pay? Who was to get Mr. Cook's $10,000, and what
"was to be done with it? These are questions that Sir Wilfrid
"Laurier must answer personally. He is the head of the Govern-
"ment that named the senators. He personally advised the
"Governor-General when senators were appointed. He cannot go
"to the country on polling day with this charge unanswered, and
"with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook ; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said :

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked

him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator, I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

# ORDER OF THE DAY.

For Monday, 11th February, 1901.

1 February 7—Consideration of His Excellency the Governor General's Speech on the opening of the First Session of the Ninth Parliament.

No. 2.

1st Session, 9th Parliament, 1 Edward VII., 19

*Thursday, 7th February, 1901.*

MINUTES OF PROCEEDIN

OF THE

SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 3.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

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## Monday, 11th February, 1901.

The Members convened were :—

The Honourable LAURENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Armand,
Baird,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Clemow,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Gillmor,
Hingston (Sir William),
Jones,
Kerr,
King,
Kirchhoffer,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
McKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Reid,
Scott,
Shehyn,
Snowball,
Vidal,
Watson,
Wood (Hamilton),
Yeo,
Young.

PRAYERS.

The following Petitions were severally brought up, and laid on the Table:—

By the Honourable Sir Mackenzie Bowell,—Of the Grand Trunk Railway Company of Canada. (Two Petitions.)

By the Honourable Mr. Clemow,—Of the Hudson's Bay and North-west Railway Company; of the Supreme Court of the Independent Order of Foresters; and of the W. C. Edwards Company, Limited.

By the Honourable Mr. Owens,—Of the Atlantic and Lake Superior Railway Company.

By the Honourable Mr. Kirchhoffer,—Of the British Yukon Railway Company.

The Order of the Day being read for the consideration of His Excellency's Speech from the Throne at the opening of the First Session of the Ninth Parliament,

The Honourable Mr. Ellis moved, seconded by the Honourable Mr. Jones,

That the following Address be presented to His Excellency the Governor General, to offer the humble thanks of this House to His Excellency for the gracious Speech which he has been pleased to make to both Houses of Parliament; namely:—

To His Excellency the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

MAY IT PLEASE YOUR EXCELLENCY:

We, His Majesty's most dutiful and loyal subjects, the Senate of Canada in Parliament assembled, beg leave to offer our humble thanks to Your Excellency for the gracious Speech which Your Excellency has addressed to both Houses of Parliament.

After Debate.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That further Debate on the said motion be postponed until to-morrow.

A Message was brought from the House of Commons by their Clerk, in the following words:—

HOUSE OF COMMONS,
FRIDAY, 8th February, 1901.

Resolved, That a Message be sent to the Senate informing their Honours that this House has passed an Address to His Most Excellent Majesty the King, expressing the deep and heartfelt sorrow of this House at the demise of our late Sovereign Lady Queen Victoria, and requesting that their Honours will unite with this House in the said Address.

Ordered, That the Clerk do carry the said Message to the Senate.

Attest,

JOHN GEO. BOURINOT,
*Clerk of the Commons.*

The said Address to His Majesty was then read by the Clerk, and it is as follows:—

*To the King's Most Excellent Majesty:*

MOST GRACIOUS SOVEREIGN:

We, Your Majesty's dutiful and loyal subjects, the Commons of Canada, in Parliament assembled, humbly beg leave to approach Your Majesty with the expression of our deep and heartfelt sorrow at the demise of our late Sovereign Lady Queen Victoria.

In common with our fellow-subjects in all parts of the Empire, we deplore the loss of a great ruler whose manifold and exalted virtues have for three generations commanded the respect and admiration of the world.

As representatives of the Canadian people, we mourn for the beloved Sovereign under whom our Dominion first rose into being, and to whose wise and beneficent sway are due in no small measure its growth and prosperity.

May we venture to add that above and beyond these sentiments which the sad occasion naturally calls forth, there has come to each one of us a sense of personal bereavement which, we say it with all possible respect and duty, makes Your Majesty's sorrow our own.

We pray that the God of consolation may comfort Your Majesty and the members of the Royal Family in the affliction.

It is with feelings not less deep and sincere than those to which we have just given utterance that we hail Your Majesty's accession to the Throne of your ancestors. We beg to assure Your Majesty of our devoted attachment to Your Majesty's person and government, and to express our unbounded confidence that the glory and the greatness of the British Empire abroad, and the happiness and well-being of Your Majesty's people at home, will suffer no diminution under Your Majesty's gracious rule.

On motion of the Honourable Mr. Mills, seconded by the Honourable Sir Mackenzie Bowell, it was

Ordered, That the said Address be taken into consideration by the Senate to-morrow, and that it do then stand as the First Item on the Orders of that day.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Report of the Minister of Agriculture for the Dominion of Canada, for the year ended October 31, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 15.)*

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Annual Report of the Department of the Interior for the year 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 25.)*

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Annual Report of the Department of Indian Affairs, for the year ended June 30, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 27.)*

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A detailed Statement of all Bonds or Securities registered in the Department of the Secretary of State of Canada since last Return (6th February, 1900) submitted to the Parliament of Canada under Section 23, Chap. 19 of the Revised Statutes of Canada.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. .)*

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Annual Return under Chapter 131 (R.S.C.) intituled : "An Act respecting Trade Unions," submitted to Parliament in accordance with Section 23 of the said Act.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. .)*

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Tuesday, 12th February, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Tuesday, 12th February, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 11—That he will inquire, if the Commissioners appointed by the Government to investigate and inquire into the irregularities and frauds alleged to have been committed in connection with the sale by public auction of school lands in the Province of Manitoba, in the year 1900, have made their final or partial report. If so, will it be laid upon the Table of the Senate, and when ?

By the Honourable Mr. Mills :—

2 February 11—That pursuant to Rule 79, the following Senators be appointed a Committee of Selection, to nominate the Senators to serve on the several Standing Committees, namely :—The Honourable Messieurs Pelletier, Sir Mackenzie Bowell, Bolduc, Lougheed, Miller, Ferguson, King, Scott, and the mover ; and to report with all convenient speed the names of the Senators so nominated.

For Thursday, 14th February, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words:—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words:—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier:—

To the Editor of the *Gazette:*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs:

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially:

"Mr. Cook was an old, prominent and hard-working Liberal,

"and was to get his seat at a bargain, for $10,000. What did the "unknowns pay? Who was to get Mr. Cook's $10,000, and what "was to be done with it? These are questions that Sir Wilfrid "Laurier must answer personally. He is the head of the Govern- "ment that named the senators. He personally advised the "Governor-General when senators were appointed. He cannot go "to the country on polling day with this charge unanswered, and "with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said:

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if

made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Tuesday, 12th February, 1901.

1 February 11—Consideration of the Message from the House of Commons that an Address be presented to His Most Excellent Majesty the King, expressing the deep and heartfelt sorrow of this House at the demise of our late Sovereign Lady Queen Victoria, and requesting that the Senate will unite with the House of Commons in the said Address.—(Hon. Mr. Mills.)

2 February 11—Resuming the adjourned Debate on the consideration of His Excellency the Governor General's Speech on the opening of the First Session of the Ninth Parliament.—(Hon. Mr. Mills.)

No. 3.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 11th February, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 4.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

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## Tuesday, 12th February, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Baird,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Clemow,
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Ellis,
Ferguson,
Gillmor,
Hingston (Sir William),
Jones,
Kerr,
King,
Kirchhoffer,
Landry,
Lougheed,
Lovitt.
Macdonald (P.E.I.),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Reid,
Scott,
Shehyn,
Snowball,
Thibaudeau (Rigaud),
Vidal,
Watson,
Wood (Hamilton),
Yeo,
Young.

PRAYERS.

The Honourable Mr. Watson presented to the House the following Certificate from the Clerk of the Senate :—

OFFICE OF THE CLERK OF THE SENATE,
OTTAWA, 11th February, 1901.

In the matter of Lilias Middleton, Petitioner for a Bill of Divorce.

I hereby certify that I have received from the Petitioner the sum of two hundred dollars, in accordance with Rule 108 of this House.

SAM'L E. ST. O. CHAPLEAU,
*Clerk of the Senate.*

Ordered, That the same do lie on the Table.

Then, the Honourable Mr. Watson presented the Petition of Lilias Middleton, of the City of Toronto, in the Province of Ontario, and

The same was laid on the Table.

The Honourable Mr. Mills presented to the Senate,—Report of the Minister of Justice as to Penitentiaries of Canada, for the year ended 30th June, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 34.)*

The Honourable Mr. Scott presented to the Senate,—Thirty-third Annual Report of the Department of Marine and Fisheries, 1900.—Marine.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 21.)*

The Honourable Mr. Scott presented to the Senate,—Thirty-third Annual Report of the Department of Marine and Fisheries, 1900.—Fisheries.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 22.)*

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That pursuant to Rule 79, the following Senators be appointed a Committee of Selection, to nominate the Senators to serve on the several Standing Committees, namely :—The Honourable Messieurs Sir Alphonse Pelletier, Sir Mackenzie Bowell, Bolduc, Lougheed, Miller, Ferguson, King, Scott, and the mover ; and to report with all convenient speed the names of the Senators so nominated.

The question of concurrence being then put thereon, the same was resolved in the affirmative, and

Ordered accordingly.

The Order of the Day being read for the consideration of the Message from the House of Commons that an Address be presented to His Most Excellent Majesty the King, expressing the deep and heartfelt sorrow of this House at the demise of our late Sovereign Lady Queen Victoria, and requesting that the Senate will unite with the House of Commons in the said Address.

The Honourable Mr. Mills moved, seconded by the Honourable Sir Mackenzie Bowell,

That the Senate do agree with the House of Commons in the said Address by filling up the blank space left therein with the words "Senate and."

The question of concurrence being put thereon, the same was unanimously resolved in the affirmative, and

Ordered accordingly.

On motion of the Honourable Mr. Mills, seconded by the Honourable Sir Mackenzie Bowell, it was

Ordered, That His Honour the Speaker do sign the said Address on behalf of the Senate.

Ordered, That one of the Masters in Chancery do go down to the House of Commons and acquaint that House that the Senate have agreed to the said Address to His Most Excellent Majesty the King, by filling up the blank with the words "Senate and."

The Honourable Mr. Mills moved, seconded by the Honourable Sir Mackenzie Bowell,

That an humble Address be presented to His Excellency the Governor General in the following words: —

To His Excellency the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

MAY IT PLEASE YOUR EXCELLENCY:

We, the Senate and of Canada, in Parliament assembled, have agreed to an Address to His Most Excellent Majesty the King, expressing the deep and heartfelt sorrow of this House at the demise of our late Sovereign Lady Queen Victoria, and respectfully request Your Excellency will be pleased to transmit the said Address in such a way as Your Excellency may see fit, in order that it may be laid at the foot of the Throne.

The question of concurrence being put thereon, the same was unanimously resolved in the affirmative, and

Ordered accordingly.

On motion of the Honourable Mr. Mills, seconded by the Honourable Sir Mackenzie Bowell, it was

Ordered, That His Honour the Speaker do sign the said Address on behalf of the Senate.

Ordered, That one of the Masters in Chancery do go down to the House of Commons and acquaint that House that the Senate have passed this Address, to which they desire their concurrence.

Pursuant to the Order of the Day, the Senate resumed the adjourned Debate on the Honourable Mr. Ellis' motion, viz.:—

That the following Address be presented to His Excellency the Governor General, to offer the humble thanks of this House to His Excellency for the gracious Speech which he has been pleased to make to both Houses of Parliament; namely:—

To His Excellency the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

MAY IT PLEASE YOUR EXCELLENCY:

We, His Majesty's most dutiful and loyal subjects, the Senate of Canada in Parliament assembled, beg leave to offer our humble thanks to Your Excellency for the gracious Speech which Your Excellency has addreesed to both Houses of Parliament.

After further Debate.

The question of concurrence being put thereon, it was unanimously resolved in the affirmative.

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

His Honour the Speaker presented to the Senate,—The Report of the Joint Librarians of Parliament, for 1900, which is as follows :—

## TO THE HONOURABLE THE SPEAKER OF THE SENATE.

The Joint Librarians of Parliament have the honour to report as follows for the year 1900 :—

The literature of the war in South Africa and of the expedition to China has been duly provided.

The various economical questions that are before the public have not been neglected.

The revised statutes of the various American States have been procured to the date of latest revision.

Correspondence has been opened in order to provide the necessary exchange of documents with the Australasian Confederation.

Several important additions have been made to the section of the early history of America. Among others are the following :—

Harrisse, H. Découverte et Evolution cartographique de Terreneuve, 1497–1769, 4to. Paris, 1900.

DeRoo, P. History of America before Columbus.

Fiske, John. Old Virginia and her neighbours. Illustrated.

Hariot's Brief and True Report of Virginia. Ed. by H. Stevens.

Chauveton, Urb. Voyage de quelques Français en Floride, édit originale de 1579.

The Reprint of the Jesuit Relations, by R. G. Thwaites, has reached the 71st vol.

Attention may be drawn to the importance of the last mentioned Americana. Its translation into English will enable the students of American history, not conversant either with the Latin or French language, to consult these valuable records which have become, as a critic expresses it, "The source from which we must draw almost all the historic material of New York and Canada during the first century and a half of their exploration by Europeans."

The Librarians have deemed it their duty at the opening of several previous sessions to call the attention of Parliament to the want of space in the Library. During the last few years all manners of devices had to be resorted to in order to find shelf accommodation for the new books ; but the climax seems to have been reached in this matter. It will not be out of place to recall to members of Parliament that the Library accommodation was found deficient when it was taken possession of in 1877. In connection with this, it will be found appropriate to quote what the late Librarian, Dr. Todd, presented to Parliament in his report for 1877 :—

"So far back as the 14th May, 1859, when the erection of Parliament Buildings in Ottawa was first determined upon, the undersigned submitted to the Board of Works a memorandum specifying the nature and extent of the accommodation required for the Library.

This memorandum pointed out that the Library premises should include 'one large apartment, with three tiers of light iron galleries,' capable of containing 200,000 volumes. Likewise rooms, to be grouped around the centre chamber, for the exhibition of maps and pictures, for offices, for private study, and for necessary uses in the administration of a large and growing department. Full particulars as to the size and disposition of these rooms were embodied in this memorandum ; including the exact number of feet of shelving required for the number of volumes which it was estimated that the Library would hereafter contain. By this calculation it was shown that at least 25,000 feet of shelving would be needed to hold 200,000 volumes of the average size.

This memorandum was approved by the Board of Works ; and printed copies of it were sent to all competing architects, with instructions to prepare their plans in strict conformity thereto. The plans finally chosen corresponded, in general design, with your Librarian's suggestions, and he was notified by Mr. Samuel Keefer, the then Secretary of the Board, that his recommendations on behalf of the Library would be unreservedly carried out.

As the new building approached completion and it became necessary to prepare for the transfer of the books, your Librarian caused measurements to be made to ascertain

the shelving at his dicposal for the various classes and divisions of the Library, when, to his surprise and disappointment, it was discovered that only about 7,000 feet of shelving had been placed in the central room, which, accordingly, could not contain more than about 56,000 volumes."

Members of Parliament will see from the above report written over twenty years ago, that the question of finding more space for the Library forces itself on their attention.

Amongst the list of donations to the Library during the past year, special mention should be made of the following :—

From the Royal Humane Society, London : A collection of their annual publications covering the period from 1820 to 1899, in sixty volumes.

From the British Museum : Illustrated guides to the various sections, embracing Egyptian, Greek and Roman antiquities, as well as other exhibits.

From Her Majesty's Stationery Office : A useful assortment of legal and parliamentary publications, including a set of the new revision of the Imperial statutes, in fourteen volumes.

From the Right Hon. the Secretary for the Colonies : A most valuable collection of documents relating to the question of the boundary between British Guiana and Venezuela, and of the Boundary arbitration regarding Venezuela, together with a rich collection of fifty-two maps relating to the subject-matter.

The list of donations to the Library and the list of books deposited under the Copyright Act have been prepared and are hereto annexed.

All of which is respectfully submitted.

A. D. DECELLES, *G.L.*
MARTIN J. GRIFFIN, *P.L.*

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. de Boucherville, it was

Ordered, That the said Report be taken into consideration by the Senate on Thursday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 13th February, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 13th February, 1901.

By the Honourable Mr. Ferguson :—

1 February 12—That he will inquire of the Government :—

1. Has any contract been let for the construction of the whole or any portion of the proposed bridge over the Hillsborough River, at Charlottetown, P.E.I. ?

2. If so, to whom has that contract been given ; what is the nature of the work contracted for ; when is the work to be commenced, and when completed, and what is the amount to be paid therefor ?

3. Has the line of the proposed railway from Charlottetown to Murray Harbour been finally located beyond the first ten miles nearest the proposed bridge ?

4. Has any other contract, except for the ten miles aforesaid, been awarded for any part of the said railway ?

For Thursday, 14th February, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words:—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words:—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier:—

To the Editor of the *Gazette:*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs:

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially:

"Mr. Cook was an old, prominent and hard-working Liberal,

"and was to get his seat at a bargain, for $10,000. What did the "unknowns pay? Who was to get Mr. Cook's $10,000, and what "was to be done with it? These are questions that Sir Wilfrid "Laurier must answer personally. He is the head of the Govern- "ment that named the senators. He personally advised the "Governor-General when senators were appointed. He cannot go "to the country on polling day with this charge unanswered, and "with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said:

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return ; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,<br>
Province of Ontario,<br>
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if

made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

# ORDER OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 14th February, 1901.

1 February 12—Consideration of the Report of the Joint Librarians of Parliament, for 1900.—(Hon. Sir Alphonse Pelletier.)

No. 4.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Tuesday, 12th February, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 5.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Wednesday, 13th February, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Baird,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Clemow,
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Ellis,
Ferguson,
Fiset,
Gillmor,
Jones,
Kerr,
King,
Kirchhoffer,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Reid,
Scott,
Shehyn,
Snowball,
Thibaudeau (de la Vallière),
Thibaudeau (Rigaud),
Vidal,
Watson,
Wood (Hamilton),
Yeo,
Young.

PRAYERS.

The following Petitions were severally brought up, and laid on the Table :—

By the Honourable Mr. Clemow,—Of the E. B. Eddy Company (Limited).

By the Honourable Mr. Jones,—Of the London Mutual Fire Insurance Company of Canada.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Grand Trunk Railway Company of Canada; praying for the passing of an Act confirming a certain agreement of lease entered into with the Cincinnati, Saginaw and Mackinaw Railway Company.

Of the Grand Trunk Railway Company of Canada; praying for the passing of an Act ratifying and confirming a certain agreement made with the Grand Trunk Western Railway Company.

Of the Hudson Bay and North-west Railway Company; praying for the passing of an Act changing the name of the Company and to extend its transit facilities to a point or points upon the northerly shores of Lake Superior, and a line to point or points on the Ottawa River; to amalgamate with other Companies, and to extend the time and completion of the said Railway Company.

Of the Supreme Court of the Independent Order of Foresters; praying for the passing of an Act amending their Act of incorporation and amending Acts.

Of the W. C. Edwards Company; praying for the passing of an Act amending their Act of Incorporation by allowing them to hold shares in the capital stock of any Company of a similar nature.

Of the Atlantic and Lake Superior Railway Company; praying for the passing of an Act extending the time for the completion of the said railway by the Trustees for the Bondholders.

Of the British Yukon Railway Company; praying for the passing of an Act to construct and operate their line of railway from Fort Selkirk to Dawson City, thence westerly to the one hundred and forty-first meridian, and, with consent of the Governor in Council, to construct branch lines not exceeding fifty miles in length.

The Honourable Mr. Scott, from the Committee of Selection appointed to nominate the Senators to serve on the several Standing Committees for the present Session, presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,

COMMITTEE ROOM No. 2,

WEDNESDAY, 13th February, 1901.

The Committee of Selection appointed to nominate the Senators to serve on the several Standing Committees for the present Session, have the honour to report herewith the following lists of Senators selected by them to serve on each of the said Standing Committees, namely :—

The Joint Committee on the Library of Parliament :—

The Honourable the Speaker, and the Honourable Messieurs :—Allan, Almon, Baker, Boucherville, de, C.M.G., Casgrain (de Lanaudière), Drummond, Cowan, C.M.G., Hingston, Sir W., Kt., Masson, Miller, Pelletier, Sir A., K.C.M.G., Poirier, Ross, Scott, Wood (Westmoreland), Young.—17.

The Joint Committee on the Printing of Parliament :—

The Honourable Messieurs :—Bernier, Carling, Sir John, K.C.M.G., Cochrane, Dever, Dobson, Ellis, Ferguson, Fiset, King, Macdonald (P.E.I.), MacKeen, Mackay (Alma), Merner, O'Donohoe, Pelletier, Sir A., K.C.M.G., Primrose, Reid, Shehyn, Templeman, Wark, Watson.—21.

The Committee on Standing Orders :—

The Honourable Messieurs :—Carling, Sir J., K.C.M.G., Clemow, Gillmor, Macdonald (P.E.I.), Macdonald (Victoria), McKay (Truro), Prowse, Yeo, Young.—9.

The Committee on Banking and Commerce :—

The Honourable Messieurs :—Aikins, Allan, Bowell, Sir Mackenzie, K.C.M.G., Carmichael, Casgrain (Windsor), Clemow, Cox, Dandurand, Drummond, Ferguson, Forget, Hingston, Sir William, Kerr, Lougheed, Mackay (Alma), McDonald (Cape Breton), McCallum, McMillan, McSweeney, Miller, O'Brien, Perley, Primrose, Scott, Shehyn, Villeneuve, Wark, Wood (Westmoreland), Wood (Hamilton), Yeo.—30.

The Committee on Railways, Telegraphs and Harbours :—

The Honourable Messieurs :—Allan, Baird, Baker, Bolduc, Bowell, Sir Mackenzie, K.C.M.G., Clemow, Cochrane, Cox, Dickey, Drummond, Ferguson, Forget, Jones, Kerr, King, Kirchhoffer, Landry, Lougheed, Lovitt, Macdonald (Victoria), Mackay (Alma), MacKeen, McCallum, McDonald (Cape Breton), McKay (Truro), McLaren, McMillan, Miller, Mills, Owens, Pelletier, Sir A., K.C.M.G., Poirier, Prowse, Scott, Snowball, Sullivan, Templeman, Vidal, Villeneuve, Wood (Hamilton).—40.

The Committee on Miscellaneous Private Bills :—

The Honourable Messieurs :—Armand, Baird, Boucherville, de, C.M.G., Carmichael, Casgrain (de Lanaudière), Dandurand, Dever, Dobson, Fiset, Gillmor, Gowan, C.M.G., Hingston, Sir William, Kt., Landry, McHugh, McSweeney, Merner, Mills, Montplaisir, O'Brien, O'Donohoe, Reid, Shehyn, Snowball, Sullivan, Young.—25.

The Committee on Internal Economy and Contingent Accounts :—

The Honourable Messieurs :—Bernier, Bolduc, Bowell, Sir Machenzie, K.C.M.G., Casgrain (Windsor), Fiset, King, Kirchhoffer, Landry, Lougheed, Lovitt, Macdonald (Victoria), McCallum, McDonald (Cape Breton), McLaren, Miller, Montplaisir, Owens, Pelletier, Sir A., K.C.M.G., Perley, Prowse, Scott, Vidal, Villeneuve, Watson, Wood (Westmoreland).—25.

The Committee on Debates and Reporting :—

The Honourable Messieurs :—Bernier, Ellis, Ferguson, Kerr, Landry, Macdonald (P.E.I.), McCallum, Templeman, Vidal.—9.

The Committee on Divorce :—

The Honourable Messieurs :—Baker, Gowan, C.M.G., Kerr, Kirchhoffer, Lougheed, Mills, Primrose, Templeman, Wood (Westmoreland).—9.

The Committee on the Restaurant :—

The Honourable the Speaker, and the Honourable Messieurs :—Bolduc, Lougheed, McKay (Truro), McMillan, Miller, Pelletier, Sir A., K.C.M.G.—7.

All which is respectfully submitted.

R. W. SCOTT,
*Chairman.*

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Report be taken into consideration by the Senate to-morrow.

With the leave of the Senate,

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That when the Senate adjourns to-day it do stand adjourned until 11 o'clock, A.M., to-morrow, and that there be two distinct sittings on that day, one to commence at 11 o'clock, A.M., and the other at 3 o'clock, P.M.

The question of concurrence being put thereon, it was resolved in the affirmative and

Ordered accordingly.

Then the Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the Senate do now adjourn.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The Honourable the Speaker then declared the Senate continued until to-morrow at eleven o'clock in the forenoon.

# ROUTINE PROCEEDINGS.

## Thursday, 14th February, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 14th February, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the mani festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :—

To the Editor of the *Gazette :*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially

"Mr. Cook was an old, prominent and hard-working Liberal,
"and was to get his seat at a bargain, for $10,000. What did the
"unknowns pay? Who was to get Mr. Cook's $10,000, and what
"was to be done with it? These are questions that Sir Wilfrid
"Laurier must answer personally. He is the head of the Govern-
"ment that named the senators. He personally advised the
"Governor-General when senators were appointed. He cannot go
"to the country on polling day with this charge unanswered, and
"with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook ; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said :

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked

him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 14th February, 1901.

1 February 13—Consideration of the Report of the Select Committee appointed to nominate the Senators to serve on the several Standing Committees for the present Session.—(Hon. Mr. Scott.)

2 February 12—Consideration of the Report of the Joint Librarians of Parliament, for 1900.—(Hon. Sir Alphonse Pelletier.)

No. 5.

1st Session, 9th Parliament, 1 Edward VII., 19

*Wednesday, 13th February, 1901.*

MINUTES OF PROCEEDIN

OF THE

SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

No. 7.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Wednesday, 6th March, 1901.

The Senate met at Three o'clock in the afternoon.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dickey, | McCallum, | Primrose, |
| Baird, | Dobson, | McDonald (C.B.), | Prowse, |
| Baker, | Drummond, | McHugh, | Reid, |
| Bernier, | Ellis, | McMillan, | Scott, |
| Bolduc, | Ferguson, | Merner, | Shehyn, |
| Bowell (Sir Mackenzie), | Fiset, | Miller, | Snowball, |
| | Gillmor, | Mills, | Sullivan, |
| Carmichael, | Jones, | O'Brien, | Templeman, |
| Casgrain (de Lanaudière), | Kerr, | O'Donohoe, | Vidal, |
| | Landerkin, | Owens, | Watson, |
| Casgrain (Windsor), | Landry, | Pelletier (Sir Alphonse), | Wood (Westmoreland), |
| Cochrane, | Lovitt, | | |
| Dandurand, | Macdonald (P.E.I.), | Perley, | Yeo. |
| Dever, | Macdonald (Victoria), | | |

PRAYERS.

The Honourable Mr. Speaker reported to the Senate that the Clerk had received a Certificate from the Clerk of the Crown in Chancery, and the same was then read by the Clerk.

Ordered, That the same be placed upon the Journal, and it is as follows:—

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY, CANADA,
OTTAWA, 19th February, 1901.

This is to certify that His Excellency the Governor General has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the sixteenth day of February, A.D. one thousand nine hundred and one (1901), George Landerkin, Esquire, M.D., of Hanover, in the Province of Ontario, for the Province of Ontario, *vice* the Honourable George Crawford McKindsey, deceased.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

The Honourable the Speaker informed the House that there was a Member without ready to be introduced.

When the Honourable George Landerkin was introduced between the Honourable Messieurs Mills and Scott.

The Honourable Mr. Landerkin presented His Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows:

CANADA.

*Minto.*

[L.S.]

EDWARD THE SEVENTH, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c., &c., &c.

To our Trusty and Well-Beloved George Landerkin, Esquire, M.D., of Hanover, in Our Province of Ontario, in Our Dominion of Canada,

GREETING:

KNOW YE, that as well for the special trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of our Dominion of Canada concern, We have thought fit to summon you to the Senate of Our said Dominion; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

At our Government House, in Our City of Ottawa, in Our Dominion of Canada, this Sixteenth day of February, in the Year of Our Lord, One Thousand Nine Hundred and One, and in the First Year of Our Reign.

By Command,
H. G. LAMOTHE,
Clerk of the Crown in Chancery, Canada.

Whereupon the Honourable Mr. Landerkin came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly.

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting forth that the Honourable Mr. Landerkin, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

Then the following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Casgrain (Windsor),—Of G. F. Clark and others, of the Town of Aylmer, and others of elsewhere in the Province of Ontario.

By the Honourable Mr. Perley,—Of John Abell, of the City of Toronto, in the Province of Ontario; of William Cameron Edwards and others, of Rockland, and others of elsewhere; and of Robert Williams and others, of Qu'Appelle, Assiniboia.

By the Honourable Mr. Watson,—Of the McClary Manufacturing Company.

By the Honourable Mr. Jones,—Of the Honourable Richard Harcourt and others, provisional directors of the Mather Bridge and Power Company.

By the Honourable Mr. McCallum,—Of the incorporated Hudson's Bay and Pacific Railway Company.

By the Honourable Mr. Aikins,—Of the Manitoba and North-west Loan Company (Limited).

By the Honourable Mr. Wood (Westmoreland),—Of the Eastern Canada Savings and Loan Company (Limited).

By the Honourable Mr. Landerkin,—Of the Edmonton, Yukon and Pacific Railway Company.

By the Honourable Sir Mackenzie Bowell,—Of the Ottawa and Gatineau Railway Company; of the Canadian Northern Railway Company; of H. P. Dwight and others, of the City of Toronto, in the Province of Ontario; and of the Klondike Mines Railway Company.

By the Honourable Mr. Dandurand,—Of George Casimir Dessaulles and others, of the City and District of St. Hyacinthe, and others of elsewhere; of the Ontario, Hudson's Bay and Western Railways Company; of the Dominion Burglary Guarantee Company (Limited); of the Manitoulin and North Shore Railway Company; of Francis H. Clergue and others, Sault Ste. Marie, and others of elsewhere (two Petitions); of the Montreal and Southern Counties Railway Company; and of the Algoma Central Railway Company.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the E. B. Eddy Company, Limited, Hull, P.Q.; praying for the passing of an Act amending their Act of incorporation.

Of the London Mutual Fire Insurance Company of Canada; praying for the passing of an Act amending their Act of incorporation and amending Acts.

Of the Right Reverend the Lord Bishop of Moosonee; praying for the passing of an Act incorporating the Bishop of Keewatin for the time being and his successors a corporation sole and confirming and ratifying a certain Resolution of the Provincial Synod of the Ecclesiastical Province of Rupert's Land respecting certain Trust Funds of the Diocese of Moosonee.

The Honourable Mr. Mills, Minister of Justice, presented to the Senate,—The Report of the Inland Revenues of the Dominion of Canada, for the fiscal year ended 30th June, 1900 ; Part III. Adulteration of Food.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No. 14.*)

The Honourable Mr. Mills, Minister of Justice, presented to the Senate,—A Return of Orders in Council published in the *British Columbia Gazette* in accordance with the provisions of sub-section *(d)* of section 38 of the Regulations for the survey, administration, disposal and management of Dominion Lands within the 40-mile Railway Belt in the Province of British Columbia.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Mills, Minister of Justice, presented to the Senate,—A Return of Orders in Council published in the *Canada Gazette* in accordance with the provisions of clause 91 of the Dominion Lands Act, Chapter 54 of the Revised Statutes of Canada.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Mills, Minister of Justice, presented to the Senate,—A Return of Orders in Council published in the *Canada Gazette* in accordance with the provisions of section 52 of the North-west Irrigation Act.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Mills, Minister of Justice, presented to the Senate,—A Statement for Parliament relative to fishing bounty payments for the year 1899–1900, required under section 4, of Chapter 96, of the Revised Statutes of Canada, "An Act to encourage the development of the Sea Fisheries and the building of fishing vessels."

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return giving names and salaries of all persons appointed to or promoted in the Civil Service of Canada during the calendar year 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Ordinances of the Yukon Territory passed during the year 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Report of the Secretary of State of Canada for the year ended 31st December, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No. 29.*)

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A supplementary Return to an Address of the Senate, dated the 25th April, 1899, for a return showing :—

1. The number of acres of land set apart for the purpose of education in the Province of Manitoba and in the North-west Territories, respectively, under the authority of Chapter 54, Revised Statutes of Canada, section 23.

2. The number of acres sold in Manitoba and the North-west Territories, the amount received in payment therefor, and the amount now due thereon.

3. The total sum now at the credit of said fund held by the Dominion of Canada, how invested, and the rate of interest thereon.

4. The amount advanced out of said principal sum in aid of education in the Province of Manitoba and the North-west Territories.

5. The sum recouped to the said principal out of the proceeds of the sale of lands set apart for the purpose of education, and the amount now due to said principal sum.

6. And all correspondence relating to any further advance or advanees out of said school fund, either to Manitoba or the North-west Council.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. .)*

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return showing the reductions and remissions under section 141 as added to the Indian Act by section 8, Chapter 35, 58-59 Victoria, during the fiscal year ended 30th of June, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. .)*

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Civil Service List of Canada, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 30.)*

The Honourable the Speaker presented to the Senate,—A Statement of Affairs of the British Canadian Loan and Investment Company (Limited), for the year ended 31st December, 1900. Also a list of the shareholders on 31st December, 1900.

Ordered, That the same do lie on the Table, and they are as follows :—

*(Vide Sessional Papers, No. .)*

The Honourable Mr. Mills presented to the Senate a Bill (A) intituled : "An Act further to amend the Canada Evidence Act, 1893."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Friday next.

The Honourable Mr. Mills, Minister of Justice, informed the Senate that he had received a Message from His Excellency the Governor General, under his Sign Manual, which His Excellency had commanded him to deliver to the Senate.

The same was then read by the Clerk, and it is as follows :—

MINTO.

*Honourable Gentlemen of the Senate :*

I have received with gratification the loyal Address which you have adopted in reply to the Speech with which I opened the Session of the present Parliament.

GOVERNMENT HOUSE,
OTTAWA, 4th March, 1900.

The Honourable the Speaker presented to the Senate,—A Return from the Clerk of the Senate in reference to the property qualification of Senators.

Ordered, That the same do lie on the Table, and it is as follows :—

OFFICE OF THE CLERK OF THE SENATE,
OTTAWA, 25th February, 1901.

LIST of the names of the Members of the Senate who have filed in this Office, in compliance with the 100th Rule of the Senate, a renewed declaration of their Property

Qualification, within the first twenty days of the First Session of the Ninth Parliament of Canada :—

1. Honourable Joseph F. Armand,
2. " Robert B. Dickey,
3. " William Miller,
4. " James Dever,
5. " Matthew H. Cochrane,
6. " Alexander Vidal,
7. " Richard W. Scott,
8. " Lawrence G. Power (Speaker),
9. " Sir Charles Alphonse P. Pelletier, K.C.M.G.,
10. " Joseph R. Thibaudeau,
11. " Charles B. de Boucherville, C.M.G.,
12. " Thomas McKay,
13. " Donald McMillan,
14. " William McDonald,
15. " Joseph Bolduc,
16. " Michael Sullivan,
17. " Francis Clemow,
18. " Pascal Poirier,
19. " Samuel Merner,
20. " Charles E. Casgrain,
21. " Lachlan McCallum,
22. " William D. Perley,
23. " James Reid,
24. " George A. Drummond,
25. " Samuel Prowse,
26. " James A. Lougheed,
27. " Peter McLaren,
28. " Hippolyte Montplaisir,
29. " Jabez B. Snowball,
30. " Andrew A. Macdonald,
31. " John Dobson,
32. " Auguste C. P. R. Landry,
33. Honourable Thomas A. Bernier,
34. " Clarence Primrose,
35. " Sir Mackenzie Bowell, K.C.M.G.,
36. " John N. Kirchhoffer,
37. " Donald Ferguson,
38. " George T. Baird,
39. " Sir William H. Hingston, Kt.,
40. " Josiah Wood,
41. " James O'Brien,
42. " Joseph O. Villeneuve,
43. " William Owens,
44. " James C. Aikins,
45. " George B. Baker,
46. " Alfred A. Thibaudeau,
47. " David Mills,
48. " George A. Cox,
49. " George G. King,
50. " John Lovitt,
51. " Raoul Dandurand,
52. " Jean B. R. Fiset,
53. " John Yeo,
54. " William Kerr,
55. " Peter McSweeney,
56. " Joseph P. B. Casgrain,
57. " Robert Watson,
58. " Finlay W. Young,
59. " Joseph Shehyn,
60. " Arthur H. Gillmor,
61. " James R. Gowan, C.M.G.,
62. " Sir John Carling, K.C.M.G.
63. " James W. Carmichael.

The Honourable Mr. Gowan and the Honourable Sir John Carling made their declarations before Commissioners.

SAM'L E. ST. O. CHAPLEAU,
*Clerk of the Senate.*

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Clerk of the Senate be authorized to receive the renewed declaration of Property Qualification from those Members of the Senate who have not had the opportunity to make and fyle the same, in accordance with Rule 100 of this House.

A Message was brought from the House of Commons by their Clerk, in the following words :—

HOUSE OF COMMONS,
FRIDAY, 15th February, 1901.

Resolved, That a Message be sent to the Senate, informing their Honours that this House has appointed Messieurs Borden (Halifax), Bourassa, Brock, Casgrain, Clancy, Clarke, Davies (Sir Louis), Flint, Fraser, Heyd, Hyman, Johnston (Lambton), Laurier (Sir Wilfrid), Monk, Roche (Marquette), Scott and Wade, to assist Mr. Speaker in the

direction of the Library of Parliament, so far as the interests of this House are concerned, and to act as members of a Joint Committee of both Houses on the Library.

Ordered, That the Clerk of the House do carry the said Message to the Senate.

Attest,

J. G. BOURINOT,
*Clerk of the Commons.*

A Message was brought from the House of Commons by their Clerk, in the following words:—

HOUSE OF COMMONS,
FRIDAY, 15th February, 1901.

Resolved, That a Message be sent to the Senate, requesting that their Honours will unite with this House in the formation of a Joint Committee of both Houses on the subject of the Printing of Parliament, and that the members of the Select Standing Committee on Printing, viz.:—Messieurs Bennett, Casgrain, Clarke, Davis, Holmes, Hughes (Victoria), Hyman, Johnston (Cape Breton), Johnston (Lambton), LaRivière, Lavergne, Loy, Maclean, McCool, Marcil (Bonaventure), Oliver, Parmelee, Préfontaine, Richardson (Grey), Scott, Sutherland (Oxford), Taylor, Thompson, and Tisdale, will act as members, on the part of this House, of the said Joint Committee on the Printing of Parliament.

Ordered, That the Clerk of the House do carry the said Message to the Senate.

Attest,

J. G. BOURINOT,
*Clerk of the Commons.*

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 7th March, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 7th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the mani festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :—

To the Editor of the *Gazette:*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially

"Mr. Cook was an old, prominent and hard-working Liberal,
"and was to get his seat at a bargain, for $10,000. What did the
"unknowns pay? Who was to get Mr. Cook's $10,000, and what
"was to be done with it? These are questions that Sir Wilfrid
"Laurier must answer personally. He is the head of the Govern-
"ment that named the senators. He personally advised the
"Governor General when senators were appointed. He cannot go
"to the country on polling day with this charge unanswered, and
"with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook ; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said :

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked

him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal, from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Hon. Sir Alphonse Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

# ORDER OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 8th March, 1901.

1 March 6—Second Reading (Bill A) An Act further to amend the Canada Evidence Act, 1893.—(Hon. Mr. Mills.)

No. 7.

1st Session, 9th Parliament, 1 Edward VI

*Wednesday, 6th March, 1901.*

MINUTES OF PROCEED

OF THE

SENATE OF CANAD

OTTAWA

Printed by S. E. DAWSON

Printer to the King's most Excellent Majo

1901

## No. 8.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Thursday, 7th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Armand,
Baird,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Fiset,
Gillmor,
Jones,
Kerr,
King,
Landerkin,
Landry,
Lovitt.
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Watson,
Wood (Westmoreland),
Yeo.

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. McCallum,—Of the Niagara, St. Catharines and Toronto Railway Company.

By the Honourable Mr. Owens,—Of the Orford Mountain Railway Company.

By the Honourable Mr. Kerr,—Of the Rathbun Company.

By the Honourable Mr. Dandurand,—Of Hugh Blain and others, of the City of Toronto, in the Province of Ontario.

By the Honourable Mr. Perley,—Of James Stovel, of the Town of Edmonton, in the District of Alberta ; praying that he may be relieved from paying the fee required by Rule 109 in his application for a Bill of Divorce from his wife Margaret Stovel, and that he may be relieved from attendance upon the Divorce Committee and the evidence taken in the Town of Edmonton.

By the Honourable Sir Alphonse Pelletier,—Of John Sharples and others.

The Honourable the Speaker presented to the Senate,—The accounts and vouchers of the Clerk of the Senate for the fiscal year ended 30th June, 1900.

Ordered, That the same do lie on the Table.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—Supplement to the Thirty-third Annual Report of the Department of Marine and Fisheries.—Marine Annual Report of the Geographic Board of Canada, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. 21a.)*

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 8th March, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 11th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 March 7—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, copies of all tenders received for the laying of an electric cable between Canada and Australia; a copy of the contract entered into for the construction and laying of said cable; together with a copy of all correspondence and documents relating to the nationalization of the telegraphics of the Empire, to include papers not already laid before the House.

For Tuesday, 12th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the mani festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :—

To the Editor of the *Gazette :*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially

"Mr. Cook was an old, prominent and hard-working Liberal,
"and was to get his seat at a bargain, for $10,000. What did the
"unknowns pay? Who was to get Mr. Cook's $10,000, and what
"was to be done with it? These are questions that Sir Wilfrid
"Laurier must answer personally. He is the head of the Govern-
"ment that named the senators. He personally advised the
"Governor-General when senators were appointed. He cannot go

"to the country on polling day with this charge unanswered, and "with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said:

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows:—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir

Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

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He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published; I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Sir Alphonse Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

# ORDER OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 8th March, 1901.

1 March 6—Second Reading (Bill A) An Act further to amend the Canada Evidence Act, 1893.—(Hon. Mr. Mills.)

No. 8.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 7th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 9.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

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## Friday, 8th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Ellis,
Ferguson,
Fiset,
Gillmor,
Hingston (Sir William),
Jones,
Kerr,
King,
Kirchhoffer,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Watson,
Wood (Westmoreland),
Yeo.

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Templeman,—Of Honourable James Robert Stratton, of Peterborough, and others of elsewhere ; and of the Vancouver, New Westminster, Northern and Yukon Railway Company.

By the Honourable Mr. Fiset,—Of the Guelph Junction Railway Company.

By the Honourable Mr. Casgrain (de Lanaudière),—Of the British Columbia Southern Railway Company ; of *Le Credit Foncier du Bas-Canada* ; of the South Shore Railway Company ; of the Saskatchewan and Western Railway Company ; and of the Canadian Pacific Railway Company.

By the Honourable Mr. Kirchhoffer,—Of the Columbia and Kootenay Railway and Navigation Company ; and of David McNicoll and others, of Montreal and others of elsewhere.

By the Honourable Mr. Wood (Westmoreland),—Of the South Ontario Pacific Railway Company ; of the Great North-west Central Railway Company, and of the Columbia and Western Railway Company.

By the Honourable Mr. McHugh,—Of the Lindsay, Bobcaygeon and Pontypool Railway Company.

By the Honourable Mr. Landerkin,—Of A. Bourbonnais, of North Temiscaming, and others of elsewhere.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of G. F. Clark and others, of the Town of Aylmer, and others of elsewhere, in the Province of Ontario ; praying for the passing of an Act incorporating them as "The Canadian Mutual Aid Society."

Of the incorporated Hudson's Bay and Pacific Railway Company ; praying for the passing of an Act extending the time for the commencement and completion of the said railway, and for other purposes.

Of William Cameron Edwards and others, of Rockland and elsewhere ; praying for the passing of an Act to be incorporated as "The Ottawa and Hull Power and Manufacturing Company."

Of Robert Williams and others, of Qu'Appelle, Assiniboia ; praying for the passing of an Act incorporating them as "The Fort Qu'Appelle Railway Company."

Of McClary Manufacturing Company ; praying for the passing of an Act amending their Act of incorporation, increasing their capital stock, and for other purposes.

Of the Hon. Richard Harcourt and others, provisional directors of the Mather Bridge and Power Company ; praying for the passing of an Act extending the time for the commencement of their proposed works, and for other purposes.

Of John Abell ; praying for the passing of an Act empowering the Commissioner of Patents to extend the time of Patent No. 33,944.

Of the Manitoba and North-west Loan Company (Limited) ; praying for the passing of an Act for the winding up of the Company, and for other purposes in connection therewith.

Of the Eastern Canada Savings and Loan Company (Limited) ; praying for the passing of an Act granting them equal powers with other Loan Companies as to investing and borrowing moneys and holding real estate in addition to the power of investment they already have, and for other purposes.

Of the Edmonton, Yukon and Pacific Railway Company ; praying for the passing of an Act ratifying and confirming certain proceedings of the shareholders, extending the time for the completion of the said railway, and for other purposes.

Of the Ottawa and Gatineau Railway Company ; praying for the passing of an Act changing the name of the Company to that of the Ottawa, Gatineau and Western Railway Company, and to amalgamate with other companies, and for other purposes.

Of the Canadian Northern Railway Company ; praying for the passing of an Act confirming their amalgamation with the Ontario and Rainy River Railway Company and the Manitoba and South-eastern Railway Company, and for other purposes.

Of H. P. Dwight and others, of Toronto; praying for the passing of an Act incorporating them as "The Debenture and Securities Corporation of Canada."

Of the Klondike Mines Railway Company; praying for the passing of an Act extending the time for the commencement and completion of the said railway.

Of George Casimir Dessaulles and others, of the Province of Quebec; praying for the passing of an Act of incorporation under the name of "The Union Railway Company."

Of the Ontario, Hudson's Bay and Western Railway Company; praying for the passing of an Act amending their Act of incorporation and to amalgamate with other companies, and for other purposes.

Of the Dominion Burglary Guarantee Company (Limited), Montreal, Quebec; praying for the passing of an Act amending their Act of incorporation, and for other purposes.

Of the Manitoulin and North Shore Railway Company; praying for the passing of an Act authorizing them to construct a line from the Town of Sudbury north-easterly, fifty miles, to Lake Tamagaming, and from a point on the Company's line in the Township of Drury or Hyman, thence north-westerly, a distance of fifty miles, and for other purposes.

Of Francis H. Clergue and others; praying for the passing of an Act incorporating them as "The St. Lawrence Lloyds," and to carry on the business of Inland Navigation and Transportation Insurance.

Of Francis H. Clergue, of Sault Ste. Marie, in the Province of Ontario, and others; praying for the passing of an Act incorporating them as "The Clergue Iron and Nickel-Steel Company of Canada" for the purpose of manufacturing iron, steel and nickel, and for other purposes.

Of the Montreal and Southern Counties Railway Company, of Montreal, Province of Quebec; praying for the passing of an Act amending their Act of incorporation and to extend the time for the completion of the said railway, and for other purposes in connection herewith.

Of the Algoma Central Railway Company; praying for the passing of an Act, changing the name of the Company to that of "The Algoma Central and Hudson's Bay Railway Company" and to have the power to enter into agreements or to amalgamate with other companies, and for other purposes in connection herewith.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return to an Address of the Senate, dated the 20th June, 1900, for a Return showing:—

1. Which of the cars enumerated in the Return to an Address of the Senate, dated 7th May, 1900, as having "arrived at Halifax and St. John, respectively, previous to the 10th April last and which had not been unloaded at that date," have been since unloaded.

2. Dates upon which such cars were severally unloaded.

3. Amount of demurrage collected on each car.

Ordered, That the same do lie on the Table, and it is as follows:—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Second Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
FRIDAY, 8th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Second Report.

Your Committee have examined the following Petitions and find that sufficient notice has been given in each case:—

Of the Grand Trunk Railway Company of Canada; praying for the passing of an Act confirming a certain agreement of lease entered into with the Cincinnati, Saginaw and Mackinaw Railway Company.

Of the Grand Trunk Railway Company of Canada; praying for the passing of an Act ratifying and confirming a certain agreement made with the Grand Trunk Western Railway Company.

Of the Hudson Bay and North-west Railway Company; praying for the passing of an Act changing the name of the Company; to extend its transit facilities to a point or points upon the northerly shores of Lake Superior; and a line to a point or points on the Ottawa River to amalgamate with other companies, and to extend the time for the commencement and completion of the said railway.

Of the Supreme Court of the Independent Order of Foresters; praying for the passing of an Act amending their Act of incorporation and the amending Acts.

Of the Atlantic and Lake Superior Railway Company; praying for the passing of an Act extending the time for the completion of the said railway by the trustees for the bondholders.

Of the British Yukon Railway Company; praying for the passing of an Act allowing them to construct and operate their line of railway from Fort Selkirk to Dawson City, thence westerly to the one hundred and forty-first meridian, and with consent of the Governor in Council to build and operate branch lines not exceeding fifty miles in length;—and

Of the London Mutual Fire Insurance Company of Cauada; praying for the passing of an Act amending their Act of incorporation and the amending Acts.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

Pursuant to the Order of the Day, the Bill (A) intituled: "An Act further to amend the Canada Evidence Act, 1893," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Monday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until Monday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 11th March, 1901.

**Bringing up Petitions.**

**Presenting Reports of Committees.**

Reading Petitions.

Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 11th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 March 7—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, copies of all tenders received for the laying of an electric cable between Canada and Australia; a copy of the contract entered into for the construction and laying of said cable; together with a copy of all correspondence and documents relating to the nationalization of the telegraphics of the Empire, to include papers not already laid before the House.

By the Honourable Mr. Macdonald (B.C.) :—

2 March 8—Will inquire if the Hon. Minister of Justice has considered the propriety of placing the Puisné Judges of British Columbia in the same position as the Judges of Ontario and Quebec with regard to salaries and travelling allowances—and whether the Minister is favourably inclined to the substance of the resolutions passed last August by the Legislature of British Columbia on this subject; and, if so, is it the intention to take action in this matter during the present Session of Parliament?

By the Honourable Mr. Dandurand :—

INQUIRY.

3 March 8—1. Is the Government aware that the AmericanCongre ss has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

---

For Tuesday, 12th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :—

To the Editor of the *Gazette :*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially

"Mr. Cook was an old, prominent and hard-working Liberal,
"and was to get his seat at a bargain, for $10,000. What did the
"unknowns pay? Who was to get Mr. Cook's $10,000, and what
"was to be done with it? These are questions that Sir Wilfrid
"Laurier must answer personally. He is the head of the Govern-
"ment that named the senators. He personally advised the
"Governor-General when senators were appointed. He cannot go
"to the country on polling day with this charge unanswered, and
"with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook ; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said :

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto

to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer

oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Sir Alphonse Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

By the Honourable Mr. Primrose:—

2 March 8—That he will inquire whether it is the intention of the Government to provide, at an early date, for much needed terminal facilities in the shape of an enlarged station house, additional yard, and freight shed room, as well as increased berth accommodation at the railway wharfs, for vessels loading and unloading cargo at the port of Pictou, Nova Scotia?

# ORDER OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Monday, 11th March, 1901.

1 March 8—Committee of the Whole House on (Bill A) An Act further to amend the Canada Evidence Act, 1893.—(Hon. Mr. Mills.)—E.F.

No. 9.

1st Session, 9th Parliament, 1 Edward VII., 190

*Friday, 8th March, 1901.*

MINUTES OF PROCEEDING

OF THE

SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 10.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Monday, 11th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Ellis, | McHugh, | Prowse, |
| Bernier, | Ferguson, | McKay (Truro), | Reid, |
| Bolduc, | Fiset, | McMillan, | Scott, |
| Bowell | Gillmor, | McSweeney, | Shehyn, |
| (Sir Mackenzie), | King, | Miller, | Snowball, |
| Carmichael, | Kirchhoffer, | Mills, | Sullivan, |
| Casgrain | Landerkin, | O'Donohoe, | Templeman, |
| (de Lanaudière), | Landry, | Owens, | Thibaudeau (Rigaud), |
| Casgrain (Windsor), | Macdonald (P.E.I.), | Pelletier | Vidal, |
| Cochrane, | Macdonald (Victoria), | (Sir Alphonse), | Watson, |
| Dever, | MacKeen, | Perley, | Yeo, |
| Dickey, | McCallum, | Poirier, | Young. |
| Dobson, | McDonald (C.B.), | Primrose, | |

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Sir Mackenzie Bowell,—Of George T. Denison, President, and George E. Evans, Hon. Secretary, of the British Empire League in Canada ; and of C. A. Lett and others, of the Cities of Victoria and Vancouver, in the Province of British Columbia.

The Honourable Mr. Perley presented to the House the following Certificate from the Clerk of the Senate :—

OFFICE OF THE CLERK OF THE SENATE,
OTTAWA, 14th February, 1901.

In the matter of James Ward McDonald, Petitioner for a Bill of Divorce.

I hereby certify that I have received from the Petitioner the sum of two hundred dollars, in accordance with Rule 108 of this House.

SAM'L. E. ST. O. CHAPLEAU,
*Clerk of the Senate.*

Ordered, That the same do lie on the Table.

Then the Honourable Mr. Perley presented the Petition of James Ward McDonald, of the Town of Carleton Place, in the Province of Ontario, and

The same was then laid on the Table.

By the Honourable Mr. Landerkin,—Of Mary Agnes Snively and others, of the City of Toronto, in the Province of Ontario.

By the Honourable Mr. McMillan,—Of George Earl Church and others, all of the City of London, England, and others of elsewhere in Canada.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of Hon. James Robert Stratton, of Peterborough, and others of elsewhere ; praying for the passing of an Act incorporating them as The Kettle River Valley Railway Company, and to construct and operate a line or lines from a point on the International boundary near Cascades, in British Columbia, to a point at or near Carson.

Of the Vancouver, New Westminster, Northern and Yukon Railway Company ; praying for the passing of an Act declaring their railway to be one for the general advantage of Canada, giving them leasing powers, and for other purposes.

Of the Guelph Junction Railway Company ; praying for the passing of an Act extending the time for the completion of the said railway, and for other purposes.

Of the British Columbia Southern Railway Company ; praying for the passing of an Act authorizing them to construct branch lines, not exceeding in any one case thirty miles in length, from any railway which they are from time to time authorized to construct, and to extend the time for the commencement and completion of the said railway.

Of Le Credit Froncier du Bas-Canada; praying for the passing of an Act amending their Act of incorporation, changing its capital stock and board of management and of regulating shares, securities, loans, deposits, and for other purposes.

Of the South Shore Railway Company ; praying for the passing of an Act ratifying the titles of property which the said Railway Company has to the railway line called The Montreal and Sorel Railway, The Great Eastern and part of the Montreal and Atlantic Railway, and to issue bonds and to extend the time for the completion of the said railway.

Of the Saskatchewan and Western Railway Company, incorporated under the Legislature of Manitoba ; praying for the passing of an Act to be incorporated under the Dominion Government, declaring their works to be for the general advantage to Canada, and for other purposes.

Of the Canadian Pacific Railway Company ; praying for the passing of an Act to construct a line of railway from a point at or near Stonewall or Teulon, or a point on

the Company's line between those places, thence generally north-west to a point on the east shore of Lake Manitoba between Marsh Point and the north boundary of the Township Twenty-five, and in aid of the construction thereof to issue bonds, or in lieu consolidated debenture stock.

Of the Columbia and Kootenay Railway and Navigation Company; praying for the passing of an Act extending the time for the completion of the said railway, and to construct or acquire steam and other vessels and appointing Montreal as the place of its head office.

Of David McNicoll, of Montreal, and others of elsewhere; praying for the passing of an Act incorporating them as "The Kootenay and Arrowhead Railway Company," and to construct a railway from a point at or near Arrowhead or Arrow Lake, thence by the most direct route, via Trout Lake or Duncan River, to some point on the north end of Kootenay Lake, in the Kootenay district, and for other purposes.

Of the South Ontario Pacific Railway Company; praying for the passing of an Act extending the time for the completion of the said railway and its bridge.

Of the Great North-west Central Railway Company; praying for the passing of an Act extending the time for the completion of the said railway.

Of the Columbia and Western Railway Company, praying for the passing of an Act empowering them to bond their railway and branches from Midway westward the same extent as they are allowed to do another line from Rossland to Midway.

Of the Lindsay, Bobcaygeon and Pontypool Railway Company; praying for the passing of an Act to extend their line of railway from the Village of Bobcaygeon, through the Townships of Verulam, Harvey, Galway and Snowdon, to a point on the line of the Irondale, Bancroft and Ottawa Railway, within ten miles of Furnace Falls, and to extend the time for the completion of their railway.

Of A. Bourbonnais and others; praying for the passing of an Act incorporating them as the Interprovincial and James Bay Railway Company and to build a railway from the terminus of the Canadian Pacific Railway at Temiscaming and Kippewa Lakes, in Pontiac County, to James Bay.

The Honourable Sir Mackenzie Bowell moved, seconded by the Honourable Mr. Ferguson,

That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid before the Senate, copies of all tenders received for the laying of an electric cable between Canada and Australia; a copy of the contract entered into for the construction and laying of said cable; together with a copy of all correspondence and documents relating to the nationalization of the telegraphics of the Empire, to include papers not already laid before the House, and all contracts or other papers relating thereto.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (A) intituled: "An Act further to amend the Canada Evidence Act, 1893."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Snowball, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Tuesday, 12th March, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Tuesday, 12th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 February 7—That he will call the attention of the Senate to certain telegrams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :—

To the Editor of the *Gazette :*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially

"Mr. Cook was an old, prominent and hard-working Liberal,
"and was to get his seat at a bargain, for $10,000. What did the
"unknowns pay? Who was to get Mr. Cook's $10,000, and what
"was to be done with it? These are questions that Sir Wilfrid
"Laurier must answer personally. He is the head of the Govern-
"ment that named the senators. He personally advised the
"Governor-General when senators were appointed. He cannot go
"to the country on polling day with this charge unanswered, and
"with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook ; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said :

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto

to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer

oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time, said Committee to consist of the Hon. Messrs. Baker, Sir Alphonse Pelletier, Ferguson, Ellis, Landry, Cox, Kirchhoffer, King, Lougheed, Young, Wood of Westmoreland, and the mover.

By the Honourable Mr. Primrose:—

2 March 8—That he will inquire whether it is the intention of the Government to provide, at an early date, for much needed terminal facilities in the shape of an enlarged station house, additional yard, and freight shed room, as well as increased berth accommodation at the railway wharfs, for vessels loading and unloading cargo at the port of Pictou, Nova Scotia?

By the Honourable Mr. Dandurand:—

INQUIRY.

3 March 8—1. Is the Government aware that the AmericanCongre ss has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

No. 10.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 11th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 11.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

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## Tuesday, 12th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Armand,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Cox,
Dandurand,
Dever,
Dickey,
Dobson,
Ellis,
Ferguson,
Fiset,
Gillmor,
Hingston (Sir William),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McMillan,
McSweeney,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (Rigaud),
Vidal,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. MacKeen,—Of John Mather and others.

By the Honourable Mr. Watson,—Of Edward Seybold and others.

By the Honourable Mr. Kirchhoffer,—Of the Vancouver and Lulu Island Railway Company ; and of the Nakusp and Slocan Railway Company.

By the Honourable Mr. McMillan,—Of D'Arcy Scott and others of the City of Ottawa, in the Province of Ontario ; and of the Bell Telephone Company of Canada (Limited).

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Niagara, St. Catharines and Toronto Railway Company ; praying for the passing of an Act giving them power to amalgamate, purchase or lease the line or lines of any other Electric Railway Company which their lines of railway may join or intersect, and for other purposes.

Of the Orford Mountain Railway Company ; praying for the passing of an Act to declare the works they are authorized to construct, by an Act of the Legislature of the Province of Quebec, to be works for the general advantage of Canada ; also to empower them to construct or acquire and operate a railway from a point on their main line, between Lawrenceville and Eastman, easterly, to Magog, and for other purposes.

Of the Rathbun Company ; praying for the passing of an Act amending their Act of incorporation and respecting the number of Directors, and for other purposes.

Of Hugh Blain and others, of the City of Toronto ; praying for the passing of an Act to be incorporated as "The St. Mary River Bridge Company."

Of John Sharples and others ; praying for the passing of an Act to connect by railway the Quebec Bridge with Quebec City.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their First Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 28,
TUESDAY, 12th March, 1901.

The Committee on Divorce beg leave to make their First Report, as follows :—

In obedience to Rule 110 of Your Honourable House, Your Committee have examined the Notice of application to Parliament, the Petition, the proposed Bill, the evidence of publication and of the service of a copy of the said Notice on the person from whom the divorce is sought, and all other papers referred to Your Committee with the Petition of Lilias Middleton, of the City of Toronto, Ontario ; praying for the passing of an Act to dissolve her marriage with Lancelot Willoughby Middleton.

1. Your Committee find the said Notice, Petition and proposed Bill regular and sufficient.

2. Due proof has been made that the Rules of Your Honourable House have been complied with as to the publication of the said Notice and as to the service of a copy thereof upon the Respondent personally.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley

That the said Report be taken into consideration by the Senate to-morrow.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their Second Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 28,
TUESDAY, 12th March, 1901.

The Committee on Divorce beg leave to make their Second Report, as follows :—

In obedience to Rule 110 of Your Honourable House, Your Committee have examined the Notice of application to Parliament, the Petition, the proposed Bill, the evidence of publication and of the service of a copy of the said Notice on the person from whom the divorce is sought, and all other papers referred to Your Committee with the Petition of James Ward McDonald, of the Town of Carleton Place, Ontario; praying for the passing of an Act to dissolve his marriage with Janet Ward McDonald.

1. Your Committee find the said Notice, Petition and proposed Bill regular and sufficient.

2. Due proof has been made that the Rules of Your Honourable House have been complied with as to the publication of the said Notice and as to the service of a copy thereof upon the Respondent personally.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

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During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10,000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :— To the Editor of the *Gazette :*

SIR,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. "Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he "had been refused a senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned from him that the "reason he had left his party was that Sir Wilfrid Laurier and other members of the "Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, "offered Mr. Cook a senatorship, and stated that, owing to his long and useful career "in the Liberal party, he would receive it upon payment of $10,000."

Commenting on the above, you say editorially :

"Mr. Cook was an old, prominent and hard-working Liberal, and was to get his "seat at a bargain, for $10,000. What did the unknowns pay? Who was to get Mr. "Cook's $10,000, and what was to be done with it? These are questions that Sir "Wilfrid Laurier must answer personally. He is the head of the Government that "named the senators. He personally advised the Governor General when senators were "appointed. He cannot go to the country on polling day with this charge unanswered, "and with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook ; that I never directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

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"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

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AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing in the election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

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He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousand dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number .of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return ; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Honourable Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,<br>Province of Ontario,<br>County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

{SEAL}

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly, to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal, from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

Then, the Honourable Sir Mackenzie Bowell moved, seconded by the Honourable Mr. Landry,

That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in such telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time.

After Debate.

On motion of the Honourable Mr. Primrose, seconded by the Honourable Mr. Wood, it was

Ordered, That the same be postponed until to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (7) intituled: "An Act relating to the Grand Trunk Railway Company of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time on Thursday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 13th March, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 13th March, 1901.

By the Honourable Mr. Primrose :—

1 March 8—That he will inquire whether it is the intention of the Government to provide, at an early date, for much needed terminal facilities in the shape of an enlarged station house, additional yard, and freight shed room, as well as increased berth accommodation at the railway wharfs, for vessels loading and unloading cargo at the port of Pictou, Nova Scotia?

By the Honourable Mr. Dandurand :—

INQUIRY.

2 March 8—1. Is the Government aware that the AmericanCongre ss has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 13th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 March 12—Resuming the adjourned Debate on the motion of the Hon. Sir Mackenzie Bowell :—

That he will call the attention of the Senate to certain telegams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words :—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr. Tucker in the following words :—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier :—

To the Editor of the *Gazette :*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs :

"During Mr. Tucker's address reference was made to the mani-
"festo of Mr. H. H. Cook, and in reply Dr. Horsey claimed that
"Mr. Cook had left his party because he had been refused a
"senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned
"from him that the reason he had left his party was that Sir Wilfrid
"Laurier and other members of the Cabinet, through an agent who
"was sent specially to Toronto to interview Mr. Cook, offered Mr.
"Cook a senatorship, and stated that, owing to his long and useful
"career in the Liberal party, he would receive it upon payment of
"$10,000."

Commenting upon the above, you say editorially

"Mr. Cook was an old, prominent and hard-working Liberal,
"and was to get his seat at a bargain, for $10,000. What did the
"unknowns pay? Who was to get Mr. Cook's $10,000, and what
"was to be done with it? These are questions that Sir Wilfrid
"Laurier must answer personally. He is the head of the Govern-
"ment that named the senators. He personally advised the
"Governor-General when senators were appointed. He cannot go
"to the country on polling day with this charge unanswered, and
"with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook ; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said :

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto

to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

AFFIDAVIT OF H. H. COOK IN REPLY TO SIR WILFRID'S DENIAL.—HAS DOCUMENTS AND WITNESSES.—IS WILLING TO PLACE EVIDENCE BEFORE A ROYAL COMMISSION.

Having made a statement to the effect that I had been asked by a person acting on behalf of the members of the present Dominion Cabinet, or certain of them, to pay a sum of ten thousand dollars in consideration of my being appointed a member of the Senate of Canada, and this having been called in question, I deem it my duty to make a plain statement to the public of the transaction, or attempted transaction. I am the more convinced that it is my duty to do this because the Prime Minister, Right Honourable Sir Wilfrid Laurier, has, I am informed, made a statement which he evidently desires the public to accept as a denial, or authoritative contradiction, of the aforesaid statement made by me.

I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing of election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

After these negotiations had proceeded for a considerable length of time I received a telegram from Ottawa, from one of the leading Reform members known to possess the confidence of the Laurier Government, requesting me to meet him at the Union station in Toronto. I did meet him as requested, and he then showed me a letter which had been written to him by one of the members of the Cabinet (for the purpose, as he said, of being shown to me), in which he was authorized to inform me that I could have the position I had applied for, provided I would "do something." I thereupon asked him what this expression was intended to mean, and what was the "something" I was asked or expected to "do."

He then informed me that I would be required or expected to pay a sum of ten thousand dollars.

I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And move the following Resolution, seconded by Hon. Mr. Landry, That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer

oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel; and to report from time to time.

2 March 12—Consideration of the First Report of the Standing Committees on Divorce *re* Petition of Lilias Middleton.—(Hon. Mr. Kirchhoffer.)

3 March 13—Consideration of the Second Report of the Standing Committee on Divorce *re* Petition of James Ward McDonald.—(Hon. Mr. Kirchhoffer.)

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For Thursday, 14th March, 1901.

1 March 12—Second Reading (Bill 7) An Act relating to the Grand Trunk Railway Company of Canada.—(Hon. Sir Mackenzie Bowell.)—E.F.

No. 11.

1st Session, 9th Parliament, 1 Edward VII., 1

*Tuesday, 12th March, 1901.*

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# MINUTES OF PROCEEDIN

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 12.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

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## Wednesday, 13th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Armand,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Cox,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Fiset,
Gillmor,
Hingston (Sir William),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (de la Vallière),
Thibaudeau (Rigaud),
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petitions were brought up and laid on the Table :—
By the Honourable Mr. Drummond,—Of Lt.-Col. D. T. Irwin and others.
By the Honourable Mr. Watson,—Of Geo. W. Smith and others.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of George T. Denison, President, and George E. Evans, Hon. Secretary, of the British Empire League in Canada ; praying for the passing of an Act nationalizing all cables between British possessions and all land-lines necessary to complete a Pan-Britannic telegraphic service.

Of C. A. Lett and others, of the Cities of Victoria and Vancouver, B.C.; praying for the passing of an Act incorporating them as "The Century Life Insurance Company," and to carry on the business of life insurance.

Of Mary Agnes Sniverly and others, of Toronto ; praying for the passing of an Act incorporating them as "The Canadian Nurses Association."

Of George Earl Church, of London, England, and others of elsewhere ; praying for the passing of an Act amending their Act of incorporation and to extend the time for the commencement and completion of the Trans-Canada Railway and to build a line of railway from a point on the Quebec and Lake St. John Railway or on the Great Northern Railway, and to deflect the main line to the south end of James Bay, and to build branches from points on the main line to Toronto and Winnipeg to deep water near the mouth of the Nottoway River, and for other purposes.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Third Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM NO. 8,
WEDNESDAY, 13th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Third Report.

Your Committee have examined the following Petitions and find that sufficient notice has been given in each case :—

Of W. C. Edwards and Company (Limited) ; praying for the passing of an Act amending their Act of incorporation by allowing to hold or own shares in the capital stock of any Company of a similar nature.

Of the Right Reverend the Lord Bishop of Moosonee ; praying for the passing of an Act incorporating the Lord Bishop of Keewatin for the time being and his successors a corporation sole and confirming and ratifying a certain Resolution of the Provincial Synod of the Ecclesiastical Province of Rupert's Land respecting certain Trust Funds of the Diocese of Moosonee.

Of the Hon. Richard Harcourt and others, provisional directors of the Mather Bridge and Power Company ; praying for the passing of an Act extending the time for the commencement of their proposed works, and for other purposes.

Of the Manitoba and North-west Loan Company (Limited) ; praying for the passing of an Act for the winding up of the Company, and for other purposes in connection therewith.

Of the Eastern Canada Savings and Loan Company (Limited) ; praying for the passing of an Act granting them equal powers with other Loan Companies as to investing and borrowing moneys and holding real estate in addition to the power of investment they already have, and for other purposes.

Of the Edmonton, Yukon and Pacific Railway Company ; praying for the passing of an Act ratifying and confirming certain proceedings of the shareholders, extending the time for the completion of the said railway, and for other purposes.

Of Hon. James Robert Stratton, of Peterborough, and others of elsewhere ; praying for the passing of an Act incorporating them as "The Kettle River Valley Railway Company," and to construct and operate a line or lines from a point on the International boundary near Cascades, in British Columbia, to a point at or near Carson.

Of the Guelph Junction Railway Company ; praying for the passing of an Act extending the time for the completion of the said railway, and for other purposes.

Of the British Columbia Southern Railway Company ; praying for the passing of an Act authorizing them to construct branch lines, not exceeding in any one case thirty miles in length, from any railway which they are from time to time authorized to construct, and to extend the time for the commencement and completion of the said railway.

Of the Saskatchewan and Western Railway Company, incorporated under the Legislature of Manitoba ; praying for the passing of an Act to be incorporated under the Dominion Government, declaring their works to be for the general advantage to Canada, and for other purposes.

Of the Canadian Pacific Railway Company ; praying for the passing of an Act to construct a line of railway from a point at or near Stonewall or Teulon, or a point on the Company's line between those places, thence generally north-west to a point on the east shore of Lake Manitoba between Marsh Point and the north boundary of the Township Twenty-five, and in aid of the construction thereof to issue bonds, or in lieu consolidated debenture stock.

Of the Columbia and Kootenay Railway and Navigation Company ; praying for the passing of an Act extending the time for the completion of the said railway, and to construct or acquire steam and other vessels and appointing Montreal as the place of its head office.

Of David McNicoll, of Montreal, and others of elsewhere ; praying for the passing of an Act incorporating them as "The Kootenay and Arrowhead Railway Company," and to construct a railway from a point at or near Arrowhead or Arrow Lake, thence by the most direct route, via Trout Lake or Duncan River, to some point on the north end of Kootenay Lake, in the Kootenay district, and for other purposes.

Of the South Ontario Pacific Railway Company ; praying for the passing of an Act extending the time for the completion of the said railway and its bridge.

Of the Great North-west Central Railway Company ; praying for the passing of an Act extending the time for the completion of the said railway.

Of the Columbia and Western Railway Company ; praying for the passing of an Act empowering them to bond their railway and branches from Midway westward the same extent as they are allowed to do another line from Rossland to Midway.

Of William Cameron Edwards and others, of Rockland and elsewhere; praying for the passing of an Act to be incorporated as "The Ottawa and Hull Power and Manufacturing Company."

Of the Ottawa and Gatineau Railway Company ; praying for the passing of an Act changing the name of the Company to that of the Ottawa, Gatineau and Western Railway Company, and to amalgamate with other companies, and for other purposes.

Of the Klondike Mines Railway Company; praying for the passing of an Act extending the time for the commencement and completion of the said railway.

Of the Niagara, St. Catharines and Toronto Railway Company; praying for the passing of an Act giving them power to amalgamate, purchase or lease the line or lines of any other Electric Railway Company which their lines of railway may join or intersect, and for other purposes.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Internal Economy and Contingent Accounts, presented their Second Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 2,
WEDNESDAY, 13th March, 1901.

The Committee on Internal Economy and Contingent Accounts beg leave to make their Second Report, as follows :—

Your Committee recommend that Mr. Samuel Barnett be appointed a Sessional Messenger.

All which is respectfully submitted.

J. W. KIRCHHOFFER,
*Chairman.*

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Report be adopted.

The Order of the Day being read for the consideration of the First Report of the Standing Committee on Divorce *re* Middleton relief Bill,

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Honourable Mr. Watson presented to the House the Bill (B) intituled : "An Act for the relief of Lilias Middleton."

The said Bill was read a first time.

The Honourable Mr. Watson moved, seconded by the Honourable Mr. Young,

That the said Bill be read a second time on Thursday, the twenty-eighth day of March instant.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Order of the Day being read for the consideration of the Second Report of the Standing Committee on Divorce *re* the McDonald relief Bill,

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly,

The Honourable Mr. Perley presented to the House the Bill (C) intituled: "An Act for the relief of James Ward McDonald."

The said Bill was read a first time.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Owens,

That the said Bill be read a second time on Thursday, the twenty-eighth day of March instant.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The House, according to Order, resumed the adjourned debate of Honourable Sir Mackenzie Bowell's calling the attention of the Senate to certain telegams, letters and an affidavit which appeared in a number of newspapers published in Canada during the month of October, 1900, as follows :—

*From the Montreal "Gazette" of the 13th October, 1900.*

OWEN SOUND, ONT., Oct. 12.—At the opening meeting of the Liberal campaign in North Grey, Dr. E. H. Horsey, the Liberal candidate, spoke at Annan, when he was opposed by Mr. H. G. Tucker.

During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because he had been refused a senatorship.

Mr. Tucker afterwards telephoned Mr. Cook and learned from him that the reason he had left his party was that Sir Wilfrid Laurier and other members of the Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, offered Mr. Cook a senatorship, and stated that, owing to his long and useful career in the Liberal party, he would receive it upon payment of $10,000.

Mr. Cook refused the position under the circumstances, and stated that he would do all in his power to oust those who were guilty of such barefaced acts of corruption.

Dr. Horsey also stated that he had been approached by Mr. Cook and requested to use his influence in getting Mr. Cook a senatorship.

Mr. Cook telegraphed Mr. Tucker, in reply to a telephone message, the following words:—

"*Re* your question, I never asked Dr. Horsey to assist me in getting a senatorship. I have no confidence in the man and knew he had no influence. I was an applicant for a senatorship, but when it was offered to me the price was too high.

H. H. COOK."

Last night at North Keppel Dr. Horsey denied that Mr. Cook had ever named any members of the Cabinet, and as a result of a conversation over the 'phone to-day, Mr. Cook telegraphed Mr.Tucker in the following words:—

"Price demanded from me for a senatorship was $10.000.

H. H. COOK."

*From the Montreal "Herald" of the 15th October, 1900.*

The *Gazette* this morning publishes the following letter from Sir Wilfrid Laurier:—

To the Editor of the *Gazette:*

Sir,—In the *Gazette* of this morning there appears a telegraphic report of a meeting held at Owen Sound, Ontario, in which the following statement occurs:

"During Mr. Tucker's address reference was made to the manifesto of Mr. H. H. "Cook, and in reply Dr. Horsey claimed that Mr. Cook had left his party because "he had been refused a senatorship."

"Mr. Tucker afterwards telephoned Mr. Cook, and learned from him that the "reason he had left his party was that Sir Wilfrid Laurier and other members of the "Cabinet, through an agent who was sent specially to Toronto to interview Mr. Cook, "offered Mr. Cook a senatorship, and stated that, owing to his long and useful career "in the Liberal party, he would receive it upon payment of $10,000."

Commenting upon the above, you say editorially:

"Mr. Cook was an old, prominent and hard-working Liberal, and was to get his "seat at a bargain, for $10,000. What did the unknowns pay? Who was to get Mr. "Cook's $10,000, and what was to be done with it? These are questions that Sir "Wilfrid Laurier must answer personally. He is the head of the Government that "named the senators. He personally advised the Governor General when senators were "appointed. He cannot go to the country on polling day with this charge unanswered, "and with the senatorial toll taker unexposed and unpunished."

I am not prepared to admit that a man in public life should be answerable for charges of this character, unless they are supported by some kind of evidence which would give them colour at first sight. I, however, waive the right of ignoring such an accusation, and I here and now make the statement for myself and my colleagues, that there is not a shadow of foundation in the charge of Mr. Cook; that I never, directly or indirectly, through an agent or otherwise, made any demand upon him for any sum of money, big or small, or for anything else.

I give the whole charge the most unqualified and emphatic denial, and I challenge the proof of the same.

WILFRID LAURIER.

Montreal, October 13.

*From the Toronto "World," October 16, 1900.*

In an interview with a representative of the *World* yesterday, Mr. H. H. Cook said :

"I have read the statement made by Sir Wilfrid Laurier, by way of denial that he or any agent of his demanded from me any sum of money, &c. Sir Wilfrid Laurier is to speak in Toronto to-morrow night, and I shall wait to see what he may have to say then upon this subject. In the meantime, I say that the statement already made by me to Mr. Tucker is absolutely true, and I shall very shortly make a full statement of the whole transaction, or what would have been a transaction, had I consented to be bled. Possibly Sir Wilfrid may be willing to escape responsibility by denying the agency of the parties. There were two of them who approached me, but no such pretense will avail them. The connection of these gentlemen with the members of the Government is known to every one, and he will simply not be able to deceive any one by pretending that they did not come to me directly from the Government, or that the proposition they made was not made by authority."

*From the "Mail-Empire" of 31st October, 1900.*

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I, therefore, say that the facts in connection with this matter are as follows :—

I was a candidate for election as the representative in the Dominion House of Commons of the East Riding of the County of Simcoe in the year 1896, and in that contest was supported by Sir Wilfrid Laurier and other members of the Cabinet as the candidate of the Liberal party. Failing in the election for the East Riding of Simcoe, I made application to be appointed to a position in the Senate of Canada, then vacant. In connection with this application I had interviews with members of the Cabinet and others, and wrote and received letters from them, the originals or copies of which I have kept.

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I told him very emphatically that I would not pay that or any other sum. He thereupon said that he would not accept my answer as final, but would see me again after I should have had time to give the matter further consideration.

Later I again met him in Toronto, when he again told me that he was authorized to say positively that if I would pay the sum he had formerly named, that is, ten thousaud dollars, I would be appointed a Senator. I again refused to pay any sum of money.

I further say that I have in my possession a large number of letters written by members of the Government and persons acting on behalf of one or more of such members, and copies of some letters, the originals of which I was requested to return after perusal, and did return; also copies of letters written by me in reply to letters so received, and that these letters and copies of letters bear corroborative evidence in support of the statement above made by me.

And I further say and promise that should an investigation be made by a competent and impartial non-partisan commission into the whole matter of the sale or attempted sale of senatorships, as it has been recently intimated by the Hon. Sir Mackenzie Bowell may be made, I will appear before such commission and give evidence, and produce the correspondence and copies of correspondence which I have in my possession, and will also furnish the names of witnesses who can corroborate my statements.

Dominion of Canada,
Province of Ontario,
County of York.

I, Herman Henry Cook, of the City of Toronto, in the County of York, lumber merchant,

Do solemnly declare that all the foregoing statements are true in substance and in fact.

And I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act, 1893."

H. H. COOK.

Declared before me at the City of Toronto, in the County of York, this 30th day of October, A.D. 1900.

H. GORDON,
*Notary Public, Ontario.*

SEAL.

*From the Toronto "Globe" of Oct. 31, 1900.*

SIR WILFRID LAURIER'S REPLY TO THE STATEMENT OF MR. COOK.

MONTREAL, Oct. 31.—"In answer to Mr. H. H. Cook's last statement, I reiterate my denial, already published, I never authorized anybody, either directly or indirectly, to interview Mr. Cook on behalf of the Government. Nobody had my authority, either written or verbal from me to approach him, and I characterize the whole accusation as a foul slander.

WILFRID LAURIER."

And his motion:

That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in such telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ short-hand reporters, and, if deemed advisable, engage Counsel; and to report from time to time.

The question of concurrence being put upon the said motion,

The Honourable Mr. Landerkin, in amendment, moved, seconded by the Honourable Mr. Dandurand,

That all the words after "That," in the said motion, be omitted, and the following be substituted:—

"This House affirms that it is at all times ready to investigate any charge of corrupt practice, or of misconduct in office, which can be properly brought in this House specifically made against any Minister of the Crown, of the Government of Canada, when any Senator from his place in this House declares he has been credibly informed and believes it to be true, and that if granted a Committee of Inquiry, he will be able to establish the same; but that it is wholly contrary to the spirit and principles of our system of government and with the dignity of this House, to institute an inquiry reflecting upon the honour of some Minister unnamed in respect to charges that no Senator affirms to be true and which no one says, if granted a Committee, he can establish.

The question of concurrence being put thereon; the House divided: and the names being called for, they were taken down, as follow:—

CONTENTS:

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Carmichael, | Jones, | O'Donohoe, | Thibaudeau (Rigaud), |
| Casgrain (de Lanaudière), | Kerr, | Pelletier (Sir Alphonse), | Thibaudeau (Vallière), |
| Cox, | King, | Power (Speaker), | Wark, |
| Dandurand, | Landerkin, | Scott, | Watson, |
| Dever, | McHugh, | Shehyn, | Wood (Hamilton), |
| Ellis, | MacKay (Alma), | Snowball, | Yeo, |
| Fiset, | McSweeney, | Templeman, | Young.—30. |
| Gillmor, | Mills, | | |

NON-CONTENTS:

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dobson, | MacKeen, | Owens, |
| Armand, | Drummond, | McCallum, | Perley, |
| Baker, | Ferguson, | McDonald (Cape Breton), | Primrose, |
| Bernier, | Hingston (Sir William), | McLaren, | Prowse, |
| Bolduc, | Kirchhoffer, | McMillan, | Reid, |
| Bowell (Sir Mackenzie), | Landry, | Miller, | Sullivan, |
| Casgrain (Windsor), | Macdonald (P.E.I.), | Montplaisir, | Vidal, |
| Cochrane, | Macdonald (Victoria), | O'Brien, | Wood (Westmoreland). |
| Dickey, | McKay (Truro), | | —34. |

So it was resolved in the negative.

The question being again put upon the main motion; the House divided: and the names being called for, they were taken down, as follow:—

CONTENTS:

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dobson, | MacKeen, | Owens, |
| Armand, | Drummond, | McCallum, | Perley, |
| Baker, | Ferguson, | McDonald (Cape Breton), | Primrose, |
| Bernier, | Hingston (Sir William), | McLaren, | Prowse, |
| Bolduc, | Kirchhoffer, | McMillan, | Reid, |
| Bowell (Sir Mackenzie), | Landry, | Miller, | Sullivan, |
| Casgrain (Windsor), | Macdonald (P.E.I.), | Montplaisir, | Vidal, |
| Cochrane, | Macdonald (Victoria), | O'Brien, | Wood (Westmoreland). |
| Dickey, | McKay (Truro), | | —34. |

NON-CONTENTS:

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Carmichael, | Jones, | O'Donohoe, | Thibaudeau (Rigaud), |
| Casgrain (de Lanaudière), | Kerr, | Pelletier (Sir Alphonse), | Thibaudeau (Vallière), |
| Cox, | King, | Power (Speaker), | Wark, |
| Dandurand, | Landerkin, | Scott, | Watson, |
| Dever, | McHugh, | Shehyn, | Wood (Hamilton), |
| Ellis, | MacKay (Alma), | Snowball, | Yeo, |
| Fiset, | McSweeney, | Templeman, | Young.—30. |
| Gillmor, | Mills, | | |

So it was resolved in the affirmative, and
Ordered accordingly.

A Message was brought from the House of Commons by their Clerk, with a Bill (6) intituled: "An Act respecting the Supreme Court of the Independent Order of Foresters," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kerr, seconded by the Honourable Mr. McSweeney, it was

Ordered, That the said Bill be read a second time on Friday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 14th March, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 14th March, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 March 13—The following Resolution having been adopted by the Senate ; with respect to the charges made by Mr. H. H. Cook :—

That in view of the gravity of the statements and allegations contained in the foregoing quoted telegrams, letters and affidavit, reflecting as they do upon the privileges and dignity of the Senate, a Special Committee be appointed to inquire into the truth of the statements and allegations made in said telegrams, letters and affidavit, with power to send for persons and papers, to administer oaths, employ shorthand reporters, and, if deemed advisable, engage Counsel ; and to report from time to time ; said Committee to consist of the Hon. Messrs.

For Monday, 18th March, 1901.

By the Honourable Mr. Primrose :—

1 March 8—That he will inquire whether it is the intention of the Government to provide, at an early date, for much needed terminal facilities in the shape of an enlarged station house, additional yard, and freight shed room, as well as increased berth accommodation at the railway wharfs, for vessels loading and unloading cargo at the port of Pictou, Nova Scotia ?

For Monday, 25th March, 1901.

By the Honourable Mr. Dandurand :—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 14th March, 1901.

1 March 12—Second Reading (Bill 7) An Act relating to the Grand Trunk Railway Company of Canada.—(Hon. Sir Mackenzie Bowell.)—E.F.

For Friday, 15th March, 1901.

1 March 13—Second Reading (Bill 6) An Act respecting the Supreme Court of the Independent Order of Foresters.—(Hon. Mr. Kerr.)—E.F.

For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald.—(Hon. Mr. Perley.)

No. 12.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 13th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 13.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Thursday, 14th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Fiset,
Gillmor,
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Miller,
Mills,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Macdonald (Victoria),—Of the Honourable George A. Cox and others, of the City of Toronto, in the Province of Ontario.

By the Honourable Sir Mackenzie Bowell,—Of the Alberta Railway and Coal Company.

By the Honourable Mr. McMillan,—Of Archibald Campbell and others.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of John Mather and others ; praying for the passing of an Act to be incorporated as " The Alaska and North-western Railroad Company," and for other purposes.

Of Edward Seybold and others ; praying for the passing of an Act incorporating them as " The United Empire Life Insurance Company."

Of the Vancouver and Lulu Island Railway Company ; praying for the passing of an Act to declare the works they are authorized to construct by an Act of the Legislature of the Province of British Columbia to be works for the general advantage of Canada, and to extend the time for the completion of the said railway, and for other purposes.

Of the Nakusp and Slocan Railway Company ; praying for the passing of an Act extending the time for the completion of the said railway, and for other purposes.

Of D'Arcy Scott, of the City of Ottawa, and others of elsewhere ; praying for the passing of an Act incorporating them to acquire water powers in the Dominion of Canada, to convey or transmit same, and to manufacture, purchase, lease or amalgamate with any other companies having similar power, and to build a railway, and for other purposes.

Of the Bell Telephone Company of Canada (Limited) ; praying for the passing of an Act authorizing them to increase the capital stock to an amount not exceeding $10,000,000, including the present stock.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That in pursuance of the Order of the Senate made on Wednesday, March 13th instant, the Select Committee to inquire into the truth of the statements and allegations made by Mr. Herman Henry Cook do consist of the Honourable Sir Alphonse Pelletier and the Honourable Messieurs Baker, Ferguson, Landry, Jones, Kirchhoffer, Miller, Young, Wood (Westmoreland), Dandurand, Kerr, and the mover.

The Honourable Mr. Mills presented to the House a Bill (D) intituled : " An Act to amend the Yukon Territory Act and to make further provision for the administration of Justice in the said Territory."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (24) intituled : " An Act respecting the South Ontario Pacific Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. MacKay (Alma), it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (31) intituled : " An Act respecting the Orford Mountain Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a second time on Monday next.

Pursuant to the Order of the Day, the Bill (7) intituled: "An Act relating to the Grand Trunk Railway Company of Canada," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 15th March, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 18th March, 1901.

By the Honourable Mr. Primrose :—

1 March 8—That he will inquire whether it is the intention of the Government to provide, at an early date, for much needed terminal facilities in the shape of an enlarged station house, additional yard, and freight shed room, as well as increased berth accommodation at the railway wharfs, for vessels loading and unloading cargo at the port of Pictou, Nova Scotia?

By the Honourable Mr. Bernier :—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country?

By the Honourable Mr. Bernier :

3 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada?

2. What were the inducements made to them so as to secure their immigration into Canada? And by whom were those inducements made?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country? And if so, what is the nature of such agreement?

How many of them have come to the country? How many have settled in Canada? And where are they settled?

Has the Government set apart, for their exclusive settlement, any portion of the public lands? And if so, what is the acreage of those lands, and where are they situated?

Under what conditions or circumstances have the Doukhobors been introduced in this country?

Have they been granted in any shape or form, and at any time, some subsidies?

What has been the cost of such immigration, indicating how much per head and the total cost?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them? And if so, in what way and when?

Are or will the Doukhobors be exempt from military service?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country? If so, what is the nature of such promise or agreement?

---

For Thursday, 21st March, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 March 14—That he will ask the Government for information respecting the following matters in the Yukin District:—

1. Has Mr. Ogilvie, Commissioner in the Yukon, been recalled, or has he resigned his office voluntarily? Should he leave for either reason, who succeeds him?

2. What has been the revenue of the Yukon from all sources for the year 1900?

3. Is it the intention to reduce the royalty on gold from 10 per cent to 5 per cent?

4. Have any or all of the gold dredging leases in the Yukon been cancelled? If so, how many and for what reason?

5. By whom is the issue of licenses for the importation and sale of spirits, wine and beer in the Yukon regulated?

6. What has been considered the necessary qualification of an applicant for a license?

7. Is it the intention to deal with the business of licenses in a more open and general way than has been hitherto done?

---

For Monday, 25th March, 1901.

By the Honourable Mr. Dandurand:—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has

therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 15th March, 1901.

1 March 13—Second Reading (Bill 6) An Act respecting the Supreme Court of the Independent Order of Foresters.—(Hon. Mr. Kerr.)—E.F.

For Monday, 18th March, 1901.

1 March 14—Second Reading (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)

2 March 14—Second Reading (Bill 31) An Act respecting the Orford Mountain Railway Company.—(Hon. Mr. Owens.)—E.F.

3 March 14—Second Reading (Bill 24) An Act respecting the South Ontario Pacific Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald.—(Hon. Mr. Perley.)—E.F.

No. 13.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 14th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 14.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

---

## Friday, 15th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Gillmor, | McLaren, | Scott, |
| Baker, | Jones, | McSweeney, | Shehyn, |
| Bernier | Kerr, | Miller, | Snowball, |
| Bolduc, | King, | Mills, | Sullivan, |
| Carmichael, | Kirchhoffer, | O'Brien, | Templeman, |
| Casgrain (Windsor), | Landerkin, | O'Donohoe, | Vidal, |
| Cochrane, | Landry, | Pelletier | Wark, |
| Dandurand, | Macdonald (P.E.I.), | (Sir Alphonse), | Watson, |
| Dever, | Macdonald (Victoria), | Perley, | Wood (Hamilton), |
| Dickey, | MacKeen, | Poirier, | Wood |
| Dobson, | McCallum, | Primrose, | (Westmoreland), |
| Ellis, | McDonald (C.B.), | Prowse, | Yeo, |
| Ferguson, | McHugh, | Reid, | Young. |
| Fiset, | McKay (Truro), | | |

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Landerkin,—Of George Frederick Benson, of the City of Montreal, and others of elsewhere ; and of William Jackson Conroy, of the Town of Aylmer, in the Province of Quebec, and others of elsewhere.

By the Honourable Mr. Macdonald (Victoria),—Of the Dawson City Electric Company (Limited).

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of Lt.-Col. D. T. Irwin and others ; praying for the passing of an Act incorporating them as The Canadian Patriotic Fund Association.

Of George W. Smith and others ; praying for the passing of an Act empowering them to construct and operate a railway from a point in Township 38, Range 23 West of the Fourth Meridian, in the District of Alberta, in the North-west Territories, westerly to a point in Township 39, Range 7 West of the Fifth Meridian, and for other purposes.

Pursuant to the Order of the Day, the Bill (6) intituled : "An Act respecting the Supreme Court of the Independent Order of Foresters," was read a second time.

On motion of the Honourable Mr. Young, seconded by the Honourable Mr. Watson, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That when the Senate adjourns to-day, it do stand adjourned until Tuesday next, at three o'clock in the afternoon.

The question of concurrence being put thereon, it was resolved in the affirmative, and

Ordered accordingly.

Then the Honourable Mr. Mills moved, seconded by the Monourable Hr. Scott,

That the Senate do now adjourn.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The Honourable the Speaker then declared the Senate continued until Tuesday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Tuesday, 19th March, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** Notices of Motions.

## NOTICES OF MOTIONS.

For Tuesday, 19th March, 1901.

By the Honourable Mr. Primrose :—

1 March 8—That he will inquire whether it is the intention of the Government to provide, at an early date, for much needed terminal facilities in the shape of an enlarged station house, additional yard, and freight shed room, as well as increased berth accommodation at the railway wharfs, for vessels loading and unloading cargo at the port of Pictou, Nova Scotia?

By the Honourable Mr. Bernier :—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country?

By the Honourable Mr. Bernier :

3 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada?

2. What were the inducements made to them so as to secure their immigration into Canada? And by whom were those inducements made?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country? And if so, what is the nature of such agreement?

How many of them have come to the country? How many have settled in Canada? And where are they settled?

Has the Government set apart, for their exclusive settlement, any portion of the public lands? And if so, what is the acreage of those lands, and where are they situated?

Under what conditions or circumstances have the Doukhobors been introduced in this country?

Have they been granted in any shape or form, and at any time, some subsidies?

What has been the cost of such immigration, indicating how much per head and the total cost?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them? And if so, in what way and when?

Are or will the Doukhobors be exempt from military service?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country? If so, what is the nature of such promise or agreement?

---

For Thursday, 21st March, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 March 14—That he will ask the Government for information respecting the following matters in the Yukin District:—

1. Has Mr. Ogilvie, Commissioner in the Yukon, been recalled, or has he resigned his office voluntarily? Should he leave for either reason, who succeeds him?

2. What has been the revenue of the Yukon from all sources for the year 1900?

3. Is it the intention to reduce the royalty on gold from 10 per cent to 5 per cent?

4. Have any or all of the gold dredging leases in the Yukon been cancelled? If so, how many and for what reason?

5. By whom is the issue of licenses for the importation and sale of spirits, wine and beer in the Yukon regulated?

6. What has been considered the necessary qualification of an applicant for a license?

7. Is it the intention to deal with the business of licenses in a more open and general way than has been hitherto done?

---

For Monday, 25th March, 1901.

By the Honourable Mr. Dandurand:—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has

therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Tuesday, 19th March, 1901.

1 March 14—Second Reading (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

2 March 14—Second Reading (Bill 31) An Act respecting the Orford Mountain Railway Company.—(Hon. Mr. Owens.)—E.F.

3 March 14—Second Reading (Bill 24) An Act respecting the South Ontario Pacific Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald.—(Hon. Mr. Perley.)—E.F.

No. 14.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 15th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 15.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

---

## Tuesday, 19th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Dobson, | McLaren, | Reid, |
| Baker, | Ellis, | McMillan, | Scott, |
| Bernier, | Ferguson, | McSweeney, | Shehyn, |
| Bolduc, | Fiset, | Merner, | Snowball, |
| Bowell (Sir Mackenzie), | Jones, | Miller, | Sullivan, |
| | Kerr, | Mills, | Templeman, |
| Carling (Sir John), | King, | Montplaisir, | Thibaudeau (Rigaud), |
| Carmichael, | Kirchhoffer, | O'Brien, | Vidal, |
| Casgrain (de Lanaudière), | Landerkin, | Owens, | Wark, |
| | Landry, | Pelletier (Sir Alphonse), | Watson, |
| Casgrain (Windsor), | Macdonald (P.E.I.), | | Wood (Hamilton), |
| Cochrane, | Macdonald (Victoria), | Perley, | Wood (Westmoreland), |
| Dandurand, | McCallum, | Poirier, | |
| Dever, | McDonald (C.B.), | Primrose, | Yeo, |
| Dickey, | McKay (Truro), | Prowse, | Young. |

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Allan,—Of the Corporation of the City of Toronto, in the Province of Ontario.

By the Honourable Mr. Scott,—Of the Corporation of the City of St. Hyacinthe, in the Province of Quebec.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of George A. Cox and others, of Toronto ; praying for the passing of an Act incorporating them as "The Crow's Nest Southern Railway Company" and to build a railway from Michel in the East district of Kootenay, in the Province of British Columbia, to the International boundary, and for other purposes.

Of the Alberta Railway and Coal Company ; praying for the passing of an Act amending their Act of incorporation and to amalgamate with other companies, and for other purposes.

Of Archibald Campbell and others ; praying for the passing of an Act incorporating them as "The Canadian National Bank," and for other purposes.

Of George Frederick Benson, of Montreal, and others of elsewhere ; praying for the passing of an Act incorporating them as "The Pontiac Colonization Railway Company."

Of William Jackson Conroy, of Aylmer, and others of elsewhere ; praying for the passing of an Act incorporating them as "The Arnprior and Pontiac Railway Company."

Of the Dawson City Electric Company (Limited) ; praying for the passing of an Act amending their Act of incorporation and to extend the time for the commencement and completion of their Electric railway, and for other purposes.

The Honourable Mr. Templeman presented to the House a Bill (E) intituled : "An Act to amend the Trade Mark and Design Act."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Tuesday next.

Pursuant to the Order of the Day, the Bill (D) intituled : "An Act to amend the Yukon Territory Act and to make further provision for the administration of Justice in the said Territory," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

The Order of the Day being read for the Second Reading of the Bill (31) intituled : "An Act respecting the Orford Mountain Railway Company."

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Perley, it was

Ordered, That the same be postponed until to-morrow.

The Order of the Day being read for the Second Reading of the Bill (24) intituled : "An Act respecting the South Ontario Pacific Railway Company."

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the same be postponed until to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 20th March, 1901.

**Bringing up Petitions.**

**Presenting Reports of Committees.**

Reading Petitions.

Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 20th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country ?

By the Honourable Mr. Ferguson :—

2 March 19—That he will call the attention of the House to the following article which appeared on the 11th instant in the *Guardian* newspaper, published in Charlottetown, P.E.I. :—

PROHIBITORY LAW ALL RIGHT.

"We learn that while at Ottawa recently the Premier and Honourable B. Rogers submitted to Honourable David Mills the question of the validity of the prohibitory law passed here at the last session of the legislature. The Minister of Justice gave the opinion that notwithstanding the Manitoba Prohibition Act had been found invalid, the Island Act is a good law and quite within the power of the legislature to enact. This is good news."

And will inquire of the Minister of Justice :—

1. Is the above statement correct ?

2. Did the Minister of Justice report officially on the Prohibitory Liquor Law passed by the Prince Edward Island Legislature during its last session, and was such report favourable to the constitutionality of the said law?

3. Did the Minister of Justice report officially on the Prohibitory Liquor Law passed by the Legislature of Manitoba in the year 1900, before the said law was declared *ultra vires* by the court of Manitoba? And if so, was such report adverse to the constitutionality of the said law?

---

For Thursday, 21st March, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 March 14—That he will ask the Government for information respecting the following matters in the Yukin District:—

1. Has Mr. Ogilvie, Commissioner in the Yukon, been recalled, or has he resigned his office voluntarily? Should he leave for either reason, who succeeds him?

2. What has been the revenue of the Yukon from all sources for the year 1900?

3. Is it the intention to reduce the royalty on gold from 10 per cent to 5 per cent?

4. Have any or all of the gold dredging leases in the Yukon been cancelled? If so, how many and for what reason?

5. By whom is the issue of licenses for the importation and sale of spirits, wine and beer in the Yukon regulated?

6. What has been considered the necessary qualification of an applicant for a license?

7. Is it the intention to deal with the business of licenses in a more open and general way than has been hitherto done?

By the Honourable Mr. Perley:

2 March 19—That he will ask the Government if the census officers for the North-west Territories have been appointed? And if so, who are the several officers for the electoral division of East Assiniboia, with their post office address?

---

For Monday, 25th March, 1901.

By the Honourable Mr. Dandurand:—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

---

For Tuesday, 26th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada?

2. What were the inducements made to them so as to secure their immigration into Canada? And by whom were those inducements made?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country? And if so, what is the nature of such agreement?

How many of them have come to the country? How many have settled in Canada? And where are they settled?

Has the Government set apart, for their exclusive settlement, any portion of the public lands? And if so, what is the acreage of those lands, and where are they situated?

Under what conditions or circumstances have the Doukhobors been introduced in this country?

Have they been granted in any shape or form, and at any time, some subsidies?

What has been the cost of such immigration, indicating how much per head and the total cost?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them? And if so, in what way and when?

Are or will the Doukhobors be exempt from military service?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country? If so, what is the nature of such promise or agreement?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 20th March, 1901.

1 March 19—Committee of the Whole House on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

2 March 19—Second Reading (Bill 31) An Act respecting the Orford Mountain Railway Company.—(Hon. Mr. Owens.)—E.F.

3 March 19—Second Reading (Bill 24) An Act respecting the South Ontario Pacific Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

---

For Tuesday, 26th March, 1901.

1 March 19—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)

---

For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald.—(Hon. Mr. Perley.)—E.F.

No. 15.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Tuesday, 19th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 16.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

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## Wednesday, 20th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Carling (Sir John),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Fiset,
Gillmor,
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Macdonald (P.E.I.),
Macdonald (Victoria),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (Rigaud),
Vidal,
Wark,
Watson,
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Honourable Mr. Perley presented to the House the following Certificate from the Clerk of the Senate :—

OFFICE OF THE CLERK OF THE SENATE,
OTTAWA, 19th March, 1901.

In the matter of James Stovel, Petitioner for a Bill of Divorce.

I hereby certify that I have received from the Petitioner the sum of two hundred dollars, in accordance with Rule 108 of this House.

SAM'L. E. ST. O. CHAPLEAU,
*Clerk of the Senate.*

Ordered, That the same do lie on the Table.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Owens,

That Rule 106 of the Senate be suspended, and that permission be given James Stovel, of the Town of Edmonton, to present a Petition for a Bill of Divorce from his wife, Margaret Stovel.

The question of concurrence being put thereon, the same was, on division, resolved in the affirmative.

Then the Honourable Mr. Perley presented the Petition of James Stovel, of the Town of Edmonton, in the District of Alberta ; praying for the passing of an Act dissolving his marriage with his wife, Margaret Stovel.

The same was laid on the Table.

The Honourable the Speaker presented to the Senate,—The First Report of the Joint Committee of the Senate and House of Commons on the Library of Parliament.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

## LIBRARY COMMITTEE.

*First Meeting in 1901.*

REPORT.

The Joint Committee on the Library of Parliament met a first time in the Chambers of the Speaker of the Senate on Friday, March 8th, at 11 a.m.

The report of the Librarians was read and adopted.

A Sub-Committee was appointed to examine and report on the space for accommodation of books in the Library.

A Sub-Committee was appointed to audit the Library accounts.

The Committee resolved to recommend to the notice of the Government the work entitled "Speakers' Decisions," by L. G. Desjardins, with a view to the purchase of copies for the use of Members.

The Committee then adjourned.

L. G. POWER,
*Chairman.*

SPEAKER'S CHAMBERS,
THE SENATE,
7th March, 1901.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Report be taken into consideration by the Senate on Friday next.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Fourth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 20th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Fourth Report.

Your Committee have examined the following Petitions and find that sufficient notice has been given in each case :—

Of the E. B. Eddy Company (Limited) ; praying for the passing of an Act amending their Act of incorporation.

Of G. F. Clark and others, of the Town of Aylmer and elsewhere, in the Province of Ontario ; praying for the passing of an Act incorporating them as "The Canadian Mutual Aid Society."

Of the Orford Railway Company ; praying for the passing of an Act declaring the works of the said company to be for the general advantage of Canada, making certain changes in their Act of incorporation, and for other purposes.

Of the Vancouver, New Westminster, Northern and Yukon Railway Company ; praying for the passing of an Act declaring their railway to be one for the general advantage of Canada ; giving them leasing powers, and for other purposes.

Of the Lindsay, Bobcaygeon and Pontypool Railway Company ; praying for the passing of an Act empowering them to extend their line of railway from the village of Bobcaygeon to a point on the line of the Irondale, Bancroft and Ottawa Railway within ten miles of Furnace Falls, and to extend the time for the completion of the said railway.

Of George Earl Church and others, of London, England, and others of Canada, Provisional Directors of the Trans-Canada Railway ; praying for the passing of an Act extending the commencement and completion of their proposed works, by allowing them to deflect their main line to the south end of James Bay, and build branches to Toronto and Winnipeg and to deep water on the Nottoway River, and for other purposes.

Of the Vancouver and Lulu Island Railway Company ; praying for the passing of an Act declaring their works to be for the general advantage of Canada, and extending the time for the commencement and completion of the said railway, and for other purposes.

Of the Nakusp and Slocan Railway Company ; praying for the passing of an Act extending the time for the completion of the said railway, and for other purposes.

Of the Bell Telephone Company of Canada (Limited) ; praying for the passing of an Act authorizing them to increase their capital stock to an amount not exceeding $10,000,000, including the present stock.

Of Lt.-Col. D. T. Irwin and others ; praying for the passing of an Act incorporating them as "The Canadian Patriotic Fund Association ;"—and

Of John Mather and others ; praying for the passing of an Act incorporating them as "The Alaska and North-western Railroad Company."

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Fifth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 20th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Fifth Report.

Your Committee have examined the following Petition :—

Of Edward Seybold and others; praying for the passing of an Act incorporating them as "The United Empire Life Insurance Company," and find that while Rule 49c has not been strictly complied with, it was shown to your Committee by affidavits from the different newspapers that the advertising was being done, and as the time will have matured before the Bill can be considered by the Committee to whom it may be referred, your Committee recommend that the Notices be deemed sufficient, as it will be competent for the Committee to whom the Bill shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

On motion of the Honourable Mr. McKay (Truro), seconded by the Honourable Mr. Merner, it was

Ordered, That the said Report be adopted.

The Honourable Mr. McMillan presented to the House a Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Friday next.

The Honourable Mr. Mills presented to the House a Bill (G) intituled: "An Act respecting the Demise of the Crown."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Friday next.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Report of the Board of Civil Service Examiners for the year ended 31st December, 1900.

Ordered, That the same do lie on the Table, and it is as follows:—

(*Vide Sessional Papers, No. 31.*)

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (D) intituled: "An Act to amend the Yukon Territory Act and to make further provision for the administration of Justice in the said Territory."

*In the Committee.*

The title read and postponed.

First section read and agreed to.

Second section read and postponed.

Third and fourth sections read and agreed to.

Fifth section read and postponed.

Sixth, seventh and eighth sections read and agreed to.

Ninth section read and amended by substituting the word "rules" for the word "laws" in the second line of said section.

Tenth and eleventh sections read and agreed to.

---

After some time the House was resumed, and

The Honourable Mr. Casgrain (de Lanaudière), from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Committee have leave to sit again on Monday next.

Pursuant to the Order of the Day, the Bill (31) intituled: "An Act respecting the Orford Mountain Railway Company," was read a second time.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Bernier, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (24) intituled : "An Act respecting the South Ontario Pacific Railway Company," was read a second time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (8) intituled : "An Act respecting the Grand Trunk Railway Company of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (20) intituled : "An Act respecting the Nakusp and Slocan Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Bill be read a second time to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 21st March, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 21st March, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 March 14—That he will ask the Government for information respecting the following matters in the Yukin District:—

1. Has Mr. Ogilvie, Commissioner in the Yukon, been recalled, or has he resigned his office voluntarily? Should he leave for either reason, who succeeds him?

2. What has been the revenue of the Yukon from all sources for the year 1900?

3. Is it the intention to reduce the royalty on gold from 10 per cent to 5 per cent?

4. Have any or all of the gold dredging leases in the Yukon been cancelled? If so, how many and for what reason?

5. By whom is the issue of licenses for the importation and sale of spirits, wine and beer in the Yukon regulated?

6. What has been considered the necessary qualification of an applicant for a license?

7. Is it the intention to deal with the business of licenses in a more open and general way than has been hitherto done?

By the Honourable Mr. Perley:

2 March 19—That he will ask the Government if the census officers for the North-west Territories have been appointed? And if so, who are the several officers for the electoral division of East Assiniboia, with their post office address?

For Monday, 25th March, 1901.

By the Honourable Mr. Dandurand :—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

---

For Tuesday, 26th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada?

2. What were the inducements made to them so as to secure their immigration into Canada? And by whom were those inducements made?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country? And if so, what is the nature of such agreement?

How many of them have come to the country? How many have settled in Canada? And where are they settled?

Has the Government set apart, for their exclusive settlement, any portion of the public lands? And if so, what is the acreage of those lands, and where are they situated?

Under what conditions or circumstances have the Doukhobors been introduced in this country?

Have they been granted in any shape or form, and at any time, some subsidies?

What has been the cost of such immigration, indicating how much per head and the total cost?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them? And if so, in what way and when?

Are or will the Doukhobors be exempt from military service?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country? If so, what is the nature of such promise or agreement?

By the Honourable Mr. Bernier :—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country ?

---

For Thursday, 28th March, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the industrial salaries paid elsewhere, the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 21st March, 1901.

1 March 20—Second Reading (Bill 8) An Act respecting the Grand Trunk Railway Company of Canada.—(Hon. Sir Mackenzie Bowell.)—E.F.

2 March 20—Second Reading (Bill 20) An Act respecting the Nakusp and Slocan Railway Company.—(Hon. Mr. Kirchhoffer.)—E.F.

---

For Friday, 22nd March, 1901.

1 March 20—Second Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. McMillan.)

2 March 20—Second Reading (Bill G) An Act respecting the Demise of the Crown.—(Hon. Mr. Mills.)

3 March 20—Consideration of the First Report of the Joint Committee on the Library of Parliament.—(Hon. Sir Alphonse Pelletier.)

---

For Monday, 25th March, 1901.

1 March 20—House again in Committee of the Whole on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

---

For Tuesday, 26th March, 1901.

1 March 19—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)

---

For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald.—(Hon. Mr. Perley.)—E.F.

No. 16.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 20th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

CORRECTED COPY.

**No. 16.**

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Wednesday, 20th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Drummond, | McKay (Truro), | Prowse, |
| Baker, | Ellis, | McLaren, | Reid, |
| Bernier, | Ferguson, | McMillan, | Scott, |
| Bolduc, | Fiset, | McSweeney, | Shehyn, |
| Bowell (Sir Mackenzie), | Gillmor, | Merner, | Snowball, |
| Carling (Sir John), | Jones, | Miller, | Sullivan, |
| Carmichael, | Kerr, | Mills, | Templeman, |
| Casgrain (de Lanaudière), | King, | Montplaisir, | Thibaudeau (Rigaud), |
| Casgrain (Windsor), | Kirchhoffer, | O'Brien, | Vidal, |
| Cochrane, | Landerkin, | O'Donohoe, | Wark, |
| Dandurand, | Landry, | Owens, | Watson, |
| Dever, | Macdonald (P.E.I.), | Pelletier (Sir Alphonse), | Wood (Westmoreland), |
| Dickey, | Macdonald (Victoria), | Perley, | Yeo, |
| Dobson, | McCallum, | Poirier, | Young. |
| | McDonald (C.B.), | Primrose, | |
| | McHugh, | | |

PRAYERS.

The Honourable Mr. Perley presented to the House the following Certificate from the Clerk of the Senate :—

OFFICE OF THE CLERK OF THE SENATE,
OTTAWA, 19th March, 1901.

In the matter of James Stovel, Petitioner for a Bill of Divorce.

I hereby certify that I have received from the Petitioner the sum of two hundred dollars, in accordance with Rule 108 of this House.

SAM'L. E. ST. O. CHAPLEAU,
*Clerk of the Senate.*

Ordered, That the same do lie on the Table.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Owens,

That Rule 106 of the Senate be suspended, and that permission be given James Stovel, of the Town of Edmonton, to present a Petition for a Bill of Divorce from his wife, Margaret Stovel.

The question of concurrence being put thereon, the same was, on division, resolved in the affirmative.

Then the Honourable Mr. Perley presented the Petition of James Stovel, of the Town of Edmonton, in the District of Alberta ; praying for the passing of an Act dissolving his marriage with his wife, Margaret Stovel.

The same was laid on the Table.

The Honourable the Speaker presented to the Senate,—The First Report of the Joint Committee of the Senate and House of Commons on the Library of Parliament.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

## LIBRARY COMMITTEE.

*First Meeting in 1901.*

REPORT.

The Joint Committee on the Library of Parliament met a first time in the Chambers of the Speaker of the Senate on Friday, March 8th, at 11 a.m.

The report of the Librarians was read and adopted.

A Sub-Committee was appointed to examine and report on the space for accommodation of books in the Library.

A Sub-Committee was appointed to audit the Library accounts.

The Committee resolved to recommend to the notice of the Government the work entitled "Speakers' Decisions," by L. G. Desjardins, with a view to the purchase of copies for the use of Members.

The Committee then adjourned.

L. G. POWER,
*Chairman.*

SPEAKER'S CHAMBERS,
THE SENATE,
7th March, 1901.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Report be taken into consideration by the Senate on Friday next.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Fourth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 20th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Fourth Report.

Your Committee have examined the following Petitions and find that sufficient notice has been given in each case :—

Of the E. B. Eddy Company (Limited) ; praying for the passing of an Act amending their Act of incorporation.

Of G. F. Clark and others, of the Town of Aylmer and elsewhere, in the Province of Ontario ; praying for the passing of an Act incorporating them as "The Canadian Mutual Aid Society."

Of the Orford Railway Company ; praying for the passing of an Act declaring the works of the said company to be for the general advantage of Canada, making certain changes in their Act of incorporation, and for other purposes.

Of the Vancouver, New Westminster, Northern and Yukon Railway Company ; praying for the passing of an Act declaring their railway to be one for the general advantage of Canada ; giving them leasing powers, and for other purposes.

Of the Lindsay, Bobcaygeon and Pontypool Railway Company ; praying for the passing of an Act empowering them to extend their line of railway from the village of Bobcaygeon to a point on the line of the Irondale, Bancroft and Ottawa Railway within ten miles of Furnace Falls, and to extend the time for the completion of the said railway.

Of George Earl Church and others, of London, England, and others of Canada, Provisional Directors of the Trans-Canada Railway ; praying for the passing of an Act extending the commencement and completion of their proposed works, by allowing them to deflect their main line to the south end of James Bay, and build branches to Toronto and Winnipeg and to deep water on the Nottoway River, and for other purposes.

Of the Vancouver and Lulu Island Railway Company ; praying for the passing of an Act declaring their works to be for thegeneral advantage of Canada, and extending the time for the commencement and completion of the said railway, and for other purposes.

Of the Nakusp and Slocan Railway Company ; praying for the passing of an Act extending the time for the completion of the said railway, and for other purposes.

Of the Bell Telephone Company of Canada (Limited) ; praying for the passing of an Act authorizing them to increase their capital stock to an amount not exceeding $10,000,000, including the present stock.

Of Lt.-Col. D. T. Irwin and others ; praying for the passing of an Act incorporating them as "The Canadian Patriotic Fund Association ;"—and

Of John Mather and others ; praying for the passing of an Act incorporating them as "The Alaska and North-western Railroad Company."

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Fifth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 20th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Fifth Report.

Your Committee have examined the following Petition :—

Of Edward Seybold and others; praying for the passing of an Act incorporating them as "The United Empire Life Insurance Company," and find that while Rule 49c has not been strictly complied with, it was shown to your Committee by affidavits from the different newspapers that the advertising was being done, and as the time will have matured before the Bill can be considered by the Committee to whom it may be referred, your Committee recommend that the Notices be deemed sufficient, as it will be competent for the Committee to whom the Bill shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

On motion of the Honourable Mr. McKay (Truro), seconded by the Honourable Mr. Merner, it was

Ordered, That the said Report be adopted.

The Honourable Mr. McMillan presented to the House a Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Friday next.

The Honourable Mr. Mills presented to the House a Bill (G) intituled: "An Act respecting the Demise of the Crown."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Friday next.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Report of the Board of Civil Service Examiners for the year ended 31st December, 1900.

Ordered, That the same do lie on the Table, and it is as follows:—

(*Vide Sessional Papers, No. 31.*)

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (D) intituled: "An Act to amend the Yukon Territory Act and to make further provision for the administration of Justice in the said Territory."

*In the Committee.*

The title read and postponed.

First section read and agreed to.

Second section read and postponed.

Third and fourth sections read and agreed to.

Fifth section read and postponed.

Sixth, seventh and eighth sections read and agreed to.

Ninth section read and amended by substituting the word "rules" for the word "laws" in the second line of said section.

Tenth and eleventh sections read and agreed to.

---

After some time the House was resumed, and

The Honourable Mr. Casgrain (de Lanaudière), from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Committee have leave to sit again on Monday next.

Pursuant to the Order of the Day, the Bill (31) intituled: "An Act respecting the Orford Mountain Railway Company," was read a second time.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Bernier, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (24) intituled : "An Act respecting the South Ontario Pacific Railway Company," was read a second time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (8) intituled : "An Act respecting the Grand Trunk Railway Company of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (20) intituled : "An Act respecting the Nakusp and Slocan Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Bill be read a second time to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 21st March, 1901.

**Bringing up Petitions.** **Reading Petitions.**

**Presenting Reports of Committees.** **Notices of Motions.**

## NOTICES OF MOTIONS.

For Thursday, 21st March, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 March 14—That he will ask the Government for information respecting the following matters in the Yukin District:—

1. Has Mr. Ogilvie, Commissioner in the Yukon, been recalled, or has he resigned his office voluntarily? Should he leave for either reason, who succeeds him?

2. What has been the revenue of the Yukon from all sources for the year 1900?

3. Is it the intention to reduce the royalty on gold from 10 per cent to 5 per cent?

4. Have any or all of the gold dredging leases in the Yukon been cancelled? If so, how many and for what reason?

5. By whom is the issue of licenses for the importation and sale of spirits, wine and beer in the Yukon regulated?

6. What has been considered the necessary qualification of an applicant for a license?

7. Is it the intention to deal with the business of licenses in a more open and general way than has been hitherto done?

By the Honourable Mr. Perley:

2 March 19—That he will ask the Government if the census officers for the North-west Territories have been appointed? And if so, who are the several officers for the electoral division of East Assiniboia, with their post office address?

For Monday, 25th March, 1901.

By the Honourable Mr. Dandurand :—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

---

For Tuesday, 26th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada?

2. What were the inducements made to them so as to secure their immigration into Canada? And by whom were those inducements made?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country? And if so, what is the nature of such agreement?

How many of them have come to the country? How many have settled in Canada? And where are they settled?

Has the Government set apart, for their exclusive settlement, any portion of the public lands? And if so, what is the acreage of those lands, and where are they situated?

Under what conditions or circumstances have the Doukhobors been introduced in this country?

Have they been granted in any shape or form, and at any time, some subsidies?

What has been the cost of such immigration, indicating how much per head and the total cost?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them? And if so, in what way and when?

Are or will the Doukhobors be exempt from military service?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country? If so, what is the nature of such promise or agreement?

By the Honourable Mr. Bernier :—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country ?

---

For Thursday, 28th March, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere, the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor | $50,000 | Chief Justices | $6,000 |
| Lord Chief Justice | 40,000 | | |
| High Court Judge | 25,000 | Queen's Bench and Superior Court | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 21st March, 1901.

1 March 20—Second Reading (Bill 8) An Act respecting the Grand Trunk Railway Company of Canada.—(Hon. Sir Mackenzie Bowell.)—E.F.

2 March 20—Second Reading (Bill 20) An Act respecting the Nakusp and Slocan Railway Company.—(Hon. Mr. Kirchhoffer.)—E.F.

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For Friday, 22nd March, 1901.

1 March 20—Second Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. McMillan.)

2 March 20—Second Reading (Bill G) An Act respecting the Demise of the Crown.—(Hon. Mr. Mills.)

3 March 20—Consideration of the First Report of the Joint Committee on the Library of Parliament.—(Hon. Sir Alphonse Pelletier.)

---

For Monday, 25th March, 1901.

1 March 20—House again in Committee of the Whole on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

---

For Tuesday, 26th March, 1901.

1 March 19—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)

---

For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald—(Hon. Mr. Perley.)—E.F.

No. 16.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 20th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 17.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Thursday, 21st March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Ellis, | McHugh, | Prowse, |
| Baker, | Ferguson, | McKay (Truro), | Reid, |
| Bernier, | Fiset, | McLaren, | Scott, |
| Bolduc, | Gillmor, | McMillan, | Shehyn, |
| Bowell (Sir Mackenzie), | Hingston (Sir William), | McSweeney, | Snowball, |
| Carling (Sir John), | Jones, | Merner, | Sullivan, |
| Carmichael, | Kerr, | Miller, | Templeman, |
| Casgrain (de Lanaudière), | King, | Mills, | Thibaudeau (Rigaud), |
| Casgrain (Windsor), | Kirchhoffer, | Montplaisir, | Vidal, |
| Cochrane, | Landerkin, | O'Brien, | Wark, |
| Dandurand, | Landry, | O'Donohoe, | Watson, |
| Dever, | Macdonald (P.E.I.), | Owens, | Wood (Hamilton), |
| Dickey, | Macdonald (Victoria), | Pelletier (Sir Alphonse), | Wood (Westmoreland), |
| Dobson, | MacKeen, | Perley, | Yeo, |
| Drummond, | McCallum, | Poirier, | Young. |
| | McDonald (C.B.), | Primrose, | |

PRAYERS.

The following Petitions were severally brought up, and laid on the Table :—

By the Honourable Mr. Speaker Power,—Of the Corporation of the Town of Prescott, in the Province of Ontario.

By the Honourable Sir Mackenzie Bowell,—Of the Town of Toronto Junction, in the Province of Ontario.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporation of the City of Toronto, in the Province of Ontario ;—and

Of the Corporation of the City of St. Hyacinthe, in the Province of Quebec ; both praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Annual Report of the Department of Public Printing and Stationery, for the year ended 30th June, 1900.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No. 32.*)

Pursuant to the Order of the Day, the Bill (8) intituled : "An Act respecting the Grand Trunk Railway Company of Canada," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Sixtieth Rule of this House be dispensed with in so far as it relates to the said Bill.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (20) intituled : "An Act respecting the Nakusp and Slocan Railway Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 22nd March, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 25th March, 1901.

By the Honourable Mr. Dandurand :—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

For Tuesday, 26th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada?

2. What were the inducements made to them so as to secure their immigration into Canada? And by whom were those inducements made?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country? And if so, what is the nature of such agreement?

How many of them have come to the country? How many have settled in Canada? And where are they settled?

Has the Government set apart, for their exclusive settlement, any portion of the public lands? And if so, what is the acreage of those lands, and where are they situated?

Under what conditions or circumstances have the Doukhobors been introduced in this country?

Have they been granted in any shape or form, and at any time, some subsidies?

What has been the cost of such immigration, indicating how much per head and the total cost?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them? And if so, in what way and when?

Are or will the Doukhobors be exempt from military service?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country? If so, what is the nature of such promise or agreement?

By the Honourable Mr. Bernier:—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country?

By the Honourable Mr. Bernier:

3 March 21—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, copies of all correspondence relating to the immigration of the Doukhobors; and also, copies of all petitions. reports, memorandums or representations sent to the Government by said Doukhobors, or by any one on their behalf, since their settlement in Canada.

---

For Thursday, 28th March, 1901.

By the Honourable Mr. Drummond:—

1 March 20—That he will ask:—

Is the Government aware of the following facts:—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere, the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows:—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 22nd March, 1901.

1 March 20—Second Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. McMillan.)

2 March 20—Second Reading (Bill G) An Act respecting the Demise of the Crown.—(Hon. Mr. Mills.)

3 March 20—Consideration of the First Report of the Joint Committee on the Library of Parliament.—(Hon. Sir Alphonse Pelletier.)

---

For Monday, 25th March, 1901.

1 March 20—House again in Committee of the Whole on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

---

For Tuesday, 26th March, 1901.

1 March 19—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)

---

For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald—(Hon. Mr. Perley.)—E.F.

No. 17.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 21st March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 18.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Friday, 22nd **March**, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Ellis, | McKay (Truro), | Prowse, |
| Baker, | Ferguson, | McLaren, | Reid, |
| Bernier, | Fiset, | McMillan, | Scott, |
| Bolduc, | Gillmor, | McSweeney, | Shehyn, |
| Bowell (Sir Mackenzie), | Jones, | Merner, | Snowball, |
| | Kerr, | Miller, | Sullivan, |
| Carling (Sir John), | King, | Mills, | Templeman, |
| Carmichael, | Kirchhoffer, | Montplaisir, | Vidal, |
| Casgrain (de Lanaudière), | Landerkin, | O'Brien, | Wark, |
| | Landry, | Owens, | Watson, |
| Casgrain (Windsor), | Macdonald (P.E.I.), | Pelletier (Sir Alphonse), | Wood (Hamilton), |
| Cochrane, | Macdonald (Victoria), | | Wood (Westmoreland), |
| Dandurand, | MacKeen, | Perley, | |
| Dever, | McCallum, | Poirier, | Yeo, |
| Dickey, | McDonald (C.B.), | Primrose, | Young. |
| Dobson, | McHugh, | | |

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Allan,—Of the Corporation of the Town of Niagara Falls ; of the Corporation of the Village of Lancaster ; of the Corporation of the Town of Parkhill ; of the Corporation of the Village of Kemptville ; of the Corporation of the Village of Holland Landing ; of the Corporation of the Town of Wallaceburg ; of the Corporation of the Town of Aurora ; of the Corporation of the Town of Thornbury ; and of the Corporation of the Municipality of Thedford, all in the Province of Ontario ; of the Corporation of the Village of Eastman ; and of the Corporation of the Town of Bedford, all in the Province of Quebec.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (7) intituled : "An Act relating to the Grand Trunk Railway Company of Canada," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Seventieth Rule of this House be dispensed with in so far as it relates to the said Bill.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (31) intituled : "An Act respecting the Orford Mountain Railway Company," reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were then read by the Clerk, as follow :—

Page 1, line 21.—Leave out "twenty" and insert "fifteen."

Page 1, line 28.—Leave out "is" and insert "may be."

Page 2, lines 10 and 11.—Leave out "at Waterloo and St. Johns," and insert "in the districts through which the said railway passes."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Perley, it was

Ordered, That the Forty-first and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill, as amended, be now read a third time.

The said Bill, as amended, was then read a third time accordingly.

The question was put whether this Bill, as amended, shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, with amendments to which they desire their concurrence.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (24) intituled : "An Act respecting the

South Ontario Pacific Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Bill be read a third time on Wednesday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (8) intituled : "An Act respecting the Grand Trunk Railway Company of Canada," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Seventieth Rule of this House be dispensed with in so far as it relates to the said Bill.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their Third Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 28,
FRIDAY, 22nd March, 1901.

The Committee on Divorce beg leave to make their Report, as follows :—

With respect to the Bill (B) intituled : "An Act for the relief of Lilias Middleton," evidence has been adduced before Your Committee as to the service personally upon the person from whom the divorce is sought, of a copy of the notice of the second reading of the said Bill, and a copy of the Bill.

Your Committee find that such service has been made personally upon the said person and that it is regular and sufficient.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Acting Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be taken into consideration by the Senate on Tuesday next.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their Fourth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 28,
FRIDAY, 22nd March, 1901.

The Committee on Divorce beg leave to make their Fourth Report, as follows :—

1. Your Committee have carefully considered the Petition presented to Your Honourable House on 14th February, 1901, by Lilias Middleton, of the City of Toronto, praying that the fee of $200, paid by her under Rule 108 of the Senate, previous to the presentation of her Petition for a Bill of Divorce from Lancelot Willoughby Middleton, now a prisoner in the penitentiary at Kingston, Ontario, may, on account of her poverty, be refunded to her.

2. Your Committee have also carefully considered the statutory declarations by the Petitioner and others, filed in support of the said application.

3. Your Committee recommend that the said sum of $200 be refunded to the Petitioner.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Acting Chairman.*

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Report be taken into consideration by the Senate on Tuesday next.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce presented their Fifth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 28,
FRIDAY, 22nd March, 1901.

The Committee on Divorce beg leave to make their Fifth Report, as follows:—

In obedience to Rule 110 of Your Honourable House, Your Committee have examined the Notice of application to Parliament, the Petition, the proposed Bill, the evidence of publication and of the service of a copy of the said Notice on the person from whom the divorce is sought, and all other papers referred to Your Committee with the Petition of James Stovel, of the Town of Edmonton, District of Alberta, North-west Territories, praying for the passing of an Act to dissolve his marriage with Margaret Stovel.

1. Your Committee find the said Notice, Petition and proposed Bill regular and sufficient.

2. Due proof has been made that the Rules of Your Honourable House have been complied with as to the publication of the said Notice and as to the service of a copy thereof upon the Respondent personally.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Acting Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley, That the said Report be taken into consideration by the Senate on Tuesday next.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Order of the Day being read for the Second Reading of the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada."

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. McCallum, it was

Ordered, That the same be postponed until Tuesday next.

The Order of the Day being read for the Second Reading of the Bill (G) intituled: "An Act respecting the Demise of the Crown."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Tuesday next.

The House, according to Order, proceeded to the consideration of the First Report of the Joint Committee of the Senate and House of Commons on the Library of Parliament.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Report be adopted.

The Honourable Mr. Mills, with leave of the House, moved, seconded by the Honourable Mr. Scott,

That when the Senate adjourns this day, it do stand adjourned until Tuesday next, at three o'clock in the afternoon.

The question of concurrence being put thereon, the same was unanimously resolved in the affirmative.

Then the Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the Senate do now adjourn.

The question of concurrence being put thereon, the same was unanimously resolved in the affirmative, and

The Honourable the Speaker then declared the Senate continued until Tuesday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Tuesday, 26th March, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Tuesday, 26th March, 1901.

By the Honourable Mr. Dandurand :—

INQUIRY.

1 March 8—1. Is the Government aware that the American Congress has, at its present Session, passed an Act concerning the construction, repair and preservation of certain public works on rivers and harbours, and has therein authorized the President of the United States to invite the Government of Great Britain to join in the formation of an international commission which will report upon the conditions and uses of the waters adjacent to the boundary line between the United States and Canada, the maintenance and regulation of suitable levels, the effect upon the shores of these waters and the structures thereon, and the interests of navigation by reason of their deflection from their natural flow, as well as upon the necessary measures to regulate such diversions?

2. Is it the intention of the Government, during the present Session, to pass the necessary legislation to effectually join in said commission for the purposes aforesaid?

By the Honourable Mr. Bernier :—

2 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada?

2. What were the inducements made to them so as to secure their immigration into Canada? And by whom were those inducements made?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration

or settlement in this country? And if so, what is the nature of such agreement?

How many of them have come to the country? How many have settled in Canada? And where are they settled?

Has the Government set apart, for their exclusive settlement, any portion of the public lands? And if so, what is the acreage of those lands, and where are they situated?

Under what conditions or circumstances have the Doukhobors been introduced in this country?

Have they been granted in any shape or form, and at any time, some subsidies?

What has been the cost of such immigration, indicating how much per head and the total cost?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them? And if so, in what way and when?

Are or will the Doukhobors be exempt from military service?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country? If so, what is the nature of such promise or agreement?

By the Honourable Mr. Bernier:—

3 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country?

By the Honourable Mr. Bernier:

4 March 21—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, copies of all correspondence relating to the immigration of the Doukhobors; and also, copies of all petitions, reports, memorandums or representations sent to the Government by said Doukhobors, or by any one on their behalf, since their settlement in Canada.

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For Thursday, 28th March, 1901.

By the Honourable Mr. Drummond:—

1 March 20—That he will ask:—

Is the Government aware of the following facts:—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere, the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows:—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court..... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed ; E. printed in English, F. printed in French.

For Tuesday, 26th March, 1901.

1 March 20—House again in Committee of the Whole on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

2 March 19—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)—E.F.

3 March 22—Consideration of the Third Report of the Standing Committee on Divorce on Service of Notice on Second Reading Lilias Middleton Divorce Bill.—(Hon. Mr. Kirchhoffer.)

4 March 22—Consideration of the Fourth Report of the Standing Committee on Divorce on Petition of Lilias Middleton for a refund of the fee on her application for a Bill of Divorce.—(Hon. Mr. Kirchhoffer.)

5 March 22—Consideration of the Fifth Report of the Standing Committee on Divorce on the Petition of James Stovel for a Bill of Divorce.—(Hon. Mr. Kirchhoffer.)

6 March 22—Second Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Clemow.)—E.F.

7 March 22—Second Reading (Bill G) An Act respecting the Demise of the Crown.—(Hon. Mr. Mills.)—E.F.

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For Wednesday, 27th March, 1901.

1 March 22—Third Reading (Bill 24) An Act respecting the South Ontario Pacific Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

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For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald —(Hon. Mr. Perley.)—E.F.

No. 18.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 22nd March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 19.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Tuesday, 26th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baker,
Bernier,
Bolduc,
Bowell (Sir Mackenzie),
Carling (Sir John),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Ellis,
Ferguson,
Fiset,
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petition was brought up, and laid on the Table :—

By the Honourable Mr. Wood (Hamilton),—Of the Council of the Municipality of the City of Hamilton, in the Province of Ontario.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporation of the Town of Niagara Falls ; of the Corporation of the Village of Lancaster ; of the Corporation of the Town of Parkhill ; of the Corporation of the Village of Kemptville ; of the Corporation of the Village of Holland Landing ; of the Corporation of the Town of Wallaceburg ; of the Corporation of the Town of Aurora ; of the Corporation of the Town of Thornbury ; of the Corporation of the Municipality of Thedford, all in the Province of Ontario ; of the Corporation of the Village of Eastman ; of the Corporation of the Town of Bedford, both in the Province of Quebec ; all praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

The Honourable Sir John Carling, from the Joint Committee of the Senate and House of Commons on the Printing of Parliament, presented their First Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

COMMITTEE ROOM,
March 22nd, 1901.

The Joint Committee of both Houses on the Printing of Parliament beg leave to present the following as their First Report :—

The Committee carefully examined the following documents, and recommend that they be printed, viz. :—

59. Copy of an agreement dated the 16th day of February, 1901, made between the Government of the Colony of New South Wales by the Honourable Henry Copeland, Agent-General for New South Wales, of the first part, and the Eastern Extension Australasia and China Telegraph Company, Limited (hereinafter called "The Extension Company") of the second part.

60. Return to an Order of the House of the 18th February, 1901, showing the amount of the rebate paid on agricultural implements exported from Canada for the fiscal year ending 30th June, 1896, 1897, 1898, 1899 and 1900, specifying amount paid to each firm in each of those years.

67. Return to an Address to His Excellency the Governor General of the 21st February, 1901, for copies of all correspondence, telegrams and reports that have passed since March, 1900, between the Dominion Government and the Imperial Government and between the Dominion Government and the Provincial Government of British Columbia in regard to Mongolian immigration into Canada.

The Committee would also recommend that the following documents be not printed, viz. :—

37. Detailed statement of all Bonds or Securities registered in the Department of the Secretary of State of Canada, since last Return, 6th February, 1900, submitted to the Parliament of Canada under section 23, Chapter 19 of the Revised Statutes of Canada.

38. Return showing the expenditure on account of Unforeseen expenses from the 1st July, 1900, to the 5th February, 1901.

39. Statement of Governor General's Warrants issued since the last Session of Parliament, on account of the fiscal year 1900-1.

40. Statement of all Superannuations and Retiring Allowances in the Civil Service during the year ended 31st December, 1900, showing name, rank, salary, service, allowance and cause of retirement of each person superannuated or retired, also whether vacancy filled by promotion or by new appointment, and salary of any new appointee.

41. Statement in pursuance of Section 17 of the Civil Service Insurance Act, for the year ended 30th June, 1900.

42. Statement of receipts and expenditures of the Ottawa Improvement Commission, for the year ended 30th June, 1900.

43. Annual Return under Chapter 131 (R.S.), intituled: "An Act respecting Trade Unions."

44. Return of Over-rulings by the Treasury Board of the Auditor General's decisions between the commencement of the Session of 1900 and the Session of 1901.

45. Copy of an Order in Council relative to the issue of licences to United States fishing vessels.

46. Return of the names and salaries of all persons appointed to, or promoted in the Civil Service during the calendar year 1900.

47. Statement in reference to Fishing Bounty Payments for the year 1899-1900.

48. Return to an Order of the House of the 12th February, 1901, of the report of the engineer who surveyed Napanee River in 1900, and for a return showing the names of the persons employed, length of employment and sums paid to each person, and giving details of all other sums paid, with names of persons to whom payments were made on account of the said survey.

49. Return to an Order of the House of the 12th February, 1901, of a certain report made in June, 1900, respecting Toronto Harbour by Engineers W. T. Jennings and Joseph R. Roy.

50. Return of all lands sold by the Canadian Pacific Railway Company, from the 1st October, 1899, to the 1st October, 1900.

50*a*. Return of correspondence, etc., respecting the affairs of the Canadian Pacific Railway Company, which the Department of the Interior has had since the previous return was presented to Parliament under the Resolution of the 20th February, 1882.

50*b*. Return to an Address to His Excellency the Governor General of the 14th February, 1901, for copies of all applications, documents, papers and correspondence by or between the Canadian Pacific Railway Company and the Government, or the Minister of Railways and Canals, whereby the Canadian Pacific Railway Company applied for and obtained permission to cross, or continue to cross, certain streets in the western part of the city of Ottawa.

51. Return showing reductions and remissions made under section 141 as added to the Indian Act by section 8, Chapter 35, 58-59 Victoria, for the year ended 30th June, 1900.

52. Return of Orders in Council published in the *Canada Gazette*, in accordance with the provisions of section 46, the North-west Irrigation Act.

53. Return of Orders in Council published in the *Canada Gazette*, in accordance with the provisions of clause 91 of the Dominion Lands Act, Chapter 54 of the Revised Statutes of Canada.

54. Return of Orders in Council published in the *British Columbia Gazette*, in accordance with the provisions of subsection (*d*) of section 38 of the Regulations for the survey, administration, disposal and management of Dominion Lands within the 40-mile Railway Belt in the Province of British Columbia.

55. Return to an Order of the House of the 13th February, 1901, showing:—

1. The amount of the bonuses or subsidies voted by Parliament each year to railways during the years 1896-7-8-9 and 1900, inclusive.

2. The names of all railways to which bonuses or subsidies were voted by Parliament during each of the said years, and the amount voted to each railway.

3. The amount of such bonuses or subsidies paid to each of the said railways, or to each and every company or individual who may have become vested with said bonuses or subsidies by transfer or otherwise, during each of the said years, and the conditions of such payments.

4. On what part or parts of the said bonuses or subsidies voted during the said years was interest payable, and how much of each of the said bonuses or subsidies on which interest is payable has been paid, giving details with reference to each railway.

5. The amount of interest paid during each of the said years by each of the said railways on the bonuses or subsidies they have received.

6. What railways to which bonuses or subsidies have been voted by Parliament during each of the said years, and paid wholly or in part with the condition that interest should be payable, have paid interest on the bonuses or subsidies received by them, and how much interest has each railway receiving such bonuses or subsidies paid each year.

56. Return to an Address to His Excellency the Governor General of the 12th February, 1901, for copies of the address presented by the citizens of Dawson to His Excellency the Governor General on the occasion of His Excellency's visit to that city in 1900, all Orders in Council, correspondence and papers in any way connected with the said address and the requests and representations contained therein.

57. Return to an Order of the House of the 12th February, 1901, for copies of all papers, instructions, tenders, contracts, specifications, correspondence, reports in any way relating to the construction of a dwelling for the officers of the Government or staff in Dawson City.

Also, all instructions, papers, tenders, contracts, correspondence, reports in any way relating to the construction of public buildings under contract awarded to William Rourke.

Also, all instructions, papers, tenders, contracts, specifications, reports in any way relating to the construction of a bridge leading from the barracks and other public buildings to the main part of the town in Dawson.

58. Ordinances of the Yukon Territory for 1900, pursuant to 61 Victoria, Chapter 6, section 7.

58*a*. Return to an Order of the House of the 12th February, 1901, showing an itemized statement of the number of gallons of spirituous and malt liquors taken into the Yukon District since the period covered by Return (1900), the number of permits issued therefor, names and post office addresses of those persons or companies to whom permits were granted, and the amount paid therefor and all correspondence in connection therewith.

58*b*. Return to an Order of the House of the 12th February, 1901, for copies of all reports from Mr. Ogilvie, Commissioner of the Yukon District, not already brought down, together with such information as is available respecting the report referred to on page 5025 *Hansard*, May 10, 1900, and the delay in sending it forward

58*c*. Return to an Order of the House of the 18th February, 1901, of all reports made by Mr. Charleson respecting telegraph construction work formerly or now under his charge; showing also the names of men employed under him between Bennett and Dawson and the nationality of each so far as possible; the wages and allowances for each man so employed; particulars as to any strikes on the part of the men for higher wages; the names of parties who supplied the poles for the telegraph wire; and copies of all contracts and correspondence respecting the same; whether standing trees en route have been used for stringing wires, and if so, for what distance approximately, in comparison with the distance where poles were used; how many poles were paid for, how many of those paid for were not used for the telegraph line; whether the linemen employed at Dawson, Ogilvie, Selwyn, Selkirk, Five Fingers, Lower LeBarge and Tagish are British subjects, and if not, the nationality of each; the names of sub-contractors for the supply of poles and the residence of each sub-contractor, and all contracts respecting the same; the terms of charter of ss. *W. S. Stratton*, the charterer's name and all papers respecting the same; the name of her master and acting master and his nationality; the terms of the charter-party; the use made of this steamer, whether she was used for supplies or otherwise, and what boats other than scows were so used; how many scows were used and on what terms; the amount charged or paid for transportation by water outside of the ss. *Stratton*, the length of time during construction Mr. Charleson was actually present with the construction party; the particulars as to purchase of ss. *Lullie C.*, the purchase, disposal or sale or transfer of the boat and the terms thereof respectively; copies of all reports and correspondence respecting the same; the arrangement for supplies made and with whom; the arrangement at Bennett respecting pay for men's time returning from Dawson; the amount already paid for the line under Mr. Charleson's charge; copies of accounts ren-

dered and of accounts paid in connection with this telegraph work, the rate of pay first and now allowed A. Boyer, assistant to Mr. Charleson; also a statement showing where Mr. Charleson places his orders in Vancouver in this connection and on what terms, and what commissions, if any, are paid on these supplies and to whom; the name of Mr. Charleson's agent at Vancouver in this connection; the quantity of supplies obtained by Mr. Charleson from the United States; whether Mr. Charleson's son was paid $350, or other amount or amounts for expenses of a trip to Ottawa or otherwise, and whether he is or was then an employee of the Government; whether Mr. Charleson awards contracts to his foreman, and whether the foreman's expenses were paid into the locality of operations at Government expense, and whether tenders are asked for in this connection; and all contracts, reports, and papers respecting contracts let by Mr. Charleson or under his supervision in connection with the telegraph line from Bennett to Dawson.

58*d*. Supplementary Return to an Order of the House of the 12th February, 1901, showing an itemized statement of the number of gallons of spirituous and malt liquors taken into the Yukon District since the period covered by Return (1900), the number of permits issued therefor, names and post office addresses of those persons or companies to whom permits were granted, and the amount paid therefor and all correspondence in connection therewith.

58*e*. Regulations governing the issue of permits to take liquor into the Yukon Territory.

58*f*. Copy of the correspondence relative to the Huston liquor permits.

62. Statement of Affairs of the British Canadian Loan and Investment Company (Limited), for the year ended 31st December, 1900. Also a list of the shareholders on 31st December, 1900.

63. Return to an Order of the House of the 4th March, 1901, of a certain report, with the evidence, presented to the Department of the Interior by the Commissioners appointed on June 19th last to audit all accounts and investigate and report upon all matters connected with the administration and sale by the trustees of the town sites of Virden, Qu'Appelle, Regina and Moosejaw.

64. Return to an Address to the Senate, dated the 20th June, 1900, showing:—

1. Which of the cars enumerated in the Return to an Address of the Senate, dated 7th May, 1900, as having "arrived at Halifax and St. John, respectively, previous to the 10th April last and which had not been unloaded at that date," have been since unloaded.

2. Dates upon which such cars were severally unloaded.

3. Amount of demurrage collected on each car.

65. Copy of the correspondence relative to applications to purchase the Indian reserve at Sydney, Cape Breton.

66. Return to an Order of the House of the 4th March, 1901, for copies of all circulars, papers and instructions sent out by the Inland Revenue Department during the past year in reference to certain brands of baking powder being condemned by the Department, and notifying merchants to cease their sale under penalty.

68. Return to an Order of the House of the 4th March, 1901, for a Return of all correspondence, petitions or other documents between the Indian Department and Alexander Marchel, Chief of the Band of Micmac Indians residing on the Indian Reserve of Saint Ann de Restigouche, P.Q., for years 1900 and 1901, relative to the Indian Agent or his duties in connection with the said Band.

All which is respectfully submitted.

JOHN CARLING,
*Chairman.*

On motion of the Honourable Sir John Carling, seconded by the Honourable Mr. Dickey, it was

Ordered, That the said Report be adopted.

The Honourable Mr. Bernier moved, seconded by the Honourable Mr. O'Brien,

That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid before the Senate, copies of

all correspondence relating to the immigration of the Doukhobors; and also, copies of all petitions, reports, memorandums or representations sent to the Government by said Doukhobors, or by any one on their behalf, since their settlement in Canada.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

A Message was brought from the House of Commons by their Clerk, with a Bill (42) intituled: "An Act respecting the Klondike Mines Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (35) intituled: "An Act respecting the Mather Bridge and Power Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. Landerkin, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (36) intituled: "An Act respecting the Great North-west Central Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. MacKeen, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (48) intituled: "An Act respecting the Edmonton, Yukon and Pacific Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Landerkin, seconded by the Honourable Mr. Jones, it was

Ordered, That the said Bill be read a second time on Thursday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 27th March, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 27th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada ?

2. What were the inducements made to them so as to secure their immigration into Canada ? And by whom were those inducements made ?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country ? And if so, what is the nature of such agreement ?

How many of them have come to the country ? How many have settled in Canada ? And where are they settled ?

Has the Government set apart, for their exclusive settlement, any portion of the public lands ? And if so, what is the acreage of those lands, and where are they situated ?

Under what conditions or circumstances have the Doukhobors been introduced in this country ?

Have they been granted in any shape or form, and at any time, some subsidies ?

What has been the cost of such immigration, indicating how much per head and the total cost ?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them ? And if so, in what way and when ?

Are or will the Doukhobors be exempt from military service ?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country ? If so, what is the nature of such promise or agreement ?

By the Honourable Mr. Bernier :—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country ?

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For Thursday, 28th March, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask :—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere, the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

By the Honourable Mr. Perley :—

2 March 26—That he will ask the Government on whose recommendation E. Field was dismissed from the postmastership of Fishing Lake post office ? Also what was the cause of complaint against Mr. Field, and was the person or persons who advised Mr. Field's dismissal ever at the post office ? And further, did any number of those served by the said post office petition against the dismissal of Mr. Field ?

By the Honourable Mr. Perley :—

3 March 26—That he will ask the Government on whose recommendation Charles Taylor was dismissed from the caretakership of the Wolesley court-house in the North-west Territories, and what was the cause of complaint against Mr. Taylor that led to his dismissal? Also, how many applicants were there for the position, and for their respective names, and the name of the person appointed, and who specially recommended him?

---

For Friday, 29th March, 1901.

By the Honourable Mr. Primrose :—

1 March 26—That he will inquire whether it is the intention of the Government, or of any Department of the Government, to remove or allow to be removed from the Geological Museum on Sussex Street the magnificent specimen of the wood buffalo or bison, or any other type or unique specimen animal, for the purpose of exhibition at the Pan-American Exhibition in Buffalo?

By the Honourable Mr. Macdonald (B.C.) :—

2 March 26—That he will inquire if it is the intention of the Government to introduce a Bankruptcy Law this Session of Parliament? If not, will the question be considered by the Government during the recess?

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# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 27th March, 1901.

1 March 22—Third Reading (Bill 24) An Act respecting the South Ontario Pacific Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

2 March 20—House again in Committee of the Whole on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

3 March 19—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)—E.F.

4 March 22—Consideration of the Third Report of the Standing Committee on Divorce on Service of Notice on Second Reading Lilias Middleton Divorce Bill.—(Hon. Mr. Kirchhoffer.)

5 March 22—Consideration of the Fourth Report of the Standing Committee on Divorce on Petition of Lilias Middleton for a refund of the fee on her application for a Bill of Divorce.—(Hon. Mr. Kirchhoffer.)

6 March 22—Consideration of the Fifth Report of the Standing Committee on Divorce on the Petition of James Stovel for a Bill of Divorce.—(Hon. Mr. Kirchhoffer.)

7 March 22—Second Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Clemow.)—E.F.

8 March 22—Second Reading (Bill G) An Act respecting the Demise of the Crown.—(Hon. Mr. Mills.)—E.F.

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For Thursday, 28th March, 1901.

1 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

2 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald —(Hon. Mr. Perley.)—E.F.

3 March 26—Second Reading (Bill 35) An Act respecting the Mather Bridge and Power Company.—(Hon. Mr. Jones.)—E.F.

4 March 26—Second Reading (Bill 36) An Act respecting the Great North-west Central Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

5 March 26—Second Reading (Bill 42) An Act respecting the Klondike Mines Railway Company.—(Hon. Mr. Kirchhoffer.)—E.F.

6 March 26—Second Reading (Bill 48) An Act respecting the Edmonton, Yukon and Pacific Railway Company.—(Hon. Mr. Landerkin.)—E.F.

No. 19.

1st Session, 9th Parliament, 1 Edward VII.,

*Tuesday, 26th March, 1901.*

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MINUTES OF PROCEEDI

OF THE

SENATE OF CANADA

OTTAWA

Printed by S. E. Dawson

Printer to the King's most Excellent Majesty

1901

## No. 20.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Wednesday, 27th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dobson, | McCallum, | Primrose, |
| Allan, | Drummond, | McDonald (C.B.), | Prowse, |
| Baker, | Ellis, | McHugh, | Reid, |
| Bernier, | Ferguson, | McKay (Truro), | Scott, |
| Bolduc, | Fiset, | McLaren, | Shehyn, |
| Bowell | Gillmor, | McMillan, | Snowball, |
| (Sir Mackenzie), | Jones, | McSweeney, | Sullivan, |
| Carling (Sir John), | Kerr, | Merner, | Templeman, |
| Carmichael, | King, | Miller, | Vidal, |
| Casgrain | Kirchhoffer, | Mills, | Wark, |
| (de Lanaudière), | Landerkin, | O'Brien, | Watson, |
| Casgrain (Windsor), | Landry, | Owens, | Wood (Hamilton) |
| Cochrane, | Macdonald (P.E.I.), | Pelletier | Wood |
| Dandurand, | Macdonald (Victoria), | (Sir Alphonse), | (Westmoreland), |
| Dever, | MacKay (Alma), | Perley, | Yeo, |
| Dickey, | MacKeen, | Poirier, | Young. |

PRAYERS.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (6) intituled "An Act respecting the Supreme Court of the Independent Order of Foresters," reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were then read by the Clerk, as follow:—

Page 3, line 8.—After "branch" insert "the capital value of."

Page 3, line 10.—After "the" insert "capital."

Page 3, line 12.—After "the" insert "capital."

*In the Preamble.*

Page 1, line 15.—After "whereas" insert "by their petition the Dominion Corporation has declared that."

Page 1, line 18.—After "and" insert "that it."

Page 1, line 20.—After "and" insert "that."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

On motion of the Honourable Mr. Kerr, seconded by the Honourable Mr. McHugh, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Sixth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 27th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Sixth Report.

Your Committee have examined the following Petitions and find that sufficient notice has been given in each case:—

Of the Hudson's Bay and Pacific Railway Company; praying for the passing of an Act extending the time for the commencement and completion of the said railway, and for other purposes.

Of the McClary Manufacturing Company; praying for the passing of an Act amending their Act of incorporation, increasing their capital stock, and for other purposes.

Of William Jackson Conroy, of the Town of Aylmer, and others of elsewhere; praying for the passing of an Act incorporating them as the Arnprior and Pontiac Railway Company.

Of the Honourable George A. Cox and others, of Toronto; praying for the passing of an Act incorporating them as the Crow's Nest Southern Railway Company.

Of Hugh Blain and others, of Toronto and elsewhere; praying for the passing of an Act incorporating them as the St. Mary River Bridge Company.

Of C. A. Lett and others, of the Cities of Victoria and Vancouver, in the Province of British Columbia; praying for the passing of an Act incorporating them as the Century Life Insurance Company.

Of the Ontario, Hudson's Bay and Western Railway Company; praying for the passing of an Act amending their Act of incorporation by allowing them to amalgamate with other companies, and for other purposes;—and

Of the Dawson City Electric Company, Limited; praying for the passing of an Act amending their Act of incorporation by extending the time for the commencement and completion of their proposed works, and for other purposes.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Seventh Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 2,
WEDNESDAY, 27th March, 1901.

The Standing Committee on Standing Orders have the honour to make their Seventh Report.

Your Committee recommend that the time limited for presenting Petitions for Private Bills to the Senate, which expired on Friday the fifteenth instant, be extended to Tuesday the ninth day of April next ; and

That the time limited for presenting Private Bills to the Senate, which expires on the twenty-ninth instant, be extended to Tuesday the sixteenth day of April next.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

On motion of the Honourable Mr. McKay (Truro), seconded by the Honourable Mr. Dever, it was

Ordered, That the said Report be adopted.

Then the following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Allan,—Of the Corporation of the Township of Clifton ; of the Corporation of the Village of Hensall ; of the Corporation of the Village of New Rockland ; of the Corporation of the Village of Creemore ; of the Corporation of the Village of Grand Valley ; of the Corporation of the Town of Orangeville ; of the Corporation of the Village of Port Carling ; of the Corporation of the Town of Petrolia ; of the Board of Trade of the City of Brantford ; of the Corporation of the Village of Streetsville ; of the Corporation of the Town of Berlin ; of the Corporation of the Town of North Toronto ; of the Corporation of the Village of Fergus, all in the Province of Ontario ; and of the Corporation of the Village of Knowlton, in the Province of Quebec ; and of the Corporation of the Town of Windsor ; of the Corporation of the Town of Lunenburg, both in the Province of Nova Scotia ; and of the Corporation of the Village of Carberry, in the Province of Manitoba ; and of the Corporation of the Town of Regina, in the Province of Assiniboia, in the North-west Territories.

By the Honourable Mr. Power (Speaker),—Of the Corporation of the Town of Midland; and of the Corporation of the Village of Markham, both in the Province of Ontario.

By the Honourable Mr. McCallum,—Of the Corporation of the Village of Cayuga, in the Province of Ontario.

By the Honourable Mr. Watson,—Of the Corporation of the Township of Guelph, in the Province of Ontario ; and of the Corporation of the Town of Lethbridge, in the North-west Territories.

By the Honourable Mr. McHugh,—Of the Corporation of the Village of Bobcaygeon, in the Province of Ontario.

By the Honourable Mr. McSweeney,—Of the Grand Falls Water Power and Boom Company.

By the Honourable Mr. Kirchhoffer,—Of the Executive Government of the Province of Manitoba.

By the Honourable Mr. Templeman,—Of Henry Borden Bell and others, in the Province of British Columbia.

By the Honourable Mr. McMillan,—Of A. J. Wilkes and others.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their Sixth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 28,
WEDNESDAY, 27th March, 1901.

The Committee on Divorce beg leave to make their Sixth Report, as follows:—

With respect to the Bill (C) intituled: "An Act for the relief of James Ward McDonald," evidence has been adduced before Your Committee as to the service personally upon the person from whom the divorce is sought, of a copy of the Notice of the Second Reading of the said Bill, and a copy of the Bill.

Your Committee find that such service has been made personally upon the said person and that it is regular and sufficient.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Acting Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Pursuant to the Order of the Day, the Bill (24) intituled: "An Act respecting the South Ontario Pacific Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill without any amendment.

The Order of the Day being read for putting the House again into a Committee of the Whole on the Bill (D) intituled: "An Act to amend the Yukon Territory Act, and to make further provision for the administration of justice in the said Territory."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

Pursuant to the Order of the Day, the Bill (E) intituled: "An Act to amend the Trade Mark and Design Act," was read a second time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

The Order of the Day being read for the consideration of the Third Report of the Standing Committee on Divorce on service of notice of the Second Reading of the Bill (B) intituled: "An Act for the relief of Lilias Middleton."

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Order of the Day being read for the consideration of the Fourth Report of the Standing Committee on Divorce on the Petition of Lilias Middleton for a refund of the fee on her application for a Bill of Divorce.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Order of the Day being read for the consideration of the Fifth Report of the Standing Committee on Divorce on the Petition of James Stovel for a Bill of Divorce.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Order of the Day being read for the Second Reading of the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada."

On motion of the Honourable Mr. McMillan, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the same be postponed until Friday next.

Pursuant to the Order of the Day, the Bill (G) intituled: "An Act respecting the Demise of the Crown," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 28th March, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 28th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada ?

2. What were the inducements made to them so as to secure their immigration into Canada ? And by whom were those inducements made ?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country ? And if so, what is the nature of such agreement ?

How many of them have come to the country ? How many have settled in Canada ? And where are they settled ?

Has the Government set apart, for their exclusive settlement, any portion of the public lands ? And if so, what is the acreage of those lands, and where are they situated ?

Under what conditions or circumstances have the Doukhobors been introduced in this country ?

Have they been granted in any shape or form, and at any time, some subsidies ?

What has been the cost of such immigration, indicating how much per head and the total cost ?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them ? And if so, in what way and when ?

Are or will the Doukhobors be exempt from military service ?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country ? If so, what is the nature of such promise or agreement ?

By the Honourable Mr. Bernier :—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country ?

By the Honourable Mr. Drummond :—

3 March 20—That he will ask :—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere, the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor. . . . . | $50,000 | Chief Justices . . . . . | $6,000 |
| Lord Chief Justice . . . . | 40,000 | | |
| High Court Judge . . . . . | 25,000 | Queen's Bench and Superior Court. . . . | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each . . . . | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

By the Honourable Mr. Perley :—

4 March 26—That he will ask the Government on whose recommendation E. Field was dismissed from the postmastership of Fishing Lake post office ? Also what was the cause of complaint against Mr. Field, and was the person or persons who advised Mr. Field's dismissal ever at the post office ? And further, did any number of those served by the said post office petition against the dismissal of Mr. Field ?

By the Honourable Mr. Perley :—

5 March 26—That he will ask the Government on whose recommendation Charles Taylor was dismissed from the caretakership of the Wolesley court-house in the North-west Territories, and what was the cause of complaint against Mr. Taylor that led to his dismissal ? Also, how many

applicants were there for the position, and for their respective names, and the name of the person appointed, and who specially recommended him?

By the Honourable Mr. Perley :—

6 March 27—That he will ask the Government to enumerate some of the articles that have been reduced in cost to the farmers, mechanics and labourers of Canada in consequence of the preferential tariff with England?

---

For Friday, 29th March, 1901.

By the Honourable Mr. Primrose :—

1 March 26—That he will inquire whether it is the intention of the Government, or of any Department of the Government, to remove or allow to be removed from the Geological Museum on Sussex Street the magnificent specimen of the wood buffalo or bison, or any other type or unique specimen animal, for the purpose of exhibition at the Pan-American Exhibition in Buffalo?

By the Honourable Mr. Macdonald (B.C.):—

2 March 26—That he will inquire if it is the intention of the Government to introduce a Bankruptcy Law this Session of Parliament? If not, will the question be considered by the Government during the recess?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 28th March, 1901.

1 March 27—Third Reading (Bill 6) An Act respecting the Supreme Court of the Independent Order of Foresters, as amended.—(Hon. Mr. Kerr.)

2 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

3 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald —(Hon. Mr. Perley.)—E.F.

4 March 26—Second Reading (Bill 35) An Act respecting the Mather Bridge and Power Company.—(Hon. Mr. Jones.)—E.F.

5 March 26—Second Reading (Bill 36) An Act respecting the Great North-west Central Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

6 March 26—Second Reading (Bill 42) An Act respecting the Klondike Mines Railway Company.—(Hon. Mr. Kirchhoffer.)—E.F.

7 March 26—Second Reading (Bill 48) An Act respecting the Edmonton, Yukon and Pacific Railway Company.—(Hon. Mr. Landerkin.)—E.F.

8 March 27—House again in Committee of the Whole on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

9 March 27—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)—E.F.

10 March 27—Committee of the Whole House on (Bill G) An Act respecting the Demise of the Crown.—(Hon. Mr. Mills.)—E.F.

---

For Friday, 29th March, 1901.

1 March 27—Second Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Clemow.)—E.F.

No. 20.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 27th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 21.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

### Thursday, 28th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Ellis, | McDonald (C.B.), | Primrose, |
| Allan, | Ferguson, | McHugh, | Prowse, |
| Baker, | Fiset, | McKay (Truro), | Reid, |
| Bernier, | Gillmor, | McLaren, | Scott, |
| Bolduc, | Hingston (Sir William), | McMillan, | Shehyn, |
| Bowell (Sir Mackenzie), | Jones, | McSweeney, | Snowball, |
| Carling (Sir John), | Kerr, | Merner, | Sullivan, |
| Carmichael, | King, | Miller, | Templeman, |
| Casgrain (de Lanaudière), | Kirchhoffer, | Mills, | Vidal, |
| Casgrain (Windsor), | Landerkin, | Montplaisir, | Wark, |
| Cochrane, | Landry, | O'Brien, | Watson, |
| Dandurand, | Macdonald (P.E.I.), | Owens, | Wood (Hamilton) |
| Dever, | Macdonald (Victoria), | Pelletier (Sir Alphonse), | Wood (Westmoreland), |
| Dickey, | MacKay (Alma), | Perley, | Yeo, |
| Dobson, | MacKeen, | Poirier, | Young. |
| | McCallum, | | |

PRAYERS.

The following Petitions were severally brought up, and laid on the Table :—

By the Honourable Mr. McCallum,—Of the Corporation of the Town of Mount Forest, in the Province of Ontario.

By the Honourable Mr. Perley,—Of the Corporation of the City of St. Catharines, in the Province of Ontario.

By the Honourable Mr. Vidal,—Of the Village of Arkona, in the Province of Ontario.

By the Honourable Mr. Ellis,—Of the Common Council of the City of St. John, in the Province of New Brunswick.

By the Honourable the Speaker,—Of the Village of Hintonburgh, and of the Corporation of the Town of Owen Sound, both in the Province of Ontario.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporation of the Town of Prescott, and of the Corporation of the Town of Toronto Junction, all in the Province of Ontario ; both praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system ;—and

Of the Council of the Municipality of the City of Hamilton, in the Province of Ontario ; praying for the passing of an Act that the 24th of May be made a legal holiday.

The Honourable Mr. Macdonald (Victoria) presented to the House a Bill (H) intituled : "An Act respecting the Dawson City Electric Company (Limited)."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (60) intituled : "An Act to incorporate the United Empire Life Insurance Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (14) intituled : "An Act to incorporate the Century Life Insurance Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, to return the Bill (31) intituled : "An Act respecting the Orford Mountain Railway Company," and to acquaint the Senate that they have agreed to the amendments made by the Senate to the said Bill, without any amendment.

The Honourable Mr. MacKeen presented to the House a Bill (I) intituled : "An Act to incorporate the Alaska and North-western Railway Company."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

On motion of the Honourable Mr. Mills, seconded by the Honourable Sir Mackenzie Bowell, it was

Ordered, That all the Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 29th March, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** Notices of Motions.

## NOTICES OF MOTIONS.

For Friday, 29th March, 1901.

By the Honourable Mr. Bernier :—

1 March 14—That he will ask :—

1. In what country were the Doukhobors living before coming into Canada ?

2. What were the inducements made to them so as to secure their immigration into Canada ? And by whom were those inducements made ?

Has the Government entered into any contract with them, or with somebody acting on their behalf, respecting their immigration or settlement in this country ? And if so, what is the nature of such agreement ?

How many of them have come to the country ? How many have settled in Canada ? And where are they settled ?

Has the Government set apart, for their exclusive settlement, any portion of the public lands ? And if so, what is the acreage of those lands, and where are they situated ?

Under what conditions or circumstances have the Doukhobors been introduced in this country ?

Have they been granted in any shape or form, and at any time, some subsidies ?

What has been the cost of such immigration, indicating how much per head and the total cost ?

Are the Doukhobors to recoup the Government of any outlay made on their account, or of any money advances made (if any made) to them ? And if so, in what way and when ?

Are or will the Doukhobors be exempt from military service ?

Has any promise been made to them, or any agreement entered into with them or with some of their agents, by the Government, or somebody acting or alleging to act on behalf of the Government of this country ? If so, what is the nature of such promise or agreement ?

By the Honourable Mr. Bernier :—

2 March 14—That he will inquire whether the Government has received from the Doukhobors, or from somebody on their behalf, any reports, representations, complaints or memorials respecting the resources or the laws of this country, their satisfaction or dissatisfaction with the treatment they have received, or with the conditions or institutions of this country ?

By the Honourable Mr. Perley :—

3 March 26—That he will ask the Government on whose recommendation E. Field was dismissed from the postmastership of Fishing Lake post office ? Also what was the cause of complaint against Mr. Field, and was the person or persons who advised Mr. Field's dismissal ever at the post office ? And further, did any number of those served by the said post office petition against the dismissal of Mr. Field ?

By the Honourable Mr. Primrose :—

4 March 26—That he will inquire whether it is the intention of the Government, or of any Department of the Government, to remove or allow to be removed from the Geological Museum on Sussex Street the magnificent specimen of the wood buffalo or bison, or any other type or unique specimen animal, for the purpose of exhibition at the Pan-American Exhibition in Buffalo ?

By the Honourable Mr. Macdonald (B.C.) :—

5 March 26—That he will inquire if it is the intention of the Government to introduce a Bankruptcy Law this Session of Parliament ? If not, will the question be considered by the Government during the recess ?

---

For Monday, 1st April, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask :—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere, the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |

| | | | |
|---|---|---|---|
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 29th March, 1901.

1 March 27—Third Reading (Bill 6) An Act respecting the Supreme Court of the Independent Order of Foresters, as amended.—(Hon. Mr. Kerr.)

2 March 13—Second Reading (Bill B) An Act for the relief of Lilias Middleton.—(Hon. Mr. Watson.)—E.F.

3 March 13—Second Reading (Bill C) An Act for the relief of James Ward McDonald —(Hon. Mr. Perley.)—E.F.

4 March 26—Second Reading (Bill 35) An Act respecting the Mather Bridge and Power Company.—(Hon. Mr. Jones.)—E.F.

5 March 26—Second Reading (Bill 36) An Act respecting the Great North-west Central Railway Company.—(Hon. Mr. Wood, Westmoreland.)—E.F.

6 March 26—Second Reading (Bill 42) An Act respecting the Klondike Mines Railway Company.—(Hon. Mr. Kirchhoffer.)—E.F.

7 March 26—Second Reading (Bill 48) An Act respecting the Edmonton, Yukon and Pacific Railway Company.—(Hon. Mr. Landerkin.)—E.F.

8 March 27—House again in Committee of the Whole on (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)—E.F.

9 March 27—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)—E.F.

10 March 27—Committee of the Whole House on (Bill G) An Act respecting the Demise of the Crown.—(Hon. Mr. Mills.)—E.F.

11 March 27—Second Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Clemow.)—E.F.

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For Monday, 1st April, 1901.

1 March 28—Second Reading (Bill H) An Act respecting the Dawson City Electric Company, Limited.—(Hon. Mr. Macdonald, B.C.)

2 March 28—Second Reading (Bill 14) An Act to incorporate the Century Life Insurance Company.—(Hon. Mr. Clemow.)—E.F.

2 March 28—Second Reading (Bill 60) An Act to incorporate the United Empire Life Insurance Company.—(Hon. Mr. Watson.)—E.F.

4 March 28—Second Reading (Bill I) An Act to incorporate the Alaska and Northwestern Railway Company.—(Hon. Mr. MacKeen.)—E.F.

No. 21.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 28th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 22.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Friday, 29th March, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dobson, | McCallum, | Primrose, |
| Allan, | Ellis, | McHugh, | Prowse, |
| Baird, | Ferguson, | McKay (Truro), | Reid, |
| Baker, | Fiset, | McLaren, | Scott, |
| Bernier, | Gillmor, | McMillan, | Snowball, |
| Bolduc, | Jones, | McSweeney, | Sullivan, |
| Bowell | Kerr, | Merner, | Templeman, |
| (Sir Mackenzie), | King, | Miller, | Vidal, |
| Carling (Sir John), | Kirchhoffer, | Mills, | Wark, |
| Carmichael, | Landerkin, | Montplaisir, | Watson, |
| Casgrain (Windsor), | Landry, | O'Brien, | Wood (Hamilton), |
| Cochrane, | Macdonald (P.E.I.), | Owens, | Wood |
| Dandurand, | Macdonald (Victoria), | Pelletier | (Westmoreland), |
| Dever, | MacKay (Alma), | (Sir Alphonse), | Yeo, |
| Dickey, | MacKeen, | Poirier, | Young. |

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Wood (Hamilton),—Of the Municipal Council of the City of Hamilton, in the Province of Ontario.

By the Honourable Mr. Jones,—Of the Corporation of the Town of Paris, in the Province of Ontario.

By the Honourable Mr. Wood (Westmoreland),—Of the Corporation of the Town of Almonte, in the Province of Ontario.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporation of the Township of Clifton ; of the Corporation of the Village of Hensall ; of the Corporation of the Village of New Rockland ; of the Corporation of the Village of Creemore ; of the Corporation of the Village of Grand Valley ; of the Corporation of the Town of Orangeville ; of the Corporation of the Village of Port Carling ; of the Corporation of the Town of Petrolia ; of the Board of Trade in the City of Brantford ; of the Corporation of the Village of Streetsville ; of the Corporation of the Town of Berlin ; of the Corporation of the Town of North Toronto ; of the Corporation of the Village of Fergus, all of the Province of Ontario ; and of the Corporation of the Village of Knowlton, in the Province of Quebec ; of the Corporation of the Town of Windsor ; of the Corporation of the Town of Lunenburg, both in the Province of Nova Scotia ; of the Corporation of the Village of Carberry, in the Province of Manitoba ; and of the Corporation of the Town of Regina, in the District of Assiniboia, in the North-west Territories ; of the Corporation of the Town of Midland ; of the Corporation of the Village of Markham ; of the Corporation of the Village of Cayuga ; of the Corporation of the Township of Guelph ; of the Corporation of the Town of Lethbridge ; of the Corporation of the Village of Bobcaygeon, all in the Province of Ontario ; all praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

Of the Grand Falls Water Power and Boom Company ; praying for the passing of an Act extending the time for the completion of the said Company's works.

Of the Executive Government of the Province of Manitoba ; praying for the passing of an Act confirming and ratifying a certain indenture of lease and agreement entered into with the Northern Pacific and Manitoba Railway Company and other railway companies.

Of Henry Purdon Bell and others, of the Province of British Columbia ; praying for the passing of an Act incorporating them as a Company, and to build a railway from some point on the Canadian Pacific Railway at or between Ashcroft and Kamloops Lake, thence to the Cariboo waggon road near the 100 Mile House, and for other purposes ;—and

Of G. W. Ross and others ; praying for the passing of an Act incorporating them as a Company to carry on the business of Life Insurance and to assume the business of the Manufacturers Life Insurance Company and the Temperance and General Life Assurance Company of North America.

A Message was brought from the House of Commons by their Clerk, with a Bill (21) intituled : "An Act respecting the British Columbia Southern Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. McCallum, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (34) intituled : "An Act to incorporate the Canadian Patriotic Fund Association," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (40) intituled: "An Act respecting the British Yukon Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be read a second time on Tuesday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (114) intituled: "An Act for granting to His Majesty certain sums of money required for defraying certain expenses of the public service for the financial year ending 30th June, 1901, and for other purposes relating to the public service," to which they desire the concurrence of this House.

The said Bill was, with leave of the House, read for the first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (6) intituled: "An Act respecting the Supreme Court of the Independent Order of Foresters," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

The Order of the Day being read for the Second Reading of the Bill (B) intituled: "An Act for the relief of Lilias Middleton,"

The Honourable Mr. Watson presented to the House,—The Certificate of the Clerk of the Senate,

Which said Certificate was then read by His Honour the Speaker, as follows:—

I, Samuel Edmour St. Onge Chapleau, Clerk of the Senate, hereby certify that notice of the day fixed by Order of the Senate, made on Wednesday, the thirteenth day of March instant, for the second reading of the Bill (B) intituled: "An Act for the relief of Lilias Middleton," was, pursuant to Rule 112, posted up at the door of the Senate throughout a period of fourteen days after the first reading of the said Bill, and between the said thirteenth day of March, A.D. 1901, and the twenty-eighth day of March, A.D. 1901.

Given under my hand at the Senate Chamber, in the City of Ottawa, in the Province of Ontario, in the Dominion of Canada, this twenty-eighth day of March, in the year of our Lord one thousand nine hundred and one.

SAM'L. E. ST. O. CHAPLEAU,
*Clerk of the Senate.*

Ordered, That the same do lie on the Table.

The Honourable Mr. Watson moved, seconded by the Honourable Mr. Young,
That the Bill for the relief of Lilias Middleton be now read a second time.
Which being objected to,
The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and
The said Bill was then read a second time accordingly.
The Honourable Mr. Watson moved, seconded by the Honourable Mr. Young,
That the said Bill be referred to the Standing Committee on Divorce.
The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and
Ordered accordingly.

The Order of the Day being read for the Second Reading of the Bill (C) intituled: "An Act for the relief of James Ward McDonald,"
The Honourable Mr. Vidal presented to the House,—The Certificate of the Clerk of the Senate,
Which said Certificate was then read by His Honour the Speaker, as follows:—
I, Samuel Edmour St. Onge Chapleau, Clerk of the Senate, hereby certify that notice of the day fixed by Order of the Senate, made on Wednesday, the thirteenth day of March instant, for the second reading of the Bill (C) intituled: "An Act for the relief of James Ward McDonald," was, pursuant to Rule 112, posted up at the door of the Senate throughout a period of fourteen days after the first reading of the said Bill, and between the said thirteenth day of March, A.D. 1901, and the twenty-eighth day of March, A.D. 1901.
Given under my hand at the Senate Chamber, in the City of Ottawa, in the Province of Ontario, in the Dominion of Canada, this twenty-eighth day of March, in the year of our Lord one thousand nine hundred and one.

SAM'L. E. ST. O. CHAPLEAU.
*Clerk of the Senate,*

Ordered, That the same do lie on the Table.

The Honourable Mr. Vidal moved, seconded by the Honourable Sir John Carling,
That the Bill for the relief of James Ward McDonald be now read a second time.
Which being objected to,
The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and
The said Bill was then read a second time accordingly.
The Honourable Mr. Vidal moved, seconded by the Honourable Sir John Carling,
That the said Bill be referred to the Standing Committee on Divorce.
The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and
Ordered accordingly.

Pursuant to the Order of the Day, the Bill (35) intituled: "An Act respecting the Mather Bridge and Power Company," was read a second time.
On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. Landerkin, it was
Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (36) intituled: "An Act respecting the Great North-west Central Railway Company," was read a second time.

On motion of the Honourable Sir John Carling, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (42) intituled: "An Act respecting the Klondike Mines Railway Company," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (48) intituled: "An Act respecting the Edmonton, Yukon and Pacific Railway Company," was read a second time.

On motion of the Honourable Mr. Landerkin, seconded by the Honourable Mr. Jones, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The House, according to Order, was adjourned during pleasure, and again put into a Committee of the Whole on the Bill (D) intituled: "An Act to amend the Yukon Territory Act, and to make further provision for the administration of justice in the said Territory."

*In the Committee.*

Second section reconsidered and amended by adding the following thereto: "but no such police magistrate, and no partner or clerk of any such police magistrate, shall act as agent or solicitor or counsel in any cause, matter, prosecution or proceeding of a criminal nature, or in any case which may be investigated or tried before such police magistrate or justice of the peace."

Section five reconsidered and struck out of the Bill, and the following substituted thereto:

5. Each of the police magistrates so appointed shall *ex officio*, within the territorial limits of his jurisdiction, be a justice of the peace and have and exercise the authority and jurisdiction of two or more justices of the peace sitting or acting together.

2. Each such police magistrate shall also within such limits be a magistrate for the purposes of Part LV. of *The Criminal Code*, 1892, and amendments thereto, and shall have and exercise all the jurisdiction of such a magistrate, including that vested in police magistrates of cities and incorporated towns by section 785 of *The Criminal Code*, 1892, as that section is enacted by section 3 of chapter 46 of the Statutes of 1900, and his jurisdiction under the said Part shall be absolute without the consent of the person charged, except where such jurisdiction is dependent upon the provisions of said section 785 or of sections 789 and 790 of *The Criminal Code*, 1892, as amended.

Ordered, That the following be added to the Bill as section 8*a*:—

8*a*. There shall be an appeal to a judge of the Territorial Court from the final judgment of a police magistrate in any civil case where the amount in dispute, exclusive of costs, exceeds one-half of the maximum sum to which the jurisdiction of the police magistrate extends.

The tenth section reconsidered and struck out of the Bill, and the following substituted thereto:—

10. For the purposes of Part LII. of *The Criminal Code*, 1892, and amendments, the court of appeal from the verdict or judgment of the Territorial Court or a judge thereof shall be the Supreme Court of Canada.

2. For the purposes of the said Part LII. the court of appeal from the judgment of a police magistrate proceeding under section 785 of *The Criminal Code*, 1892, as amended, shall be the Territorial Court *en banc*.

3. The judgment of the Territorial Court upon any such appeal from a police magistrate shall be final and conclusive if the judges of the court are unanimous therein, otherwise there shall be an appeal therefrom to the Supreme Court of Canada.

4. In the said territory the appeal from a summary conviction or order under Part LVIII. of *The Criminal Code*, 1892, shall be to a judge of the Territorial Court sitting without a jury at the place where the cause of the information or complaint arose, or the nearest place thereto where a court is appointed to be held.

The title of the Bill again read and agreed to.

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After some time the House was resumed, and

The Honourable Mr. Ellis, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were read by the Clerk.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

The Order of the Day being read for the Second Reading of the Bill (E) intituled: "An Act to amend the Trade Mark and Design Act."

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the same be postponed until Monday next.

The House, according to Order, was adjourned during pleasure, and put into a Committee of the Whole on the Bill (G) intituled: "An Act respecting the Demise of the Crown."

*In the Committee.*

The title read and amended as follows:—

After "Act" leave out "respecting" and insert "to make certain provisions necessitated by."

Section one read and agreed to.

---

After some time the House was resumed, and

The Honourable Mr. Prowse, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The said amendment was read by the Clerk.

The said amendment being read a second time, and the question of concurrence being put thereon, the same was agreed to.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of the House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Miller, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

The Honourable Mr. Mills, with leave of the House, moved, seconded by the Honourable Mr. Scott,

That when the Senate adjourns this day, it do stand adjourned until Wednesday, the tenth of April next, at eight o'clock in the evening.

The question of concurrence being put thereon, the same was unanimously resolved in the affirmative.

Then the Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the Senate do now adjourn.

The question of concurrence being put thereon, the same was unanimously resolved in the affirmative, and

The Honourable the Speaker then declared the Senate continued until Wednesday, the tenth of April next, at eight o'clock in the evening.

# ROUTINE PROCEEDINGS.

## Wednesday, 10th April, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 10th April, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask ;—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

By the Honourable Mr. Perley :—

2 March 26—That he will ask the Government on whose recommendation E. Field was dismissed from the postmastership of Fishing Lake post office? Also what was the cause of complaint against Mr. Field, and was the person or persons who advised Mr. Field's dismissal ever at the post office? And further, did any number of those served by the said post office petition against the dismissal of Mr. Field?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 10th April, 1901.

1 March 28—Second Reading (Bill H) An Act respecting the Dawson City Electric Company, Limited.—(Hon. Mr. Macdonald, B.C.)

2 March 28—Second Reading (Bill 14) An Act to incorporate the Century Life Insurance Company.—(Hon. Mr. Clemow.)—E.F.

2 March 28—Second Reading (Bill 60) An Act to incorporate the United Empire Life Insurance Company.—(Hon. Mr. Watson.)—E.F.

4 March 28—Second Reading (Bill I) An Act to incorporate the Alaska and Northwestern Railway Company.—(Hon. Mr. MacKeen.)—E.F.

5 March 29—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)—E.F.

6 March 29—Second Reading (Bill 21) An Act respecting the British Columbia Southern Railway Company.—(Hon. Mr. Templeman.)—E.F.

7 March 29—Second Reading (Bill 34) An Act to incorporate the Canadian Patriotic Fund Association.—(Hon. Sir Mackenzie Bowell.)—E.F.

8 March 29—Second Reading (Bill 40) An Act respecting the British Yukon Railway Company.—(Hon. Mr. Macdonald, B.C.)—E.F.

No. 22.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 29th March, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 23.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

## Wednesday, 10th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baird,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cox,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Fiset,
Gillmor,
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McHugh,
McLaren,
McMillan,
McSweeney,
Miller,
Mills,
Montplaisir,
Owens,
Pelletier (Sir Alphonse),
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Templeman,
Thibaudeau (Rigaud),
Wark,
Wood (Hamilton),
Wood (Westmoreland),
Young.

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Macdonald (Victoria),—Of the Corporation of the City of Ottawa, in the Province of Ontario ; of the Corporation of the City of Victoria, and of the Board of Trade of New Westminster, both in the Province of British Columbia.

By the Honourable Mr. Dobson,—Of the Corporation of the Town of Bowmanville, in the Province of Ontario.

By the Honourable Mr. MacKeen,—Of Janet McDonald, of the Town of Carleton Place, in the County of Lanark, in the Province of Ontario, wife of James Ward McDonald of the same place, Commercial Traveller ; praying that Your Honourable House will be pleased to order that her said husband be ordered to pay to your petitioner a sum of money to enable her to pay the fee of Counsel ; to buy wearing apparel and to pay costs of bringing eight witnesses to Ottawa, and also the costs of your petitioner and her witnesses while in Ottawa, and granting your petitioner such further relief in the premises as Your Honourable House may seem meet.

By the Honourable Mr. Allan,—Of the Corporation of the Town of Napanee ; of the Corporation of the Town of St. Marys ; of the Corporation of the Town of Simcoe ; of the Corporation of the Town of Renfrew, and of the Corporation of the Town of Port Arthur, all in the Province of Ontario ; of the Corporation of the Village of Beebe Plain, and of the Corporation of the Town of St. Michel, both in the Province of Quebec ; of the Corporation of the Town of Parrsboro, and of the Corporation of the Town of Sydney Mines, both in the Province of Nova Scotia ; and of the Corporation of the City of Kamloops, in the Province of British Columbia.

By the Honourable the Speaker,—Of the Corporation of the Village of Chambly Canton, and of the Corporation of the Village of Sutton, both in the Province of Quebec ; of the Corporation of the Town of Prince Albert, in the District of Alberta, and of the Corporation of the City of London, in the Province of Ontario.

Pursuant to the Order of the Day, the following Petitions were severally read:—

Of the Corporation of the Town of Mount Forest ; of the Corporation of the City of St. Catharines ; of the Corporation of the Village of Artona ; of the Corporation of the Village of Hintonburgh ; of the Corporation of the Town of Owen Sound ; of the Corporation of the Town of Paris ; of the Corporation of the Town of Almonte, all of the Province of Ontario ; of the Common Council of the City of Saint John, in the Province of New Brunswick ; praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

Of the Municipal Council of the City of Hamilton ; praying that aid may be given to the Manitoulin and North Shore Railway Company for the entire distance, in addition to the usual Dominion subsidy.

A Message was brought from the House of Commons by their Clerk, with a Bill (23) intituled: "An Act respecting the Guelph Junction Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Fiset, seconded by the Honourable Mr. Lovitt, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (27) intituled: "An Act respecting the Atlantic and Lake Superior Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (49) intituled: "An Act respecting the Niagara, St. Catharines and Toronto Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. McLaren, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (54) intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Dickey, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (55) intituled: "An Act to incorporate the Arnprior and Pontiac Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Landerkin, seconded by the Honourable Mr. McHugh, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (71) intituled: "An Act respecting the Hudson's Bay and Pacific Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. McLaren, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (91) intituled: "An Act to amend the Inland Waters Seamen's Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (92) intituled: "An Act to further amend the Act respecting the Safety of Ships," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, to return the Bill (A) intituled: "An Act further to amend The Canada Evidence Act, 1893," and to acquaint the Senate that they have passed the said Bill without any amendment.

Pursuant to the Order of the Day, the Bill (H) intituled: "An Act respecting the Dawson City Electric Company, Limited," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the Sixtieth Rule of this House be dispensed with in so far as it refers to this Bill, as well as to all other Private Bills originating in the Senate which have been read a second time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (14) intituled: "An Act to incorporate the Century Life Insurance Company," was read a second time.

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. McLaren, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (60) intituled: "An Act to incorporate the United Empire Life Insurance Company," was read a second time.

On motion of the Honourable Mr. Young, seconded by the Honourable Mr. Gilmour, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (I) intituled: "An Act to incorporate the Alaska and North-western Railway Company," was read a second time.

On motion of the Honourable Mr. MacKeen, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The Order of the Day being read for the Second Reading of the Bill (E) intituled: "An Act to amend the Trade Mark and Design Act."

On motion of the Honourable Mr. Fiset, seconded by the Honourable Mr. Lovitt, it was

Ordered, That the same be postponed until to-morrow.

Pursuant to the Order of the Day, the Bill (21) intituled: "An Act respecting the British Columbia Southern Railway Company," was read a second time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (34) intituled: "An Act to incorporate the Canadian Patriotic Fund Association," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

Pursuant to the Order of the Day, the Bill (40) intituled: "An Act respecting the British Yukon Railway Company," was read a second time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 11th April, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 11th April, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask :—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor | $50,000 | Chief Justices | $6,000 |
| Lord Chief Justice | 40,000 | | |
| High Court Judge | 25,000 | Queen's Bench and Superior Court | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

By the Honourable Mr. Perley :—

2 March 26—That he will ask the Government on whose recommendation E. Field was dismissed from the postmastership of Fishing Lake post office? Also what was the cause of complaint against Mr. Field, and was the person or persons who advised Mr. Field's dismissal ever at the post office? And further, did any number of those served by the said post office petition against the dismissal of Mr. Field?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 11th April, 1901.

1 April 10—Second Reading (Bill E) An Act to amend the Trade Mark and Design Act.—(Hon. Mr. Templeman.)—E.F.

For Friday, 12th April, 1901.

1 April 10—Second Reading (Bill 27) An Act respecting the Atlantic and Lake Superior Railway Company.—(Hon. Mr. Owens.)—E.F.

2 April 10—Second Reading (Bill 23) An Act respecting the Guelph Junction Railway Company.—(Hon. Mr. Fiset.)—E.F.

3 April 10—Second Reading (Bill 49) An Act respecting the Niagara, St. Catharines and Toronto Railway Company.—(Hon. Mr. McCallum.)—E.F.

4 April 10—Second Reading (Bill 54) An Act to incorporate the Fort Qu'Appelle Railway Company.—(Hon. Mr. Lougheed.)—E.F.

5 April 10—Second Reading (Bill 55) An Act to incorporate the Arnprior and Pontiac Railway Company.—(Hon. Mr. Landerkin.)—E.F.

6 April 10—Second Reading (Bill 71) An Act respecting the Hudson's Bay and Pacific Railway Company.—(Hon. Mr. McCallum.)—E.F.

7 April 10—Second Reading (Bill 91) An Act to amend the Inland Waters Seamen's Act.—(Hon. Mr. Scott.)—E.F.

8 April 10—Second Reading (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

No. 23.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 10th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

# No. 24.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Thursday, 11th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baird,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cox,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Fiset,
Gillmor,
Hingston (Sir William),
Jones,
Kerr,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McHugh,
McLaren,
McMillan,
McSweeney,
Miller,
Mills,
Montplaisir,
Owens,
Pelletier (Sir Alphonse),
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Templeman,
Thibaudeau (Rigaud),
Wark,
Wood (Hamilton),
Wood (Westmoreland),
Young.

PRAYERS.

The following Petitions were severally brought up, and laid on the Table :—

By the Honourable Mr. Landerkin.—Of the Corporation of the Town of Forest.

By the Honourable Mr. Kerr,—Of Messrs. Chrysler & Bethune, solicitors for Thomas Bradshaw and others, of the City of Toronto, in the Province of Ontario.

On motion of the Honourable Mr. Kerr, seconded by the Honourable Mr. Landerkin, it was

Ordered, That the Petition of Messrs. Chrysler & Bethune, solicitors for Thomas Bradshaw and others, of the City of Toronto, in the Province of Ontario ; praying for leave to present a Petition incorporating them with power to promote the study of financial and actuarial science, accountancy and commercial education in general, notwithstanding the expiration of the time fixed for receiving Petitions for Private Bills has expired, be now read and received.

The said Petition was then read by the Clerk.

The Honourable Mr. Casgrain (de Lanaudière) presented to the House a Bill (J) intituled : "An Act respecting Applications for Railway Charters."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Tuesday next.

Pursuant to the Order of the Day, the Bill (E) intituled : "An Act to amend the Trade Mark and Design Act," was read a second time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

A Message was brought from the House of Commons by their Clerk, with a Bill (93) intituled : "An Act respecting Inquiries and Investigations into Shipping Casualties," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr Scott, it was

Ordered, That the said Bill be read a second time on Tuesday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 12th April, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Friday, 12th April, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask :—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor. . . . . | $50,000 | Chief Justices . . . . . | $6,000 |
| Lord Chief Justice . . . . | 40,000 | | |
| High Court Judge . . . . . | 25,000 | Queen's Bench and Superior Court. . . . | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each . . . . | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

By the Honourable Mr. Perley :—

2 March 26—That he will ask the Government on whose recommendation E. Field was dismissed from the postmastership of Fishing Lake post office? Also what was the cause of complaint against Mr. Field, and was the person or persons who advised Mr. Field's dismissal ever at the post office? And further, did any number of those served by the said post office petition against the dismissal of Mr. Field?

By the Honourable Mr. Landry :—

3 April 11—That he will inquire of the Government :—

1. The date of the resignation, by Mr. Charles Burpee, of his seat in the Senate.
2. The date on which Mr. Charles Burpee was employed on the staff of the Census Commissioners.
3. The duties he has to perform.
4. The remuneration which he receives for the performance of such duties.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

4 April 11—That he will inquire of the Government :—

1. Has J. Hurley, Esq., ex-M.P. for East Hastings, been appointed a Fishery Overseer, and the date of such appointment?
2. What are the duties which he has to perform, and what extent of territory do these duties cover?
3. The amount of salary to be paid him?
4. The per diem allowance for travelling expenses, &c.?

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

5 April 11—That he will inquire whether J. Hurley, Esq., ex-M.P. for East Hastings, has been appointed Census Commissioner for the East Riding of the County of Hastings, or any other riding in said county, and what is the remuneration paid for such services?

---

For Monday, 15th April, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 April 11—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid upon the Table of the Senate, a Return showing the number of tenders received by the Post Office Department for the carrying of the mail from Coe Hill Mines, in the north riding of the County of Hastings, to Apsley, in the east riding of the County of Peterboro'; the names of the persons who tendered, the sum asked for the conveyance of such mails, and the name of the person to whom the contract was awarded.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 12th April, 1901.

1 April 10—Second Reading (Bill 27) An Act respecting the Atlantic and Lake Superior Railway Company.—(Hon. Mr. Owens.)—E.F.

2 April 10—Second Reading (Bill 23) An Act respecting the Guelph Junction Railway Company.—(Hon. Mr. Fiset.)—E.F.

3 April 10—Second Reading (Bill 49) An Act respecting the Niagara, St. Catharines and Toronto Railway Company.—(Hon. Mr. McCallum.)—E.F.

4 April 10—Second Reading (Bill 54) An Act to incorporate the Fort Qu'Appelle Railway Company.—(Hon. Mr. Lougheed.)—E.F.

5 April 10—Second Reading (Bill 55) An Act to incorporate the Arnprior and Pontiac Railway Company.—(Hon. Mr. Landerkin.)—E.F.

6 April 10—Second Reading (Bill 71) An Act respecting the Hudson's Bay and Pacific Railway Company.—(Hon. Mr. McCallum.)—E.F.

7 April 10—Second Reading (Bill 91) An Act to amend the Inland Waters Seamen's Act.—(Hon. Mr. Scott.)—E.F.

8 April 10—Second Reading (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

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For Tuesday, 16th April, 1901.

1 April 11—Second Reading (Bill J) An Act respecting Applications for Railway Charters.—(Hon. Mr. Casgrain, de Lanaudière.)

2 April 11—Second Reading (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

No. 24.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 11th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 25.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

---

## Friday, 12th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Dever, | MacKay (Alma), | Prowse, |
| Baird, | Dickey, | MacKeen, | Reid, |
| Baker, | Dobson, | McCallum, | Scott, |
| Bernier, | Ellis, | McHugh, | Shehyn, |
| Bolduc, | Ferguson, | McLaren, | Snowball, |
| Boucherville, de (C.M.G.), | Fiset, | McMillan, | Sullivan, |
| | Gillmor, | McSweeney, | Templeman, |
| Bowell (Sir Mackenzie), | Jones, | Miller, | Thibaudeau (de la Vallière), |
| | Kerr, | Mills, | |
| Carmichael, | Kirchhoffer, | Montplaisir, | Vidal, |
| Casgrain (de Lanaudière), | Landerkin, | Owens, | Wark, |
| | Landry, | Pelletier (Sir Alphonse), | Wood (Hamilton), |
| Casgrain (Windsor), | Lougheed, | | Wood (Westmoreland), |
| Cox, | Lovitt, | Poirier, | |
| Dandurand, | Macdonald (Victoria), | Primrose, | Young. |

PRAYERS.

The following Petitions were severally brought up, and laid on the Table :—

By the Honourable Mr. Allan,—Of the Corporation of the City of Sherbrooke; of the Corporation of the Town of Saint Stephen, and of the Corporation of the Village of Chippawa.

By the Honourable Mr. Vidal,—Of the Supreme Grand Executive of the Sons of England Benefit Society.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporations of the Towns of Napanee, St. Marys, Simcoe, Renfrew, Port Arthur, Bowmanville, Ottawa and London, all in the Province of Ontario; and of the Towns of St. Michel, Beebe Plain, Chambly, and the Village of Sutton, all in the Province of Quebec; of the Towns of Sydney Mines and of Parrsboro', both in the Province of Nova Scotia; of the Cities of Victoria, Kamloops, and of the Board of Trade of New Westminster, all in the Province of British Columbia; and of the Corporation of the Town of Prince Albert, in the District of Alberta; all severally praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (20) intituled : "An Act respecting the Nakusp and Slocan Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (36) intituled : "An Act respecting the Great North-west Central Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (42) intituled : "An Act respecting the Klondike Mines Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (48) intituled : "An Act respecting the Edmonton, Yukon and Pacific Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (21) intituled : "An Act respecting the British Columbia Southern Railway Company," reported that they had gone through

the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (40) intituled : " An Act respecting the British Yukon Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (34) intituled : " An Act to incorporate the Canadian Patriotic Fund Association," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a third time on Monday next.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the Quorum of the Standing Committee on Standing Orders be reduced to Three Members.

The Honourable the Speaker reported to the Senate that the Clerk had received a Certificate from the Clerk of the Crown in Chancery, and the same was then read by the Clerk.

Ordered, That the same be placed upon the Journal, and it is as follows :—

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY FOR CANADA,
OTTAWA, 10th April, 1901.

This is to certify that His Excellency the Governor General has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the fourth day of April, A.D. one thousand nine hundred and one (1901), Joseph Godbout, Esquire, of St. François, Beauce, P.Q., for the Division of La Salle, in the Province of Quebec, *vice* the Honourable Joseph Arthur Paquet, deceased.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery for Canada.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

Pursuant to the Order of the Day, the Bill (27) intituled : " An Act respecting the Atlantic and Lake Superior Railway Company," was read a second time.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Reid, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (23) intituled : " An Act respecting the Guelph Junction Railway Company," was read a second time.

On motion of the Honourable Mr. Fiset, seconded by the Honourable Mr. Lovitt, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (49) intituled : " An Act respecting the Niagara, St. Catharines and Toronto Railway Company," was read a second time.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. Casgrain (Windsor), it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (54) intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company," was read a second time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (55) intituled: "An Act to incorporate the Arnprior and Pontiac Railway Company," was read a second time.

On motion of the Honourable Mr. Landerkin, seconded by the Honourable Mr. Kerr, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (71) intituled: "An Act respecting the Hudson's Bay and Pacific Railway Company," was read a second time.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. Casgrain (Windsor), it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (91) intituled: "An Act to amend the Inland Waters Seamen's Act," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Monday next.

Pursuant to the Order of the Day, the Bill (92) intituled: "An Act to further amend the Act respecting the Safety of Ships," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (13) intituled: "An Act to incorporate the Canada National Railway and Transport Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Standing Orders, in accordance with the Fifty-ninth Rule of the Senate.

A Message was brought from the House of Commons by their Clerk, with a Bill (32) intituled: "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale," to which they desire the concurrence of this House.

The said Bill was read a first time

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Tuesday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until Monday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 15th April, 1901.

**Bringing up Petitions.** **Reading Petitions.**

**Presenting Reports of Committees.** **Notices of Motions.**

## NOTICES OF MOTIONS.

For Monday, 15th April, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask ;—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873, and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

By the Honourable Mr. Perley :—

2 March 26—That he will ask the Government on whose recommendation E. Field was dismissed from the postmastership of Fishing Lake post office? Also what was the cause of complaint against Mr. Field, and was the person or persons who advised Mr. Field's dismissal ever at the post office? And further, did any number of those served by the said post office petition against the dismissal of Mr. Field?

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

3 April 11—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid upon the Table of the Senate, a Return showing the number of tenders received by the Post Office Department for the carrying of the mail from Coe Hill Mines, in the north riding of the County of Hastings, to Apsley, in the east riding of the County of Peterboro'; the names of the persons who tendered, the sum asked for the conveyance of such mails, and the name of the person to whom the contract was awarded.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Monday, 15th April, 1901.

1 April 12—Third Reading (Bill 20) An Act respecting the Nakusp and Slocan Railway Company.—(Hon. Mr. Kirchhoffer.)

2 April 12—Third Reading (Bill 36) An Act respecting the Great North-west Central Railway Company.—(Hon. Mr. Kirchhoffer.)

3 April 12—Third Reading (Bill 42) An Act respecting the Klondike Mines Railway Company.—(Hon. Mr. Kirchhoffer.)

4 April 12—Third Reading (Bill 48) An Act respecting the Edmonton, Yukon and Pacific Railway Company.—(Hon. Mr. Kirchhoffer.)

5 April 12—Third Reading (Bill 21) An Act respecting the British Columbia Southern Railway Company.—(Hon. Mr. Templeman.)

6 April 12—Third Reading (Bill 40) An Act respecting the British Yukon Railway Company.—(Hon. Mr. Kirchhoffer.)

7 April 12—Third Reading (Bill 34) An Act to incorporate the Canadian Patriotic Fund Association.—(Hon. Sir Mackenzie Bowell.)

8 April 12—Committee of the Whole House on (Bill 91) An Act to amend the Inland Waters Seamen's Act.—(Hon. Mr. Scott.)—E.F.

9 April 12—Committee of the Whole House on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

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For Tuesday, 16th April, 1901.

1 April 11—Second Reading (Bill J) An Act respecting Applications for Railway Charters.—(Hon. Mr. Casgrain, de Lanaudière.)

2 April 11—Second Reading (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

3 April 12—Second Reading (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

No. 25.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 12th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 26.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Monday, 15th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dever, | McCallum, | Prowse, |
| Allan, | Dickey, | McDonald (C.B.), | Reid, |
| Baird, | Dobson, | McKay (Truro), | Scott, |
| Bernier, | Ellis, | McLaren, | Shehyn, |
| Bolduc, | Ferguson, | McMillan, | Snowball, |
| Boucherville, de (C.M.G.), | Godbout, | McSweeney, | Sullivan, |
| | Jones, | Miller, | Templeman, |
| Bowell (Sir Mackenzie), | Kirchhoffer, | Mills, | Vidal, |
| | Landerkin, | Owens, | Wark, |
| Carmichael, | Landry, | Pelletier (Sir Alphonse), | Wood (Hamilton), |
| Casgrain (de Lanaudière), | Lougheed, | | Wood (Westmoreland), |
| | Lovitt, | Perley, | |
| Casgrain (Windsor), | Macdonald (Victoria), | Poirier, | Yeo, |
| Dandurand, | MacKeen, | Primrose, | Young. |

PRAYERS.

The Honourable the Speaker informed the Senate that there was a Member without ready to be introduced.

When the Honourable Joseph Godbout was introduced between the Honourable Messieurs Mills and Sir Alphonse Pelletier, K.C.M.G.

The Honourable Mr. Godbout presented His Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows:—

CANADA.

*Minto.*

[L.S.]

EDWARD THE SEVENTH, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c., &c., &c.

To our Trusty and Well-Beloved Joseph Godbout, Esquire, of Our Province of Quebec, in Our Dominion of Canada,

GREETING:

KNOW YE, that as well for the special trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of Our Dominion of Canada concern, We have thought fit to summon you to the Senate of Our said Dominion; and We do appoint you for the La Salle Electoral Division of Our Province of Quebec; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

At Our Government House, in Our City of Ottawa, in Our Dominion of Canada, this Fourth day of April, in the Year of Our Lord, One Thousand Nine Hundred and One, and in the First Year of Our Reign.

By Command,

H. G. LAMOTHE,

Clerk of the Crown in Chancery, Canada.

Whereupon the Honourable Mr. Godbout came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly.

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting forth that the Honourable Mr Godbout, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

Then the following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. McCallum,—Of the Board of Trade, in the City of St. Thomas, in the Province of Ontario.

By the Honourable Mr. Allan,—Of the Corporation of the Town of Ridgetown ; of the Corporation of the Village of Ayr, and of the Corporation of the Village of Lakefield, all in the Province of Ontario ; and of the Corporation of the Village of Gretna, in the Province of Manitoba.

By the Honourable Sir Mackenzie Bowell,—Of the St. Lawrence and Adirondack Railway Company.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Petition of the St. Lawrence and Adirondack Railway Company ; praying for leave to present a Petition for the introduction of a Private Bill, notwithstanding the expiration of the time for so doing has expired, be now read and received.

The said Petition was then read by the Clerk.

By the Honourable Mr. Landerkin,—Of the Corporation of the Town of Goderich, in the Province of Ontario.

By the Honourable Mr. Casgrain (Windsor),—Of the Corporation of the City of Windsor, in the Province of Ontario.

By the Honourable Mr. Lougheed,—Of Thomas Bradshaw and others, of the City of Toronto, in the Province of Ontario.

With leave of the House,

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Wood, it was

Ordered, That the Petition of Thomas Bradshaw and others, of the City of Toronto, in the Province of Ontario ; praying to be incorporated as an Association for the promotion of the study of Financial, Actuarial Science Accountantship, and for other purposes, be now read and received.

The said Petition was then read by the Clerk.

The Honourable the Speaker informed the Senate that he had received the following communication from the Governor General's Secretary :—

OFFICE OF THE GOVERNOR GENERAL'S SECRETARY, CANADA,
OTTAWA, 15th April, 1901.

SIR,—I have the honour to inform you that the Chief Justice of Canada, acting as Deputy to His Excellency the Governor General, will proceed to the Senate Chamber this afternoon at 4 o'clock, for the purpose of giving assent to certain Bills which have passed the Senate and House of Commons during the present Session.

I have the honour to be, Sir,
Your obedient servant,
HARRY GRAHAM, Captain, A.D.C.,
*Acting Governor General's Secretary.*

The Honourable
The Speaker of the Senate,
Ottawa.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Eighth Report.

Ordered, That it be received, and

The same was then read by the Clerk and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
MONDAY, 15th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Eighth Report.

Your Committee have examined the following Petitions and find that sufficient notice has been given in each case :—

Of Robert Williams and others, of Qu'Appelle, Assiniboia ; praying for the passing of an Act incorporating them as the Fort Qu'Appelle Railway Company.

Of the Canadian Northern Railway Company ; praying for the passing of an Act confirming their amalgamation with the Ontario and Rainy River Railway Company, the Manitoba and South-eastern Railway Company, and for other purposes.

Of George Cassimer Desaulles and others, of the Province of Quebec ; praying for the passing of an Act incorporating them under the name of "The Union Railway Company."

Of the Rathbun Company ; praying for the passing of an Act amending their Act of incorporation, respecting the number of Directors, and for other purposes.

Of A. Bourbonnais and others ; praying for the passing of an Act incorporating them as "The Interprovincial and James Bay Railway Company."

Of George W. Smith and others ; praying for the passing of an Act incorporating them as "The Alberta Central Railway Company."

Of Archibald Campbell and others ; praying for the passing of an Act incorporating them as The Canadian National Bank.

Of George Frederick Benson, of Montreal, and others of elsewhere ; praying for the passing of an Act incorporating them as The Pontiac Colonization Railway Company ;—and

Of the Montreal and Southern Counties Railway Company ; praying for the passing of an Act amending their Act of incorporation and to extend the time for the completion of the said Railway, and for other purposes, &c.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Ninth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
MONDAY, 15th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Ninth Report.

Your Committee have examined the following Petition :—

Of Messieurs Chrysler and Bethune, of the City of Ottawa ; praying for leave to present a Petition on behalf of Thomas Bradshaw, of the City of Toronto, and others, who are desirous of being incorporated as an Association for promoting the study of Financial and Actuarial Science Accountantship, &c., notwithstanding the time limited for presenting Petitions for Private Bills has expired. Your Committee being satisfied with the reasons for the delay in presenting the Petition in this case, recommend the suspension of the 52nd Rule of the Senate and that leave be given to the said parties to present a Petition as prayed for.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the Fifty-second Rule be suspended in so far as the same relates to the Petition of Chrysler and Bethune, as recommended in the Ninth Report of the Standing Committee on Standing Orders.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Tenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
MONDAY, 15th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Tenth Report.

Your Committee have examined the following Petition:—

Of the Honourable G. W. Ross and others; praying for the passing of an Act empowering them to assume the business of the Manufacturers' Life Insurance Company and of the Temperance and General Life Insurance Company of North America; and find that the notices required by Rule 49*c* are not complete (being short in point of time). However, as the proposed measure chiefly affects the policyholders and shareholders of the companies interested, and as it was shown to Your Committee that each of these had been personally served with a notice of the application for the proposed amalgamation; and as it will be for the Committee to whom the Bill shall be referred to provide that no injury to any one shall arise therefrom; Your Committee recommend the suspension of Rule 49*c* in this case.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. Dandurand, it was

Ordered, That Rule 49*c* be suspended in so far as the same relates to the Petition of the Honourable G. W. Ross, as recommended in the Tenth Report of the Standing Committee on Standing Orders.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Eleventh Report

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
MONDAY, 15th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Eleventh Report.

Your Committee have examined the following Petitions:—

Of the Executive Government of the Province of Manitoba; praying that the Rules requiring the publication of notices in reference to their Petitions, viz., for an Act relating to a lease of certain railways in Manitoba; and also for an Act relating to an agreement respecting certain railways in Manitoba by the Canadian Northern Railway, be suspended.

Your Committee being of the opinion that substantial compliance with the Rules has been made, by the wide publicity given by the press of Manitoba and elsewhere, respecting the proposed legislation; they recommend that the 49th and 50th Rules be suspended, as it will be competent for the Committee to whom the Bills shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the 49th and 50th Rules be suspended in so far as they relate to the Petitions of the Executive Government of the Province of Manitoba, viz, for "An Act relating to a lease of certain railways in Manitoba," and, also, for "An Act relating to an agreement respecting certain railways in Manitoba by the Canadian Northern Railway," as recommended in the Eleventh Report of the Standing Committee on Standing Orders.

A Message was brought from the House of Commons by their Clerk, to return the Bill (6) intituled: "An Act respecting the Supreme Court of the Independent Order of Foresters," and to acquaint the Senate that they have agreed to the amendments made by the Senate to the said Bill without any amendment.

The Honourable Mr. Perley presented to the Senate the Bill (K) intituled: "An Act for the relief of James Stovel."

The said Bill was read a first time.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Kirchhoffer,

That the said Bill be read a second time on Tuesday, the thirtieth day of April instant.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

A Message was brought from the House of Commons by their Clerk, with a Bill (29) intituled: "An Act to amend the Dominion Lands Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (46) intituled: "An Act to amend the Unorganized Territories' Game Preservation Act, 1894," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Thursday next.

The Honourable Mr. Mills presented to the Senate a Bill (L) intituled: "An Act further to amend 'The Supreme and Exchequer Courts Act' and to make better provision for the trial of claims against the Crown."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Thursday next.

The House adjourned during pleasure.

After some time the House resumed.

The Honourable the Chief Justice of Canada, acting as Deputy to His Excellency the Governor General, being seated at the foot of the Throne,

The Honourable the Speaker commanded the Gentleman Usher of the Black Rod to proceed to the House of Commons and acquaint that House,—"It is the Deputy Governor's desire they attend him immediately in this House."

Who, being come with their Speaker,

The Clerk of the Crown in Chancery read the Titles of the Bills to be passed, as follow:—

An Act relating to the Grand Trunk Railway Company of Canada.
An Act respecting the Grand Trunk Railway Company of Canada.
An Act respecting the South Ontario Pacific Railway Company.
An Act respecting the Orford Mountain Railway Company.
An Act further to amend the Canada Evidence Act, 1893.
An Act respecting the Supreme Court of the Independent Order of Foresters.

To these Bills the Royal Assent was pronounced by the Clerk of the Senate in the following words:—

"In His Majesty's name, The Honourable the Chief Justice of Canada, acting as Deputy to His Excellency the Governor General doth assent to these Bills."

Then the Honourable the Speaker of the House of Commons addressed The Honourable The Chief Justice of Canada, acting as Deputy to His Excellency the Governor General, as follows:—

"MAY IT PLEASE YOUR HONOUR:—

"The Commons of Canada have voted the supplies required to enable the Government to defray certain expenses of the public service.

"In the name of the Commons I present to Your Honour the following Bill:—'An Act for granting to His Majesty certain sums of money required for defraying certain expenses of the public service for the financial year ending 30th June, 1901, and for other purposes relating to the public service, to which I humbly request Your Honour's assent.'"

To this Bill the Clerk of the Senate, by His Honour's command, did thereupon say:—

"In His Majesty's name, His Honour the Acting Deputy of His Excellency the Governor General thanks His Loyal Subjects, accepts their benevolence, and assents to this Bill."

After which the Deputy Governor was pleased to retire, and

The House of Commons withdrew.

The Honourable Sir Mackenzie Bowell moved, seconded by the Honourable Mr. Ferguson,

That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid before the Senate, a Return showing the number of tenders received by the Post Office Department for the carrying of the mail from Coe Hill Mines, in the north riding of the County of Hastings, to Apsley, in the east riding of the County of Peterboro'; the names of the persons who tendered, the sum asked for the conveyance of such mails, and the name of the person to whom the contract was awarded.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

Pursuant to the Order of the Day, the Bill (20) intituled: "An Act respecting the Nakusp and Slocan Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (36) intituled: "An Act respecting the Great North-west Central Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (42) intituled: "An Act respecting the Klondike Mines Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (48) intituled: "An Act respecting the Edmonton, Yukon and Pacific Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (21) intituled: "An Act respecting the British Columbia Southern Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (40) intituled: "An Act respecting the British Yukon Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (34) intituled: "An Act to incorporate the Canadian Patriotic Fund Association," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (91) intituled: "An Act to amend the Inland Waters Seamen's Act."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Lougheed, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a third time to-morrow.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (92) intituled: "An Act to further amend the Act respecting the Safety of Ships."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Thursday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Tuesday, 16th April, 1901.

**Bringing up Petitions.** **Reading Petitions.**

**Presenting Reports of Committees.** **Notices of Motions.**

## NOTICES OF MOTIONS.

For Tuesday, 16th April, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask :—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873 and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

By the Honourable Mr. Ferguson :—

2 April 15—That an humble Address be presented to His Excellency the Governor General ; praying that His Excellency may be pleased to lay on the Table of the Senate, a Return giving the names and addresses of all fishermen in Queen's County, P.E.I., who claimed bounty and received the same, for the season of 1900, with the amount paid to each.

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For Thursday, 18th April, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 April 15—That he will call attention to the following circular which has been issued and sent to Census enumerators in the Province of Ontario, with blanks to be filled with information for the use of the Liberal organizations of that province, which reads as follows :—

Dominion of Canada, Province of Ontario.
Month of....., 1901.
Male residents 16 years of age or over .....
Polling subdivision No. .....
Municipality of .....
Electoral district of .....
Per .....
P. O. .....
To .....
P. O .....

Two copies to be prepared by the gentleman so chosen for each subdivision and sent to the Liberal candidate in the last Provincial election, or candidate now nominated for the next Provincial election. The schedule which is to be filled up by the enumerator calls for the following information :—

Name of resident—surname, Christian name (be careful to give name of each lot of each male person who is eighteen years of age or over).
Politics .....
Date of birth .....
Month, day, year .....
Number of lot or house, concession or street .....
Post office address .....
Nationality .....
Religious denomination and church .....
Remarks .....

And inquire of the Government whether this circular was issued and circulated with the knowledge, consent or authority of the Government, or any member thereof? If not, have any steps been taken to suppress it, or have any instructions been given to county or riding Census Commissioners, or to enumerators, not to ask for or seek the information sought by said circular? If so, what instructions have been sent? If not, is it the intention of the Government to take steps to prevent these officials from asking the questions suggested in said circular?

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

2 April 15—That an humble Address be presented to His Excellency the Governor General ; praying that His Excellency will cause to be laid upon the

Table of the Senate, copies of all reports and maps made by engineers, or any other employee of the Government, who have surveyed and examined that portion of the Province of Ontario lying between Rice Lake and Port Hope, or some points adjacent thereto, for the purpose of ascertaining whether a feasible route exists for the construction of and making the southern terminus of what is known as the Trent Valley Canal, at or near Port Hope, on the north shore of Lake Ontario.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Tuesday, 16th April, 1901.

1 April 15—Third Reading (Bill 91) An Act to amend the Inland Waters Seamen's Act.—(Hon. Mr. Scott.)—E.F.

2 April 11—Second Reading (Bill J) An Act respecting Applications for Railway Charters.—(Hon. Mr. Casgrain, de Lanaudière.)—E.F.

3 April 11—Second Reading (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

4 April 12—Second Reading (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

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For Thursday, 18th April, 1901.

1 April 15—Second Reading (Bill 29) An Act to amend the Dominion Lands Act.—(Hon. Mr. Scott.)—E.F.

2 April 15—Second Reading (Bill 46) An Act to amend the Unorganized Territories Game Preservation Act, 1894.—(Hon. Mr. Mills.)—E.F.

3 April 15—Committee of the Whole House on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

4 April 15—Second Reading (Bill L) An Act further to amend "The Supreme and Exchequer Courts Act," and to made better provision for the trial of claims against the Crown.—(Hon. Mr. Mills.)

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For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)

No. 26.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 15th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 27.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Tuesday, 16th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dickey, | McKay (Truro), | Prowse, |
| Allan, | Dobson, | McLaren, | Reid, |
| Armand, | Ellis, | McMillan, | Scott, |
| Baird, | Ferguson, | McSweeney, | Shehyn, |
| Baker, | Gillmor, | Merner, | Snowball, |
| Bernier, | Godbout, | Miller, | Sullivan, |
| Bolduc, | Jones, | Mills, | Templeman, |
| Boucherville, de (C.M.G.), | Kirchhoffer, | Montplaisir, | Vidal, |
| Bowell (Sir Mackenzie), | Landerkin, | O'Donohoe, | Wark, |
| Carmichael, | Landry, | Owens, | Watson, |
| Casgrain (de Lanaudière), | Lougheed, | Pelletier (Sir Alphonse), | Wood (Hamilton), |
| Casgrain (Windsor), | Lovitt, | Perley, | Wood (Westmoreland), |
| Dever, | Macdonald (Victoria), | Poirier, | Yeo, |
| | MacKeen, | Primrose, | Young. |
| | McCallum, | | |
| | McDonald (C.B.), | | |

PRAYERS.

The following Petition was brought up and laid on the Table :—
By the Honourable Mr. Allan,—Of the Corporation of the Village of Clifford.

Pursuant to the Order of the Day, the following Petitions were read :—
Of the Corporation of the Town of Forest; of the Corporation of the City of Sherbrooke; of the Corporation of the Town of Saint Stephen; of the Corporation of the Village of Chippawa; all severally praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

And of the Supreme Grand Executive of the Sons of England Benefit Society; praying for the passing of an Act constituting the 24th day of May a perpetual holiday in memory of Her late Majesty Queen Victoria.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return to an Address of the Senate, dated the 11th March, 1901, for copies of all tenders received for the laying of an electric cable from Canada to Australia; a copy of the contract entered into for the construction and laying of said cable; together with a copy of all correspondence and documents relating to the nationalization of the telegraphics of the Empire, to include papers not already laid before the House, and all contracts or other papers relating thereto.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (35) intituled : "An Act respecting the Mather Bridge and Power Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. Landerkin, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (49) intituled : "An Act respecting the Niagara, St. Catharines and Toronto Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. McLaren, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (71) intituled "An Act respecting the Hudson's Bay and Pacific Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. McLaren, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (23) intituled : "An Act respecting the Guelph Junction Railway Company," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 16th April, 1901.

The Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (No. 23) intituled : "An Act respecting the Guelph Junction Railway Company," have, in obedience to Order of Reference of twelfth April instant, examined the said Bill, and now beg leave to report the same with the following amendments, viz. :—

Page 1, line 18.—Leave out clauses two and three, and insert the following clauses :—

"2. No person shall be a director of the company unless he be the holder of at least one share of the stock of the company and have paid up all calls thereon.

"(*a*) But so long as the City of Guelph shall hold $20,000 capital stock of the company, and shall be the holder of the bonds of the company, any alderman of the city and any *bona fide* ratepayer of the city then qualified for election as an alderman of the city and any of the shareholders of the company, shall be eligible to be directors of the company ; the mayor of the city for the time being shall be *ex officio* a director ; and the council of the city may by by-law, passed after its organization in each year, appoint five directors of the company from among those qualified by this Act for such appointment ; and such directors so appointed shall take office immediately after the holding of the annual general meeting of the company first held after such appointments are made, and shall hold office one year thereafter.

"(*b*) The word 'five' in the fifth line of section 6 of chapter 79 of the Statutes of 1884, *An Act to incorporate the Guelph Junction Railway Company*, is hereby struck out, and the word 'three' inserted in lieu thereof, and the words 'by the shareholders other than the City of Guelph from among themselves,' are inserted after the word 'chosen' in the sixth line of the said section.

"(*c*) The three directors so elected, together with those appointed by the council of the City of Guelph as hereinbefore provided and the *ex officio* directors, shall constitute the board of directors of the company.

"3. The directors of the company shall, upon the request of any of the present shareholders of the company holding ten shares of the capital stock of the company, and upon whose shares ten per cent only has been paid, issue a fully paid up share for one hundred dollars to each of such shareholders holding ten shares as aforesaid, being for the aggregate amount paid upon his present shares, and shall pass a by-law or by-laws, which the said directors are hereby empowered to do, cancelling the subscription for and all liability upon the remaining nine shares held or subscribed for by any such shareholder or shareholders ; and thereupon all liability of any such shareholders for the payment of the amount of the said remaining shares subscribed for or now held by them respectively, or any part thereof, shall cease and determine ; and the word 'shareholder' in this section shall include as well any one or more persons holding shares in trust as those holding the same in their own right.

"4. It shall be lawful for the corporation of the City of Guelph, subject to the laws of the Province of Ontario, to acquire any fully paid up shares in the company, and to hold the same as well as those now held by the said city.

"5. Section 7 of the said Act to incorporate the company, chapter 79 of the Statutes of 1884, is repealed.

"6. Subsections (*a*), (*b*) and (*c*) of section 2 shall not come into force until the first day of January, 1902."

All which is respectfully submitted.

GEORGE B. BAKER,
*Chairman.*

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said amendments be agreed to.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twelfth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 16th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Twelfth Report.

Your Committee have had under their consideration the Bill (13) from the House of Commons, intituled: "An Act to incorporate the Canada National Railway and Transport Company," which was referred to them under the Fifty-ninth Rule of the Senate; and Your Committee find that the notices given are sufficient for the building and operating of a railway from Toronto to Collingwood only, and not as contemplated by the Bill "or other port on Georgian Bay."

Your Committee being satisfied with the reasons given why no Petition had been presented in this case, recommend the suspension of the Fifty-third and Fifty-fourth Rules of the Senate in so far as they relate to the said Bill.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Fifty-third and Fifty-fourth Rules of the Senate be dispensed with in so far as the same relate to the Bill (13) intituled: "An Act to incorporate the Canada National Railway and Transport Company," as recommended in the Twelfth Report of the Standing Committee on Standing Orders.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Bill (13) intituled "An Act to incorporate the Canadian National Railway and Transport Company," be placed upon the Orders of the Day for a second reading to-morrow.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Thirteenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 16th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Thirteenth Report.

Your Committee have examined the following Petition:—

Of Thomas Bradshaw and others, of the City of Toronto; praying to be incorporated as an Association for the promotion of Financial, Actuarial Science Accountantship, and for other purposes; and find that the notices required by Rules 49 and 50 are short in point of time.

Your Committee, however, recommend that Rules 49 and 50 of the Senate be suspended in so far as they relate to the said Petition, as it will be competent for the

Committee to whom the Bill shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Ferguson, it was

Ordered, That Rules 49 and 50 of the Senate be suspended in so far as the same relate to the Petition of Thomas Bradshaw and others, as recommended in the Thirteenth Report of the Standing Committee on Standing Orders.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Fourteenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 16th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Fourteenth Report.

Your Committee have examined the following Petition : —

Of the St. Lawrence and Adirondack Railway Company ; praying for leave to present a Petition for an "Act amending their Act of incorporation," notwithstanding the time for presenting Petitions for Private Bills has expired.

Your Committee being satisfied with the reasons given for the delay in presenting the Petition in this case, recommend the suspension of the 52nd Rule of the Senate, and that leave be given to the said parties to present a Petition as prayed for.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Fifty-second Rule be suspended in so far as the same relates to the Petition of the St. Lawrence and Adirondack Railway Company, as recommended in the Fourteenth Report of the Standing Committee on Standing Orders.

Then the Honourable Sir Mackenzie Bowell presented to the Senate the Petition of the St. Lawrence and Adirondack Railway Company.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Fifteenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 16th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Fifteenth Report,

Your Committee recommend that the time limited for presenting Private Bills to the Senate, which expires this day, be extended to Tuesday, the thirtieth day of April instant.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

On motion of the Honourable Mr. McKay (Truro), seconded by the Honourable Mr. Dever, it was

Ordered, That the said Report be adopted.

The Honourable Mr. Ferguson moved, seconded by the Honourable Sir Mackenzie Bowell,

That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid before the Senate, copies of a Return giving the names and addresses of all fishermen in Queen's County, P.E.I., who claimed bounty and received the same, for season of 1900, with the amount paid to each.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

A Message was brought from the House of Commons by their Clerk, with a Bill (68) intituled: "An Act respecting the McClary Manufacturing Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (82) intituled: "An Act respecting the Rathbun Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Young, seconded by the Honourable Mr. Watson, it was

Ordered, That the said Bill be read a second time to-morrow.

Pursuant to the Order of the Day, the Bill (91) intituled: "An Act to amend the Inland Waters Seamen's Act," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (J) intituled: "An Act respecting Applications for Railway Charters," was read a second time.

On motion of the Honourable Mr. Casgrain (de Lanaudière), seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (93) intituled: "An Act respecting Inquiries and Investigations into Shipping Casualties," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Friday next.

The Order of the Day being read for the Second Reading of the Bill (32) intituled: "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Snowball,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 17th April, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 17th April, 1901.

By the Honourable Mr. Drummond :—

1 March 20—That he will ask :—

Is the Government aware of the following facts :—

1. That the salaries of the Judges were fixed in the year 1873 and have not been changed since that date.

2. That in the period of 24 years which has elapsed the expense of living and the claims of all kinds on persons in their position have enormously increased.

3. That during this period salaries and wages of all classes have been materially advanced.

4. That, as compared with the judicial salaries paid elsewhere the Canadian scale is unjust and insufficient from the facts above stated.

5. That a comparison of salaries paid in the Mother Country and in other portions of the Empire is substantially as follows :—

| ENGLAND. | | CANADA. | |
|---|---|---|---|
| Lord Chancellor..... | $50,000 | Chief Justices..... | $6,000 |
| Lord Chief Justice .... | 40,000 | | |
| High Court Judge ..... | 25,000 | Queen's Bench and Superior Court.... | 3,500 to 5,000 |
| 27 Metropolitan Police Magistrates, each .... | 7,500 | | |

WEST INDIA ISLANDS.

Trinidad, Port of Spain, with a total population of 269,000, pays its Chief Justice $9,000.

6. Whether the Government has decided to take steps to remedy the grave injustice above set forth ?

For Thursday, 18th April, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 April 15—That he will call attention to the following circular which has been issued and sent to Census enumerators in the Province of Ontario, with blanks to be filled with information for the use of the Liberal organizations of that province, which reads as follows :—

Dominion of Canada, Province of Ontario.
Month of....., 1901.
Male residents 16 years of age or over.....
Polling subdivision No.....
Municipality of.....
Electoral district of.....
Per.....
P. O.....
To.....
P. O.....

Two copies to be prepared by the gentleman so chosen for each subdivision and sent to the Liberal candidate in the last Provincial election, or candidate now nominated for the next Provincial election. The schedule which is to be filled up by the enumerator calls for the following information :—

Name of resident—surname, Christian name (be careful to give name of each lot of each male person who is eighteen years of age or over).
Politics.....
Date of birth.....
Month, day, year.....
Number of lot or house, concession or street.....
Post office address.....
Nationality.....
Religious denomination and church.....
Remarks.....

And inquire of the Government whether this circular was issued and circulated with the knowledge, consent or authority of the Government, or any member thereof? If not, have any steps been taken to suppress it, or have any instructions been given to county or riding Census Commissioners, or to enumerators, not to ask for or seek the information sought by said circular? If so, what instructions have been sent? If not, is it the intention of the Government to take steps to prevent these officials from asking the questions suggested in said circular?

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

2 April 15—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid upon the Table of the Senate, copies of all reports and maps made by engineers, or any other employee of the Government, who have surveyed and examined that portion of the Province of Ontario lying between Rice Lake and Port Hope, or some points adjacent thereto, for the purpose of ascertaining whether a feasible route exists for the construction of and making the southern terminus of what is known as the Trent Valley Canal, at or near Port Hope, on the north shore of Lake Ontario.

By the Honourable Mr. Allan:—

3 April 16—That he will call the attention of the Government to the condition of the grounds surrounding the Parliament Buildings, and will inquire whether it is the intention of the Government to do anything towards putting the grounds surrounding the buildings in proper order, and repairing the injuries done to many of the trees and shrubs within the said grounds.

---

For Monday, 22nd April, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 April 16—That he will inquire if it is the intention of the Government to call Parliament together during the visit of His Royal Highness the Duke of Cornwall and York to Canada, as was done during the visit of His Royal Highness the Prince of Wales (now King Edward the VII.) in 1860.

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# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 17th April, 1901.

1 April 16—Third Reading (Bill 35) An Act respecting the Mather Bridge and Power Company.—(Hon. Mr. Jones.)

2 April 16—Third Reading (Bill 49) An Act respecting the Niagara, St. Catharines and Toronto Railway Company.—(Hon. Mr. McCallum.)

3 April 16—Third Reading (Bill 71) An Act respecting the Hudson's Bay and Pacific Railway Company.—(Hon. Mr. McCallum.)

4 April 16—Third Reading (Bill 23) An Act respecting the Guelph Junction Railway Company.—(Hon. Mr. Baker.)

5 April 16—Second Reading (Bill 13) An Act to incorporate the Canada National Railway and Transport Company.—(Hon. Sir Mackenzie Bowell.)—E.F.

6 April 16—Second Reading (Bill 68) An Act respecting the McClary Manufacturing Company.—(Hon. Mr. Watson.)—E.F.

7 April 16—Second Reading (Bill 82) An Act respecting the Rathbun Company.—(Hon. Mr. Watson.)—E.F.

8 April 16—Second Reading (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

---

For Thursday, 18th April, 1901.

1 April 15—Second Reading (Bill 29) An Act to amend the Dominion Lands Act.—(Hon. Mr. Scott.)—E.F.

2 April 15—Second Reading (Bill 46) An Act to amend the Unorganized Territories Game Preservation Act, 1894.—(Hon. Mr. Mills.)—E.F.

3 April 15—Committee of the Whole House on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

4 April 15—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)

---

For Friday, 19th April, 1901.

1 April 11—Committee of the Whole House on (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

---

For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)

No. 27.

1st Session, 9th Parliament, 1 Edward VII., 19

*Tuesday, 16th April, 1901.*

MINUTES OF PROCEEDING

OF THE

SENATE OF CANADA.

OTTAWA

Printed by S. E. DAWSON

Printer to the King's most Excellent Majesty

1901

# No. 28.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Wednesday, 17th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dever, | MacKeen, | Primrose, |
| Allan, | Dickey, | McCallum, | Prowse, |
| Baird, | Dobson, | McDonald (C.B.), | Reid, |
| Baker, | Drummond, | McHugh, | Scott, |
| Bernier, | Ellis, | McKay (Truro), | Shehyn, |
| Bolduc, | Ferguson, | McLaren, | Snowball, |
| Boucherville, de (C.M.G.), | Gillmor, | McSweeney, | Sullivan, |
| | Jones, | Merner, | Templeman, |
| Bowell (Sir Mackenzie), | Kirchhoffer, | Miller, | Vidal, |
| | Landerkin, | Mills, | Wark, |
| Carmichael, | Landry, | Montplaisir, | Watson, |
| Casgrain (de Lanaudière), | Lougheed, | O'Donohoe, | Wood (Hamilton), |
| | Lovitt, | Pelletier (Sir Alphonse), | Wood (Westmoreland), |
| Casgrain (Windsor), | Macdonald (P.E.I.), | | |
| Cox, | Macdonald (Victoria), | Perley, | Yeo, |
| Dandurand, | MacKay (Alma), | Poirier, | Young. |

PRAYERS.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Board of Trade of the City of St. Thomas ; the Corporations of the Cities of Ridgetown and Windsor, the Villages of Ayr and Lakefield, and of the Town of Goderich, all in the Province of Ontario ; also of the Village of Gretna, in the Province of Manitoba ; all severally praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

A Message was brought from the House of Commons by their Clerk, to return the Bill (G) intituled : "An Act to make certain provisions necessitated by the Demise of the Crown," and to acquaint the Senate that they have passed the said Bill without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (12) intituled : "An Act respecting the London Mutual Fire Insurance Company of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. Landerkin, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (19) intituled : "An Act respecting the Eastern Canada Savings and Loan Company (Limited)," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (51) intituled : "An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be read a second time on Tuesday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (25) intituled : "An Act to incorporate the Ottawa and Hull Power and Manufactnring Company (Limited)," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (37) intituled : "An Act to incorporate the Bishop of Keewatin," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Bill be read a second time on Friday next.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their Seventh Report.

Ordered, That it be received, and
The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 28,
WEDNESDAY, 17th April, 1901.

The Committee on Divorce beg leave to make their Seventh Report, as follows :—

In the matter of Bill (C) intituled : " An Act for the relief of James Ward McDonald."

Your Committee have considered the Petition of Janet McDonald, of the Town of Carleton Place, wife of the said James Ward McDonald, and Respondent in the matter of the said Bill, referred to your Committee on the 10th of April instant, and praying that the said James Ward McDonald may be ordered to provide her with money for conducting her defence thereto.

Your Committee recommend that an order of your Honourable House be made to the following effect :—

1. That the said James Ward McDonald deposit with the Clerk of the Senate forthwith, the sum of $25 in order to enable the Respondent to conduct her defence.

2. That he deposit hereafter from time to time, if so ordered by your Committee, such further sums as your Committee may deem necessary further to provide for such purpose.

3. That the sums so deposited be paid out, upon such orders as your Committee think fit to make from time to time, for counsel fees, and if necessary, expenses of witnesses for the Respondent and other proper expenses of her defence ; the balance, if any remaining, to be returned to the said James Ward McDonald.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Acting Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley'
That the said Report be now adopted.
Which being objected to,
The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and
Ordered accordingly.

The Honourable Mr. Ferguson, from the Joint Committee of the Senate and House of Commons on the Printing of Parliament, presented their Second Report.
Ordered, That it be received, and
The same was then read by the Clerk, and it is as follows :—

COMMITTEE ROOM,
17th April, 1901.

The Joint Committee of both Houses on the Printing of Parliament beg leave to present the following as their Second Report :—

The Committee recommend that each member of the House of Commons and those members of the Press Gallery who have served continuously for three consecutive years be supplied with a leather trunk at this the first Session of a new Parliament.

All which is respectfully submitted.

D. FERGUSON,
*Chairman.*

On motion of the Honourable Mr. Ferguson, seconded by the Honourable Sir Mackenzie Bowell, it was
Ordered, That the said Report be taken into consideration by the Senate on Friday next.

Pursuant to the Order of the Day, the Bill (35) intituled: "An Act respecting the Mather Bridge and Power Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (49) intituled: "An Act respecting the Niagara, St. Catharines and Toronto Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved, on division, in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (71) intituled: "An Act respecting the Hudson's Bay and Pacific Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (23) intituled: "An Act respecting the Guelph Junction Railway Company," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (13) intituled: "An Act to incorporate the Canada National Railway and Transport Company," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (68) intituled: "An Act respecting the McClary Manufacturing Company," was read a second time.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

Pursuant to the Order of the Day, the Bill (82) intituled: "An Act respecting the Rathbun Company," was read a second time.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

Pursuant to the Order of the Day, the Bill (32) intituled: "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (115) intituled: "An Act to amend the General Inspection Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (116) intituled: "An Act respecting the Culling of Lumber and the Inspection of Staples," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time on Friday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 18th April, 1901.

**Bringing up Petitions.** **Reading Petitions.**

**Presenting Reports of Committees.** **Notices of Motions.**

## NOTICES OF MOTIONS.

For Thursday, 18th April, 1901.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

1 April 15—That he will call attention to the following circular which has been issued and sent to Census enumerators in the Province of Ontario, with blanks to be filled with information for the use of the Liberal organizations of that province, which reads as follows :—

Dominion of Canada, Province of Ontario.
Month of....., 1901.
Male residents 16 years of age or over .....
Polling subdivision No. .....
Municipality of .....
Electoral district of .....
Per .....
P. O. .....
To .....
P. O .....

Two copies to be prepared by the gentleman so chosen for each subdivision and sent to the Liberal candidate in the last Provincial election, or candidate now nominated for the next Provincial election. The schedule which is to be filled up by the enumerator calls for the following information :—

Name of resident—surname, Christian name (be careful to give name of each lot of each male person who is eighteen years of age or over).
Politics .....
Date of birth .....
Month, day, year .....
Number of lot or house, concession or street .....
Post office address .....
Nationality .....
Religious denomination and church .....
Remarks .....

And inquire of the Government whether this circular was issued and circulated with the knowledge, consent or authority of the Government, or any member thereof? If not, have any steps been taken to suppress it, or have any instructions been given to county or riding Census Commissioners, or to enumerators, not to ask for or seek the information sought by said circular? If so, what instructions have been sent? If not, is it the intention of the Government to take steps to prevent these officials from asking the questions suggested in said circular?

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

2 April 15—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid upon the Table of the Senate, copies of all reports and maps made by engineers, or any other employee of the Government, who have surveyed and examined that portion of the Province of Ontario lying between Rice Lake and Port Hope, or some points adjacent thereto, for the purpose of ascertaining whether a feasible route exists for the construction of and making the southern terminus of what is known as the Trent Valley Canal, at or near Port Hope, on the north shore of Lake Ontario.

By the Honourable Mr. Allan :—

3 April 16—That he will call the attention of the Government to the condition of the grounds surrounding the Parliament Buildings, and will inquire whether it is the intention of the Government to do anything towards putting the grounds surrounding the buildings in proper order, and repairing the injuries done to many of the trees and shrubs within the said grounds.

By the Honourable Mr. Drummond :—

4 April 17—Has the Government any information bearing on the question of an alleged serious depreciation in the quality of cheese exported of late to Great Britain or to foreign countries?

Is there any truth in these allegations, and what steps, if any, is the Government disposed in such case to take to secure and sustain the high character of this product?

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For Friday, 19th April, 1901.

By the Honourable Mr. Landry :—

1 April 17—That he will inquire :—

1. Has Charles Burpee, Esq., late a Member of the Senate, been in the employment of the Government since he resigned his seat in the Senate?

2. If so, in what capacity was he employed? What remuneration did he receive for the services rendered, per diem allowance or otherwise?

3. Is he now employed by the Government? If so, in what branch of the service, and at what rate per diem, month or otherwise?

For Monday, 22nd April, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 April 16—That he will inquire if it is the intention of the Government to call Parliament together during the visit of His Royal Highness the Duke of Cornwall and York to Canada, as was done during the visit of His Royal Highness the Prince of Wales (now King Edward the VII.) in 1860.

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# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 18th April, 1901.

1 April 15—Second Reading (Bill 29) An Act to amend the Dominion Lands Act.—(Hon. Mr. Scott.)—E.F.

2 April 15—Second Reading (Bill 46) An Act to amend the Unorganized Territories Game Preservation Act, 1894.—(Hon. Mr. Mills.)—E.F.

3 April 15—Committee of the Whole House on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

4 April 15—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)

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For Friday, 19th April, 1901.

1 April 11—Committee of the Whole House on (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

2 April 17—Second Reading (Bill 12) An Act respecting the London Mutual Fire Insurance Company of Canada.—(Hon. Mr. Jones.)—E.F.

3 April 17—Second Reading (Bill 19) An Act respecting the Eastern Canada Savings and Loan Company (Limited).—(Hon. Mr. Wood, Westmoreland.)—E.F.

4 April 17—Second Reading (Bill 25) An Act to incorporate the Ottawa and Hull Power and Manufacturing Company (Limited).—(Hon. Mr. Perley.)—E.F.

5 April 17—Second Reading (Bill 37) An Act to incorporate the Bishop of Keewatin. —(Hon. Mr. Lougheed.)—E.F.

6 April 17—Consideration of the Second Report of the Joint Committee on the Printing of Parliament.—(Hon. Mr. Ferguson.)

7 April 17—Second Reading (Bill 116) An Act respecting the Culling of Lumber and the Inspection of Staples.—(Hon. Mr. Scott.)—E.F.

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For Monday, 22nd April, 1901.

1 April 17—Committee of the Whole House on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

2 April 17—Second Reading (Bill 115) An Act to amend the General Inspection Act. —(Hon. Mr. Mills.)—E.F.

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For Tuesday, 23rd April, 1901.

1 April 17—Second Reading (Bill 51) An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada.—(Hon. Mr. Dandurand.)—E.F.

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For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)

No. 28.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 17th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 29.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Thursday, 18th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baird,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (Windsor),
Clemow,
Cochrane,
Cox,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ellis,
Ferguson,
Fiset,
Gillmor,
Hingston (Sir William),
Jones,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petitions were severally brought up, and laid on the Table :—

By the Honourable Mr. Vidal,—Of the Corporation of the City of Chatham, in the Province of Ontario.

By the Honourable Mr. Ellis,—Of the Corporation of the City of Saint John, in the Province of New Brunswick.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporation of the Village of Clifford, in the Province of Ontario; praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

And of the St. Lawrence and Adirondack Railway Company; praying for the passing of a Bill to enable the Company to issue and negotiate unsecured debentures to the extent of $300,000, and conferring on the holders thereof the right to vote at meetings of the Company.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (E) intituled : " An Act to amend the Trade Mark and Design Act," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 2,
THURSDAY, 18th April, 1901.

The Standing Committee on Banking and Commerce, to whom was referred the Bill (E) intituled : " An Act to amend the Trade Mark and Design Act," have, in obedience to the Order of Reference of Thursday, the eleventh of April, examined the said Bill, and now beg leave to report the Bill has not been proved to their satisfaction.

The grounds upon which they have arrived at such decision are that the passage of the Bill would be contrary to the spirit of the Trade Mark and Design Act and to sound public policy.

All which is respectfully submitted.

GEO. A. DRUMMOND,
*Chairman.*

On motion of the Honourable Mr. Drummond, seconded by the Honourable Mr. Macdonald (Victoria), it was

Ordered, That the said Report be adopted.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Sixteenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
THURSDAY, 18th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Sixteenth Report.

Your Committee have examined the following Petition and find that sufficient notice has been given :—

Of John Abell, of the City of Toronto; praying for the passing of an Act empowering the Commissioner of Patents to extend the time of Patent No. 33,944.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Seventeenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
THURSDAY, 18th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Seventeenth Report.

Your Committee have examined the following Petition: —

Of the St. Lawrence and Adirondack Railway Company; praying for the passing of a Bill to enable the company to issue and negotiate unsecured debentures, to the extent of $300,000; and conferring on the holders thereof the right to vote at meetings of the company; and find that no notices have been published in the *Canada Gazette* or in any local newspapers.

It being shown to your Committee that the necessity for the proposed legislation has arisen so recently to admit of the proper notices being given, and as all the parties chiefly interested are agreed in the matter, your Committee recommend the suspension of the 49th and 50th Rules of the Senate in this case, as it will be competent for the Committee to whom the Bill shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the 49th and 50th Rules of the Senate be suspended in so far as the same relate to the Petition of the St. Lawrence and Adirondack Railway Company, as recommended in the Seventeenth Report of the Standing Committee on Standing Orders.

The Honourable Sir Mackenzie Bowell presented to the Senate a Bill (M) intituled "An Act respecting the St. Lawrence and Adirondack Railway Company."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

With leave of the House,

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Petition of the British America Assurance Company, presented this day; praying this House to suspend all rules and formal notices regarding a Bill to be introduced granting to the said company the power to own, equip, maintain, operate and navigate on the lakes and rivers of Canada ice-breakers and wreck-relieving steamers and other appliances for ice-breaking and wreck-relieving, and to subscribe for, purchase and hold stock or shares in any company incorporated for the purpose solely or among other things of owning, equipping, maintaining, operating or navigating on the lakes and rivers of Canada ice-breakers and wreck-relieving steamers or other appliances for wreck-relieving and ice-breaking, notwithstanding the expiration of the time for presenting Petitions for Private Bills, be read, received and referred to the Select Standing Committee on Standing Orders.

With leave of the Senate,

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the Petition of the Western Assurance Company, presented this day; praying this House to suspend all rules and formal notices regarding a Bill to be introduced granting to the said company the power to own, equip, maintain, operate and navigate on the lakes and rivers of Canada ice-breakers and wreck-relieving steamers and other appliances for ice-breaking and wreck-relieving, and to subscribe for, purchase and hold stock or shares in any company incorporated for the purpose solely or among other things of owning, equipping, maintaining, operating or navigating on the lakes and rivers of Canada ice-breakers and wreck-relieving steamers or other appliances for wreck-relieving and ice-breaking, notwithstanding the expiration of the time for presenting Petitions for Private Bills, be read, received and referred to the Select Standing Committee on Standing Orders.

A Message was brought from the House of Commons by their Clerk, with a Bill (53) intituled: "An Act respecting the Manitoba and North-west Loan Company (Limited)," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Aikins, seconded by the Honourable Mr. Macdonald (Victoria), it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (43) intituled: "An Act to incorporate the St. Lawrence Lloyd's," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. McKay (Alma), it was

Ordered, That the said Bill be read a second time on Monday next.

The Honourable Sir Mackenzie Bowell, K.C.M.G., called attention to the following circular which has been issued and sent to Census enumerators in the Province of Ontario, with blanks to be filled with information for the use of the Liberal organizations of that province, which reads as follows:—

Dominion of Canada, Province of Ontario.
Month of....., 1901.
Male residents 16 years of age or over .....
Polling subdivision No.....
Municipality of .....
Electoral district of .....
Per.....
P. O. .....
To.....
P. O.....

Two copies to be prepared by the gentleman so chosen for each subdivision and sent to the Liberal candidate in the last Provincial election, or candidate now nominated for the next Provincial election. The schedule which is to be filled up by the enumerator calls for the following information:—

Name of resident—surname, Christian name (be careful to give name of each lot of each male person who is eighteen years of age or over).
Politics .....
Date of birth .....
Month, day, year .....
Number of lot or house, concession or street .....
Post office address .....
Nationality.....
Religious denomination and church .....
Remarks .....

And inquired of the Government whether this circular was issued and circulated with the knowledge, consent or authority of the Government, or any member thereof?

If not, have any steps been taken to suppress it, or have any instructions been given to county or riding Census commissioners, or to enumerators, not to ask for or seek the information sought by said circular? If so, what instructions have been sent? If not, is it the intention of the Government to take steps to prevent these officials from asking the questions suggested in said circular?

Debated.

The Honourable Sir Mackenzie Bowell, K.C.M.G., moved, seconded by the Honourable Mr. Ferguson,

That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid upon the Table of the Senate, copies of all reports and maps made by engineers, or any other employee of the Government, who have surveyed and examined that portion of the Province of Ontario lying between Rice Lake and Port Hope, or some points adjacent thereto, for the purpose of ascertaining whether a feasible route exists for the construction of and making the southern terminus of what is known as the Trent Valley Canal, at or near Port Hope, on the north shore of Lake Ontario.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

The Honourable Mr. Allan called the attention of the Government to the condition of the grounds surrounding the Parliament Buildings, and inquired whether it is the intention of the Government to do anything towards putting the grounds surrounding the buildings in proper order, and repairing the injuries done to many of the trees and shrubs within the said grounds.

Debated.

The Honourable Mr. Dandurand presented to the Senate a Bill (N) intituled: "An Act to amend the Patent Act."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Tuesday next.

Pursuant to the Order of the Day, the Bill (29) intituled: "An Act to amend the Dominion Lands Act," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

Pursuant to the Order of the Day, the Bill (46) intituled: "An Act to amend the Unorganized Territories Game Preservation Act, 1894," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

The House, according to Order, was adjourned during pleasure, and put into a Committee of the Whole on the Bill (92) intituled: "An Act to further amend the Act respecting the Safety of Ships."

*In the Committee.*

The title read and postponed.

The first section read and amended as follows:—

Page 1, line 14.—Leave out from "place" to "and" in line 17, and insert: "in the British Isles, or in the continent of Europe north of Cape Finisterre in Spain, not being a port or place within the Mediterranean Sea."

Page 2, line 10.—Leave out from "3" to "certificate," in line 37, both inclusive.

Page 2, line 39.—After "Columbia" insert the following as clause A :—

2. Section eight of the said Act is hereby repealed and the following substituted therefor :—

"8. Every master of a ship subject to the provisions of the next preceding section, who violates any of the provisions of the said section, shall, for each such violation, incur a penalty not exceeding, except as hereinafter provided, eight hundred dollars ; and every master of a sailing ship who sails in such ship, after the first day of October or before the sixteenth day of March, and every master of a steamship who sails in such steamship after the twelfth day of October or before the sixteenth day of March in any year, from any port or place in Canada to any port or place in the British Isles or in the continent of Europe north of Cape Finisterre in Spain, not being a port or place within the Mediterranean Sea, without the certificate therein mentioned, is guilty of an indictable offence, and shall be liable to a fine not exceeding eight hundred dollars, or to imprisonment for a term not exceeding two years and not less than three months, or to both."

---

After some time the House was resumed.

The Honourable Mr. Lougheed, from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Committee have leave to sit again on Monday next.

The Order of the Day being read for the Second Reading of the Bill (L) intituled : "An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : 'An Act to amend the Supreme end Exchequer Court Act, and to make better provision for the Trial of Claims against the Crown.'"

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 19th April, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** Notices of Motions.

## NOTICES OF MOTIONS.

For Friday, 19th April, 1901.

By the Honourable Mr. Landry :—

1 April 17—That he will inquire :—

1. Has Charles Burpee, Esq., late a Member of the Senate, been in the employment of the Government since he resigned his seat in the Senate ?

2. If so, in what capacity was he employed ? What remuneration did he receive for the services rendered, per diem allowance or otherwise ?

3. Is he now employed by the Government ? If so, in what branch of the service, and at what rate per diem, month or otherwise ?

For Monday, 22nd April, 1901.

By the Honourable Mr. Macdonald (B.C.) :—

1 April 16—That he will inquire if it is the intention of the Government to call Parliament together during the visit of His Royal Highness the Duke of Cornwall and York to Canada, as was done during the visit of His Royal Highness the Prince of Wales (now King Edward the VII.) in 1860.

For Thursday, 25th April, 1901.

By the Honourable Mr. Drummond :—

1 April 17—Has the Government any information bearing on the question of an alleged serious depreciation in the quality of cheese exported of late to Great Britain or to foreign countries ?

Is there any truth in these allegations, and what steps, if any, is the Government disposed in such case to take to secure and sustain the high character of this product ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed ; E. printed in English, F. printed in French.

For Friday, 19th April, 1901.

1 April 11—Committee of the Whole House on (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

2 April 17—Second Reading (Bill 12) An Act respecting the London Mutual Fire Insurance Company of Canada.—(Hon. Mr. Jones.)—E.F.

3 April 17—Second Reading (Bill 19) An Act respecting the Eastern Canada Savings and Loan Company (Limited).—(Hon. Mr. Wood, Westmoreland.)—E.F.

4 April 17—Second Reading (Bill 25) An Act to incorporate the Ottawa and Hull Power and Manufacturing Company (Limited).—(Hon. Mr. Perley.)—E.F.

5 April 17—Second Reading (Bill 37) An Act to incorporate the Bishop of Keewatin.—(Hon. Mr. Lougheed.)—E.F.

6 April 17—Consideration of the Second Report of the Joint Committee on the Printing of Parliament.—(Hon. Mr. Ferguson.)

7 April 17—Second Reading (Bill 116) An Act respecting the Culling of Lumber and the Inspection of Staples.—(Hon. Mr. Scott.)—E.F.

8 April 18—Committee of the Whole House on (Bill 29) An Act to amend the Dominion Lands Act.—(Hon. Mr. Scott.)—E.F.

9 April 18—Committee of the Whole House on (Bill 46) An Act to amend the Unorganized Territories Game Preservation Act, 1894.—(Hon. Mr. Mills.)—E.F.

10 April 18—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : " An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown —(Hon. Mr. Mills.)—E.

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For Monday, 22nd April, 1901.

1 April 17—Committee of the Whole House on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

2 April 17—Second Reading (Bill 115) An Act to amend the General Inspection Act. —(Hon. Mr. Mills.)—E.F.

3 April 18—Second Reading (Bill M) An Act respecting the St. Lawrence and Adirondack Railway Company.—(Hon. Sir Mackenzie Bowell.)

4 April 18—Second Reading (Bill 53) An Act respecting the Manitoba and Northwest Loan Company (Limited).—(Hon. Mr. Aikins.)—E.F.

5 April 18—Second Reading (Bill 43) An Act to incorporate the St. Lawrence Lloyd's. —(Hon. Mr. Wood, Westmoreland.)—E.F.

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For Tuesday, 23rd April, 1901.

1 April 17—Second Reading (Bill 51) An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada.—(Hon. Mr. Dandurand.)—E.F.

2 April 18—Second Reading (Bill N) An Act to amend the Patent Act.—(Hon. Mr. Dandurand.)

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For Wednesday, 24th April, 1901.

1 April 18—House again in Committee of the Whole on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

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For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)—E.F.

No. 29.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 18th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 30.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Friday, 19th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baird,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Ellis,
Ferguson,
Fiset,
Gillmor,
Jones,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (93) intituled: "An Act respecting Inquiries and Investigations into Shipping Casualties."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Monday next.

Pursuant to the Order of the Day, the Bill (12) intituled: "An Act respecting the London Mutual Fire Insurance Company of Canada," was read a second time.

On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. Landerkin, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (19) intituled: "An Act respecting the Eastern Canada Savings and Loan Company (Limited)," was read a second time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (25) intituled: "An Act to incorporate the Ottawa and Hull Power and Manufacturing Company (Limited)," was read a second time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

Pursuant to the Order of the Day, the Bill (37) intituled: "An Act to incorporate the Bishop of Keewatin," was read a second time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

The Order of the Day being read for the consideration of the Second Report of the Joint Committee of the Senate and House of Commons on the Printing of Parliament.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the same be postponed until Monday next.

Pursuant to the Order of the Day, the Bill (116) intituled: "An Act respecting the Culling of Lumber and the Inspection of Staples," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Monday next.

The House, according to Order, was adjourned during pleasure, and pnt into a Committee of the Whole on the Bill (29) intituled: "An Act to amend the Dominion Lands Act."

*In the Committee.*

Title read and postponed.

First section read and agreed to.

Second section read and postponed.
Third section read and amended as follows :—
Page 1, line 3.—Leave out "forty" and insert "twenty."
Page 2, line 4.—After "land" insert "or land occupied by him in the vicinity."
Page 2, line 7.—Leave out "forty" and insert "twenty."
The remaining sections severally read and agreed to.

---

After some time the House was resumed, and
The Honourable Mr. Wood (Westmoreland), from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.
On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was
Ordered, That the said Committee have leave to sit again on Monday next.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (46) intituled : "An Act to amend the Unorganized Territories Game Preservation Act, 1894."

*In the Committee.*

After some time the House was resumed, and
The Honourable Mr. Snowball, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.
On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was
Ordered, That the said Bill be now read a third time.
The said Bill was then read a third time accordingly.
The question was put whether this Bill shall pass?
It was resolved in the affirmative.
Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Order of the Day being read for the Second Reading of the Bill (L) intituled : "An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : 'An Act to amend The Supreme and Exchequer Courts Act, and to make better provision for the Trial of Claims against the Crown.'"
On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was
Ordered, That the same be postponed until Tuesday next.

A Message was brought from the House of Commone by their Clerk, with a Bill (97) intituled : "An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company," to which they desire the concurrence of this House.
The said Bill was read a first time.
On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Vidal, it was
Ordered, That the said Bill be read a second time on Tuesday next.

The Honourable Mr. Lougheed, from the Standing Committee on Divorce, presented their Eighth Report.
Ordered, That it be received, and
The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 28,
WEDNESDAY, 17th April, 1901.

The Committee on Divorce beg leave to make their Eighth Report, as follows :—

In obedience to the Order of Reference made Friday, the 29th of March last, your Committee have heard and inquired into the allegations set forth in the Preamble of the Bill (B) intituled : " An Act for the relief of Lilias Middleton," and have taken evidence touching the same and the right of the Petitioner to the relief prayed for.

Your Committee report herewith the testimony of the witnesses examined and all papers and instruments put in evidence before your Committee.

Your Committee recommend that the said Bill be passed without any amendment.

All which is respectfully submitted.

J. W. KIRCHHOFFER,
*Acting Chairman.*

The Honourable Mr. Lougheed moved, seconded by the Honourable Mr. Ferguson,

That the said Report be taken into consideration by the Senate on Tuesday next.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until Monday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 22nd April, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 22nd April, 1901.

By the Honourable Mr. Landry :—

1 April 17—That he will inquire :—

1. Has Charles Burpee, Esq., late a Member of the Senate, been in the employment of the Government since he resigned his seat in the Senate ?

2. If so, in what capacity was he employed ? What remuneration did he receive for the services rendered, per diem allowance or otherwise ?

3. Is he now employed by the Government ? If so, in what branch of the service, and at what rate per diem, month or otherwise ?

By the Honourable Mr. Macdonald (B.C.) :—

2 April 16—That he will inquire if it is the intention of the Government to call Parliament together during the visit of His Royal Highness the Duke of Cornwall and York to Canada, as was done during the visit of His Royal Highness the Prince of Wales (now King Edward the VII.) in 1860.

For Tuesday, 23rd April, 1901.

By the Honourable Mr. Perley :—

1 April 19—That he will ask the Government, if in the matter of a Dominion Election of a Member of Parliament for the House of Commons of Canada, has a returning officer under the law governing such election, the power, either himself or through any of his deputy returning officers, to give ballot papers to any persons other than the deputy returning officer ?

---

For Thursday, 25th April, 1901.

By the Honourable Mr. Drummond :—

1 April 17—Has the Government any information bearing on the question of an alleged serious depreciation in the quality of cheese exported of late to Great Britain or to foreign countries ?

Is there any truth in these allegations, and what steps, if any, is the Government disposed in such case to take to secure and sustain the high character of this product ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed ; E. printed in English, F. printed in French.

For Monday, 22nd April, 1901.

1 April 17—Committee of the Whole House on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

2 April 17—Second Reading (Bill 115) An Act to amend the General Inspection Act.—(Hon. Mr. Mills.)—E.F.

3 April 18—Second Reading (Bill M) An Act respecting the St. Lawrence and Adirondack Railway Company.—(Hon. Sir Mackenzie Bowell.)

4 April 18—Second Reading (Bill 53) An Act respecting the Manitoba and Northwest Loan Company (Limited).—(Hon. Mr. Aikins.)—E.F.

5 April 18—Second Reading (Bill 43) An Act to incorporate the St. Lawrence Lloyd's.—(Hon. Mr. Wood, Westmoreland.)—E.F.

6 April 19—Committee of the Whole House on (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

7 April 19—Consideration of the Second Report of the Joint Committee on the Printing of Parliament.—(Hon. Mr. Ferguson.)

8 April 19—Committee of the Whole House on (Bill 116) An Act respecting the Culling of Lumber and the Inspection of Staples.—(Hon. Mr. Scott.)—E.F.

9 April 19—House again in Committee of the Whole on (Bill 29) An Act to amend the Dominion Lands Act.—(Hon. Mr. Scott.)—E.F.

---

For Tuesday, 23rd April, 1901.

1 April 17—Second Reading (Bill 51) An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada.—(Hon. Mr. Dandurand.)—E.F.

2 April 18—Second Reading (Bill N) An Act to amend the Patent Act.—(Hon. Mr. Dandurand.)

3 April 19—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown—(Hon. Mr. Mills.)—E.

4 April 19—Second Reading (Bill 97) An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company.—(Hon. Mr. Lougheed.)—E.F.

5 April 19—Consideration of the Eighth Report of the Standing Committee on Divorce *re* Middleton relief Bill, together with the evidence.—(Hon. Mr. Kirchhoffer.)

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For Wednesday, 24th April, 1901.

1 April 18—House again in Committee of the Whole on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

---

For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)—E.F.

No. 30.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 19th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 31.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Monday, 22nd April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Ferguson,
Fiset,
Gillmor,
Godbout,
Jones,
Kerr,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Donohoe,
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petition was brought up and laid on the Table :—

By the Honourable Mr. Merner,—Of the Board of Trade of the City of Guelph, in the Province of Ontario.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporation of the City St. John, in the Province of New Brunswick, and the Corporation of the City of Chatham, in the Province of Ontario ; severally praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (32) intituled : "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Thursday next.

Pursuant to the Order of the Day, the Bill (115) intituled : "An Act to amend the General Inspection Act," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

Pursuant to the Order of the Day, the Bill (M) intituled : "An Act respecting the St. Lawrence and Adirondack Railway Company," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (53) intituled : "An Act respecting the Manitoba and North-west Loan Company (Limited)," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Furguson, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (43) intituled : "An Act to incorporate the St. Lawrence Lloyd's," was read a second time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Reid, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (93) intituled : "An Act respecting Inquiries and Investigations into Shipping Casualties."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

The Order of the Day being read for the consideration of the Second Report of the Joint Committee of the Senate and House of Commons on the Printing of Parliament.

On motion of the Honourable Mr. Ferguson, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the same be postponed until Thursday next.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (116) intituled : "An Act respecting the Culling of Lumber and the Inspection of Staples."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Lougheed, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a third time to-morrow.

The House, according to Order, was adjourned during pleasure, and again put into Committee of the Whole on the Bill (29) intituled : "An Act to amend the Dominion Lands Act."

*In the Committee.*

Section 2 reconsidered, struck out of the Bill and the following inserted in lieu thereof :—

"2. Subsections 2 and 3 of section 36 of the said Act are hereby repealed and the following subsection substituted therefor :

"Provided that any person who satisfies the Minister that because of illness, delay in bringing his family to the homestead entered for, or other cause, he will be prevented or was prevented in perfecting his entry for such homestead within the period of six months above mentioned, may be granted by the Minister a further period of six months in which to perfect the same ; but no person shall be granted more than twelve months from the date of entry for the perfecting thereof."

The title of the Bill was again read and agreed to.

---

After some time the House was resumed, and

The Honourable Mr. Snowball, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were read by the Clerk.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said amendments be agreed to.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be reprinted, as amended, for the use of the Members and that the said Bill, as amended, be read a third time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (41) intituled : "An Act respecting the Saskatchewan and Western Railway Company" to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Landerkin, seconded by the Honourable Mr. Jones, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk with a Bill (44) intituled: "An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to 'The Ottawa, Northern and Western Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a second time on Wednesday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (52) intituled: "An Act respecting the Vancouver and Lulu Island Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (56) intituled: "An Act respecting the Columbia and Kootenay Railway and Navigation Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Sir Mackenzie Bowell, it was

Ordered, That the said Bill be read a second time on Wednesday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (58) intituled: "An Act to incorporate the Kootenay and Arrowhead Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Sir Mackenzie Bowell, it was

Ordered, That the said Bill be read a second time on Wednesday next.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their Ninth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No 28,
FRIDAY, 19th April, 1901.

The Committee on Divorce beg leave to make their Ninth Report, as follows:—

In obedience to the Order of Reference made Friday, the twenty-ninth of March last, your Committee have heard and inquired into the allegations set forth in the Preamble of the Bill (C) intituled: "An Act for the relief of James Ward McDonald," and have taken evidence touching the same and the right of the Petitioner to the relief prayed for.

Your Committee report herewith the testimony of the witnesses examined and all papers and instruments put in evidence before your Committee.

Your Committee recommend that the said Bill be passed with the following amendments, which are necessary to make the Bill in accordance with the evidence adduced before your Committee.

*In the Preamble.*

Page 1, line 6.—After "Janet" insert "Hunter."

Page 1, lines 6 and 7.—Leave out "together."

Page 1, line 8.—Leave out from "February" to "seven," both inclusive, and insert "March, nineteen hundred."

Page 1, line 9.—Leave out "three," and insert "five;" Leave out "all" and insert "three."

Page 1, line 10.—Leave out from "that" to "that" in line 14, and insert "she has committed adultery with divers persons on divers occasions."

Page 1, line 16.—Leave out "together."

Page 1, line 20.—Leave out "said" after "petition," and insert "as above set forth."

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Acting Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be taken into consideration by the Senate on Friday next.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Tuesday, 23rd April, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** **Notices of Motions.**

## NOTICES OF MOTIONS.

For Tuesday, 23rd April, 1901.

By the Honourable Mr. Perley :—

1 April 19—That he will ask the Government, if in the matter of a Dominion Election of a Member of Parliament for the House of Commons of Canada, has a returning officer under the law governing such election, the power, either himself or through any of his deputy returning officers, to give ballot papers to any persons other than the deputy returning officer ?

For Wednesday, 24th April, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will inquire of the Government whether it has information as to the precise or approximate date of the visit of His Royal Highness the Duke of Cornwall and York to the following cities : Halifax, St. John, Quebec, Montreal, Ottawa, Kingston, Toronto, Winnipeg, Regina and Victoria, and in what order these cities will receive a visit from His Royal Highness ?

By the Honourable Mr. Landry :—

2 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

## AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,
Your faithful and obedient servant,
ALEX. MARCHEL.
*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. Landry:—

3 April 22—That he will call the attention of the Government to the following facts:—

On the 27th of March last Capt. C. F. Winter, Adj. The Gov. Gen. Foot Guards, spoke to the officers of the Ottawa Brigade upon some observations from recent experiences in South Africa and their application to Canadian Defence. The lecturer was introduced by Major General O'Grady-Haly, Commanding the Militia, who presided. Among his observations are the following:—

"..... The Oliver equipment had not found much favour among the men, and the waterbottle which goes with it was strongly condemned—the best proof of this being that the regiment procured the army waterbottle at the very first opportunity, and the individual men, whenever they could, got a 'Tommy's' set of straps to replace their own. The main objection to the Oliver was the excessive pressure on the back of the neck between the shoulders, which resulted when carrying the blanket, etc., on the hips. The bandolier was the proper way to carry ammunition on the person, but it must always be covered by a flap, otherwise cartridges work loose and are lost. It was a fact that in South Africa the men of the regular regiments used to say that they could always tell where the 'Canadians' had been by the amount of loose ammunition left behind. Haversacks wore out very quickly on service, and those of Royal Canadian after seven or eight months' service were a sight once seen to remember forever .....

"Boots were always a question of extreme import to an infantryman, but it was not conducive to Canadian pride to find the regulars' ammunition boots superior and more lasting to those sent with the troops from Canada. Too much attention could not be paid to this matter."

Major Gen. O'Grady-Haly, in summing up and moving a hearty vote of thanks to the lecturer, stated he had listened to the lecture with the keenest interest, and hoped it would not be the last time he would hear Capt. Winter. ..... He was also in accord with the lecturer about the Oliver equipment—he was in Canada when this had been tried for the Imperial Service and rejected at Halifax some years ago. Too much stress could not be laid upon the necessity of giving men a good waterbottle." (*Vide* "The Military Gazette," April 16th, 1901.)

And will inquire:—

Is it the intention of the Government to investigate into the complaints brought forward by Capt. Winter and to improve the general equipment of the Canadian Militia?

In the meantime is it the intention of the Government to discontinue the distribution of the Oliver equipment to the Canadian Militia and to substitute to it a more suitable one?

How do the Government explain the fact that the Oliver equipment has been selected for the Canadian Militia when the same equipment has been refused and rejected by the Imperial authorities after a trial made in Canada, at Halifax, some years ago?

For Thursday, 25th April, 1901.

By the Honourable Mr. Drummond :—

1 April 17—Has the Government any information bearing on the question of an alleged serious depreciation in the quality of cheese exported of late to Great Britain or to foreign countries ?

Is there any truth in these allegations, and what steps, if any, is the Government disposed in such case to take to secure and sustain the high character of this product ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed ; E. printed in English, F. printed in French.

For Tuesday, 23rd April, 1901.

1 April 22—Third Reading (Bill 116) An Act respecting the Culling of Lumber and the Inspection of Staples.—(Hon. Mr. Scott.)—E.F.

2 April 17—Second Reading (Bill 51) An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada.—(Hon. Mr. Dandurand.)—E.F.

3 April 18—Second Reading (Bill N) An Act to amend the Patent Act.—(Hon. Mr. Dandurand.)—E.

4 April 19—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : " An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)—E.

5 April 19—Second Reading (Bill 97) An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company.—(Hon. Mr. Lougheed.)—E.F.

6 April 19—Consideration of the Eighth Report of the Standing Committee on Divorce *re* Middleton relief Bill, together with the evidence.—(Hon. Mr. Kirchhoffer.)

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2 April 22—Second Reading (Bill 44) An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to "The Ottawa, Northern and Western Railway Company.—(Hon. Mr. Perley.)—E.F.

3 April 22—Second Reading (Bill 56) An Act respecting the Columbia and Kootenay Railway and Navigation Company.—(Hon. Mr. Macdonald, B.C.) E.F.

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2 April 22—Consideration of the Ninth Report of the Standing Committee on Divorce in *re* McDonald relief Bill, together with the evidence.—(Hon. Mr. Kirchhoffer.)

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For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)—E.F.

No. 31.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 22nd April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 32.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Tuesday, 23rd April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ferguson,
Fiset,
Gillmor,
Godbout,
Hingston (Sir William),
Jones,
Kerr,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (Rigaud),
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petition was brought up and laid on the Table :—

By the Honourable the Speaker,—Of the Corporation of the municipality of the Town of Galt, in the Province of Ontario.

Pursuant to the Order of the Day, the Bill (116) intituled: "An Act respecting the Culling of Lumber and the Inspection of Staples," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 24th April, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 24th April, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will inquire of the Government whether it has information as to the precise or approximate date of the visit of His Royal Highness the Duke of Cornwall and York to the following cities : Halifax, St. John, Quebec, Montreal, Ottawa, Kingston, Toronto, Winnipeg, Regina and Victoria, and in what order these cities will receive a visit from His Royal Highness ?

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INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

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Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,
Your faithful and obedient servant,
ALEX. MARCHEL.
*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

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"..... The Oliver equipment had not found much favour among the men, and the waterbottle which goes with it was strongly condemned—the best proof of this being that the regiment procured the army waterbottle at the very first opportunity, and the individual men, whenever they could, got a 'Tommy's' set of straps to replace their own. The main objection to the Oliver was the excessive pressure on the back of the neck between the shoulders, which resulted when carrying the blanket, etc., on the hips. The bandolier was the proper way to carry ammunition on the person, but it must always be covered by a flap, otherwise cartridges work loose and are lost. It was a fact that in South Africa the men of the regular regiments used to say that they could always tell where the 'Canadians' had been by the amount of loose ammunition left behind. Haversacks wore out very quickly on service, and those of Royal Canadian after seven or eight months' service were a sight once seen to remember forever.....

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How do the Government explain the fact that the Oliver equipment has been selected for the Canadian Militia when the same equipment has been refused and rejected by the Imperial authorities after a trial made in Canada, at Halifax, some years ago?

For Thursday, 25th April, 1901.

By the Honourable Mr. Drummond :—

1 April 17—Has the Government any information bearing on the question of an alleged serious depreciation in the quality of cheese exported of late to Great Britain or to foreign countries ?

Is there any truth in these allegations, and what steps, if any, is the Government disposed in such case to take to secure and sustain the high character of this product ?

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7 April 22—Committee of the Whole House on (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

8 April 18—House again in Committee of the Whole on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

9 April 22—Second Reading (Bill 44) An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to "The Ottawa, Northern and Western Railway Company.—(Hon. Mr. Perley.)—E.F.

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11 April 22—Second Reading (Bill 58) An Act to incorporate the Kootenay and Arrowhead Railway Company.—(Hon. Mr. Macdonald, B.C.)—E.F.

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For Thursday, 25th April, 1901.

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No. 32.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Tuesday, 23rd April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 33.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Wednesday, 24th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ferguson,
Fiset,
Gillmor,
Godbout,
Jones,
Kerr,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

Pursuant to the Order of the Day, the following Petition was read :—

Of the Board of Trade of the City of Guelph, in the Province of Ontario ; praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Eighteenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 24th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Eighteenth Report.

Your Committee have examined the following Petitions, and find that sufficient notice has been given in each case :—

Of the Dominion Burglary Guarantee Company, Limited, Montreal ; praying for the passing of an Act amending their Act of incorporation, and for other purposes.

Of Francis H. Clergue and others ; praying for the passing of an Act incorporating them as "The St. Lawrence Lloyd's," and to carry on business of inland navigation and transportation insurance.

Of Francis H. Clergue, of Sault Ste. Marie, in the Province of Ontario, and others ; praying for the passing of an Act incorporating them as "The Clergue Iron and Nickel-Steel Company of Canada," for the purpose of manufacturing iron, steel and nickel, and for other purposes ;—and

Of the Algoma Central Railway Company ; praying for the passing of an Act changing the name of the Company to that of "The Algoma Central and Hudson's Bay Railway Company," and to have the power to enter into agreements or to amalgamate with other companies, and for other purposes in connection therewith.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

Pursuant to the Order of the Day, the Bill (51) intituled: "An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada," was read a second time.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (N) intituled : "An Act to amend the Patent Act," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the Bill be referred to a Special Committee composed of the Honourable Messieurs Wood (Hamilton), Jones, Baker, Ferguson, Lougheed, Drummond, and the mover.

The Order of the Day being read for the Second Reading of the Bill (L) intituled : "An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : 'An Act to

amend the Supreme and Exchequer Courts Act,' and to make better provision for the Trial of Claims against the Crown."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Monday next.

Pursuant to the Order of the Day, the Bill (97) intituled: "An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company," was read a second time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. McMillan, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

The Order of the Day being read for the consideration of the Eighth Report of the Standing Committee on Divorce, to whom was referred the Bill (B) intituled: "An Act for the relief of Lilias Middleton," together with the evidence taken before the said Committee.

The Honourable Mr. Lougheed moved, seconded by the Honourable Sir Mackenzie Bowell,

That the said Report be adopted.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (115) intituled: "An Act to amend the General Inspection Act."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Templeman, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a third time to-morrow.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (93) intituled: "An Act respecting Inquiries and Investigations into Shipping Casualties."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Lougheed, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a third time to-morrow.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (92) intituled: "An Act to further amend tho Act respecting the Safety of Ships."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Snowball, it was

Ordered, That the same be postponed until to-morrow.

Pursuant to the Order of the Day, the Bill (44) intituled : "An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to 'The Ottawa, Northern and Western Railway Company,'" was read a second time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (56) intituled : "An Act respecting the Columbia and Kootenay Railway and Navigation Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (58) intituled : "An Act to incorporate the Kootenay and Arrowhead Railway Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (61) intituled : "An Act respecting W. C. Edwards and Co., Limited," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. Cochrane, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (70) intituled : "An Act respecting the E. B. Eddy Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. McCallum, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (75) intituled : "An Act respecting the Canadian Northern Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (79) intituled : "An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. McHugh, seconded by the Honourable Mr. McSweeney, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (83) intituled : "An Act to incorporate the Kootenay Central Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the said Bill be referred to the Standing Committee on Standing Orders, in accordance with the 59th Rule of the Senate.

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A Message was brought from the House of Commons by their Clerk, with a Bil (84) intituled: "An Act respecting the Alberta Railway and Coal Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (85) intituled: "An Act to incorporate the Alberta Central Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (90) intituled: "An Act respecting the Dominion Burglary Guarantee Company (Limited)," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (107) intituled: "An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Baker, it was

Ordered, That the said Bill be read a second time on Friday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 25th April, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 25th April, 1901.

By the Honourable Mr. Drummond:—

1 April 17—Has the Government any information bearing on the question of an alleged serious depreciation in the quality of cheese exported of late to Great Britain or to foreign countries?

Is there any truth in these allegations, and what steps, if any, is the Government disposed in such case to take to secure and sustain the high character of this product?

By the Honourable Mr. Landry :—

2 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

## AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,
Your faithful and obedient servant,
ALEX. MARCHEL.
*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. Landry:—

3 April 22—That he will call the attention of the Government to the following facts:—

On the 27th of March last Capt. C. F. Winter, Adj. The Gov. Gen. Foot Guards, spoke to the officers of the Ottawa Brigade upon some observations from recent experiences in South Africa and their application to Canadian Defence. The lecturer was introduced by Major General O'Grady-Haly, Commanding the Militia, who presided. Among his observations are the following:—

"..... The Oliver equipment had not found much favour among the men, and the waterbottle which goes with it was strongly condemned—the best proof of this being that tbe regiment procured the army waterbottle at the very first opportunity, and the individual men, whenever they could, got a 'Tommy's' set of straps to replace their own. The main objection to the Oliver was the excessive pressure on the back of the neck between the shoulders, which resulted when carrying the blanket, etc., on the hips. The bandolier was the proper way to carry ammunition on the person, but it must always be covered by a flap, otherwise cartridges work loose and are lost. It was a fact that in South Africa the men of the regular regiments used to say that they could always tell where the 'Canadians' had been by the amount of loose ammunition left behind. Haversacks wore out very quickly on service, and those of Royal Canadian after seven or eight months' service were a sight once seen to remember forever .....

"Boots were always a question of extreme import to an infantryman, but it was not conducive to Canadian pride to find the regulars' ammunition boots superior and more lasting to those sent with the troops from Canada. Too much attention could not be paid to this matter."

Major Gen. O'Grady-Haly, in summing up and moving a hearty vote of thanks to the lecturer, stated he had listened to the lecture with the keenest interest, and hoped it would not be the last time he would hear Capt. Winter. ..... He was also in accord with the lecturer about the Oliver equipment—he was in Canada when this had been tried for the Imperial Service and rejected at Halifax some years ago. Too much stress could not be laid upon the necessity of giving men a good waterbottle." (*Vide* "The Military Gazette," April 16th, 1901.)

And will inquire:—

Is it the intention of the Government to investigate into the complaints brought forward by Capt. Winter and to improve the general equipment of the Canadian Militia?

In the meantime is it the intention of the Government to discontinue the distribution of the Oliver equipment to the Canadian Militia and to substitute to it a more suitable one?

How do the Government explain the fact that the Oliver equipment has been selected for the Canadian Militia when the same equipment has been refused and rejected by the Imperial authorities after a trial made in Canada, at Halifax, some years ago?

By the Honourable Mr. Perley :—

4 April 24—That he will ask the Government if in pursuance of the Act of Parliament passed last Session, providing for the appointment of a Chief Justice for the North-west Territories, when it is the intention of the Government to make the appointment ?

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For Friday, 26th April, 1901.

By the Honourable Mr. Landry :—

1 April 24—That he will inquire of the Government :—

1. At what date was Mr. Charles Burpee, ex-Senator, appointed to a position on the staff of the Paris Exhibition ?

2. At what date did his services end ?

3. What was the total sum paid to him for such services, including travelling and living expenses ?

4. Is there any further sums due him ? If so, how much ?

By the Honourable Mr. Landry :—

2 April 23—Has the Government been informed that the steamer *Ashanti*, of the Elder-Dempster Line, which sailed on the 7th of April from Newcastle with a cargo of coal for Quebec, has run aground, during a storm in the night of the 20th and 21st instant, on rocks near Rivière Blanche, about half-way between Matane and Metis ?

Was it proved at the investigation made by the exporters and the underwriters on the necessary improvements to be made to the St. Lawrence route from Montreal to the Gulf, that the small buoy a little above Matane was useless and had to be replaced by an automatic gas buoy with a whistle ; that, moreover, it has been suggested that fog-signals should be placed at the lighthouses at Fame Point, Cap Chat, Matane and Father Point ?

Has the Government been informed of those suggestions, and have the necessary measures been taken to ensure, in this direction at least, greater safety of navigation on the St. Lawrence ?

Is it the intention of the Government to inquire into the cause of the accident suffered by the *Ashanti* and to remove the inconveniences pointed out, in adopting the suggestions made by the exporters as above stated, or any other measure which would help to avoid the recurrence of such accidents as the one the *Ashanti* has met with ?

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For Tuesday, 30th April, 1901.

By the Honourable Mr. Macdonald (B.C.) :—

1 April 24—That he will call attention to the necessity for the establishment of Government Assay Offices, one in Victoria and one in Vancouver, British Columbia ; and will ask if the Government intend taking steps at an early date to accomplish this object ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 25th April, 1901.

1 April 24—Third Reading (Bill 115) An Act to amend the General Inspection Act.—(Hon. Mr. Mills.)—E.F.

2 April 24—Third Reading (Bill 93) An Act respecting Inquiries and Investigations into Shipping Casualties.—(Hon. Mr. Mills.)—E.F.

3 April 22—Committee of the Whole House on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

4 April 22—Consideration of the Second Report of the Joint Committee on the Printing of Parliament.—(Hon. Mr. Ferguson.)

5 April 22—Second Reading (Bill 41) An Act respecting the Saskatchewan and Western Railway Company.—(Hon. Mr. Landerkin.)—E.F.

6 April 22—Second Reading (Bill 52) An Act respecting the Vancouver and Lulu Island Railway Company.—(Hon. Mr. Templeman.)—E.F.

7 April 24—House again in Committee of the Whole on (Bill 92) An Act to further amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)—E.F.

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For Friday, 26th April, 1901.

1 April 22—Third Reading (Bill 29) An Act to amend the Dominion Lands Act, as amended.—(Hon. Mr. Scott.)—E.F.

2 April 22—Consideration of the Ninth Report of the Standing Committee on Divorce in *re* McDonald relief Bill, together with the evidence.—(Hon. Mr Kirchhoffer.)

3 April 24—Second Reading (Bill 61) An Act respecting W. C. Edwards & Company, Limited.—(Hon. Mr. McCallum.)—E.F.

4 April 24—Second Reading (Bill 70) An Act respecting the E. B. Eddy Company.—(Hon. Mr. Macdonald, B.C.)—E.F.

5 April 24—Second Reading (Bill 79) An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company.—(Hon. Mr. McHugh.)—E.F.

6 April 24—Second Reading (Bill 75) An Act respecting the Canadian Northern Railway Company.—(Hon. Mr. Kirchhoffer.)—E.F.

7 April 24—Second Reading (Bill 84) An Act respecting the Alberta Railway and Coal Company.—(Hon. Mr. Lougheed..)—E.F.

8 April 24—Second Reading (Bill 85) An Act to incorporate the Alberta Central Railway Company.—(Hon. Mr. Watson.)—E.F.

9 April 24—Second Reading (Bill 90) An Act respecting the Dominion Burglary Guarantee Company, Limited.—(Hon. Mr. Dandurand.)—E.F.

10 April 24—Second Reading (Bill 107) An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell.—(Hon. Mr. Perley.)—E.F.

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For Monday, 29th April, 1901.

1 April 24—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : " An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)—E.F.

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For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)—E.F.

No. 33.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 24th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 34.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Thursday, 25th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ferguson,
Gillmor,
Godbout,
Hingston (Sir William),
Kerr,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (Rigaud),
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petition was brought up and laid on the Table :—
By the Honourable Mr. Kirchhoffer,—Of the Legislative Assembly of Manitoba.

Pursuant to the Order of the Day, the following Petition was read :—
Of the Corporation of the Municipality of the Town of Galt, in the Province of Ontario ; praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

The Honourable Sir John Carling, from the Joint Committee of the Senate and House of Commons on the Printing of Parliament, presented their Third Report.
Ordered, That it be received, and
The same was then read by the Clerk, and it is as follows :—

COMMITTEE ROOM,
April 19th, 1901.

The Joint Committee of both Houses on the Printing of Parliament beg leave to present the following as their Third Report :—
The Committee carefully examined the following documents, and recommend that they be printed, viz. :—
59*a*. A Return to an Address of the Senate, dated the 11th March, 1901, for copies of all tenders received for the laying of an electric cable from Canada to Australia ; a copy of the contract entered into for the construction and laying of said cable ; together with a copy of all correspondence and documents relating to the nationalization of the telegraphics of the Empire, to include papers not already laid before the House, and all contracts or other papers relating thereto. (*Sessional Papers and Distribution.*)
72. Copy of correspondence and memorandum concerning changes in quarantine of animals between the United States and Canada. (*Sessional Papers.*)
74. Extract from a Report of the Committee of the Hon. the Privy Council, dated 23rd March, 1901, on a memorandum from the Minister of Inland Revenue submitting herewith the Report of the Commissioners appointed under date of 2nd January, 1901, to investigate, inquire into and report upon certain complaints made with regard to the inspection of grain at the port of Montreal, &c. (*Sessional Papers.*)
87. Return (in part) to an Address to His Excellency the Governor General of the 3rd April, 1901, for copies of all correspondence, telegrams and messages in the Government Labour Bureau between the Department and all persons referring to the labour strike at Valleyfield, in Beauharnois County, Province of Quebec, during the month of November last ; also copies of all letters, telegrams and messages exchanged between the Militia Department and the municipal authorities at Valleyfield, or any justice of the peace, the military authorities at Montreal or any other persons relating to the said strike, and the calling out or payment of the troops in connection therewith ; also a statement showing expenses incurred by the Dominion Government in reference to said strike. (*Sessional Papers.*)
The Committee would also recommend that the following documents be not printed :—
58*g*. Return to an Order of the House of the 18th February, 1901, in tabular form, showing the names of all cases in which an appeal has been taken to the Hon. the Minister of the Interior (past and present) under the Mining Regulations, the date when each appeal was perfected, heard and decided.
58*h*. Copies of all correspondence and papers relating to the issue of an order for the suppression of theatres and gambling houses in Dawson City.
58*i*. Return to an Order of the House of the 21st February, 1901, for copies of all despatches, letters, telegrams, correspondence, reports respecting the subjects included in the following telegram of August 2nd, 1900 :—

"OTTAWA, ONT., Aug. 2, via Bennett, Aug. 7. F. C. Wade, Dawson,—Sir Wilfrid has handed me your message. Am endeavouring to remove difficulties caused by delays in answering communications addressed to other Departments. Superintendent Taché, of the Public Works Department, is now en route to Dawson, with orders for the construction of trails and public buildings. Government considering plan of readjustment of royalty which will lighten tax and, we think, prove generally satisfactory. Order granting representation in local council takes effect immediately. Ryley, of Mining Branch, en route to Dawson. Will report amendments to mining laws. Careful consideration, letters and petitions received here, convinces me every reasonable request regarding mining laws can be met in near future. Impossible for me to visit Yukon now. Hope to get there before many months.

"(Signed) CLIFFORD SIFTON."

69. Return to an Order of the House of the 18th February, 1901, for a list of all railway corporations now doing business in Canada under charter of the Dominion Parliament, which have received subsidies by cash or land grants, or are entitled thereto, and the amount of such subsidy attached to each.

70. Return to an Order of the House of the 13th February, 1901, showing:—

1. The dates of the erection of the Dominion Grain Elevators at St. John, N.B., and at Halifax and the cost of each.

2. The amount of grain handled during each year since said elevators were built, giving the amount of each kind of grain handled by each elevator each year, and how much of each kind of grain was received at each elevator each year for export and exported.

3. The number of officials employed at each elevator each year and their salaries.

4. All other expenses paid each year on account of each of the said elevators.

5. The gross cash receipts at each of the said elevators during each year since they have been built.

71. Return to an Order of the House of the 18th February, 1901, for copies of all papers, telegrams, &c., respecting the pay of the men of "C" Battery, Canadian Artillery, which served in South Africa; or respecting the deduction of any portion of the pay of the men or any of them.

71*a*. Supplementary Return to an Order of the House of the 18th February, 1901, for copies of all papers, telegrams, &c., respecting the pay of the men of "C" Battery, Canadian Artillery, which served in South Africa; or respecting the deduction of any portion of the pay of the men or any of them.

73. Extract from a Report of the Committee of the Hon. the Privy Council, dated 19th July, 1900, respecting the arbitration of the claim preferred by the Province of Nova Scotia against the Government of the Dominion for a refund with interest of moneys expended by the said Provincial Government upon that part of the Intercolonial Railway between New Glasgow and the Straits of Canso, formerly known as the "Eastern Extension Railway," and also, the Report of the Arbitrators.

75. Return to an Address to His Excellency the Governor General of the 21st February, 1901, for copies of the complaints, pleas, convictions, notes of judgment and all other papers, correspondence, &c., relating to the case of Cinqmars *vs.* Senecal, decided by the Court of Queen's Bench (Crown side), on the 17th of December, 1900.

76. Return to an Order of the House of the 12th February, 1901, for a list of school lands sold at public auction in Manitoba during last year, place of sale and name of auctioneer and other officials in charge of the sale. The name of the purchaser, with the description and acreage of the respective lots purchased, price of sale per acre and amount paid on account. A list of the lots adjudicated but which were subsequently resold, name of first purchaser, price bid and at which adjudication was made; also, price at which sale of same lot was subsequently made, with name of purchaser.

77. A copy of the correspondence between Lord Strathcona and the Minister of Agriculture *re* cost of space in the various Imperial Buildings and cost of the Trocadero and Vincennes Buildings, together with reports and minutes from February, 1898, to June, 1900.

77*a*. Return to an Order of the House of the 18th February, 1901, for copies of all correspondence, telegrams, letters, notes and memoranda exchanged between the Canadian Commissioner at the Paris Exhibition, or any member of the Canadian Commission and Lord Strathcona or the Royal Commission or the Colonial Secretary, in relation to the representation of Canada at the exhibition.

78. Return to an Order of the House of the 11th March, 1901, showing: (*a*.) Net receipts and expenditures of the Intercolonial Railway for each month from 30th June, 1899, up to the first day of March, 1901. (*b*.) The expenditure on capital account with respect to the Intercolonial Railway for each month from 30th June, 1899, up to the first day of March, 1901.

79. Return to an Order of the House of the 21st February, 1901, for copies of each of the hydraulic mining leases mentioned on page 65 of the Annual Report of the Department of the Interior, 1900; also showing what conditions or terms of these leases have been complied with, respectively; also, copies of all reports, letters and communications respecting each lease.

80. Return to an Order of the House of the 13th March, 1901, for copies of all letters, papers and other correspondence between the Department of Marine and Fisheries and J. Albert Brennan, of Tignish, Prince County, Prince Edward Island, regarding the payment of a fishing bounty cheque, made in favour of one Joseph Reilly, and for which the said J. Albert Brennan held the order of the payee.

80*a*. Return to an Order of the House of the 11th March, 1901, for copies of all rules and regulations and all correspondence in the Department of Marine and Fisheries relating to fishing berths and the shore fishery in West Halifax, more especially within the Polling District of Prospect and Dover.

80*b*. Return to an Order of the House of the 4th March, 1901, for copies of all correspondence, letters, papers and documents relating to the alleged interference with the fishing berths of the members of the Shad and East Dover Fishing Association in the County of Halifax, and all letters and communications to the Government or Department of Marine and Fisheries from the said association, or from any person on its behalf relating to the matters aforesaid.

81. Return to an Order of the House of the 21st February, 1901, for copies of all correspondence, papers, tenders, returns and other documents relating to the Government wharf at or near the Ferry, East River Sheet Harbour, in the County of Halifax, Nova Scotia, showing the title of the Crown, if any, to this wharf and the use which has been made thereof since 1st January, 1897. The person or persons in charge of the wharf on behalf of the Government since 1st January, 1897. The moneys which have been expended by the Government thereon since 1st January, 1897. The dates when the same were so expended, whether the same were expended by public contract or how otherwise; also all such papers aforesaid as show the amount collected or received by the Government, or by any person or persons on its behalf, for use of such wharf since 1st January, 1897.

82. Return to an Order of the House of the 12th February, 1901, showing:—

1. When J. R. Thompson was appointed an official of the Department of Interior, Outside Service.

2. His duties and his salary.

3. Whether he ever acted in any other capacity than a Homestead Inspector, and if so, in what capacity or capacities, and for what length of time.

4. When he was dismissed. Date of notice of dismissal. At what date he would, if on duty as Homestead Inspector, probably have received it.

5. The date to which he was paid. If engaged by month, whether he was entitled to his pay up to the end of January, 1901. And if not, why not.

6. Whether it is not customary, in dismissing officials of several years' standing, to pay them a gratuity in proportion to their length of service. Whether it has been done in similar cases. If so, why not in his.

7. The cause of his dismissal.

8. What charges were made against him, and whether he was given an opportunity to reply to them.

9. Copy of notices issued by Mr. Burley.

10. Copy of Mr. Burley's instructions.

11. The name of the person at whose instance Mr. Burley issued such notices, and if on his own responsibility, whether Mr. Burley's action was approved or censured.

12. Whether it is customary for the Department of Interior to advertise for parties to come forward and make complaints against the officials of that Department. If not, why was that course followed in this case.

13. The result of said investigation. Whether the investigation was adjourned to enable the complainant to secure evidence, and how long the investigation lasted.

14. Whether Thompson was ever notified of the finding of the investigation.

15. A copy of this notification.

16. The date of Mr. Burley's investigation and the date of his report.

17. Whether the files of the Department in the case under investigation furnished the complainants.

17*a*. Whether it is customary in such cases to hand over the files of the Department to the complainants.

18. Whether Mr. Thompson requested the Department to furnish him certain papers on the files furnished the complainants as having any bearing on the complaint.

19. Whether he made this request more than once; if so, how many times did he do so. What reply was given him in each case.

20. The name of the party or parties appointed in his place.

21. The qualification of his successor or successors for the position.

22. His or their experience to qualify him or them for the said position, and of what has such experience consisted. At what date were such appointments made and on what recommendations.

23. At time of Thompson's dismissal the amount of work on hand requiring attention by him or some one acting in the same capacity.

24. A comparative statement of the last two years of the duties performed by him and all the other Homestead Inspectors and Forest Rangers where the duties of both offices are performed by the one official.

25. The number of Instructors made during the twelve months ending 30th Nov. in years 1896–97–98–99 by all parties acting as Homestead Inspectors and the number of days in each year they were employed making inspections. The number of days in each year they receive pay, and during the time they were under pay, what other duties as Homestead Inspectors were they engaged at. Also the number of applications for patents received by each during the same period and the fees the Department received for such applications.

26. The date when the charges were made against Thompson which were investigated by Mr. Burley.

27. The date of Mr. Burley's report.

28. Whether any further charges have been made.

29. If so, by whom and their nature.

30. When Thompson was apprised of them and asked to disprove or reply to them.

31. Whether it is not the custom of the Department to give all officials an opportunity to reply to any charges or insinuations against their conduct.

32. The duties of Mr. Burley prior to the investigation of charges against Mr. Thompson.

33. How long Mr. Burley had been in the employment of the Department of the Interior; his calling or business prior to appointment to investigate such charges, and what was his salary.

34. Whether, at the date of such investigation, Mr. Burley was considered Mr. Thompson's superior officer.

35. Who recommended Mr. Burley's appointment as investigator or commissioner into the charges against Mr. Thompson.

36. Was there any protest, verbal or written, against the appointment of Mr. Burley by any official of the Department or any other person.

37. How long the investigation lasted.

38. What it cost the Department.
39. What the Department paid the witnesses brought by the complainant.
40. Did the Department pay any of the legal expenses of the complainant.
41. Did the Department pay the legal expenses of said Thompson in the case.
42. Was the Department asked to do so, and to what amount.
43. If so, what reason was given for declining to or refusing such request.

83. Return to an Order of the House of the 13th March, 1901, for copies of all petitions, papers, directions, letters and other correspondence relating to the change in the situation of the Pearl Street sub-post office in Hamilton, or to the age and reputation of the late postmaster, Mr. Hull, or to the situation of the new post office and the appointment of Mr. McDonell; also for copies of all communications and papers which led the Inspector to make inquiry with regard to any of these matters.

84. Return to an Order of the House of the 21st February, 1901, showing the names and addresses of all parties tendering (where tenders were called for) for coal and wood, or either, for the uses of the Government of Canada since 1st July, 1899; copy of the tender put in by each party tendering, copy of the specification issued in each case where tenders were called for, name and address of the successful tenderer in each case, together with the kind, quality and quantity of coal and wood, or either, tendered for; also the kind, quality and quantity of coal and wood, or either, for which tenders were accepted in each case, and the prices paid; also the location of each Government building or institution supplied with coal and wood, or either, the quantity and quality and sizes of coal and wood, or either, supplied to each and the price in each case. Also the names and addresses of all parties supplying coal and wood, or either, without tender since the above date to the Government of Canada, the kind, quality and quantity supplied in each case by each person, the prices paid in each case, and the location of the building or institution supplied.

85. Return to an Order of the House of the 12th February, 1901, showing:—

1. The number of immigration agents employed by the Government of Canada in the United States of America for each of the calendar years 1894-5-6-7-8-9 and 1900, together with the names of each of such agents, date of appointment of each, the location of each during each of said years, the salary of each during each of said years, number of days spent by each in his office, each year, amount of rent paid by each agent for offices during each of said years, number of days spent by each agent in travelling and amount of travelling expenses of each during each of said years, and amount allowed during each of said years to each or any of the said agents for board or lodging, or for both, the amount of help employed by each agent during each of said years, together with the amounts paid by each agent each year for such help, giving the names of persons employed, number of days employed each year and amounts paid each year to each person employed, and showing all other expenses in connection with these agents and their work. Date of leaving or dismissal from the service of the Dominion Government. If still in the employment of the Government, where, and the salary for the present year, and the number of emigrants reported by each agent during each of the said years as having emigrated to Canada from the district in which he was working.

2. The number of agents employed by the Government of Canada in the United States of America for each of the calendar years 1894–5–6–7–8–9 and 1900, who were paid by commission, the manner of determining the commission to be paid each agent, the amount paid to each during each of said years, the amount of all other expenditure incurred by the Government of Canada during each of said years on account of immigration agents employed in the United States of America on commission, and the work done by each of such agents during each of said years.

3. The names of all other immigration agents employed during the calendar years 1894–5–6–7–8–9 and 1900 by the Government of Canada, the date of appointment of each, the location of each during each of said years, the salary of each during each of said years, the number of days spent by each in travelling and the travelling expenses of each during each of the said years, the number of days spent by each in his office during each of said years and amounts paid by each for office rent and hired help, in detail, during each of said years, amount allowed to each for board and lodging dur-

ing each of said years, and amount of all other expenses during each of said years of each such agents in connection with his office and charged to the Government of Canada.

4. Date of appointment of W. T. R. Preston, his salary, his duties, his travelling expenses, amount he charged the Government of Canada for board and lodging and other expenses in connection with his office, during each year since his appointment

86. Return to an Order of the House of the 13th February, 1901, for copies of the evidence, exhibits and report of the inquiry held at Inverness, in the County of Megantic, by Hon. Mr. Justice White, of Sherbrooke, in the matter of the Post Office of Kinnear's Mill.

88. Return to an Order of the House of the 3rd April, 1901, for a statement showing the receipts and expenditure of the Montreal Turnpike Trust, and a copy of the annual statement furnished the bondholders of the said corporation by the Montreal Turnpike Trust for the past ten years.

All which is respectfully submitted.

JOHN CARLING,
*Chairman.*

On motion of the Honourable Sir John Carling, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the said Report be adopted.

The Honourable Mr. Landry—called the attention of the Government to the following facts:—

On the 27th of March last Capt. C. F. Winter, Adj. The Gov. Gen. Foot Guards, spoke to the officers of the Ottawa Brigade upon some observations from recent experiences in South Africa and their application to Canadian Defence. The lecturer was introduced by Major General O'Grady-Haly, Commanding the Militia, who presided. Among his observations are the following:—

"..... The Oliver equipment had not found much favour among the men, and the waterbottle which goes with it was strongly condemned—the best proof of this being that the regiment procured the army waterbottle at the very first opportunity, and the individual men, whenever they could, got a 'Tommy's' set of straps to replace their own. The main objection to the Oliver was the excessive pressure on the back of the neck between the shoulders, which resulted when carrying the blanket, etc., on the hips. The bandolier was the proper way to carry ammunition on the person, but it must always be covered by a flap, otherwise cartridges work loose and are lost. It was a fact that in South Africa the men of the regular regiments used to say that they could always tell where the 'Canadians' had been by the amount of loose ammunition left behind. Haversacks wore out very quickly on service, and those of Royal Canadian after seven or eight months' service were a sight once seen to remember forever .....

"Boots were always a question of extreme import to an infantryman, but it was not conducive to Canadian pride to find the regulars' ammunition boots superior and more lasting to those sent with the troops from Canada. Too much attention could not be paid to this matter."

Major Gen. O'Grady-Haly, in summing up and moving a hearty vote of thanks to the lecturer, stated "he had listened to the lecture with the keenest interest, and hoped it would not be the last time he would hear Capt. Winter. ..... He was also in accord with the lecturer about the Oliver equipment—he was in Canada when this had been tried for the Imperial Service and rejected at Halifax some years ago. Too much stress could not be laid upon the necessity of giving men a good waterbottle." (*Vide* "The Military Gazette," April 16th, 1901.)

And inquired:—

Is it the intention of the Government to investigate into the complaints brought forward by Capt. Winter and to improve the general equipment of the Canadian Militia?

In the meantime is it the intention of the Government to discontinue the distribution of the Oliver equipment to the Canadian Militia and to substitute to it a more suitable one?

How do the Government explain the fact that the Oliver equipment has been selected for the Canadian Militia when the same equipment has been refused and rejected by the Imperial authorities after a trial made in Canada, at Halifax, some years ago?

Debated.

With leave of the House,

The Honourable Mr. Watson moved, seconded by the Honourable Mr. Young,

That the Bill (B) intituled: "An Act for the relief of Lilias Middleton, be placed on the Orders of the Day for a third reading this day.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative.

The Honourable Mr. Watson moved, seconded by the Honourable Mr. Young,

That the said Bill be now read a third time.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was, on a division, resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

The Honourable Mr. Watson moved, seconded by the Honourable Mr. Young,

That a Message be sent to the House of Commons by one of the Masters in Chancery, to communicate to that House the evidence taken before the Standing Committee on Divorce, to whom was referred the Bill (B) intituled: "An Act for the relief of Lilias Middleton," and the papers referred to them, with a request that the same be returned to this House.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Pursuant to the Order of the Day, the Bill (115) intituled: "An Act to amend the General Inspection Act," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (93) intituled: "An Act respecting Inquiries and Investigations into Shipping Casualties," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (32) intituled: "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Monday next.

The House, according to Order, proceeded to the consideration of the Second Report of the Joint Committee of the Senate and House of Commons on the Printing of Parliament.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Report be adopted.

Pursuant to the Order of the Day, the Bill (41) intituled: "An Act respecting the Saskatchewan and Western Railway Company," was read a second time.

On motion of the Honourable Mr. Landerkin, seconded by the Honourable Mr. McHugh, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (52) intituled: "An Act respecting the Vancouver and Lulu Island Railway Company," was read a second time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The House, according to Order, was adjourned during pleasure, and again put into a Committee of the Whole on the Bill (92) intituled: "An Act to further amend the Act respecting the Safety of Ships."

*In the Committee.*

*In the Bill as reprinted.*

Section one was reconsidered and amended as follows:—

Page 1, line 18.—Leave out from "upon" to "(*a*)" line 22, and insert: "any space "where the deck of such ship is not closed in any cargo of any description to a height "exceeding three feet above the deck; or upon any uncovered space upon the upper "deck, or in any covered space not included in the cubical contents forming the "registered tonnage of such ship."

Page 1, line 25.—Leave out from "prepared" to "(*d*)," line 29.

Page 1, line 37.—Leave out "wood."

Section two reconsidered and agreed to.

Section three read and agreed to.

Title read and agreed to.

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After some time the House was resumed, and

The Honourable Mr. Lougheed, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were read by the Clerk.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a third time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (50) intituled: "An Act to incorporate the Canadian Mutual Aid Society," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Casgrain (Windsor), seconded by the Honourable Mr. Dobson, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, to return the Bill (23) intituled: "An Act respecting the Guelph Junction Railway Company," and to acquaint the Senate that they have agreed to the amendments made by the Senate to the said Bill, without any amendment.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 26th April, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Friday, 26th April, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider

that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation ?

If no investigation has yet been held, is it the intention of the Government to hold one, and when ?

If not, why ?

By the Honourable Mr. Perley :—

2 April 24—That he will ask the Government if in pursuance of the Act of Parliament passed last Session, providing for the appointment of a Chief Justice for the North-west Territories, when it is the intention of the Government to make the appointment ?

By the Honourable Mr. Landry :—

3 April 24—That he will inquire of the Government :—

1. At what date was Mr. Charles Burpee, ex-Senator, appointed to a position on the staff of the Paris Exhibition ?

2. At what date did his services end ?

3. What was the total sum paid to him for such services, including travelling and living expenses ?

4. Is there any further sums due him ? If so, how much ?

By the Honourable Mr. Landry :—

4 April 23—Has the Government been informed that the steamer *Ashanti*, of the Elder-Dempster Line, which sailed on the 7th of April from Newcastle with a cargo of coal for Quebec, has run aground, during a storm in the night of the 20th and 21st instant, on rocks near Rivière Blanche, about half-way between Matane and Metis ?

Was it proved at the investigation made by the exporters and the underwriters on the necessary improvements to be made to the St. Lawrence route from Montreal to the Gulf, that the small buoy a little above Matane was useless and had to be replaced by an automatic gas buoy with a whistle ; that, moreover, it has been suggested that fog-signals should be placed at the lighthouses at Fame Point, Cap Chat, Matane and Father Point ?

Has the Government been informed of those suggestions, and have the necessary measures been taken to ensure, in this direction at least, greater safety of navigation on the St. Lawrence ?

Is it the intention of the Government to inquire into the cause of the accident suffered by the *Ashanti* and to remove the inconveniences pointed out, in adopting the suggestions made by the exporters as above stated, or any other measure which would help to avoid the recurrence of such accidents as the one the *Ashanti* has met with ?

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For Tuesday, 30th April, 1901.

By the Honourable Mr. Macdonald (B.C.) :—

1 April 24—That he will call attention to the necessity for the establishment of Government Assay Offices, one in Victoria and one in Vancouver, British Columbia ; and will ask if the Government intend taking steps at an early date to accomplish this object ?

By the Honourable Mr. Landry :—

2 April 25—That he will ask :—

1. What Regiments are actually armed with the Snider rifle ?
2. What Regiments are actually provided with the Oliver Equipment ?

By the Honourable Mr. Landry :—

3 April 25—That he will ask :—

When will the Sessional Papers, Vol. XXVII, Nos. 12, 13, 14, 15, 16, French edition, be distributed to the French members of the Senate and of the House of Commons ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 26th April, 1901.

1 April 22—Third Reading (Bill 29) An Act to amend the Dominion Lands Act, as amended.—(Hon. Mr. Scott.)—E.F.

2 April 25—Third Reading (Bill 92) An Act to further amend the Act respecting the Safety of Ships, as amended.—(Hon. Mr. Mills.)—E.F.

3 April 22—Consideration of the Ninth Report of the Standing Committee on Divorce in *re* McDonald relief Bill, together with the evidence.—(Hon. Mr Kirchhoffer.)

4 April 24—Second Reading (Bill 61) An Act respecting W. C. Edwards & Company, Limited.—(Hon. Mr. McCallum.)—E.F.

5 April 24—Second Reading (Bill 70) An Act respecting the E. B. Eddy Company.—(Hon. Mr. Macdonald, B.C.)—E.F.

6 April 24—Second Reading (Bill 79) An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company.—(Hon. Mr. McHugh.)—E.F.

7 April 24—Second Reading (Bill 75) An Act respecting the Canadian Northern Railway Company.—(Hon. Mr. Kirchhoffer.)—E.F.

8 April 24—Second Reading (Bill 84) An Act respecting the Alberta Railway and Coal Company.—(Hon. Mr. Lougheed..)—E.F.

9 April 24—Second Reading (Bill 85) An Act to incorporate the Alberta Central Railway Company.—(Hon. Mr. Watson.)—E.F.

10 April 24—Second Reading (Bill 90) An Act respecting the Dominion Burglary Guarantee Company, Limited.—(Hon. Mr. Dandurand.)—E.F.

11 April 24—Second Reading (Bill 107) An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell.—(Hon. Mr. Perley.)—E.F.

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For Monday, 29th April, 1901.

1 April 24—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown—(Hon. Mr. Mills.)—E.F.

2 April 22—Committee of the Whole House on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

3 April 25—Second Reading (Bill 59) An Act to incorporate the Canadian Mutual Aid Society.—(Hon. Mr. Casgrain, Windsor.)—E.F.

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For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)—E.F.

No. 34.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 25th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 35.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Friday, 26th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Carmichael,
Casgrain (de Lanaudière),
Casgrain (Windsor),
Cochrane,
Dever,
Dickey,
Dobson,
Ferguson,
Gillmor,
Godbout,
Kerr,
Kirchhoffer,
Landerkin,
Landry,
Lougheed,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
MacKeen,
McCallum,
McDonald (C.B.),
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Miller,
Mills,
Montplaisir,
O'Brien,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Reid,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Divorce, presented their Tenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 28,
FRIDAY, 26th April, 1901.

The Committee on Divorce beg leave to make their Tenth Report, as follows:—

With respect to the Bill (K) intituled: "An Act for the relief of James Stovel," evidence has been adduced before your Committee as to the service personally upon the person from whom the divorce is sought, of a copy of the Notice of the Second Reading of the said Bill, and a copy of the Bill.

Your Committee find that such service has been made personally upon the said person and that it is regular and sufficient.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Acting Chairman.*

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be taken into consideration by the Senate on Monday next.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Pursuant to the Order of the Day, the Bill (29) intituled: "An Act to amend the Dominion Lands Act," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (92) intituled: "An Act to further amend the Act respecting the Safety of Ships," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

The Order of the Day being read for the consideration of the Ninth Report of the Standing Committee on Divorce, to whom was referred the Bill (C) intituled: "An Act for the relief of James Ward McDonald," together with the evidence taken before the said Committee.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be taken into consideration by the House on Monday next.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Pursuant to the Order of the Day, the Bill (61) intituled: "An Act respecting W. C. Edwards and Company, Limited," was read a second time.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. McLaren, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

Pursuant to the Order of the Day, the Bill (70) intituled: "An Act respecting the E. B. Eddy Company," was read a second time.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

Pursuant to the Order of the Day, the Bill (79) intituled: "An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company," was read a second time.

On motion of the Honourable Mr. Dobson, seconded by the Honourable Mr. Casgrain (Windsor), it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (75) intituled: "An Act respecting the Canadian Northern Railway Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (84) intituled: "An Act respecting the Alberta Railway and Coal Company," was read a second time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (85) intituled: "An Act to incorporate the Alberta Central Railway Company," was read a second time.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Shehyn, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (90) intituled: "An Act respecting the Dominion Burglary Guarantee Company, Limited," was read a second time.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

The Order of the Day being read for the Second Reading of the Bill (107) intituled: "An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell."

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the same be postponed until Monday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until Monday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 29th April, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 29th April, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

---

For Tuesday, 30th April, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 April 24—That he will call attention to the necessity for the establishment of Government Assay Offices, one in Victoria and one in Vancouver, British Columbia; and will ask if the Government intend taking steps at an early date to accomplish this object?

By the Honourable Mr. Landry:—

2 April 25—That he will ask:—

1. What Regiments are actually armed with the Snider rifle?
2. What Regiments are actually provided with the Oliver Equipment?

By the Honourable Mr. Landry:—

3 April 25—That he will ask:—

When will the Sessional Papers, Vol. XXVII, Nos. 12, 13, 14, 15, 16, French edition, be distributed to the French members of the Senate and of the House of Commons?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Monday, 29th April, 1901.

1 April 24—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)—E.F.

2 April 22—Committee of the Whole House on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

3 April 25—Second Reading (Bill 59) An Act to incorporate the Canadian Mutual Aid Society.—(Hon. Mr. Casgrain, Windsor.)—E.F.

4 April 26—Consideration of the Ninth Report of the Standing Committee on Divorce in *re* McDonald relief Bill, together with the evidence.—(Hon. Mr Kirchhoffer.)

5 April 26—Second Reading (Bill 107) An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell.—(Hon. Mr. Perley.)—E.F.

6 April 26—Consideration of the Tenth Report of the Standing Committee on Divorce in *re* Stovel relief Bill.—(Hon. Mr. Kirchhoffer.)

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For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)—E.F.

No. 35.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 26th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

No. 36.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Monday, 29th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dobson, | McKay (Truro), | Reid, |
| Allan, | Ferguson, | McLaren, | Scott, |
| Baker, | Fiset, | McMillan, | Shehyn, |
| Bolduc, | Gillmor, | McSweeney, | Snowball, |
| Boucherville, de (C.M.G.), | Godbout, | Merner, | Sullivan, |
| | King, | Miller, | Templeman, |
| Bowell (Sir Mackenzie), | Kirchhoffer, | Mills, | Vidal, |
| | Landry, | Montplaisir, | Wark, |
| Carling (Sir John), | Lougheed, | O'Donohoe, | Watson, |
| Carmichael, | Lovitt, | Owens, | Wood (Hamilton), |
| Casgrain (Windsor), | Macdonald (P.E.I.), | Perley, | Wood (Westmoreland), |
| Cochrane, | Macdonald (Victoria), | Poirier, | |
| Dever, | McCallum, | Primrose, | Yeo, |
| Dickey, | McDonald (C.B.), | Prowse, | Young. |

PRAYERS.

Pursuant to the Order of the Day, the following Petition was read :—

Of the Legislative Assembly of the Province of Manitoba ; praying for the passing of an Act extending the boundaries of the Province of Manitoba northwards towards Hudson's Bay.

The Order of the Day being read for the Second Reading of the Bill (L) intituled : "An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : 'An Act to amend the Supreme and Exchequer Courts Act,' and to make provision for the Trial of Claims against the Crown."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Templeman, it was

Ordered, That the same be postponed until Thursday next.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (32) intituled : "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Snowball, it was

Ordered, That the same be postponed until to-morrow.

Pursuant to the Order of the Day, the Bill (50) intituled : "An Act to incorporate the Canadian Mutual Aid Society," was read a second time.

On motion of the Honourable Mr. Casgrain (Windsor), seconded by the Honourable Mr. Dobson, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

The Order of the Day being read for the consideration of the Ninth Report of the Standing Committee on Divorce, to whom was referred the Bill (C) intituled : "An Act for the relief of James Ward McDonald," together with the evidence taken before the said Committee.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be taken into consideration by the House to-morrow.

Which being objected to.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Pursuant to the Order of the Day, the Bill (107) intituled : "An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell," was read a second time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

The Order of the Day being read for the consideration of the Tenth Report of the Standing Committee on Divorce, on whom was referred the Bill (K) intituled : "An Act for the relief of James Stovel."

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Internal Economy and Contingent Accounts, presented their Third Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 2,
FRIDAY, 26th April, 1901.

The Committee on Internal Economy and Contingent Accounts beg leave to make their Third Report, as follows:—

1. Your Committee have examined the accounts of the Clerk of the Senate for the year ended 30th June, 1900, and find them correct.

2. The Clerk has accounted to the satisfaction of your Committee as follows:—

RECEIPTS.

| | |
|---|---|
| Letters of Credit | $165,831 80 |
| Bills of Exchange | 274 96 |
| Revenue from various sources | 3,944 58 |
| Total | $170,051 34 |

DISBURSEMENTS.

| | | |
|---|---|---|
| Salary of the Speaker | | $ 4,000 00 |
| Indemnity to Senators | | 86,237 01 |
| Salaries and Contingent Expenses | | 71,558 48 |
| Payments on account of Revenue | | 401 87 |
| Fees on Private Bills, refunded | | 800 00 |
| Balance in Bank written off | | 3,051 37 |
| Amounts deposited to credit of the Receiver General:— | | |
| Revenue | $3,944 58 | |
| Refunds | 58 03 | |
| | | 4,002 61 |
| Total | | $170,051 34 |

3. The Estimates for the years ending respectively 30th June, 1901 and 30th June, 1902, have been prepared and sent in at the end of the years 1899 and 1900, and are as follows:—

| | 1900-1901. | 1901-1902. |
|---|---|---|
| Salary of the Speaker | $ 4,000 00 | $ 4,000 00 |
| Indemnity to Senators | 92,900 00 | 92,000 00 |
| Salaries and Contingent Expenses | 73,888 00 | 72,976 00 |
| Total | $170,788 00 | $168,976 00 |

4. Supplementary votes have been asked, to provide, under the present fiscal year, for leather trunks for 81 Senators, $2,025.00, and for expenses of Committees, $2,500.00.

5. Your Committee recommend that the stationery and other articles required for the next Session of Parliament be ordered according to the list provided by your Committee and deposited with the Stationery Clerk, and that the distribution be made in a way similar to that of past Sessions.

6. Your Committee recommend that the usual small trunk of Stationery be supplied to Senators at the next Session of Parliament,

7. Your Committee recommend that Arthur Ralph, messenger in the Stationery Office, be appointed to assist the Newsroom-keeper, and that William O'Neil, permanent messenger, be appointed to assist as packer in the Stationery Office.

8. Your Committee recommend that the rule followed for the Civil Service, and universally adopted by private employers, with regard to the payment in full of salaries of persons serving with the Canadian Contingents in South Africa, be followed in the

case of Mr. A. S. A. M. Adamson, Junior Clerk, and that all deductions from his salary made in consequence of his absence on military duty in Halifax and in South Africa, be refunded to him.

9. Your Committee recommend that the services of Mr. Percy Thompson, who has been discharging Mr. Adamson's duties during the latter's absence on leave, be continued until the end of this Session, and that he be paid as hitherto at the rate of $2 00 a day.

10. Your Committee recommend that the salary of Mr. W. L. Lambkin, keeper of the newsroom, be increased from $700 to $750 a year.

11. Your Committee recommend that the services of Moïse Gagnon, sessional messenger, be dispensed with.

12. Your Committee recommend that their present chairman be authorized to make the same arrangements for the next Session of Parliament as to the employment of a shorthand writer and typewriter to assist the Law Clerk, as have been hitherto authorized.

13. Your Committee recommend that 100 copies of the book by L. G. Desjardins, Esq., Clerk of the Legislative Assembly of Quebec, entitled "Speakers' Decisions, House of Commons, Canada," be purchased for the use of Senators and officers. The edition in English, or the edition in English or French, to be supplied as individual Senators may desire.

14 During the recess, your Committee caused the bathrooms in the basement to be renovated and put in good sanitary condition, and one of the rooms to be fitted up as a toilet and shaving room for the use of Senators. They recommend that the expenditure thus incurred be approved; and that Napoleon Audette, who was placed in charge of these conveniences; in accordance with the practice in the House of Commons, be considered and paid as a sessional messenger.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Chairman.*

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Report be taken into consideration by the Senate on Wednesday next.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—The Joint Report (and accompanying maps) signed by Mr. W. F. King, Chief Astronomer of the Department of the Interior, and Mr. Otto H. Tittmann, of the United States Coast and Geodetic Survey, the two Commissioners appointed to report upon a provincial boundary line between the Territory of Alaska and the Dominion of Canada, about the head of Lynn Canal.

A copy of the Order in Council of the 20th February, 1901, relating to this matter, is also attached.

Ordered, That the same do lie on this Table, and it is as follows :—

(*Vide Sessional Papers, No. .*)

A Message was brought from the House of Commons by their Clerk, with a Bill (22) intituled : "An Act respecting the Columbia and Western Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Wood, seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be read a second time on Wednesday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (59) intituled : "An Act to incorporate the Similkameen and Keremeos Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be read a second time on Wednesday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (73) intituled: "An Act to incorporate the Vancouver, Westminster and Yukon Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be read a second time on Wednesday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (87) intituled: "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and Northwestern Railway Company, and the Waskada and North eastern Railway Company, under the name of the Manitoba Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Owens, it was

Ordered, That the said Bill be read a second time on Wednesday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Tuesday, 30th April, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Tuesday, 30th April, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 April 24—That he will call attention to the necessity for the establishment of Government Assay Offices, one in Victoria and one in Vancouver, British Columbia; and will ask if the Government intend taking steps at an early date to accomplish this object?

By the Honourable Mr. Landry:—

2 April 25—That he will ask:—

1. What Regiments are actually armed with the Snider rifle?
2. What Regiments are actually provided with the Oliver Equipment?

By the Honourable Mr. Landry:—

3 April 25—That he will ask:—

When will the Sessional Papers, Vol. XXVII, Nos. 12, 13, 14, 15, 16, French edition, be distributed to the French members of the Senate and of the House of Commons?

By the Honourable Mr. Landry :—

4 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

## AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,
Your faithful and obedient servant,
ALEX. MARCHEL.
*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. O'Donohoe :—

5 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the I achine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

By the Honourable Mr. Perley :—

6 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate. not later than Wednesday the 8th of May next, a Return showing the indebtedness of the several provinces of Canada separately at the time they entered Confederation, and how much of said debt was assumed by the Federal Parliament; and also, as nearly as possible, the debt of the several provinces by bonds, guarantees, notes or otherwise up to the 1st May next.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Tuesday, 30th April, 1901.

1 April 15—Second Reading (Bill K) An Act for the relief of James Stovel.—(Hon. Mr. Perley.)—E.F.

2 April 22—Committee of the Whole House on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

3 April 26—Consideration of the Ninth Report of the Standing Committee on Divorce in *re* McDonald relief Bill, together with the evidence.—(Hon. Mr. Kirchhoffer.)

For Wednesday, 1st May, 1901.

1 April 29—Second Reading (Bill 22) An Act respecting the Columbia and Western Railway Company.—(Hon. Mr. Wood.)—E.F.

2 April 29—Second Reading (Bill 59) An Act to incorporate the Similkameen and Keremeos Railway Company.—(Hon. Mr. Templeman.)

3 April 29—Second Reading (Bill 73) An Act concerning the Vancouver, Westminster and Yukon Railway Company.—(Hon. Mr. Templeman.)—E.F.

4 April 29—Second Reading (Bill 87) An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Northern Pacific and Manitoba Railway Company.—(Hon. Mr. Kirchhoffer.)

5 April 29—Consideration of the Third Report of the Committee on Internal Economy and Contingent Accounts.—(Hon. Mr. Kirchhoffer.)

---

For Thursday, 2nd May, 1901.

1 April 24—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)—E.F.

No. 36.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 29th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 37.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Tuesday, 30th April, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dickey, | McCallum, | Reid, |
| Allan, | Dobson, | McDonald (C.B.), | Scott, |
| Baker, | Ferguson, | McKay (Truro), | Shehyn, |
| Bernier, | Fiset, | McLaren, | Snowball, |
| Bolduc, | Gillmor, | McMillan, | Sullivan, |
| Boucherville, de (C.M.G.), | Godbout, | McSweeney, | Templeman, |
| Bowell (Sir Mackenzie), | Gowan (C.M.G.), | Merner, | Thibaudeau (Rigaud), |
| Carling (Sir John), | King, | Miller, | Vidal, |
| Casgrain (de Lanaudière), | Kirchhoffer, | Mills, | Wark, |
| Cochrane, | Landerkin, | Montplaisir, | Watson, |
| Dandurand, | Landry, | O'Brien, | Wood (Hamilton), |
| Dever, | Lougheed, | Owens, | Wood (Westmoreland), |
| | Lovitt, | Perley, | Yeo, |
| | Macdonald (P.E.I.), | Primrose, | Young. |
| | Macdonald (Victoria), | Prowse, | |

PRAYERS.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Nineteenth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 30th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Nineteenth Report.

Your Committee have examined the following Petitions and find that sufficient notice has been given in each case :—

Of H. P. Dwight and others, of Toronto; praying for the passing of an Act incorporating them as the Debenture and Securities Corporation of Canada.

Of Le Crédit Foncier du Bas-Canada ; praying for the passing of an Act amending their Act of incorporation, changing its capital stock, regulating shares, securities, loans, deposits, and for other purposes.

Of John Sharples and others; praying for the passing of an Act incorporating them as a Company to connect by railway Quebec Bridge with the City of Quebec, and also with the Drummond Counties Railway.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twentieth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 30th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Twentieth Report.

Your Committee have examined the following Petitions:—

Of the Western Assurance Company; and

Of the British America Assurance Company ; both praying for the passing of Acts amending their Acts of incorporation by empowering them to own and operate ice-breakers and wreck-relieving steamers on the lakes and rivers of Canada, and find that no notices have been given in either case.

Satisfactory reasons having been given to your Committee for the proposed legislation, they recommend the suspension of the 49th and 50th Rules, as it will be fully competent for the Committee to whom the Bills shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Sir John Carling, it was

Ordered, That Rules 49 and 50 be suspended in so far as the same relate to the Petitions of "The Western Assurance Company" and "The British America Assurance

Company," as recommended in the Twentieth Report of the Standing Committee on Standing Orders.

The Honourable Mr. McKay (Truro), from the Standing Committee on Stauding Orders, presented their Twenty-first Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 30th April, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-first Report.

Your Committee have had under their consideration the Bill (83) from the House of Commons, intituled : "An Act to incorporate the Kootenay Central Railway Company," which was reported to them under the Fifty-ninth Rule, and find the notices given are sufficient.

Your Committee, fully satisfied with the reasons why no Petition had been presentcd in this case, recommend the suspension of the Fifty-third and Fifty-fourth Rules in so far as they relate to this Bill.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the Fifty-third and Fifty-fourth Rules be dispensed with in so far as the same relate to the Bill (83) intituled : "An Act to incorporate the Kootenay Central Railway Company," as recommended in the Twenty-first Report of the Standing Committee on Standing Orders.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the Bill (83) intituled : "An Act to incorporate the Kootenay Central Railway Company," be placed upon the Orders of the Day for a Second Reading to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (H) intituled : "An Act respecting the Dawson City Electric Company, Limited," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM, No. 8,
TUESDAY, 30th April, 1901.

The Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (H) intituled : "An Act respecting the Dawson City Electric Company, Limited," have, in obedience to the Order of Reference of Tuesday, the ninth of April instant, examined the said Bill, and now beg leave to report that the Preamble of the Bill has not been proved to their satisfaction, for the reason that the passage of the Bill would conflict with existing rights.

All which is respectfully submitted.

GEORGE B. BAKER,
*Chairman.*

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Report be taken into consideration by the Senate on Friday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (27) intituled: "An Act respecting the Atlantic and Lake Superior Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Owens, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (54) intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Owens, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (13) intituled: "An Act to incorporate the Canada National Railway and Transport Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (M) intituled: "An Act respecting the St. Lawrence and Adirondack Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (44) intituled: "An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to the Ottawa, Northern and Western Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (56) intituled: "An Act respecting the Columbia and Kootenay Railway and Navigation Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (58) intituled: "An Act to incorporate the Kootenay and Arrowhead Railway Company," reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The said amendment was then read by the Clerk, as follows:—

Page 1, line 11.—After "Company" insert "and the works which the Company is hereinafter authorized to undertake are declared to be works for the general advantage of Canada."

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Kirchhoofer, it was

Ordered, That the said amendment be agreed to.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (41) intituled: "An Act respecting the Saskatchewan and Western Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (52) intituled: "An Act respecting the Vancouver and Lulu Island Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (84) intituled: "An Act respecting the Alberta Railway and Coal Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (75) intituled: "An Act respecting the Canadian Northern Railway Company." reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (73) intituled: "An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Dobson, seconded by the Honourable Mr. McCallum, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (55) intituled : "An Act to incorporate the Arnprior and Pontiac Railway Company," reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The said amendment was then read by the Clerk, as follows:—

Page 2, line 4.—Leave out from "Railway" to "in" in line 5 and insert "at or near Quyon Station."

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said amendment be agreed to.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. Lougheed presented to the Senate a Bill (O) intituled : "An Act to incorporate The Institute of Chartered Accountants, Actuaries and Finance."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time to-morrow.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A copy of a communication from the Right Honourable Joseph Chamberlain in answer to the Joint Address of the Senate and House of Commons to the King on the demise of Queen Victoria.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

(Copy)

*From Mr. Chamberlain to Lord Minto.*

Canada.
No. 96.

DOWNING STREET,
6th April, 1901.

MY LORD,—I have the honour to acknowledge the receipt of your despatch, No. 54, of the 25th of February, forwarding an Address to the King from the Senate and House of Commons of Canada, expressing sympathy with His Majesty and the Royal Family on the occasion of the death of Her late Majesty Queen Victoria, and tendering assurances of devoted attachment to His Majesty's Throne and person.

2. I have duly laid the Address before His Majesty, and I have received His Majesty's commands to signify his most cordial appreciation of the loyal and sympathetic sentiments to which it gives so affectionate and eloquent an expression. His Majesty is deeply grateful to his faithful Parliament of Canada for the loving tribute which their Address bears to the memory of Her late Majesty, and he will hope and endeavour, relying on their loyal co-operation, to justify their confidence in his ability to maintain undiminished the glorious and beneficent results of Her late Majesty's reign.

I have the honour, etc., etc.,
(Sgd.) J. CHAMBERLAIN.

Governor General,
The Right Honourable
The EARL OF MINTO, G.C.M.G., etc., etc., etc.

The Honourable Mr. Mills presented to the Senate a Bill (P) intituled : "An Act to amend the Interpretation Act."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time to-morrow.

The Honourable Mr. Mills presented to the Senate a Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Friday next.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Vidal,

That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, not later than Wednesday, the 8th of May next, a Return showing the indebtedness of the several provinces of Canada separately at the time they entered Confederation, and how much of said debt was assumed by the Federal Parliament; and also, as nearly as possible, the debt of the several provinces by bonds, guarantees, notes or otherwise up to the 1st May next.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

A Message was brought from the House of Commons by their Clerk, with a Bill (99) intituled: "An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Aikins, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (109) intituled: "An Act to incorporate the Sovereign Bank of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. McLaren, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons bp their Clerk, with a Bil (124) intituled: "An Act respecting the Western Assurance Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time on Thursday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (125) intituled: "An Act respecting the British America Assurance Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Lougheed, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time on Thursday next.

With leave of the House,

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the Order of the Day for the Second Reading of the Bill (59) intituled: "An Act to incorporate the Similkameen and Keremeos Railway Company," on Wednesday, the first of May, be discharged from the Orders of that day, and the said

Bill be now referred to the Standing Committee on Standing Orders, in accordance with the Fifty-ninth Rule of the Senate.

The Order of the Day being read for the Second Reading of the Bill (K) intituled: "An Act for the relief of James Stovel,"

The Honourable Mr. Perley presented to the House,—The Certificate of the Clerk of the Senate.

Which said Certificate was then read by His Honour the Speaker, as follows:—

I, Samuel Edmour St. Onge Chapleau, Clerk of the Senate, hereby certify that notice of the day fixed by Order of the Senate, made on Monday, the fifteenth day of April instant, for the second reading of the Bill (K) intituled: "An Act for the relief of James Stovel," was, pursuant to Rule 112, posted up at the door of the Senate throughout a period of fourteen days after the first reading of the said Bill, and between the said fifteenth day of April, A.D. 1901, and the thirtieth day of April, A.D. 1901.

Given under my hand at the Senate Chamber, in the City of Ottawa, in the Province of Ontario, in the Dominion of Canada, this thirtieth day of April, in the year of our Lord one thousand nine hundred and one.

SAM'L. E. ST. O. CHAPLEAU,
*Clerk of the Senate.*

Ordered, That the same do lie on the Table.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Baker,

That the Bill for the relief of James Stovel be now read a second time.

Which being objected to,

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

The said Bill was then read a second time accordingly.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Baker,

That the said Bill be referred to the Standing Committee on Divorce.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

The House, according to Order, was adjourned during pleasure, and put into a Committee of the Whole on the Bill (32) intituled: "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale."

*In the Committee.*

Title read and postponed.

Sections one and two read and agreed to.

Section three read and amended as follows:—

Page 1, line 11.—After "fruit" insert "nor cranberries, whether wild or cultivated."

Section five read and agreed to.

Upon section six being read, it was moved that the same be adopted.

Which being objected to, the Committee divided:

YEAS 8; NAYS 11.

So it was resolved in the negative.

Upon section seven being read, it was moved that the same be adopted.

Which being objected to, the Committee divided:

YEAS 8; NAYS 11.

So it was resolved in the negative.

Sections eight, nine, ten read and agreed to.

Section eleven read and agreed to, and the following inserted as subsection 2 thereof:—

"2. The inspector shall give notice by letter or telegram to the packer whose name "is marked on the package before he marks the words 'falsely marked' on such "package."

Sections twelve to eighteen, inclusive, severally read and agreed to.

It was moved that the following be added to the Bill as section A:—

*A.*

"The provisions of the General Inspection Act, from section 1 to 26, inclusive, and "all amendments thereto, shall apply, *mutatis mutandis*, to any inspection which may "be done under this Act"

---

After some time the House was resumed, and

The Honourable Mr. Lougheed, from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Committee have leave to sit again to morrow.

With leave of the House,

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Lougheed, it was

Ordered, That the Order of the Day for the Second Reading of the Bill (87) intituled: "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Northern Pacific and Manitoba Railway Company," on Wednesday, the first of May, be discharged from the Orders of that day, and the said Bill be now referred to the Standing Committee on Standing Orders, in accordance with the Fifty-ninth Rule of the Senate.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 1st May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 1st May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation ?

If no investigation has yet been held, is it the intention of the Government to hold one, and when ?

If not, why ?

By the Honourable Mr. O'Donohoe :—

2 April 29—That an humble Address be presented to His Excellency the Governor General ; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

By the Honourable Mr. Landry :—

3 April 30—That when the Order of the Day is called for the Third Reading of Bill 27, "An Act respecting the Atlantic and Lake Superior Railway Company," he will move that the said Bill be not now read a third time but that it be referred back to the Standing Committee on Railways, Telegraphs and Harbours, with instructions to amend the same by leaving out the word "Paspébiac" wherever it occurs and substituting therefor the word "Percé."

2. By leaving out all the words after "near" at the end of the 19th line, and replacing them by the following :—

"Percé, in the County of Gaspé, the road to follow the seaside "at a distance from it never exceeding three miles; and may operate "the railway between Metapedia and its eastern terminus at a point "near Percé; such powers of construction to be exercised before the "31st of December, 1902, for the first ten miles of the road extend- "ing from New Carlisle eastward to Percé, before the 31st December, "1903, for the following twenty miles extending in the same direc- "tion, and before the 31st December, 1904, for the balance of the "road finishing at its eastern terminus at Percé; such powers of "construction to cease as to such portions of the railway as are not "then as aforesaid completed."

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 1st May, 1901.

1 April 30—Third Reading (Bill 27) An Act respecting the Atlantic and Lake Superior Railway Company.—(Hon. Mr. Owens.)

2 April 30—Third Reading (Bill 54) An Act to incorporate the Fort Qu'Appelle Railway Company.—(Hon. Mr. Perley.)

3 April 30—Third Reading (Bill 13) An Act to incorporate the Canada National Railway and Transport Company.—(Hon. Sir Mackenzie Bowell.)

4 April 30—Third Reading (Bill M) An Act respecting the St. Lawrence and Adirondack Railway Company.—(Hon. Sir Mackenzie Bowell.)

5 April 30—Third Reading (Bill 44) An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to "The Ottawa, Northern and Western Railway Company."—(Hon. Mr. Perley.)

6 April 30—Third Reading (Bill 56) An Act respecting the Columbia and Kootenay Railway and Navigation Company.—(Hon. Mr. Kirchhoffer.)

7 April 30—Third Reading (Bill 58) An Act to incorporate the Kootenay and Arrowhead Railway Company, as amended.—(Hon. Mr. Kirchhoffer.)

8 April 30—Third Reading (Bill 41) An Act respecting the Saskatchewan and Western Railway Company.—(Hon. Mr. Kirchhoffer.)

9 April 30—Third Reading (Bill 52) An Act respecting the Vancouver and Lulu Island Railway Company.—(Hon. Mr. Templeman.)

10 April 30—Third Reading (Bill 84) An Act respecting the Alberta Railway and Coal Company.—(Hon. Mr. Lougheed.)

11 April 30—Third Reading (Bill 75) An Act respecting the Canadian Northern Railway Company.—(Hon. Mr Kirchhoffer.)

12 April 30—Third Reading (Bill 79) An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company.—(Hon. Mr. Dobson.)

13 April 30—Third Reading (Bill 55) An Act to incorporate the Arnprior and Pontiac Railway Company, as amended.—(Hon. Mr. Baker.)

14 April 26—Consideration of the Ninth Report of the Standing Committee on Divorce in *re* McDonald relief Bill, together with the evidence.—(Hon. Mr. Kirchhoffer.)

15 April 29—Second Reading (Bill 22) An Act respecting the Columbia and Western Railway Company.—(Hon. Mr. Wood.)—E.F.

16 April 29—Second Reading (Bill 73) An Act concerning the Vancouver, Westminster and Yukon Railway Company.—(Hon. Mr. Templeman.)—E.F.

17 April 29—Consideration of the Third Report of the Committee on Internal Economy and Contingent Accounts.—(Hon. Mr. Kirchhoffer.)

18 April 30—House again in Committee of the Whole on (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.—(Hon. Mr. Mills.)—E.F.

19 April 30—Second Reading (Bill 83) An Act to incorporate the Kootenay Central Railway Company.—(Hon. Mr. Templeman.)—E.F.

20 April 30—Second Reading (Bill O) An Act to incorporate the Institute of Chartered Accountants, Actuaries and Finance.—(Hon. Mr. Lougheed.)

21 April 30—Second Reading (Bill P) An Act to amend the Interpretation Act.—(Hon. Mr. Mills.)

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For Thursday, 2nd May, 1901.

1 April 24—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : " An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown —(Hon. Mr. Mills.)—E.F.

2 April 30—Second Reading (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)

3 April 30—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada.—(Hon. Mr. Landry.)—E.F.

4 April 30—Second Reading (Bill 109) An Act to incorporate the Sovereign Bank of Canada.—(Hon. Mr. McMillan.)—E.F.

5 April 30—Second Reading (Bill 124) An Act respecting the Western Assurance Company.—(Hon. Mr. Lougheed.)—E.F.

6 April 30—Second Reading (Bill 125) An Act respecting the British America Assurance Company.—(Hon. Mr. Lougheed.)—E.F.

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For Friday, 3rd May, 1901.

1 April 30—Consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred (Bill H) An Act respecting the Dawson City Electric Company (Limited).—(Hon. Mr. Macdonald, B.C.)

No. 37.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Tuesday, 30th April, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
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1901

## No. 38.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Wednesday, 1st May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Drummond, | Macdonald (Victoria), | Primrose, |
| Allan, | Ferguson, | MacKay (Alma), | Prowse, |
| Baker, | Fiset, | McCallum, | Scott, |
| Bernier, | Gillmor, | McDonald (C.B.), | Shehyn, |
| Bolduc, | Godbout, | McKay (Truro), | Snowball, |
| Boucherville, de (C.M.G.), | Gowan (C.M.G.), | McLaren, | Sullivan, |
| Bowell (Sir Mackenzie), | Hingston (Sir William), | McMillan, | Templeman, |
| Carling (Sir John), | Jones, | McSweeney, | Thibaudeau (Rigaud), |
| Casgrain (de Lanaudière), | Kerr, | Merner, | Vidal, |
| Cochrane, | King, | Miller, | Wark, |
| Dandurand, | Kirchhoffer, | Mills, | Watson, |
| Dever, | Landerkin, | Montplaisir, | Wood (Hamilton), |
| Dickey, | Landry, | O'Brien, | Wood (Westmoreland), |
| Dobson, | Lougheed, | O'Donohoe, | Yeo, |
| | Lovitt, | Owens, | Young. |
| | Macdonald (P.E.I.), | Perley, | |
| | | Poirier, | |

PRAYERS.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 1st May, 1901.

The Standing Committee on Banking and Commerce, to whom was referred the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada," have, in obedience to the Order of Reference of March 29th last, examined the said Bill, and now beg leave to report the same with the following amendments, viz.:—

Page 1, line 12.—After clause 1 insert the following clauses:—

"2. Section 3 of chapter 67 of the Statutes of 1892 is repealed and the following section is substituted therefor, and shall be deemed to have formed part of the said Act as from the date of its enactment:—

"3. Upon the application of any person, firm or corporation within the city, town or village, or other territory within which a general service is given, and where a telephone is required for any lawful purpose, the Company shall, with all reasonable despatch furnish telephones for premises fronting upon or within feet of any highway, street, lane or other place along, over, under, or upon which the Company has constructed or may hereafter construct a main or branch telephone service or system, upon tender or payment of the lawful rate semi-annually in advance."

"3. The Company shall be subject to any general Act hereafter passed by the Parliament of Canada respecting rates to be charged by telephone companies in Canada, and the provisions of any such Act shall not be deemed to be in derogation of the powers or privileges of the Company under its charter or other Acts relating thereto."

Your Committee recommend that the Bell Telephone Company be ordered to submit to your Committee a complete list of the shareholders of the Company before the said Bill for provision to increase the capital is further proceeded with.

All which is respectfully submitted.

GEO. A. DRUMMOND,
*Chairman.*

On motion of the Honourable Mr. Drummond, seconded by the Honourable Mr. Macdonald (Victoria), it was

Ordered, That the said amendments be taken into consideration by the Senate on Tuesday next.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (14) intituled: "An Act to incorporate the Century Life Insurance Company," reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The said amendment was then read by the Clerk, as follows:—

Page 1, line 7.—Leave out "F" and insert "J".

On motion of the Honourable Mr. Sullivan, seconded by the Honourable Mr. Baker, it was

Ordered, That the said amendment be agreed to.

On motion of the Honourable Mr. Sullivan, seconded by the Honourable Mr. Baker, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (60) intituled: "An Act to incorporate the

United Empire Life Insurance Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (12) intituled : "An Act respecting the London Mutual Fire Insurance Company of Canada," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. Landerkin, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (19) intituled : "An Act respecting the Eastern Canada Savings and Loan Company (Limited)," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (53) intituled : "An Act respecting the Manitoba and North-west Loan Company (Limited)," reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The said amendment was then read by the Clerk, as follows :—

Page 1, line 17.—After "due" insert the following as clause A.

*Clause A.*

The directors of the Company shall give notice, in one newspaper published in the City of Toronto and one newspaper published in the City of Winnipeg, calling upon those having or claiming to have claims against the said Company to send in the same to the Manager thereof by a day to be therein named, not later than six calendar months after the first publication of such notice, and such notice shall be published at least six times in each of such papers, and the Directors shall not be bound to take notice of any claim sent in after the expiration of the said six months ;

"Provided, however, that the foregoing provision of this subsection shall not apply to persons appearing by the books and records of the Company to be creditors thereof and to have claims against the Company."

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (90) intituled : "An Act respecting the Dominion Burglary Guarantee Company (Limited)," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Drummond, seconded by the Honourable Mr. Casgrain (de Lanaudière), it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (70) intituled : "An Act respecting the E. B. Eddy Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (61) intituled: "An Act respecting W. C. Edwards and Company (Limited)," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. McCallum, seconded by the Honourable Mr. Cochrane, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (37) intituled: "An Act to incorporate the Bishop of Keewatin," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (25) intituled: "An Act to incorporate the Ottawa and Hull Power and Manufacturing Company (Limited)," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Owens, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (82) intituled: "An Act respecting the Rathbun Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (68) intituled: "An Act respecting the McClary Manufacturing Company," reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The same amendment was then read by the Clerk, as follows:—

Page 1, line ult—Insert after "purpose":—

"3. Notwithstanding anything contained in Chapter 116 of the Statutes of 1882, section 6A of *The Companies Clauses Act*, as added thereto by section 1 of Chapter 42 of the Statutes of 1900, shall apply to the Company."

On motion of the Honourable Mr. Watson, seconded by the Honouroble Mr. Young, it was

Ordered, That the said amendment be agreed to.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (110) intituled: "An Act to incorporate the Debenture and Securities Corporation of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a second time to-morrow.

The Order of the Day being read for the Third Reading of the Bill (27) intituled: "An Act respecting the Atlantic and Lake Superior Railway Company."

The Honourable Mr. Owens moved, seconded by the Honourable Mr. Kirchhoffer,

That the said Bill be now read a third time.

The Honourable Mr. Landry moved, in amendment, seconded by the Honourable Mr. Bolduc,

That the said Bill be not now read a third time but that it be referred back to the Standing Committee on Railways, Telegraphs and Harbours, with instructions to amend the same by leaving out the word "Paspébiac" wherever it occurs and substituting therefor the word "Percé."

2. By leaving out all the words after "near" at the end of the 19th line, and replacing them by the following:—

"Percé, in the County of Gaspé, the road to follow the seaside at a distance from "it never exceeding three miles; and may operate the railway between Metapedia and "its eastern terminus at a point near Percé; such powers of construction to be exercised "before the 31st of December, 1902, for the first ten miles of the road extending from "New Carlisle eastward to Percé, before the 31st December, 1903, for the following "twenty miles extending in the same direction, and before the 31st December, 1904, "for the balance of the road finishing at its eastern terminus at Percé; such powers "of construction to cease as to such portions of the railway as are not then as aforesaid "completed."

The question of concurrence being put on the amendment, the same was resolved in the negative.

The question of concurrence being put on the main motion, the same was resolved in the affirmative, and

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (54) intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (13) intituled: "An Act to incorporate the Canada National Railway and Transport Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (M) intituled: "An Act respecting the St. Lawrence and Adirondack Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (44) intituled: "An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to 'The Ottawa, Northern and Western Railway Company,'" was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed thif Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (56) intituled: "An Act respecting the Columbia and Kootenay Railway and Navigation Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the Honse of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (58) intituled: "An Act to incorporat the Kootenay and Arrowhead Railway Company," was, as amended, read a third time

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with an amendment, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (41) intituled: "An Act respecting the Saskatchewan and Western Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (52) intituled: "An Act respecting the Vancouver and Luiu Island Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (84) intituled: "An Act respecting the Alberta Railway and Coal Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (75) intituled: "An Act respecting the Canadian Northern Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (79) intituled: "An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (55) intituled: "An Act to incorporate the Arnprior and Pontiac Railway Company," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with an amendment, to which they desire their concurrence.

The Order of the Day being read for the consideration of the Ninth Report of the Standing Committee on Divorce, to whom was referred the Bill (C) intituled: "An Act

for the relief of James Ward McDonald," together with the evidence taken before the said Committee.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be adopted.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Kirchhoffer,

That the said Bill be now read a third time.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was, on a division, resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Kirchhoffer,

That a Message be sent to the House of Commons by one of the Masters in Chancery, to communicate to that House the evidence taken before the Standing Committee on Divorce, to whom was referred the Bill (C) intituled: "An Act for the relief of James Ward McDonald," and the papers referred to them, with a request that the same be returned to this House.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

Ordered accordingly.

Pursuant to the Order of the Day, the Bill (22) intituled: "An Act respecting the Columbia and Western Railway Company," was read a second time.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (73) intituled: "An Act concerning the Vancouver, Westminster and Yukon Railway Company," was read a second time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Lovitt, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The House, according to Order, proceeded to the consideration of the Third Report of the Standing Committee on Internal Economy and Contingent Accounts.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the said Report be referred to a Committee of the Whole House for their consideration presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Report.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Wood (Westmoreland) reported that the Committee had instructed him to report that, in their opinion, the Report in question would be more properly considered by the House than by the Committee; which opinion His Honour the Speaker communicated to the House.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Report be taken into consideration by the House to-morrow.

The House, according to Order, was adjourned during pleasure, and again put into a Committee of the Whole on the Bill (32) intituled: "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale."

*In the Committee.*

Section A, proposed to be added to the Bill, was reconsidered and withdrawn.

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After some time the House was resumed, and

The Honourable Mr. Kirchhoffer, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were read by the Clerk.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said amendments be agreed to.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill, as amended, be read a third time on Friday next.

Pursuant to the Order of the Day, the Bill (83) intituled: "An Act to incorporate the Kootenay Central Railway Company," was read a second time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 2nd May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 2nd May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts:—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

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For Tuesday, 7th May, 1901.

By the Honourable Mr. O'Donohoe:—

1 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

By the Honourable Mr. Perley:—

2 May 1—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, not later than the 15th instant, a Return showing how many Doukhobors have made homestead entries of 160 acres of land each, and in what particular district of the North-west Territories they have made such entries, and who own or have entries

for the land the villages are built on. Also, how many permits have been granted to the Doukhobors, and the quantity permitted to each Doukhobor, and the particular section of the North-west Territories such permits have been granted. And further, how many wood permits have been granted to the Doukhobors and the number of cords or quantities given each person as may be designated.

By the Honourable Mr. Miller:—

3 May 1—That on the motion for the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be not now read a third time, but that it be amended by adding thereto the following clauses:—

"3. No higher rates than the rates now in force in the municipalities of Canada respectively, except as herein otherwise provided "(*a*) for long distance messages; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, "payable or recoverable in any such municipality, and any sum paid "in excess of the said rates after 30th June, 1901, may be recovered "by the subscribers in an action therefor in any court of competent "jurisdiction, or may be deducted from any rates unpaid.

"4. The said rates in any municipality may be increased or "diminished by order of the Governor in Council upon the application of the company or of any interested municipality, and thereafter the rate so ordered shall be the rate under this Act until again "similarly adjusted by the Governor in Council. The word 'rates' "in the section shall apply not only to the rates charged for the "rental or use of telephones, but also to charges for messages from any "person in one municipality to any other person in another municipality, commonly known as long distance messages."

# ORDERS OF THE DAY.

**NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.**

For Thursday, 2nd May, 1901.

1 May 1—Third Reading (Bill 14) An Act to incorporate the Century Life Insurance Company.—(Hon. Mr. Sullivan.)

2 May 1—Third Reading (Bill 60) An Act to incorporate the United Empire Life Insurance Company.—(Hon. Mr. Wood, Westmoreland.)

3 May 1—Third Reading (Bill 12) An Act respecting the London Mutual Fire Insurance Company.—(Hon. Mr. Jones.)

4 May 1—Third Reading (Bill 19) An Act respecting the Eastern Canada Savings and Loan Company (Limited).—(Hon. Mr. Wood, Westmoreland.)

5 May 1—Third Reading (Bill 53) An Act respecting the Manitoba and North-west Loan Company (Limited), as amended.—(Hon. Mr. Landry.)

6 May 1—Third Reading (Bill 90) An Act respecting the Dominion Burglary Guarantee Company, Limited.—(Hon. Mr. Dandurand.)

7 May 1—Third Reading (Bill 70) An Act respecting the E. B. Eddy Company.—(Hon. Mr. Macdonald, B.C.)

8 May 1—Third Reading (Bill 61) An Act respecting W. C. Edwards & Company, Limited.—(Hon. Mr. McCallum.)

9 May 1—Third Reading (Bill 37) An Act to incorporate the Bishop of Keewatin.—(Hon. Mr. Landry.)

10 May 1—Third Reading (Bill 25) An Act to incorporate the Ottawa and Hull Power and Manufacturing Company (Limited).—(Hon. Mr. Perley.)

11 May 1—Third Reading (Bill 82) An Act respecting the Rathbun Company.—(Hon. Mr. Watson.)

12 May 1—Third Reading (Bill 68) An Act respecting the McClary Manufacturing Company.—(Hon. Mr. Watson.)

13 May 1—Consideration of the Third Report of the Committee on Internal Economy and Contingent Accounts.—(Hon. Mr. Kirchhoffer.)

14 May 1—Second Reading (Bill O) An Act to incorporate the Institute of Chartered Accountants, Actuaries and Finance.—(Hon. Mr. Lougheed.)—E.

15 May 1—Second Reading (Bill P) An Act to amend the Interpretation Act.—(Hon Mr. Mills.)

16 April 24—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)—E.F.

17 April 30—Second Reading (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)

18 April 30—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada.—(Hon. Mr. Landry.)—E.F.

19 April 30—Second Reading (Bill 109) An Act to incorporate the Sovereign Bank of Canada.—(Hon. Mr. McMillan.)—E.F.

20 April 30—Second Reading (Bill 124) An Act respecting the Western Assurance Company.—(Hon. Mr. Lougheed.)—E.F.

21 April 30—Second Reading (Bill 125) An Act respecting the British America Assurance Company.—(Hon. Mr. Lougheed.)—E.F.

22 May 1—Second Reading (Bill 110) An Act to incorporate the Debenture and Securities Corporation of Canada.—(Hon. Sir Mackenzie Bowell.)—E.F.

For Friday, 3rd May, 1901.

1 May 1—Third Reading (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale, as amended.—(Hon. Mr. Mills.)—E.F.

2 April 30—Consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred (Bill H) An Act respecting the Dawson City Electric Company (Limited).—(Hon. Mr. Macdonald, B.C.)

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For Tuesday, 7th May, 1901.

1 May 1—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Drummond.)

No. 38.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 1st May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 39.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Thursday, 2nd May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (de Lanaudière),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ferguson,
Fiset,
Gillmor,
Godbout,
Gowan (C.M.G.),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return to an Address of the Senate, dated the 16th April, 1901, for copies of a Return giving the names and addresses of all Fishermen in Queen's County, P.E.I., who claimed bounty and received the same, for season 1900, with the amount paid to each.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (97) intituled : "An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company," reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The said amendment was then read by the Clerk, as follows :—

Page 5, line 36.—After "Company" insert "in so far as the said Act is not inconsistent with any provisions of this Act."

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. McCallum, it was

Ordered, That the said amendment be agreed to.

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. McCallum, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (43) intituled : "An Act to incorporate 'The St. Lawrence Lloyds,'" reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were then read by the Clerk, as follow :—

Page 3, line 7.—After "Company" insert "provided however that the Company shall not engage in the business of insurance authorized by this section until at least two hundred thousand dollars have been paid upon said capital stock."

Page 4.—After "14" insert "The powers granted by sections 6, 7 and 8 of."

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the said amendments be taken into consideration by the Senate to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (51) intituled : "An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada," reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were then read by the Clerk, as follow :—

Page 1, line 35.—Leave out "thirty" and insert "forty."

Page 3, line 15.—After "Corporation" insert the following as subsection (*f*) :—

(*f.*) Subscribe for, take, hold, or purchase the shares, stock, bonds and debentures or other securities of any company heretofore or hereinafter incorporated for transportation purposes, having objects wholly or in part similar to those of the Company, or having for its object, or any of its objects, the promotion of any of the objects which the Company is authorized to carry out, or any object auxiliary thereto or connected therewith; or may subscribe for, take, hold, or purchase the shares, stock, bonds and debentures and other securities of any company which may wholly or in part derive its

rights, privileges, or franchises from the Company, and having objects wholly or in part similar to those of the Company, and the Company may advance money by way of mortgage or otherwise on any of the said shares, stock, bonds, debentures or other securities in this section mentioned, and may sell, bind, transfer, hypothecate or otherwise dispose of such shares, stocks, bonds, debentures or other securities.

Page 3, line 35.—After "to" insert "The powers granted by sections 7 and 8 of," and leave out all the words after "expire" in line 35 to "if" in line 37.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the said amendments be agreed to.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (50) intituled: "An Act to incorporate the Canadian Mutual Aid Society," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Primrose, seconded by the Honourable Mr. Dobson, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twenty-second Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
THURSDAY, 2nd May, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-second Report.

Your Committee have had under their consideration the following Bills from the House of Commons, viz.: Bill (59) "An Act to incorporate the Similkameen and Keremeos Railway Company," and

Bill (87) "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and Waskada and North-eastern Railway Company under the name of the Manitoba Railway Company," which were referred to them under the Fifty-ninth Rule, and find that the notices required by the 49th and 50th Rules are sufficient.

Your Committee, being fully satisfied with the reasons why no Petition had been presented in either case, recommend the suspension of the 53rd and 54th Rules in so far as they relate to these Bills.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the Fifty-third and Fifty-fourth Rules be dispensed with in so far as they relate to the Bill (59) intituled: "An Act to incorporate the Similkameen and Keremeos Railway Company," as recommended in the Twenty-second Report of the Standing Committee on Standing Orders.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the Bill (59) intituled: "An Act to incorporate the Similkameen and Keremeos Railway Company," be placed upon the Orders of the Day for a second reading to-morrow.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twenty-third Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
THURSDAY, 2nd May, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-third Report.

Your Committee recommend that the time limited for receiving Reports from any Standing or Select Committee on a Private Bill, which expires to-morrow (Friday, the 3rd instant) be extended to Friday, the seventeenth instant.

Your Committee also recommend that the Sixtieth Rule of the Senate be dispensed with for the remainder of the Session.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

With leave of the House,

On motion of the Honourable Mr. McKay (Truro), seconded by the Honourable Mr. Macdonald (Victoria), it was

Ordered, That the said Report be adopted.

The Honourable Mr. Perley moved, seconded by the Honourable Mr. Kirchhoffer,

That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, not later than the 15th instant, a Return showing how many Doukhobors have made homestead entries of 160 acres of land each, and in what particular district of the North-west Territories they have made such entries, and who own or have entries for the land the villages are built on. Also, how many permits have been granted to the Doukhobors, and the quantity permitted to each Doukhobor, and the particular section of the North-west Territories such permits have been granted. And further, how many wood permits have been granted to the Doukhobors and the number of cords or quantities given each person as may be designated.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

Pursuant to the Order of the Day, the Bill (14) intituled: "An Act to incorporate the Century Life Insurance Company" was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with an amendment, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (60) intituled: "An Act to incorporate the United Empire Life Insurance Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (12) intituled: "An Act respecting the London Mutual Fire Insurance Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (19) intituled: "An Act respecting the Eastern Canada Savings and Loan Company (Limited)," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (53) intituled: "An Act respecting the Manitoba and North-west Loan Company," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with an amendment, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (90) intituled: "An Act respecting the Dominion Burglary Guarantee Company (Limited)," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (70) intituled: "An Act respecting the E. B. Eddy Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (61) intituled: "An Act respecting W. C. Edwards and Company, Limited," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (37) intituled: "An Act to incorporate the Bishop of Keewatin," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (25) intituled: "An Act to incorporate the Ottawa and Hull Power and Manufacturing Company (Limited)," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (82) intituled: "An Act respecting the Rathbun Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (68) intituled: "An Act respecting the McClary Manufacturing Company," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with an amendment, to which they desire their concurrence.

The House, according to Order, proceeded to the consideration of the Third Report of the Standing Committee on Internal Economy and Contingent Accounts of the Senate.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Report be adopted.

The Order of the Day being read for the Second Reading of the Bill (O) intituled: "An Act to incorporate the Institute of Chartered Accountants, Actuaries and Finance."

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the same be postponed until to-morrow.

The Order of the Day being read for the Second Reading of the Bill (P) intituled: "An Act to amend the Interpretation Act."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

The Order of the Day being read for the Second Reading of the Bill (L) intituled: "An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: 'An Act to amend the Supreme and Exchequer Courts Act,' and to make better provision for the Trial of Claims against the Crown."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Tuesday next.

The Order of the Day being read for the Second Reading of the Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Tuesday next.

The Order of the Day being read for the Second Reading of the Bill (99) intituled: "An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada."

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Prowse, it was

Ordered, That the same be postponed until Tuesday next.

Pursuant to the Order of the Day, the Bill (109) intituled: "An Act to incorporate the Sovereign Bank of Canada," was read a second time.

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. Jones, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (124) intituled: "An Act respecting the Western Assurance Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (125) intituled: "An Act respecting the British Assurance Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (110) intituled: "An Act to incorporate the Debenture and Securities Corporation of Canada," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

A Message was brought from the House of Commons by their Clerk, in the following words:—

HOUSE OF COMMONS,
WEDNESDAY, 1st May, 1901.

Resolved, That a Message be sent to the Senate to acquaint their Honours that this House hath agreed to the 3rd and 4th of the amendments made by the Senate to Bill No. 92, intituled: "An Act to further amend the Act respecting the Safety of Ships."

And hath amended the 1st and 5th amendments as follows, viz.:—

Page 1, line 3.—Leave out "British Isles" and insert "United Kingdom."

Page 3, line 4.—Leave out "British Isles" and insert "United Kingdom."

And hath disagreed to the 2nd amendment for the following reason:—

"Because the original Section of the Bill is already sufficiently plain, and the amendment is consequently unnecessary."

Ordered, That the Clerk of the House do carry the said Message to the Senate.

Attest,
J. G. BOURINOT,
*Clerk of the Commons.*

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Message be taken into consideration by the Senate on Tuesday next.

With leave of the House,

On motion of the Honourable Ma. Kirchhoffer, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Fifty-third and Fifty-fourth Rules be dispensed with in so far as they relate to the Bill (87) intituled: "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Northern Pacific and Manitoba Railway Company," as recommended in the Twenty-second Report of the Standing Committee on Standing Orders.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Bill (87) intituled: "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Northern Pacific and Manitoba Railway Company," be placed upon the Orders of the Day for a second reading to-morrow.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 3rd May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Friday, 3rd May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts:—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. Macdonald (B.C.):—

2 May 2—That he will move, when the Report on Bill (H) "An Act respecting the Dawson City Electric Company" comes up for consideration, that the report be not now concurred in, but that the report and the said Bill be referred back to the Committee on Railways, Telegraphs and Harbours, with the instruction to consider the advantage to residents in the Yukon to have access to a coal supply, and to consider the position of the shareholders in the aforesaid company who have expended $150,000 in works of development, with the view that the Bill may be favourably reported.

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For Tuesday, 7th May, 1901.

By the Honourable Mr. O'Donohoe:—

1 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

By the Honourable Mr. Miller:—

2 May 1—That on the motion for the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be not now read a third time, but that it be amended by adding thereto the following clauses:—

"3. No higher rates than the rates now in force in the municipalities of Canada respectively, except as herein otherwise provided "(*a*) for long distance messages; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, payable or recoverable in any such municipality, and any sum paid in excess of the said rates after 30th June, 1901, may be recovered by the subscribers in an action therefor in any court of competent jurisdiction, or may be deducted from any rates unpaid.

"4. The said rates in any municipality may be increased or diminished by order of the Governor in Council upon the application of the company or of any interested municipality, and thereafter the rate so ordered shall be the rate under this Act until again similarly adjusted by the Governor in Council. The word 'rates' in the section shall apply not only to the rates charged for the rental or use of telephones, but also to charges for messages from any person in one municipality to any other person in another municipality, commonly known as long distance messages."

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 3rd May, 1901.

1 May 1—Third Reading (Bill 32) An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale, as amended.—(Hon. Mr. Mills.)—E.F.

2 May 2—Third Reading (Bill 97) An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company, as amended.—(Hon. Mr. McMillan.)

3 May 2—Third Reading (Bill 51) An Act to incorporate the Algoma Iron and Nickel-Steel Company, as amended.—(Hon. Mr. Dandurand.)

4 May 2—Third Reading (Bill 50) An Act to incorporate the Canadian Mutual Aid Society.—(Hon. Mr. Primrose.)

5 April 30—Consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred (Bill H) An Act respecting the Dawson City Electric Company (Limited).—(Hon. Mr. Macdonald, B.C.)

6 May 2—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill 43) An Act to incorporate the St. Lawrence Lloyds.—(Hon. Mr. Drummond.)

7 May 2—Second Reading (Bill 59) An Act to incorporate the Similkameen and Keremeos Railway Company.—(Hon. Mr. Templeman.)—E.F.

8 May 2—Second Reading (Bill 87) An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Manitoba Railway Company.—(Hon. Mr. Kirchhoffer.) —E.F.

9 May 2—Second Reading (Bill O) An Act to incorporate the Institute of Chartered Accountants, Actuaries and Finance.—(Hon. Mr. Lougheed.)—E.

10 May 2—Second Reading (Bill P) An Act to amend the Interpretation Act.—(Hon. Mr. Mills.)—E.

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For Tuesday, 7th May, 1901.

1 May 1—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Drummond.)

2 May 2—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)—E.F.

3 May 2—Second Reading (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)

4 May 2—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada.—(Hon. Mr. Landry.)—E.F.

5 May 2—Consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to (Bill 92) An Act further to amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)

No. 39.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 2nd May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 40.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Friday, 3rd May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (de Lanaudière),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ferguson,
Fiset,
Gillmor,
Godbout,
Gowan (C.M.G.),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Order of the Day being read for the Third Reading of the Bill (32) intituled: "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale," as amended.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill, as amended.

*In the Committee.*

Section reconsidered and amended as follows:—

Page 3, line 39.—After "Act" insert "and may by such regulations impose penalties not exceeding fifty dollars on any person offending against them."

Page 3, line 42.—After "behalf" insert "and the violation of any such regulation shall be deemed an offence against this Act and punishable as such."

---

After some time the House was resumed, and

The Honourable Mr. Wood (Westmoreland), from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were read by the Clerk.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the amendments be agreed to.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill, as amended, be now read a third time.

The said Bill, as amended, was then read a third time accordingly.

The question was put whether this Bill as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (97) intituled: "An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with an amendment, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (51) intituled: "An Act to incorporate the Algoma Iron and Nickel-Steel Company," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (50) intituled : "An Act to incorporate the Canadian Mutual Aid Society," was read a third time.

The question was put whether this Bill shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, proceeded to the consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (H) intituled : "An Act respecting the Dawson City Electric Company (Limited)."

The Honourable Mr. Macdonald (Victoria) moved, seconded by the Honourable Mr. Allan,

That the Report on Bill (H) "An Act respecting the Dawson City Electric Company," be not now concurred in, but that the Report, and the said Bill be referred back to the Committee on Railways, Telegraphs and Harbours, with the instruction to consider the advantage to residents in the Yukon to have access to a coal supply, and to consider the position of the shareholders in the aforesaid Company who have expended $150,000 in works of development, with the view that the Bill may be favourably reported.

The question of concurrence being put on the said motion ; the House divided : and the names being called for, they were taken down, as follow :—

CONTENTS :

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Bernier, | Landerkin, | McLaren, | Snowball, |
| Dever, | Macdonald (Victoria), | Mills, | Templeman, |
| Jones, | McDonald (C. B.), | O'Donohoe, | Wark.—17. |
| Kerr, | McHugh, | Primrose, | |
| King, | McKay (Truro), | | |

NON-CONTENTS :

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Dobson, | McSweeney, | Prowse, |
| Allan, | Godbout, | Merner, | Vidal, |
| Boucherville, de | Kirchhoffer, | Miller, | Wood (Hamilton), |
| Carling (Sir John), | Lovitt, | Perley, | Yeo.—19. |
| Cochrane, | McCallum, | Power (Speaker), | |

So it was resolved in the negative.

The Order of the Day being read for the consideration of the amendments made by the Standing Committee on Banking and Commerce to the Bill (43) intituled : "An Act to incorporate the St. Lawrence Lloyds."

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. King, it was

Ordered, That the same be postponed until Tuesday next.

Pursuant to the Order of the Day, the Bill (59) intituled : "An Act to incorporate the Similkameen and Keremeos Railway Company," was read a second time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (87) intituled : "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Manitoba Railway Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (O) intituled: "An Act to incorporate the Institute of Chartered Accountants, Actuaries and Finance," was read a second time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ailan, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

Pursuant to the Order of the Day, the Bill (P) intituled: "An Act to amend the Interpretation Act," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Snowball, it was

Ordered, That the Forty-first Rule of this House be dispensed with in so far as it relates to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until Monday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 6th May, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 6th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

---

For Tuesday, 7th May, 1901.

By the Honourable Mr. O'Donohoe :—

1 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

By the Honourable Mr. Miller :—

2 May 1—That on the motion for the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be not now read a third time, but that it be amended by adding thereto the following clauses :—

"3. No higher rates than the rates now in force in the municipalities of Canada respectively, except as herein otherwise provided

"(*a*) for long distance messages ; (*b*) for rental of telephones to sub-
"scribers, or for any other purpose whatsoever, shall be chargeable,
"payable or recoverable in any such municipality, and any sum paid
"in excess of the said rates after 30th June, 1901, may be recovered
"by the subscribers in an action therefor in any court of competent
"jurisdiction, or may be deducted from any rates unpaid.

"4. The said rates in any municipality may be increased or
"diminished by order of the Governor in Council upon the applica-
"tion of the company or of any interested municipality, and there-
"after the rate so ordered shall be the rate under this Act until again
"similarly adjusted by the Governor in Council. The word 'rates'
"in the section shall apply not only to the rates charged for the
"rental or use of telephones, but also to charges for messages from any
"person in one municipality to any other person in another munici-
"pality, commonly known as long distance messages."

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Tuesday, 7th May, 1901.

1 May 1—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Drummond.)

2 May 2—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled : "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown.—(Hon. Mr. Mills.)—E.F.

3 May 2—Second Reading (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)

4 May 2—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada.—(Hon. Mr. Landry.)—E.F.

5 May 2—Consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to (Bill 92) An Act further to amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)

6 May 3—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill 43) An Act to incorporate the St. Lawrence Lloyds.—(Hon. Mr. Drummond.)

No. 40.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 3rd May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 41.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Monday, 6th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Baker,
Bernier,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Cochrane,
Dever,
Dickey,
Dobson,
Ferguson,
Fiset,
Godbout,
Gowan (C.M.G.),
King,
Kirchhoffer,
Landerkin,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Donohoe,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Honourable Sir Mackenzie Bowell rose in his place, and informed the House that the Honourable John Jones Ross, a member thereof, is deceased.

Then the Honourable Sir Mackenzie Bowell moved, seconded by the Honourable Mr. Mills,

That out of respect to the memory of the late Honourable John Jones Ross, the Senate do now adjourn.

The question of concurrence being put thereon, the same was unanimously resolved in the affirmative, and

The Honourable the Speaker then declared the Senate adjourned until to-morrow, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Tuesday, 7th May, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Tuesday, 7th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts:—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. O'Donohoe:—

2 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

By the Honourable Mr. Miller:—

3 May 1—That on the motion for the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be not now read a third time, but that it be amended by adding thereto the following clauses:—

"3. No higher rates than the rates now in force in the municipalities of Canada respectively, except as herein otherwise provided "(*a*) for long distance messages; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, "payable or recoverable in any such municipality, and any sum paid "in excess of the said rates after 30th June, 1901, may be recovered

"by the subscribers in an action therefor in any court of competent "jurisdiction, or may be deducted from any rates unpaid.

"4. The said rates in any municipality may be increased or "diminished by order of the Governor in Council upon the applica- "tion of the company or of any interested municipality, and there- "after the rate so ordered shall be the rate under this Act until again "similarly adjusted by the Governor in Council. The word 'rates' "in the section shall apply not only to the rates charged for the "rental or use of telephones, but also to charges for messages from any "person in one municipality to any other person in another munici- "pality, commonly known as long distance messages."

---

For Thursday, 9th May, 1901.

By the Honourable Mr. Bernier:—

1 May 6—That he will call the attention of the Government, on the alleged neglect of duty on the part of the Customs officers with regard to immoral publications and advertisements introduced into this country; and will ask, what is the law in connection with these importations, and whether it is the intention of the Government to have the law carried out in this matter?

By the Honourable Mr. Bernier:—

2 May 6—That in the opinion of the Senate, the request of the trustees to the fund and shareholders in the matter of the Chignecto Railway for a Committee before which they could expose their grievances, should be granted.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Tuesday, 7th May, 1901.

1 May 1—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Drummond.)

2 May 2—Second Reading (Bill L) An Act to amend Chapter Sixteen of the Statutes of 1887, intituled: "An Act to amend 'The Supreme and Exchequer Courts Act,'" and to made better provision for the Trial of Claims against the Crown —(Hon. Mr. Mills.)—E.F.

3 May 2—Second Reading (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)—E.F.

4 May 2—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada.—(Hon. Mr. Landry.)—E.F.

5 May 2—Consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to (Bill 92) An Act further to amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)

6 May 3—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill 43) An Act to incorporate the St. Lawrence Lloyds.—(Hon. Mr. Drummond.)

No. 41.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 6th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 42.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Tuesday, 7th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Aikins, | Gillmor, | McKay (Truro), | Prowse, |
| Bolduc, | Godbout, | McLaren, | Scott, |
| Bowell | Gowan (C.M.G.), | McMillan, | Snowball, |
| (Sir Mackenzie), | Jones, | McSweeney, | Sullivan, |
| Carling (Sir John), | Kerr, | Merner, | Templeman, |
| Casgrain | King, | Miller, | Vidal, |
| (de Lanaudière), | Kirchhoffer, | Mills, | Wark, |
| Cochrane, | Landerkin, | O'Donohoe, | Watson, |
| Dandurand, | Lovitt, | Owens, | Wood (Hamilton), |
| Dever, | Macdonald (P.E.I.), | Pelletier | Wood |
| Dickey, | Macdonald (Victoria), | (Sir Alphonse), | (Westmoreland), |
| Dobson, | McCallum, | Perley, | Yeo, |
| Ferguson, | McDonald (C.B.), | Poirier, | Young. |
| Fiset, | McHugh, | Primrose, | |

PRAYERS.

The following Petitions were severally brought up and laid on the Table :—

By the Honourable Mr. Merner,—Of the Corporation of the Town of Waterloo, in the Province of Ontario.

By the Honourable Mr. Young,—Of the Corporation of the Town of Selkirk, in the Province of Manitoba.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. McKay (Truro), it was

Ordered, That the Order for the consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours on the Bill (H) intituled : "An Act respecting the Dawson City Electric Company" be restored to the Orders of the Day for to-morrow.

The Order of the Day being read for the consideration of the amendments made by the Standing Committee on Banking and Commerce to the Bill (F) intituled : "An Act respecting the Bell Telephone Company of Canada."

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the same be postponed until Thursday next.

The Order of the Day being read for the Second Reading of the Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

The Order of the Day being read for the Second Reading of the Bill (99) intituled : "An Act respecting *Le Crédit Foncier du Bas-Canada*, and to change its name to *Le Crédit Hypothécaire du Canada*."

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Vidal, it was

Ordered, That the same be postponed until Thursday next.

The Order of the Day being read for the consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to the Bill (92) intituled : "An Act further to amend the Act respecting the Safety of Ships."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Friday next.

The House, according to Order, proceeded to the consideration of the amendments made by the Standing Committee on Banking and Commerce to the Bill (43) intituled : "An Act to incorporate the St. Lawrence Lloyds."

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Gowan, it was

Ordered, That the said amendments be agreed to.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Gowan, it was

Ordered, That the said Bill, as amended, be now read a third time.

The said Bill, as amended, was then read a third time accordingly.

The question was put whether this Bill, as amended, shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

A Message was brought from the House of Commons by their Clerk, with a Bill (33) intituled : "An Act respecting Victoria Day," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (26) intituled : "An Act respecting the Canadian Pacific Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Casgrain (de Lanaudière), seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (63) intituled : "An Act to amend the Franchise Act, 1898," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (64) intituled : "An Act to amend the Dominion Elections Act, 1900," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (121) intituled : "An Act further to amend the Post Office Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott it was

Ordered, That the said Bill be read a second time on Thursday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 8th May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 8th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

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INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

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And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

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Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. O'Donohoe :—

2 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

---

For Thursday, 9th May, 1901.

By the Honourable Mr. Miller :—

1 May 1—That on the motion for the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be not now read a third time, but that it be amended by adding thereto the following clauses :—

"3. No higher rates than the rates now in force in the municipalities of Canada respectively, except as herein otherwise provided

"(*a*) for long distance messages; (*b*) for rental of telephones to sub-
"scribers, or for any other purpose whatsoever, shall be chargeable
"payable or recoverable in any such municipality, and any sum paid
"in excess of the said rates after 30th June, 1901, may be recovered
"by the subscribers in an action therefor in any court of competent
"jurisdiction, or may be deducted from any rates unpaid.

"4. The said rates in any municipality may be increased or
"diminished by order of the Governor in Council upon the applica-
"tion of the company or of any interested municipality, and there-
"after the rate so ordered shall be the rate under this Act until again
"similarly adjusted by the Governor in Council. The word 'rates'
"in the section shall apply not only to the rates charged for the
"rental or use of telephones, but also to charges for messages from any
"person in one municipality to any other person in another munici-
"pality, commonly known as long distance messages."

By the Honourable Mr. Bernier:—

2 May 6—That he will call the attention of the Government, on the alleged neglect of duty on the part of the Customs officers with regard to immoral publications and advertisements introduced into this country; and will ask, what is the law in connection with these importations, and whether it is the intention of the Government to have the law carried out in this matter?

By the Honourable Mr. Bernier:—

3 May 6—That in the opinion of the Senate, the request of the trustees of the bonds and shareholders in the matter of the Chignecto Railway for a Committee before which they could explain their claims, should be granted.

By the Honourable Mr. Miller:—

4 May 7—That on the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be further amended by adding the following clause:—

"6. The Governor in Council may refer any such application to
"a Judge referee, or other judicial officer, to take evidence, make
"findings and report thereon."

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 8th May, 1901.

1 May 7—Committee of the Whole House on (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)—E.F.

2 May 7—Consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred (Bill H) An Act respecting the Dawson City Electric Company (Limited).—(Hon. Mr. Macdonald, B.C.)

3 May 7—Second Reading (Bill 33) An Act respecting Victoria Day.—(Hon. Mr. Mills.)—E.F.

4 May 7—Second Reading (Bill 26) An Act respecting the Canadian Pacific Railway Company.—(Hon. Mr. Casgrain, de Lanaudière.)—E.F.

---

For Thursday, 9th May, 1901.

1 May 7—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Drummond.)

2 May 7—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothècaire du Canada.—(Hon. Mr. Landry.)—E.F.

3 May 7—Second Reading (Bill 121) An Act further to amend the Post Office Act.—(Hon. Mr. Mills.)—E.F.

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For Friday, 10th May, 1901.

1 May 7—Consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to (Bill 92) An Act further to amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)

2 May 7—Second Reading (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

3 May 7—Second Reading (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

No. 42.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Tuesday, 7th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
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1901

# No. 43.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Wednesday, 8th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Cochrane,
Dever,
Dickey,
Dobson,
Drummond,
Ferguson,
Fiset,
Gillmor,
Godbout,
Gowan (C.M.G.),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Honourable Mr. Kirchhoffer, from the Standing Committee on Internal Economy and Contingent Accounts of the Senate, presented their Fourth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 2,
WEDNESDAY, 8th May, 1901.

The Committee on Internal Economy and Contingent Accounts beg leave to make their Fourth Report, as follows:—

Your Committee have had under consideration the condition of the building and furniture.

They submit the following suggestions as to repairs, alterations and improvements, and they recommend that the Department of Public Werks be requested to carry these out before the beginning of the next Session of Parliament.

1. RENOVATIONS IN THE SENATE CHAMBER.

The walls surrounding the galleries of the Senate Chamber are in bad condition. In having them done over, paint in oil should be used instead of the water colouring heretofore used, which gets defaced as soon as a leakage in the roof takes place, which appears to be of frequent occurrence.

The seats should also be brought nearer the guard rail to prevent visitors crowding at that point, and the noise caused thereby, which is a source of such annoyance on state occasions might thus be abated.

2. CARPETS.

Part of the carpet in the lobby of the Senate will be unfit for use after this Session. If a new carpet is put down in the Senate Chamber this year, part of the old carpet should be utilized in the lobby.

3. WARDROBE ROOM.

A linoleum covering for the floor of the wardrobe room is much needed in place of the worn-out carpet now in use, linoleum would give better satisfaction than a carpet, while the old carpet, which is only worn out in places, could be utilized in smaller rooms.

4. TOILET ROOMS, &C., ON THE 1ST AND 2ND FLOORS.

The toilet rooms and the wash basins in the various rooms are also in great need of renovation. The old style of inclosed plumbing work, which can never be free from musty and unwholesome smell, should be replaced by open plumbing work with modern traps, and hot water should be introduced in all the lavatories. Modern urinals and water-closets should also replace these at present in use.

5. DRESSING ROOM AND BATH ROOM.

The floors of the dressing room and bath room in the basement are in a very bad condition and should be renewed. As this would necessitate the removal of the very old-fashioned boxed up bath-tubs, these should be replaced by modern porcelain lined ones fitted up with open plumbing. The ventilation in these rooms is not too good at best, and the boxing up of the plumbing tends to make the atmosphere in them more stuffy and musty, and therefore unwholesome. If properly made double windows were put up in these rooms, it would prevent the water from running down and spoiling the walls, which is constantly occurring. The dressing room, when in proper repair, is large enough to permit the installation of a barber's chair or two, which would add greatly to the comfort of Senators.

6. BUVETTE.

The Buvette is also in a wretched condition. All the wood-work in it ought to be taken out and renewed.

7. FIRE-PLACES.

Your Committee recommend the substitution of gas for coal, as a fuel in the grates of the Senators' rooms. If the labour required in making and attending these fires, as well as the waste of coal and injury done to the walls and wood-work by the smoke, soot, coal-dust and ashes be taken into consideration, it will be found that the cost would not be greater; the heating would also be under better control, a desideratum not easily obtained when burning coal in a small room. A sample of such a grate fire has been put up in the small dining-room of the restaurant in place of the gas-logs placed there last year, which had got out of order, and which, when used, threatened the occupants of the room with asphyxiation.

8. Your Committee also recommend that the Post Office be fitted with lock-boxes, in order that Senators may obtain their letters at any hour.

All which is respectfully submitted.

J. N. KIRCHHOFFER,
*Chairman.*

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Sir Mackenzie Bowell, it was

Ordered, That the said Report be taken into consideration by the Senate to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (124) intituled: "An Act respecting the Western Assurance Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Mackenzie Bowell; seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (109) intituled: "An Act to incorporate the Sovereign Bank of Canada," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. McMillan, seconded by the Honourable Mr. McCallum, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (125) intituled: "An Act respecting the British America Assurance Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (110) intituled: "An Act to incorporate the Debenture and Securities Corporation of Canada," reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were then read by the Clerk, as follow:—

Page 4, line 34.—Leave out "3."

Page 4, line 36.—Leave out "9" and insert "11."

Page 4, line 44.—After "Company" insert "but nothing in this Act contained shall be deemed to constitute the Company a loan company within the meaning of the 'Loan Companies Act'."

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said amendments be agreed to.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Bill, as amended, be read a third time to-morrow.

The Honourable Mr. Drummond, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (O) intituled: "An Act to incorporate The Institute of Chartered Accountants, Actuaries and Finance," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 2,
WEDNESDAY, 8th May, 1901.

The Standing Committee on Banking and Commerce, to whom was referred the Bill (O) intituled: "An Act to incorporate The Institute of Chartered Accountants, Actuaries and Finance," have, in obedience to the Order of Reference of Friday, the third day of May instant, examined the said Bill, and now beg leave to report:

That the Bill be not further considered by the Committee on Banking and Commerce during the present Session.

All which is respectfully submitted.

GEO. A. DRUMMOND,
*Chairman.*

On motion of the Honourable Mr. Drummond, seconded by the Honourable Mr. Macdonald (Victoria), it was

Ordered, That the said Report be adopted.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Friday next.

Pursuant to the Order of the Day, the Bill (33) intituled: "An Act respecting Victoria Day," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Forty-first Rule of this House be dispensed with in so far as it relates to the said Bill.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Snowball reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill without any amendment.

His Honour the Speaker presented to the Senate,—A List of the Shareholders of the Bell Telephone Company.

Ordered, That it be received, and

The same was then laid on the Table.

On motion of the Honourable Mr. Miller, seconded by the Honourable Mr. Scott it was

Ordered, That the said List be printed immediately for the use of the Members of the Senate.

Pursuant to the Order of the Day, the Bill (26) intituled: "An Act respecting the Canadian Pacific Railway Company, was read a second time.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Thursday, 9th May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Thursday, 9th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. O'Donohoe :—

2 April 29—That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

By the Honourable Mr. Miller :—

3 May 1—That on the motion for the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be not now read a third time, but that it be amended by adding thereto the following clauses :—

"3. No higher rates than the rates now in force in the municipalities of Canada respectively, except as herein otherwise provided "(*a*) for long distance messages ; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, "payable or recoverable in any such municipality, and any sum paid "in excess of the said rates after 30th June, 1901, may be recovered

"by the subscribers in an action therefor in any court of competent "jurisdiction, or may be deducted from any rates unpaid.

"4. The said rates in any municipality may be increased or "diminished by order of the Governor in Council upon the applica- "tion of the company or of any interested municipality, and there- "after the rate so ordered shall be the rate under this Act until again "similarly adjusted by the Governor in Council. The word 'rates' "in the section shall apply not only to the rates charged for the "rental or use of telephones, but also to charges for messages from any "person in one municipality to any other person in another munici- "pality, commonly known as long distance messages."

By the Honourable Mr. Bernier :—

4 May 6—That he will call the attention of the Government, on the alleged neglect of duty on the part of the Customs officers with regard to immoral publications and advertisements introduced into this country; and will ask, what is the law in connection with these importations, and whether it is the intention of the Government to have the law carried out in this matter?

By the Honourable Mr. Bernier :—

5 May 6—That in the opinion of the Senate, the request of the trustees of the bonds and shareholders in the matter of the Chignecto Railway for a Committee before which they could explain their claims, should be granted.

By the Honourable Mr. Miller :—

6 May 7—That on the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be further amended by adding the following clause :—

"6. The Governor in Council may refer any such application to "a Judge referee, or other judicial officer, to take evidence, make "findings and report thereon."

By the Honourable Mr. Macdonald (B.C.) :—

7 May 8—That he will move that the consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred (Bill H) An Act respecting the Dawson City Electric Company (Limited), be restored to the Orders of the Day for to-day.

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For Tuesday, 14th May, 1901.

By the Honourable Mr. Landry :—

1 May 8—That he will draw the attention of the Government to the following document :—

"ST. CHARLES, 4th May, 1901.

"To the Honourable
"P. LANDRY, Senator.

"SIR,—The census being finished in my locality and the enumer- "ator not having come to my house, I would like to know from you

"what should be done. I belong to Voting District No. 1, St. "Charles. The enumerator was Dr. O. E. Perron. He could not "have forgotten me, being a confrère of mine and almost my "neighbour. My family is composed of seven persons, who cannot "be in the census, nobody having been seen for this purpose. My "political opinions are probably the cause of my having been ignored. "What shall I do to get justice?

"I have the honour to be,

"Yours very truly,

"(Sgd.) C. H. PLANTE, M.D."

And that he will inquire :—

1. Whether the Government intends to order the officer charged to make the census in District No. 1 of the Parish of St. Charles, County of Bellechasse, to do his duty by going to the domicile to collect the information which he is obliged to have.

2. If the Government does not give such an order, what way is it going to follow to obtain the necessary information?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 9th May, 1901.

1 May 8—Third Reading (Bill 124) An Act respecting the Western Assurance Company.—(Hon. Sir Mackenzie Bowell.)

2 May 8—Third Reading (Bill 109) An Act to incorporate the Sovereign Bank of Canada.—(Hon. Mr. McMillan.)

3 May 8—Third Reading (Bill 125) An Act respecting the British America Assurance Company.—(Hon. Mr. Wood, Westmoreland.)

4 May 8—Third Reading (Bill 110) An Act to incorporate the Debenture and Securities Corporation of Canada, as amended.—(Hon. Sir Mackenzie Bowell.)

5 May 7—Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Drummond.)

6 May 7—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothécaire du Canada.—(Hon. Mr. Landry.)—E.F.

7 May 7—Second Reading (Bill 121) An Act further to amend the Post Office Act.—(Hon. Mr. Mills.)—E.F.

8 May 8—Consideration of the Fourth Report of the Standing Committee on Internal Economy and Contingent Accounts of the Senate.—(Hon. Mr. Kirchhoffer.)

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For Friday, 10th May, 1901.

1 May 7—Consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to (Bill 92) An Act further to amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)

2 May 7—Second Reading (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

3 May 7—Second Reading (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

4 May 8—Committee of the Whole House on (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)—E.F.

No. 43.

1st Session, 9th Parliament, 1 Edward VI

*Wednesday, 8th May, 1901.*

MINUTES OF PROCEED

OF THE

SENATE OF CANAD

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# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Thursday, 9th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (de Lanaudière),
Cochrane,
Dandurand,
Dever,
Dickey,
Dobson,
Drummond,
Ferguson,
Fiset,
Gillmor,
Godbout,
Gowan (C.M.G.),
Hingston (Sir William),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
McSweeney,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (de la Vallière),
Thibaudeau (Rigaud),
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petition was brought up and laid on the Table :—

By the Honourable Mr. Wood (Hamilton),—Of the Corporation of the City of Hamilton, in the Province of Ontario.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Mayor and Council of the Town of Selkirk, in the Province of Manitoba, and of the Corporation of the Town of Waterloo, in the Province of Ontario ; severally praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

The Honourable Mr. O'Donohoe moved, seconded by the Honourable Mr. McDonald (C.B.),

That an humble Address be presented to His Excellency the Governor General ; praying that His Excellency will cause to be laid on the Table of the Senate, the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

Ordered, That the said Address be presented to His Excellency the Governor General by such members of this House as are members of the Privy Council.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. McKay (Truro), it was

Ordered, That the consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (H) intituled : "An Act respecting the Dawson City Electric Company (Limited)," be restored to the Orders of the Day for to-day.

A Message was brought from the House of Commons by their Clerk, with a Bill (131) intituled : "An Act to amend the Act respecting the Judges of Provincial Courts," to which they desire the concurrence of this House

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, to return the Bill (P) intituled : "An Act to amend The Interpretation Act," and to acquaint the Senate that they have passed the said Bill without any amendment.

A Message was brought from the House of Commons by their Clerk, to return the Bill (32) intituled : "An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale," and to acquaint the Senate that they have agreed to the amendments made by the Senate to the said Bill without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (127) intituled : "An Act to amend the Animal Contagious Diseases Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time on Monday next.

The Honourable Mr. Perley presented to the Senate a Bill (R) intituled: "An Act further to amend The North-west Territories Representation Act."

The said Bill was read a first time.

Ordered, That the said Bill be read a second time to-morrow.

The Honourable Mr. Perley presented to the Senate a Bill (S) intituled: "An Act to amend an Act passed during the present Session, intituled: 'An Act to incorporate the Fort Qu'Appelle Railway Company.'"

The said Bill was read a first time.

Ordered, That the said Bill be read a second time to-morrow.

Pursuant to the Order of the Day, the Bill (124) intituled: "An Act respecting the Western Assurance Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (109) intituled: "An Act to incorporate the Sovereign Bank of Canada," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (125) intituled: "An Act respecting the British America Assurance Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (110) intituled: "An Act to incorporate the Debenture and Securities Corporation of Canada," was, as amended, read a third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

The House, according to Order, proceeded to the consideration of the amendments made by the Standing Committee on Banking and Commerce to the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada."

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the first amendment be amended by striking out all the words after "therefore" in line 2, to the end of the clause.

The question of concurrence being put thereon, the same was resolved in the affirmative.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the second amendment be agreed to by filling up the blank space with the figures "500."

After Debate.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Debate on the said amendments be adjourned until Tuesday next, and that it do then stand as the First Item on the Orders of that day.

The following Petition was brought up and laid on the Table :—

By the Honourable Mr. Baker,—Of Eudora Sibbald, of the City of Montreal, in the Province of Quebec.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Sullivan, it was

Ordered, That the Petition of Eudora Sibbald, of the City of Montreal ; praying to be permitted to present a Petition for the passing of an Act empowering the Commissioner of Patents to extend the duration of Patent No. 25018 ; notwithstanding the time for presenting Petitions for Private Bills has expired ; be now read and received,

The Honourable Sir Mackenzie Bowell, from the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
THURSDAY, 9th May, 1901.

The Special Committee appointed by the Orders of your Honourable House made on March 13th and 14th, 1901, to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflect upon the privileges and dignity of the Senate, have the honour to report as follows :—

Your Committee, in obedience to the said Orders of reference, submit herewith a report of their proceedings, together with the evidence, oral and documentary, given under oath before them, and the addresses of Counsel heard by the Committee, no instruction having been given them in the said Orders to make a finding thereon.

All which is respectfully submitted.

MACKENZIE BOWELL,
*Chairman.*

*(Vide Appendix No. 1.)*

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Ferguson, it was

Ordered, That the said Report be taken into consideration by the Senate on Monday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned.

# ROUTINE PROCEEDINGS.

## Friday, 10th May, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Friday, 10th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department

to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts:—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. Bernier:—

2 May 6—That he will call the attention of the Government, on the alleged neglect of duty on the part of the Customs officers with regard to immoral publications and advertisements introduced into this country; and will ask, what is the law in connection with these importations, and whether it is the intention of the Government to have the law carried out in this matter?

By the Honourable Mr. Macdonald (B.C.):—

3 May 9—That he will move that when the Order of the Day is called for the Consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred (Bill H) An Act respecting the Dawson City Electric Company (Limited), be referred to a Committee of the Whole House on Tuesday, 14th instant.

For Tuesday, 14th May, 1901.

By the Honourable Mr. Landry :—

1 May 8—That he will draw the attention of the Government to the following document :—

"ST. CHARLES, 4th May, 1901.

"To the Honourable
"P. LANDRY, Senator.

"SIR,—The census being finished in my locality and the enumerator not having come to my house, I would like to know from you what should be done. I belong to Voting District No. 1, St. Charles. The enumerator was Dr. O. E. Perron. He could not have forgotten me, being a confrère of mine and almost my neighbour. My family is composed of seven persons, who cannot be in the census, nobody having been seen for this purpose. My political opinions are probably the cause of my having been ignored. What shall I do to get justice?

"I have the honour to be,
"Yours very truly,
"(Sgd.) C. H. PLANTE, M.D."

And that he will inquire :—

1. Whether the Government intends to order the officer charged to make the census in District No. 1 of the Parish of St. Charles, County of Bellechasse, to do his duty by going to the domicile to collect the information which he is obliged to have.

2. If the Government does not give such an order, what way is it going to follow to obtain the necessary information?

By the Honourable Mr. Drummond :—

2 May 9—What are the intentions of the Government with regard to the purchase of the property at Quebec, known as the Plains of Abraham, and the dedication thereof as a national park?

By the Honourable Mr. Miller :—

3 May 1—That on the motion for the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be not now read a third time, but that it be amended by adding thereto the following clauses :—

"3. No higher rates than the rates now in force in the municipalities of Canada respectively, except as herein otherwise provided (*a*) for long distance messages ; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, payable or recoverable in any such municipality, and any sum paid in excess of the said rates after 30th June, 1901, may be recovered by the subscribers in an action therefor in any court of competent jurisdiction, or may be deducted from any rates unpaid.

"4. The said rates in any municipality may be increased or diminished by order of the Governor in Council upon the application of the company or of any interested municipality, and thereafter the rate so ordered shall be the rate under this Act until again similarly adjusted by the Governor in Council. The word 'rates' in the section shall apply not only to the rates charged for the rental or use of telephones, but also to charges for messages from any person in one municipality to any other person in another municipality, commonly known as long distance messages."

By the Honourable Mr. Miller :—

4 May 7—That on the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be further amended by adding the following clause :—

"6. The Governor in Council may refer any such application to "a Judge referee, or other judicial officer, to take evidence, make "findings and report thereon."

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed ; E. printed in English, F. printed in French.

For Friday, 10th May, 1901.

1 May 7—Second Reading (Bill 99) An Act respecting Le Crédit Foncier du Bas-Canada, and to change its name to Le Crédit Hypothécaire du Canada.—(Hon. Mr. Landry.)—E.F.

2 May 7—Second Reading (Bill 121) An Act further to amend the Post Office Act.—(Hon. Mr. Mills.)—E.F.

3 May 8—Consideration of the Fourth Report of the Standing Committee on Internal Economy and Contingent Accounts of the Senate.—(Hon. Mr. Kirchhoffer.)

4 May 7—Consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to (Bill 92) An Act further to amend the Act respecting the Safety of Ships.—(Hon. Mr. Mills.)

5 May 7—Second Reading (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

6 May 7—Second Reading (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

7 May 8—Committee of the Whole House on (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)—E F.

8 May 9—Consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred (Bill H) An Act respecting the Dawson City Electric Company (Limited).—(Hon. Mr. Macdonald, B.C.)

9 May 9—Second Reading (Bill R) An Act further to amend the North-west Territories Representation Act.—(Hon. Mr. Perley.)

10 May 9—Second Reading (Bill S) An Act to amend the Act passed during the present Session intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company."—(Hon. Mr. Perley.)

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For Monday, 13th May, 1901.

1 May 9—Second Reading (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

2 May 9—Second Reading (Bill 131) An Act to amend the Act respecting the Judges of Provincial Courts. —(Hon. Mr. Mills.)—E.F.

3 May 9—Consideration of the Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate.—(Hon. Sir Mackenzie Bowell.)

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For Tuesday, 14th May, 1901.

1 May 9—Resuming the adjourned Debate on the Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Scott.)

No. 44.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 9th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 45.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Friday, 10th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Cochrane,
Dever,
Dickey,
Dobson,
Ferguson,
Fiset,
Gillmor,
Godbout,
Gowan (C.M.G.),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McMillan,
McSweeney,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petitions were severally brought up, and laid on the Table :—

By the Honourable Mr. Landry,—Of the Great Northern Railway of Canada.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Bolduc, it was

Ordered, That the Petition of the Great Northern Railway of Canada, presented this day ; praying the House to suspend all rules and formal notices regarding a Bill to be introduced amending the Act incorporating the Great Northern Railway of Canada, and Acts amending same, by enacting that notwithstanding the provisions of section 13, chapter 40 of the Acts of Parliament of Canada, 1892 (55-56 Victoria, c. 40), the bonds issued by the company secured upon the railway, exclusive of the bridge over the Ottawa River, by indenture of trust and mortgage, dated the 1st of January, 1900, by and between the company of the one part and the Central Trust Company of New York of the other part, and designated as Series A, and the bonds issued by the company upon the bridge built over the Ottawa River, secured by deed of trust and mortgage, dated the 1st of January, 1900, by and between the company of the one part and the Central Trust Company of New York of the other part, and designated as Series B, shall all rank equally, *pari passu*, both upon the railway of the company and the bridge on the Ottawa River, and the revenues of both the railway and bridge shall be treated and considered as one security for all the bonds of both Series A and B :

That the trustee or trustees for the holders of bonds Series A and B, may, in the event of default by the company, sell the railway and bridge over the Ottawa River together for one price, which shall be distributed amongst the holders of bonds of the railway, Series A and B, without distinction, in proportion to their respective holdings, and if the railway or the bridge be sold separately, the holders of bonds Series A and B, without distinction, will be entitled to rank upon the price realized in proportion of their holdings respectively :

Notwithstanding the expiration of the time for presenting Petitions for Private Bills, be read, received and referred to the Select Standing Committee on Standing Orders.

The said Petition was then read by the Clerk.

By the Honourable Mr. McHugh,—Of the Corporation of the Town of Pembroke, in the Province of Ontario.

By the Honourable Mr. Kirchhoffer,—Of the Legislative Assembly of Manitoba.

The Honourable Mr. Baker, from the Standing Committee on Railways, Tele graphs and Harbours, to whom was referred the Bill (I) intituled : "An Act to incorporate the Alaska and North-western Railway Company, presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
FRIDAY, 10th May, 1901.

The Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (I) intituled : "An Act to incorporate the Alaska and North-western Railway Company," have, in obedience to the Order of Reference of the 9th of April, ultimo, examined the said Bill, and now beg leave to report the Preamble not proved to their satisfaction, for the reason that the passage of the Bill would conflict with existing rights under a charter already granted.

All which is respectfully submitted.

GEORGE B. BAKER,
*Chairman.*

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Report be adopted.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (22) intituled: "An Act respecting the Columbia and Western Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (73) intituled: "An Act to incorporate the Vancouver, Westminster and Yukon Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (83) intituled: "An Act to incorporate the Kootenay Central Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (59) intituled: "An Act to incorporate the Similkameen and Keremeos Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (87) intituled: "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Northern Pacific and Manitoba Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (26) intituled: "An Act respecting the Canadian Pacific Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. King, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (107) intituled: "An Act to confer on the

Commissioner of Patents certain powers for the relief of John Abell," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be read a third time on Monday next.

The Honourable Mr. Bernier called the attention of the Government on the alleged neglect of duty on the part of the Customs officers with regard to immoral publications and advertisements introduced into this country; and asked what is the law in connection with these importations, and whether it is the intention of the Government to have the law carried out in this matter?

Debated.

On motion of the Honourable Mr. Kerr, seconded by the Honourable Mr. McSweeney, it was

Ordered, That as the Standing Committee on Banking and Commerce recommended that the Bill (O) intituled: "An Act to incorporate The Institute of Chartered Accountants, Actuaries and Finance" be not further considered by the said Committee during the present Session, the fees paid thereon be refunded to the promoters, less the cost of printing and translation.

The Order of the Day being read for the Second Reading of the Bill (99) intituled: "An Act respecting *Le Crédit Foncier du Bas-Canada*, and to change its name to *Le Crédit Hypothécaire du Canada*."

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be discharged from the Orders of the Day.

Pursuant to the Order of the Day, the Bill (121) intituled: "An Act further to amend the Post Office Act," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committeed to a Committee of the Whole House on Monday next.

The House, according to Order, proceeded to the consideration of the Fourth Report of the Standing Committee on Internal Economy and Contingent Accounts of the Senate.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Report be adopted.

The House, according to Order, proceeded to the consideration of the Message from the House of Commons agreeing and disagreeing to certain amendments made by the Senate to the Bill (92) intituled: "An Act further to amend the Act respecting the Safety of Ships."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it wae

Ordered, That the 1st and 5th amendments made by the House of Commons to the amendments made by the Senate, be agreed to, and

That the Senate doth not insist on their 2nd amendment to which the House of Commons have disagreed.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate hath agreed to their 1st and 5th amendments to the amendments made by the Senate, and that the Senate doth not insist on their 2nd amendment to which the House of Commons have disagreed.

Pursuant to the Order of the Day, the Bill (63) intituled: "An Act to amend the Franchise Act, 1898," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Tuesday next.

Pursuant to the Order of the Day, the Bill (64) intituled: "An Act to amend the Dominion Elections Act," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Tuesday next.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Monday next.

The House, according to Order, proceeded to the consideration of the Report of the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (H) intituled: "An Act respecting the Dawson City Electric Company (Limited)."

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Allan, it was

Ordered, That the said Report be not now adopted, but that the said Report and Bill be referred back to the Standing Committee on Railways, Telegraphs and Harbours for further consideration.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The House adjourned until Monday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 13th May, 1901.

**Bringing up Petitions.** **Reading Petitions.**

**Presenting Reports of Committees.** **Notices of Motions.**

## NOTICES OF MOTIONS.

For Monday, 13th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department

to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation ?

If no investigation has yet been held, is it the intention of the Government to hold one, and when ?

If not, why ?

---

For Tuesday, 14th May, 1901.

By the Honourable Mr. Landry :—

1 May 8—That he will draw the attention of the Government to the following document :—

"ST. CHARLES, 4th May, 1901.

"To the Honourable
"P. LANDRY, Senator.

"SIR,—The census being finished in my locality and the enumerator not having come to my house, I would like to know from you what should be done. I belong to Voting District No. 1, St. Charles. The enumerator was Dr. O. E. Perron. He could not have forgotten me, being a confrère of mine and almost my neighbour. My family is composed of seven persons, who cannot

"be in the census, nobody having been seen for this purpose. My "political opinions are probably the cause of my having been ignored. "What shall I do to get justice?

"I have the honour to be,

"Yours very truly,

"(Sgd.) C. H. PLANTE, M.D."

And that he will inquire :—

1. Whether the Government intends to order the officer charged to make the census in District No. 1 of the Parish of St. Charles, County of Bellechasse, to do his duty by going to the domicile to collect the information which he is obliged to have.

2. If the Government does not give such an order, what way is it going to follow to obtain the necessary information?

By the Honourable Mr. Drummond :—

2 May 9—What are the intentions of the Government with regard to the purchase of the property at Quebec, known as the Plains of Abraham, and the dedication thereof as a national park?

By the Honourable Mr. Miller :—

3 May 10—That on motion for the Third Reading of the Bill respecting the Bell Telephone Company of Canada, he will move that the said Bill be not now read a third time, but that it be amended as follows :—

By striking out the words "and shall be deemed to have formed part of the said Act," in the second clause, and by adding the words "five hundred" in the blank in same clause; and by adding the following clauses :—

"4. No higher rates for each class of telephone service than the rates for such services in force on the 30th June, 1892, in the municipalities of Canada respectively, except as herein otherwise provided (*a*) for long distance messages; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, payable or recoverable in any such municipality, and any sum paid in excess of the said rates after 30th June, 1901, may be recovered by the subscribers in an action therefor in any court of competent jurisdiction, or may be deducted from any rates unpaid.

"5. The said rates in any municipality may be increased or diminished by order of the Governor in Council upon the application of the company or of any interested municipality, and thereafter the rates so ordered shall be the rates under this Act until again similarly adjusted by the Governor in Council. The word 'rates' in the Act shall apply not only to the rates charged for the rental or use of telephones, but also to charges for messages from any person in one municipality to any other person in another municipality, commonly known as long distance messages."

By the Honourable Mr. Miller :—

4 May 7—That on the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be further amended by adding the following clause :—

"6. The Governor in Council may refer any such application to "a Judge referee, or other judicial officer, to take evidence, make "findings and report thereon."

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Monday, 13th May, 1901.

1 May 10—Third Reading (Bill 22) An Act respecting the Columbia and Western Railway Company.—(Hon. Mr. Baker.)

2 May 10—Third Reading (Bill 73) An Act to incorporate the Vancouver, Westminster and Yukon Railway Company.—(Hon. Mr. Templeman.)

3 May 10—Third Reading (Bill 83) An Act to incorporate the Kootenay Central Railway Company.—(Hon. Mr. Templeman.)

4 May 10—Third Reading (Bill 59) An Act to incorporate the Similkameen and Keremeos Railway Company.—(Hon. Mr. Templeman.)

5 May 10—Third Reading (Bill 87) An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Manitoba Railway Company.—(Hon. Mr. Kirchhoffer.)

6 May 10—Third Reading (Bill 26) An Act respecting the Canadian Pacific Railway Company.—(Hon. Sir Alphonse Pelletier.)

7 May 10—Third Reading (Bill 107) An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell.—(Hon. Mr. Landry.)

8 May 9—Second Reading (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

9 May 9—Second Reading (Bill 131) An Act to amend the Act respecting the Judges of Provincial Courts. —(Hon. Mr. Mills.)—E.F.

10 May 9—Consideration of the Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook which reflected upon the privileges and dignity of the Senate.—' (Hon. Sir Mackenzie Bowell.)

11 May 10—Committee of the Whole House on (Bill 121) An Act further to amend the Post Office Act.—(Hon. Mr. Mills.)—E.F.

12 May 10—Committee of the Whole House on (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)—E.F.

13 May 10—Second Reading (Bill R) An Act further to amend the North-west Territories Representation Act.—(Hon. Mr. Perley.)—E.F.

14 May 10—Second Reading (Bill S) An Act to amend the Act passed during the present Session intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company."—(Hon. Mr. Perley.)—E.F.

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For Tuesday, 14th May, 1901.

1 May 9—Resuming the adjourned Debate on the Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Scott.)

2 May 10—Committee of the Whole House on (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

3 May 10—Committee of the Whole House on (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

No 45

1st Session, 9th Parliament, 1 Edward VII,

*Friday, 10th May, 1901.*

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# MINUTES OF PROCEEDI

OF THE

# SENATE OF CANADA

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 46.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Monday, 13th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Carling (Sir John),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Dandurand,
Dever,
Dickey,
Dobson,
Ferguson,
Gillmor,
Godbout,
Gowan (C.M.G.),
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
Miller,
Mills,
O'Donohoe,
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

Pursuant to the Order of the Day, the following Petitions were severally read :—

Of the Corporation of the Town of Pembroke ; and of the Corporation of the City of Hamilton, both in the Province of Ontario ; praying for the passing of such legislation as will prevent the Bell Telephone Company of Canada from increasing its rates as they existed in 1892, and requiring them to supply telephones to persons willing to pay for the same whose premises are upon or adjacent to a main line or branch of their system.

And of the Legislative Assembly of Manitoba ; praying for such legislation as will repeal all duties now imposed upon agricultural implements imported into the Province of Manitoba, and for other purposes.

The Honourable Sir John Carling, from the Joint Committee of the Senate and House of Commons on the Printing of Parliament, presented their Fourth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

COMMITTEE ROOM,
May 3rd, 1901.

The Joint Committee of both Houses on the Printing of Parliament beg to present the following as their Fourth Report :—

The Committee carefully examined the following documents, and recommend that they be printed, viz. :—

61. Supplementary Return to an Address of the Senate, dated the 25th April, 1899, showing :—

(1.) The number of acres of land set apart for the purpose of education in the Province of Manitoba and in the North-west Territories respectively, under the authority of Chapter 54, Revised Statutes of Canada, section 23.

(2.) The number of acres sold in Manitoba and the North-west Territories, the amount received in payment therefor, and the amount now due thereon.

(3.) The total sum now at the credit of said fund held by the Dominion of Canada, how invested, and the rate of interest thereon.

(4.) The amount advanced out of the said principal sum in aid of education in the Province of Manitoba and the North-west Territories.

(5.) The sum recouped to the said principal out of the proceeds of the sale of lands set apart for the purpose of education, and the amount now due to said principal sum.

(6.) And all correspondence relating to any further advance or advances out of said school fund, either to Manitoba or the North-west Territories. (*Sessional Papers.*)

87*a*. Supplementary Return to an Address to His Excellency the Governor General of the 3rd April, 1901, for copies of all correspondence, telegrams and messages in the Government Labour Bureau between the Department and all persons referring to the labour strike at Valleyfield, in Beauharnois County, Province of Quebec, during the month of November last ; also copies of all letters, telegrams and messages exchanged between the Militia Department and the municipal authorities at Valleyfield, or any justice of the peace, the military authorities at Montreal or any other persons relating to the said strike, and the calling out or payment of the troops in connection therewith ; also a statement showing expenses incurred by the Dominion Government in reference to said strike. (*Sessional Papers.*)

91. Return to an Address to His Excellency the Governor General of the 3rd April, 1901, for a Return showing copies of all memorials, replies thereto and correspondence between the Government of the North-west Territories, and any member thereof, and the Government of Canada, and any member thereof, on the subject of the financial and constitutional status of the said North-west Territories. (*Sessional Papers.*)

100. Return to an Address to His Excellency the Governor General of the 11th March, 1901, for copies of all Orders in Council, regulations and other documents since the first day of January, 1897, presenting or showing what percentage or propor-

tion of value of goods entitled to the advantages of the preferential tariff could be created in foreign countries, and what percentage or proportion of such value must be created in the United Kingdom; and also setting forth and showing what declarations, statements, affirmations or oaths must be made, declared or sworn to by exporters or other persons consigning such goods to Canadian importers, or by persons in Canada importing such goods from Great Britain and Ireland. (*Sessional Papers.*)

The Committee would also recommend that the following documents be not printed :—

54*a*. Statements showing amount outstanding on account of Pre-emptions, Grazing Leases, and upon Timber, Mineral and other Dominion Lands.

58*j*. Return to an Order of the House of the 7th February, 1900, for copies of all applications, records, reports, letters and memoranda relating to claims No. 18 and 26 and 16B referred to on pp. 197, 204, including the letter from Alexander McDonald to Major Walsh, pp. 197, 198 (pages refer to Blue-book Yukon Evidence presented to Parliament during Session of 1899).

Also the records or papers showing the dates when royalties became due, and when royalties were collected in the Yukon District in 1897 and 1898, in the case of Alexander McDonald's claims and mining interests.

(*b*) Alexander McDonald's letter of 20th July, referred to at p. 211 (Yukon Blue-book of Evidence, 1899).

(*c*) Return or report of Major Walsh *re* Royalties (referred to on page 211, Yukon Blue-book Evidence, 1899).

(*d*) Reports and papers relating to the case of Jenkin Llewellyn, referred to on pp. 211, 212, 213 (Yukon Blue-book above).

(*e*) Reports and papers relating to cases dealt with under Judge Maguire's ruling referred to on p. 246 (Yukon Blue-book above).

(*f*) Reports and papers relating to Phil. Miller's case, p. 247 (Blue-book above).

(*g*) Reports and papers relating to Murphy's case, 247 (Blue-book above).

58*k*. Return to an Address to His Excellency the Governor General of the 4th March, 1901, for copy of the memorial to His Excellency the Governor General and any communications to the Government of Canada, or any member thereof, respecting the requirements of the Yukon Territory, and all reports, communications and Orders in Council respecting the same or any subject of the said memorial.

89. Copies of the Forms of Oaths administered, and circulars issued in connection with the Census of 1901.

90. Copies of tenders for supplies for Indians of Manitoba and the North-west Territories for the fiscal year 1899-1900.

92. Copy of the agreement with Steamship Companies for Cold Storage Service during the years 1900 and 1901.

93. Return to an Order of the House of the 3rd April, 1901, showing the cost of construction of the bridge built by the Government across the Lachine Canal at Côte St. Paul, also estimated cost of strengthening or rebuilding said bridge, if such estimate has been made, and copies of all petitions and correspondence had with the Government of Canada upon this subject.

94. Return to an Order of the House of the 11th March, 1901, for copies of all correspondence with the Department of Railways relative to the building of a line of railway between Sydney and East Bay, in the County of Cape Breton, and copies of any reports made to the Department having reference to this matter.

95. Return to an Order of the House of the 11th March, 1901, showing the quantity of Servis Railroad tie plates purchased by the Government since June 30, A.D. 1887, the persons or companies from which the purchases were made, the quantities purchased, prices paid, dates of contracts and times of delivery.

96. Return to an Order of the House of the 11th March, 1901, for copies of all contracts connected with the improvements at Sydney Railway yard and at North Sydney Junction; also a statement of all prices paid per cubic yard for earth (different kinds) and rock (different kinds), and for borrowing for embankment under said contract and in connection with said improvements; also how much was paid for ditching, clearing

and close-cutting and grubbing, per acre or per hundred feet; also for culvert masonry, retaining walls, cattle guards and crossings, fencing and gates.

97. Return to an Order of the House of the 3rd April, 1901, showing: The number of leases of water power granted on the Welland Canal and feeder; the names of the lessees; the quantity of power granted in each lease, and the location of such power; the consideration named in each lease, and the length of the term granted; the names of the present holders; the amount of consideration in arrears, if any, on each lease, and the number of years during which such arrears have been accumulating.

98. Return to an Address to His Excellency the Governor General of the 4th March, 1901, for copies of all accounts, agreements, receipts and vouchers in connection with the settlement of the petition of right, Pictou Harbour Commissioners *vs.* the Queen, which was completed by payment in 1898.

99. Return to an Address to His Excellency the Governor General of the 11th March, 1901, for copy of all correspondence between the Canadian and the British Government relating to commissions to be granted Canadian officers in the British Army.

The Committee recommend as per report of a Sub-Committee that Messrs. R. B. Davidson and T. W. Alexander of the Distribution Office of the House of Commons be granted an increase of fifty dollars each and that Mr. Aug. Lemay, messenger in the said office receive an additional sum of twenty-five dollars, these increases to date from 1st July, 1901.

The Committee also recommend the purchase of a typewriter for use in the Distribution Office of the House of Commons, and that a telephone connection be installed between said office and the vaults below.

The Committee further recommend that a sufficient number of lists of Senators and Members of Parliament furnished with paper covers be printed for distribution to the press and to others on the list who are now entitled to receive parliamentary matter.

All which is respectfully submitted.

JOHN CARLING,
*Chairman.*

On motion of the Honourable Sir John Carling, seconded by the Honourable Mr. Dickey, it was

Ordered, That the said Report be adopted.

Pursuant to the Order of the Day, the Bill (22) intituled: "An Act respecting the Columbia and Western Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (73) intituled: "An Act to incorporate the Vancouver, Westminster and Yukon Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (83) intituled: "An Act to incorporate the Kootenay Central Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (59) intituled: "An Act to incorporate the Similkameen and Keremeos Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (87) intituled: "An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Manitoba Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (26) intituled: "An Act respecting the Canadian Pacific Railway Company," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (107) intituled: "An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Order of the Day being read for the Second Reading of the Bill (127) intituled: "An Act to amend the Animal Contagious Diseases Act."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Wednesday next.

Pursuant to the Order of the Day, the Bill (131) intituled: "An Act to amend the Act respecting the Judges of Provincial Courts," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

The Order of the Day being read for the consideration of the Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate.

On motion of the Honourable Mr. Ferguson, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the same be postponed until Wednesday next.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (121) intituled: "An Act further to amend the Post Office Act."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Wood (Westmoreland), from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a third time to-morrow.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

The Order of the Day being read for the Second Reading of the Bill (R) intituled: "An Act further to amend the North-west Territories Representation Act."

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Vidal, it was

Ordered, That the same be postponed until to-morrow.

Pursuant to the Order of the Day the Bill (S) intituled: "An Act to amend the Act passed during the present Session, intituled: 'An Act to incorporate the Fort Qu'Appelle Railway Company,'" was read a second time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return to an Address of the Senate, dated the 9th May, 1901, for the original papers comprising books 1st, 2nd and 3rd, on the substructures of the two bridges over the Lachine Canal at Wellington Street, Montreal, with the accompanying drawings and appendix.

Ordered, That the same do lie on the Table, and it is as follows:—

(*Vide Sessional Papers, No.* .)

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return to an Address of the Senate, dated the 15th April, 1901, for a Return showing the number of tenders received by the Post Office Department for the carrying of the mail from Coe Hill Mines, in the north riding of the County of Hastings, to Apsley, in the east riding of the County of Peterboro'; the names of the persons who tendered, the sum asked for the conveyance of such mails, and the name of the person to whom the contract was awarded.

Ordered, That the same do lie on the Table, and it is as follows:—

(*Vide Sessional Papers, No.* .)

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Tuesday, 14th May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Tuesday, 14th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department

to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts:—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

By the Honourable Mr. Landry:—

2 May 8—That he will draw the attention of the Government to the following document:—

"St. Charles, 4th May, 1901.

"To the Honourable

"P. Landry, Senator.

"Sir,—The census being finished in my locality and the enumerator not having come to my house, I would like to know from you "what should be done. I belong to Voting District No. 1, St. "Charles. The enumerator was Dr. O. E. Perron. He could not "have forgotten me, being a confrère of mine and almost my "neighbour. My family is composed of seven persons, who cannot

"be in the census, nobody having been seen for this purpose. My "political opinions are probably the cause of my having been ignored. "What shall I do to get justice?

"I have the honour to be,

"Yours very truly,

"(Sgd.) C. H. PLANTE, M.D."

And that he will inquire :—

1. Whether the Government intends to order the officer charged to make the census in District No. 1 of the Parish of St. Charles, County of Bellechasse, to do his duty by going to the domicile to collect the information which he is obliged to have.

2. If the Government does not give such an order, what way is it going to follow to obtain the necessary information?

By the Honourable Mr. Drummond :—

2 May 9—What are the intentions of the Government with regard to the purchase of the property at Quebec, known as the Plains of Abraham, and the dedication thereof as a national park?

By the Honourable Mr. Miller :—

4 May 10—That on motion for the Third Reading of the Bill respecting the Bell Telephone Company of Canada, he will move that the said Bill be not now read a third time, but that it be amended as follows :—

By striking out the words "and shall be deemed to have formed part of the said Act," in the second clause, and by adding the words "five hundred" in the blank in same clause; and by adding the following clauses :—

"4. No higher rates for each class of telephone service than the rates for such services in force on the 30th June, 1892, in the municipalities of Canada respectively, except as herein otherwise provided (*a*) for long distance messages; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, payable or recoverable in any such municipality, and any sum paid in excess of the said rates after 30th June, 1901, may be recovered by the subscribers in an action therefor in any court of competent jurisdiction, or may be deducted from any rates unpaid.

"5. The said rates in any municipality may be increased or diminished by order of the Governor in Council upon the application of the company or of any interested municipality, and thereafter the rates so ordered shall be the rates under this Act until again similarly adjusted by the Governor in Council. The word 'rates' in the Act shall apply not only to the rates charged for the rental or use of telephones, but also to charges for messages from any person in one municipality to any other person in another municipality, commonly known as long distance messages."

By the Honourable Mr. Miller :—

5 May 7—That on the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be further amended by adding the following clause :—

"6. The Governor in Council may refer any such application to "a Judge referee, or other judicial officer, to take evidence, make "findings and report thereon."

For Friday, 17th May, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 May 13—That he will call attention to the conflicting claims of the Dominion and provinces to exercise control of the fisheries, and will inquire if the Dominion Government intends giving effect to the judgment of the Judicial Committee of the Privy Council—by arranging and settling the question of separate jurisdiction, Dominion and provincial—or will the Dominion contest the right of the provinces to assume control of the fisheries under legislation and regulations based on the judgment of the Privy Council, which is in the following language:—

"That the beds of all rivers and lakes (which had not been granted) were the property of the province in which they were situated;

"That the waters of such rivers and lakes, and the fish therein, were also provincial property;

"That the sole right to issue fishery leases, licenses and permits to fish, and to receive fees for such leases, licenses and permits, was vested in the province exclusively;

"That a provincial legislature is not empowered to enact fishery regulations and restrictions, either generally or unless and until the Dominion Parliament sees fit to deal with the subject;

"That a provincial legislature is empowered to deal with fisheries in so far as they fall within the description of property and civil rights, or within the description of any subject assigned to provincial legislatures; and

"That a provincial legislature may impose a license duty on fishing in order to raise a revenue for provincial purposes."

# ORDERS OF THE DAY.

**NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.**

For Tuesday, 14th May, 1901.

FIRST ORDER.

1 May 9—Resuming the adjourned Debate on the Consideration of the amendments made by the Standing Committee on Banking and Commerce to (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Scott.)

2 May 13—Third Reading (Bill 121) An Act further to amend the Post Office Act.—(Hon. Mr. Mills.)—E.F.

3 May 10—Committee of the Whole House on (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

4 May 10—Committee of the Whole House on (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

5 May 13—Committee of the Whole House on (Bill 131) An Act to amend the Act respecting the Judges of Provincial Courts. —(Hon. Mr. Mills.)—E.F.

6 May 13—Committee of the Whole House on (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)—E.F.

7 May 13—Second Reading (Bill R) An Act further to amend the North-west Territories Representation Act.—(Hon. Mr. Perley.)—E.F.

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For Wednesday, 15th May, 1901.

1 May 13—Second Reading (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

2 May 13—Consideration of the Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate.—(Hon. Sir Mackenzie Bowell.)

No 46

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 13th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. DAWSON
Printer to the King's most Excellent Majesty
1901

## No. 47.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

---

## Tuesday, 14th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Dever,
Dickey,
Dobson,
Ferguson,
Fiset,
Gillmor,
Godbout,
Gowan (C.M.G.),
Hingston (Sir William),
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
Merner,
Miller,
Mills,
O'Brien,
O'Donohoe,
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (de la Vallière),
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The following Petition was brought up and laid on the Table:—

By the Honourable Sir Mackenzie Bowell,—Of the Corporation of the Village of Ailsa Craig, in the Province of Ontario.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twenty-fourth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 14th May, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-fourth Report.

Your Committee have examined the following Petitions and find that sufficient notice have been given in each case :—

Of the Manitoulin and North Shore Railway Company, empowering them to build a line of railway from the Town of Sudbury to Lake Temagaming, and from a point on the Company's line in the Townships of Drury or Hyman for distances of fifty miles in each case, and for other purposes.

Of D'Arcy Scott and others ; praying to be incorporated as a Company to acquire and develop water powers in the Dominion of Canada, for the production of light, heat and power, and for other purposes.

Of the South Shore Railway Company ; praying for the passing of an Act ratifying the titles the said Company has in the Montreal and Sorel Railway, the Great Eastern Railway, and part of the Montreal and Atlantic Railway, and for certain other purposes.

Of Mary Agnes Snively and others, of Toronto ; praying for the passing of an Act incorporating them as "The Canadian Nurses Association."

Of the Grand Falls Water-Power and Boom Company ; praying for the passing of an Act extending the time for the completion of their proposed works.

Of Henry Purdon Bell and others, of the Province of British Columbia ; praying for the passing of an Act incorporating them as a Company to build and operate a Railway from a point on the Canadian Pacific Rsilway between Ashcroft and Kamloops Lake, thence to the Cariboo waggon road near the 100-Mile House, and to the forks of the Quesnelle and Fraser Rivers ;—and

Of the Common Council of the City of Saint John, in the Province of New Brunswick ; praying for the passing of an Act vesting certain foreshores in the said City.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twenty-fifth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 14th May, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-fifth Report.

Your Committee have examined the following Petition :—

Of Eudora Sibbald, of the City of Montreal; praying to be permitted to present a Petition for the passing of an Act empowering the Commissioner of Patents to extend the duration of Patent No. 25,018, notwithstanding the time for presenting Petitions for Private Bills has expired; and your Committee being satisfied with the reasons for the delay in this case, recommend the suspension of the 52nd Rule, and that leave be given the said party to present a Petition as prayed for.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal it was

Ordered, That the 52nd Rule be suspended in so far as the same relates to the Petition of Eudora Sibbald, as recommended in the Twenty-fifth Report of the Standing Committee on Standing Orders.

The following Petition was brought up and laid on the Table:—

By the Honourable Mr. Baker,—Of Eudora Sibbald, af the City of Montreal.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Petition of Eudora Sibbald, of the City of Montreal; praying for the passing of an Act empowering the Commissioner of Patents to extend the period of duration of Patent No. 25,018, be now read and received.

The said Petition was then read by the Clerk, and received.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twenty-sixth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
TUESDAY, 14th May, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-sixth Report.

Your Committee have examined the following Petition of the Great Northern Railway of Canada; praying for the passing of an Act amending the Act incorporating the Great Northern Railway of Canada, and Acts amending same, by enacting that notwithstanding the provisions of section 13, chapter 40 of the Acts of Parliament of Canada, 1892 (55-56 Victoria, c. 40), the bonds issued by the Company secured upon the railway, exclusive of the bridge over the Ottawa River, by indenture of trust and mortgage, dated the 1st of January, 1900, by and between the Company of the one part and the Central Trust Company of New York of the other part, and designated as Series A, and the bonds issued by the Company upon the bridge built over the Ottawa River, secured by deed of trust and mortgage, dated the 1st of January, 1900, by and between the Company of the one part and the Central Trust Company of New York of the other part, and designated as Series B, shall all rank equally, *pari passu*, both upon the railway of the Company and the bridge on the Ottawa River, and the revenues of both the railway and the bridge shall be treated and considered as one security for all the bonds of both Series A and B:

That the trustee or trustees for the holders of bonds Series A and B, may, in the event of default by the Company, sell the railway and bridge over the Ottawa River together for one price, which shall be distributed amongst the holders of bonds of the railway, Series A and B, without distinction, in proportion to their respective holdings, and if the railway or the bridge be sold separately, the holders of bonds Series A and B, without distinction, will be entitled to rank upon the price realized in proportion of

their holdings respectively: and find that no notices have been published in the *Canada Gazette* or any local newspaper.

It being shown to your Committee that the necessity for the proposed Act has arisen too recently to admit of the proper notices being given, and as it is also a matter of internal economy, and as all the parties interested in the matter are agreed,—your Committee recommend the suspension of the 49th and 50th Rules in this case, as it will be quite competent for the Committee to whom the Bill shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Shehyn, it was

Ordered, That the 49th and 50th Rules be suspended in so far as they relate to the Petition of the Great Northern Railway of Canada; praying for the passing of an Act amending the Act incorporating the Great Northern Railway of Canada, and Acts amending same, by enacting that notwithstanding the provisions of section 13, chapter 40 of the Acts of Parliament of Canada, 1892 (55-56 Victoria, c. 40), the bonds issued by the Company secured upon the railway, exclusive of the bridge over the Ottawa River, by indenture of trust and mortgage, dated the 1st of January, 1900, by and between the Company of the one part and the Central Trust Company of New York of the other part, and designated as Series A, and the bonds issued by the Company upon the bridge built over the Ottawa River, secured by deed of trust and mortgage, dated the 1st of January, 1900, by and between the Company of the one part and the Central Trust Company of New York of the other part, and designated as Series B, shall all rank equally, *pari passu*, both upon the railway of the Company and the bridge on the Ottawa River, and the revenues of both the railway and bridge shall be treated and considered as one security for all the bonds of both Series A and B:

That the trustee or trustees for the holders of bonds Series A and B, may, in the event of default by the Company, sell the railway and bridge over the Ottawa River together for one price, which shall be distributed amongst the holders of bonds of the railway, Series A and B, without distinction, in proportion to their respective holdings, and if the railway or the bridge be sold separately, the holders of bonds Series A and B, without distinction, will be entitled to rank upon the price realized in proportion of their holdings respectively, as recommended in the Twenty-sixth Report of the Standing Committee on Standing Orders.

A Message was brought from the House of Commons by their Clerk, to return the Bill (29) intituled: "An Act to amend the Dominion Lands Act," and to acquaint the Senate that they have agreed to the amendments made by the Senate to the said Bill without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (117) intituled: "An Act respecting the packing and sale of certain staple commodities," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (122) intituled: "An Act further to amend the General Inspection Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (133) intituled: "An Act respecting Pensions to Officers of the Permanent Staff and Officers and Men of the Permanent Militia, and for other purposes," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time to-morrow.

The Honourable Mr. Landry called the attention of the Government to the following document:—

"ST. CHARLES, 4th May, 1901.

"To the Honourable
"P. LANDRY, Senator.

"SIR,—The census being finished in my locality and the enumerator not having come "to my house, I would like to know from you what should be done. I belong to Voting "District No. 1, St. Charles. The enumerator was Dr. O. E. Perron. He could not "have forgotten me, being a confrère of mine and almost my neighbour. My family is "composed of seven persons, who cannot be in the census, nobody having been seen for "this purpose. My political opinions are probably the cause of my having been ignored. "What shall I do to get justice?

"I have the honour to be,
"Yours very truly,
"(Sgd.) C. H. PLANTE, M.D."

And inquired:—

1. Whether the Government intends to order the officer charged to make the census in District No. 1 of the Parish of St. Charles, County of Bellechasse, to do his duty by going to the domicile to collect the information which he is obliged to have.

2. If the Government does not give such an order, what way is it going to follow to obtain the necessary information?

Debated.

The House, according to Order, resumed the adjourned Debate on the consideration of the amendments made by the Standing Committee on Banking and Commerce to the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada."

After further Debate.

The Honourable Mr. Kirchhoffer moved, seconded by the Honourable Mr. Perley,

That the second amendment be agreed to.

The question of concurrence being put thereon; the House divided: and the names being called for, they were taken down as follow:—

CONTENTS:

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Casgrain (de Lanaudière), | Kirchhoffer, | O'Brien, | Thibaudeau (de la Vallière), |
| Dever, | Macdonald (Victoria), | Scott, | Wark, |
| Godbout, | MacKay (Alma), | Shehyn, | Watson, |
| Hingston (Sir William), | McHugh, | Snowball, | Yeo, and |
| Kerr, | Mills, | Sullivan, | Young.—20. |

NON-CONTENTS:

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Casgrain (Windsor), | McCallum, | O'Donohoe, |
| Armand, | Gillmor, | McDonald (C. B.), | Power (Speaker), |
| Baker, | Gowan (C. M. G.), | McKay (Truro), | Prowse, |
| Bernier, | King, | McLaren, | Templeman, |
| Boucherville, de (C. M. G), | Landry, | McMillan, | Vidal, and |
| Bowell (Sir Mackenzie), | Lovitt, | Merner, | Wood (Westmoreland). |
| Carling (Sir John), | Macdonald (P. E. I.), | Miller, | —27. |

So it was resolved in the negative.

Then, on motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Macdonald (Victoria), it was

Ordered, That the said Bill be read a third time to-morrow.

The Order of the Day being read for the Third Reading of the Bill (121) intituled: "An Act further to amend the Post Office Act."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (63) intituled: "An Act to amend the Franchise Act, 1898."

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the same be postponed until Monday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 15th May, 1901.

**Bringing up Petitions.** Reading Petitions.

**Presenting Reports of Committees.** Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 15th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department

to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation ?

If no investigation has yet been held, is it the intention of the Government to hold one, and when ?

If not, why ?

By the Honourable Mr. Drummond :—

2 May 9—What are the intentions of the Government with regard to the purchase of the property at Quebec, known as the Plains of Abraham, and the dedication thereof as a national park ?

By the Honourable Mr. Miller :—

3 May 10—That on motion for the Third Reading of the Bill respecting the Bell Telephone Company of Canada, he will move that the said Bill be not now read a third time, but that it be amended as follows :—

By striking out the words "and shall be deemed to have formed part of the said Act," in the second clause, and by adding the words "five hundred" in the blank in same clause ; and by adding the following clauses :—

"4. No higher rates for each class of telephone service than the rates for such services in force on the 30th June, 1892, in the municipalities of Canada respectively, except as herein otherwise provided (*a*) for long distance messages; (*b*) for rental of telephones to subscribers, or for any other purpose whatsoever, shall be chargeable, payable or recoverable in any such municipality, and any sum paid in excess of the said rates after 30th June, 1901, may be recovered by the subscribers in an action therefor in any court of competent jurisdiction, or may be deducted from any rates unpaid.

"5. The said rates in any municipality may be increased or diminished by order of the Governor in Council upon the application of the company or of any interested municipality, and thereafter the rates so ordered shall be the rates under this Act until again similarly adjusted by the Governor in Council. The word 'rates' in the Act shall apply not only to the rates charged for the rental or use of telephones, but also to charges for messages from any person in one municipality to any other person in another municipality, commonly known as long distance messages."

By the Honourable Mr. Miller:—

4 May 7—That on the Third Reading of the Bill respecting the Bell Telephone Company, he will move that the said Bill be further amended by adding the following clause:—

"6. The Governor in Council may refer any such application to "a Judge referee, or other judicial officer, to take evidence, make "findings and report thereon."

By the Honourable Mr. Kirchhoffer:—

5 May 14—That all the words in the amendment of the Honourable Mr. Miller, after the word "clauses" be left out, and the following substituted therefor:—

"The rates to be charged by the Company for telephone exchange service shall not exceed those set forth in Schedule A of this Act, and such rates shall not be increased without the consent of the Governor in Council.

SCHEDULE A.

The apparatus referred to in this Schedule is what is known as the 'Standard Bell Telephone Wall Set,' consisting of Magneto Bell, Blake Transmitter and Bell Telephone.

| | | | |
|---|---|---|---|
| Exchanges of 100 subscribers or less..... | | $25 | per annum. |
| 100 to 250 | " ..... | 30 | " |
| 250 to 500 | " ..... | 35 | " |
| 500 to 1,000 | " ..... | 40 | " |
| 1,000 to 2,000 | " ..... | 45 | " |
| 2,000 to 3,000 | " ..... | 50 | " |
| 3,000 to 5,000 | " ..... | 55 | " |
| Over 5,000 | " ..... | 60 | " |

A reduction of thirty-three and one-third per cent from the above rates shall be made where instruments are placed in residences and not to be used in whole or in part for business purposes.

The above rates to apply to subscribers located within one mile of the Company's nearest exchange in any city or town.

At points where a toll service exists, wherein a subscriber pays an annual sum for the rental of the apparatus and a fixed price per

call for exchange service, the rate shall not exceed two and a half cents each for outgoing calls; and the existing rate for the rental of the apparatus shall not be increased without the consent of the Governor in Council. The subscriber at such points shall have the option of subscribing either under the toll system or according to the schedule of rates above referred to.

On long distance lines between cities and towns the maximum rate shall not exceed three-quarters of a cent a mile for a three minute conversation, but the minimum payment for such conversation shall be twenty cents."

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For Thursday, 16th May, 1901.

By the Honourable Mr. Landry :—

1 May 14—That he will inquire of the Government whether it has received any petition asking, under the form of a petition to the Governor General, the disallowance of the Quebec Bill (No. 162) which suppresses, at one stroke, the contestations of elections and all the penal actions arising out of the last provincial elections in December, 1900?

By whom was this demand of disallowance made?

Upon what is it based, and what are the motives invoked to obtain the disallowance of this law?

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For Friday, 17th May, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 May 13—That he will call attention to the conflicting claims of the Dominion and provinces to exercise control of the fisheries, and will inquire if the Dominion Government intends giving effect to the judgment of the Judicial Committee of the Privy Council—by arranging and settling the question of separate jurisdiction, Dominion and provincial—or will the Dominion contest the right of the provinces to assume control of the fisheries under legislation and regulations based on the judgment of the Privy Council, which is in the following language :—

"That the beds of all rivers and lakes (which had not been granted) were the property of the province in which they were situated;

"That the waters of such rivers and lakes, and the fish therein, were also provincial property;

"That the sole right to issue fishery leases, licenses and permits to fish, and to receive fees for such leases, licenses and permits, was vested in the province exclusively;

"That a provincial legislature is not empowered to enact fishery regulations and restrictions, either generally or unless and until the Dominion Parliament sees fit to deal with the subject;

"That a provincial legislature is empowered to deal with fisheries in so far as they fall within the description of property and civil rights, or within the description of any subject assigned to provincial legislatures; and

"That a provincial legislature may impose a license duty on fishing in order to raise a revenue for provincial purposes."

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 15th May, 1901.

1 May 14—Third Reading (Bill F) An Act respecting the Bell Telephone Company of Canada.—(Hon. Mr. Kirchhoffer.)

2 May 14—Third Reading (Bill 121) An Act further to amend the Post Office Act.—(Hon. Mr. Mills.)—E.F.

3 May 13—Committee of the Whole House on (Bill 131) An Act to amend the Act respecting the Judges of Provincial Courts.—(Hon. Mr. Mills.)—E.F.

4 May 13—Committee of the Whole House on (Bill Q) An Act further to amend the Criminal Code, 1892.—(Hon. Mr. Mills.)—E F.

5 May 13—Second Reading (Bill R) An Act further to amend the North-west Territories Representation Act.—(Hon. Mr. Perley.)—E.F.

6 May 13—Second Reading (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

7 May 13—Consideration of the Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate.—(Hon. Sir Mackenzie Bowell.)

8 May 14—Committee of the Whole House on (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

9 May 14—Second Reading (Bill 122) An Act further to amend the General Inspection Act.—(Hon. Mr. Scott.)—E.F.

10 May 14—Second Reading (Bill 133) An Act respecting Pensions to Officers of the Permanent Staff and Officers and Men of the Permanent Militia, and for other purposes.—(Hon. Mr. Scott.)—E.F.

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For Friday, 17th May, 1901.

1 May 14—Second Reading (Bill 117) An Act respecting the packing and sale of certain Staple Commodities.—(Hon. Mr. Mills.)—E.F.

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For Monday, 20th May, 1901.

1 May 14—Committee of the Whole House on (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

No 47

1st Session, 9th Parliament, 1 Edward VII., 1901

*Tuesday, 14th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

No. 48.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Wednesday, 15th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Aikins,
Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Dandurand,
Dever,
Dickey,
Dobson,
Ferguson,
Gillmor,
Godbout,
Gowan (C.M.G.),
Jones,
Kerr,
King,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McDonald (C.B.),
McHugh,
McKay (Truro),
McLaren,
McMillan,
Merner,
Miller,
Mills,
O'Brien,
O'Donohoe,
Owens,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Prowse,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Yeo,
Young.

PRAYERS.

The Honourable Mr. Speaker reported to the Senate that the Clerk had received a Certificate from the Clerk of the Crown in Chancery, and the same was then read by the Clerk.

OFFICE OF THE CLERK OF THE CROWN IN CHANCERY, CANADA,
OTTAWA, 15th May, 1901.

This is to certify that His Excellency the Governor General has been pleased to summon to the Senate, by Letters Patent, under the Great Seal, bearing date the thirteenth day of May, A.D. one thousand nine hundred and one (1901), Arthur Miville Dechene, Esquire, of St. Roch des Aulnaies, P.Q., for the Division of La Durantaye, in the Province of Quebec, *vice* the Honourable John Jones Ross, deceased.

H. G. LAMOTHE,
*Clerk of the Crown in Chancery for Canada.*

To S. E. ST. O. CHAPLEAU, Esquire,
Clerk of the Senate.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (J) intituled: "An Act respecting Applications for Railway Charters," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 15th May, 1901.

The Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (J) intituled: "An Act respecting Applications for Railway Charters," have, in obedience to the Order of Reference of Tuesday, sixteenth of April last, examined the said Bill, and now beg leave to report that your Committee are in favour of the principle of the Bill; but, in consequence of the lateness of the Session, they recommend that leave be given to withdraw the Bill for the present Session.

All which is respectfully submitted.

GEORGE B. BAKER,
*Chairman.*

On motion of the Honourable Mr. Casgrain (de Lanaudière), seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Report be adopted, and that the said Bill be withdrawn.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (85) intituled: "An Act to incorporate the Alberta Central Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Watson, seconded by the Honourable Mr. Young, it was

Ordered, That the said Bill be read a third time on Friday next.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred back for further consideration their Report on the Bill (H) intituled: "An Act respecting the Dawson Electric Company (Limited)," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No 8,
WEDNESDAY, 15th May, 1901.

The Standing Committee on Railways, Telegraphs and Harbours, to whom, by order of your Honourable House made on Friday, the 10th May instant, was referred back for further consideration their previous Report made on Tuesday, the 30th April last, upon the Bill (H) "An Act respecting the Dawson City Electric Company (Limited)," have, in obedience to the said Order, reconsidered the Bill, and now beg leave to report that they have heard counsel on behalf of the promoters, and on behalf of the Klondike Mines Railway Company opposing the Bill, but that no sufficient reasons have been offered to your Committee for changing the decision previously arrived at by them as expressed in the said Report.

All which is respectfully submitted.

GEORGE B. BAKER,
*Chairman.*

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Report be adopted.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (S) intituled: "An Act to amend an Act passed during the present Session, intituled: 'An Act to incorporate the Fort Qu'Appelle Railway Company,'" reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be read a third time on Friday next.

The Honourable Mr. Bernier, from the Standing Committee on Debates and Reporting, presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 2,
WEDNESDAY, 15th May, 1901.

The Standing Committee on Debates and Reporting have the honour to make the following Report.

Your Committee recommend that Mr. H. R. Holmden be again appointed for the next Session of Parliament, upon the reporting staff of the Senate, to be paid at the rate of thirty dollars ($30) per week, with the understanding, however, that his services may be dispensed with at any time during the Session upon one week's notice given to him.

His services to be: to attend Standing and Special Committees of the Senate, and prepare a synoptical report of the discussion and proceedings in each of them; and have the same placed in the hands of the Press reporters (newspaper correspondents) for early use.

Also, to prepare a synopsis of the Debates of the Senate, during the progress of the Debate, and have the same ready to be handed to the Press reporters not later than one hour after the rising of the Senate, in the afternoon. In case the Senate should sit in the evening, then the synopsis of the evening Debate shall be delivered to the Press reporters not later than one hour after the rising of the Senate.

Your Committee also recommend that Mr. Peter McLeod and Mr. William Chapman be engaged as temporary assistants to Mr. Joseph Bouchard, in the translation of

the arrears of the Debates of the Senate for the Sessions of 1900 and 1901, and that each be allowed one dollar and fifty cents ($1.50) for each page of such translation.

All which is respectfully submitted.

T. A. BERNIER,
*Chairman.*

On motion of the Honourable Mr. Bernier, seconded by the Honourable Mr. O'Brien, it was

Ordered, That the said Report be taken into consideration by the Senate on Friday next.

The Honourable Sir John Carling, from the Joint Committee of the Senate and House of Commons on the Printing of Parliament, presented their Fifth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

COMMITTEE ROOM,
May 10th, 1901.

The Joint Committee of both Houses on the Printing of Parliament beg leave to present the following as their Fifth Report:—

The Committee having investigated various complaints setting forth that there is an unreasonable delay in the translation, printing and distribution of Parliamentary returns and reports in French, beg leave to report:—That after a painstaking inquiry they find that the complaints in question are amply justified.

Returns and reports in French are printed and distributed from six months to a year and a half after they have appeared in English. In the opinion of your Committee such a state of affairs is not creditable to a Parliament in which the two languages are on the same footing, nor just to the Members and the portion of the population requiring to use them. Your Committee are convinced that not only is some reform necessary, but that it might be brought about with slight expense. With that end in view, your Committee take the liberty of recommending:—

1. That so far as possible the Departmental reports should be prepared in a few weeks at latest after the close of the fiscal year.

2. That in each Department issuing a long report there should be a special translator, whose duty it should be to translate from the English copy as fast as it is prepared, so that the English and French copy might go to the Printing Bureau concurrently.

3. That in view of the fact that the work of the Bureau has outgrown the facilities for handling it, an annex should be built, affording sufficient room for additional plant and presses, and accommodation for all the hands required for the efficient and economical working of the Bureau.

In conclusion the Committee desire to express their belief that if these recommendations were carried out the translation, printing and distribution of returns, reports and documents in French could be done so expeditiously that all cause of complaint would be removed.

All which is respectfully submitted.

JOHN CARLING,
*Chairman.*

On motion of the Honourable Sir John Carling, seconded by the Honourable Mr. Wood (Westmoreland), it was

Ordered, That the said Report be taken into consideration by the Senate on Friday next.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return to an Address of the Senate, dated the 2nd May, 1901, for a Return showing how many Doukhobors have made homestead entries of 160 acres of land each, and in what particular district of the North-west Territories they have made such entries, and who own

or have entries for the land the villages are built on. Also, how many permits have been granted to the Doukhobors, and the quantity permitted to each Doukhobor, and the particular section of the North-west Territories such permits have been granted. And further, how many wood permits have been granted to the Doukhobors and the number of cords or quantities given each person as may be designated.

Ordered, That the same do lie on the Table, and it is as follows :—

*(Vide Sessional Papers, No. .)*

A Message was brought from the House of Commons by their Clerk, with a Bill (103) intituled : "An Act respecting the Canadian Northern Railway Company and the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Company, Limited, the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

With leave of the House,

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr Perley, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (136) intituled : "An Act to amend the Railway Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (69) intituled : "An Act to incorporate the St. Lawrence Power Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (81) intituled : "An Act respecting the Algoma Central Railway Company, and to change its name to the Algoma Central and Hudson's Bay Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, to return the Bill (D) intituled : "An Act to amend the Yukon Territory Act and to make further

provision for the administration of justice in the said Territory," and to acquaint the Senate that they have passed the said Bill with several amendments, to which they desire the concurrence of the Senate.

The said amendments were then read by the Clerk, and they are as follow :—

Page 1, line 11.—Leave out "not" and leave out from "practising" to "peace' inclusive in line 16, and insert "professionally while holding office."

Page 1, line 17.—After "The" insert "annual."

Page 1, line 17.—After "be" insert "$2,400."

Page 1, line 19.—After "be" insert "$2,400."

Page 1, line 21.—After "Canada" insert "the said Magistrates may be paid in addition to said salaries such living allowances as may be fixed by the Governor General in Council."

Page 3, line 4.—Leave out "a judge of"

Page 3, line 6.—Leave out from "exceeds" to "extends" in line 8, and insert "$100 the appeal in such case shall be heard upon the evidence taken before the Police Magistrate and the judgment of the Territorial Court shall be final."

Page 3, line 37.—After "Act" insert the following as Clauses A and B.

A. Section 2 of the Yukon Territory Act, chapter 6 of the Statutes of 1898, is hereby repealed and the following section is substituted therefor :

"2. The territory described in the Schedule to this Act is hereby constituted and "declared to be a separate territory under the name of the Yukon Territory, and the "same shall no longer form part of the North-west Territories."

B. The Schedule to the said Act is hereby repealed and the Schedule to this Act is substituted therefor.

SCHEDULE.

"The Yukon Territory shall be bounded as follows :—On the south, by the Province "of British Columbia and the United States Territory of Alaska ; on the west, by the "said United States Territory of Alaska ; on the north, by that part of the Arctic "Ocean called Beauford Sea ; and on the east, by a line beginning at the point of inter- "section of the left bank of the Liard River, by the northern boundary of the Province "of British Columbia in approximate longitude 124° 16" west of Greenwich ; thence "north-westerly along the line of the watershed separating the streams flowing into the "Liard River below the point of beginning, or into the Mackenzie River, from those "flowing into the Liard River above the point of beginning, or into the Yukon River ; "to the line of watershed of the basin of Peel River ; thence northerly along the line of "watershed between the Peel and Mackenzie Rivers to the Sixty-seventh degree of north "latitude ; thence westerly along the parallel of the Sixty-seventh degree of north "latitude to the line of watershed between the Peel and Yukon Rivers ; thence northerly "along the said line of watershed to the trail across the portage in McDougall Pass "between Rat and Bell Rivers ; thence due north to the northern limit of the Yukon "Territory ; the said Territory to include the islands within twenty statute miles from "the shores of the Beauford Sea as far as the aforesaid due north line from McDougall "Pass."

On motion of the Honourable Mr. Scott, seconded by the Honourable Sir Alphonse Pelletier, it was

Ordered, That the said amendments be taken into consideration by the Senate on Friday next, and that a sufficient number of copies of them be printed for the use of Members.

The Order of the Day being read for the Third Reading of the Bill (F) intituled : "An Act respecting the Bell Telephone Company of Canada."

With leave of the House,

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be withdrawn.

Pursuant to the Order of the Day, the Bill (121) intituled: "An Act further to amend the Post Office Act," was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (131) intituled: "An Act to amend the Act respecting the Judges of Provincial Courts."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Baker, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a third time on Friday next.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892."

*In the Committee.*

Title read and agreed to.

Section one read and agreed to.

Section two read and amended as follows:—

Page 1, line 8.—After "SCHEDULE" insert the following:—

Section 205. By substituting for subsection 6 thereof, as enacted by chapter 46 of the Statutes of 1900, the following:—

"6. This section does not apply to—

(*a*) the division by lot or chance of any property by joint tenants, or tenants in common, or persons having joint interests (*droits indivis*) in any such property; or—

(*b*) raffles for prizes of small value at any bazaar held for any charitable or religious object, if permission to hold the same has been obtained from the city or other municipal council, or from the mayor, reeve, or other chief officer of the city, town, or other municipality, wherein such bazaar is held, and the articles raffled for thereat have first been offered for sale and none of them are of a value exceeding fifty dollars."

---

After some time the House was resumed, and

The Honourable Sir Alphonse Pelletier, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

Ordered, That the Report be now received, and

The said amendment was read by the Clerk.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said amendment be agreed to.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (R) intituled: "An Act further to amend the North-west Territories Representation Act," was read a second time.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Kirchhoffer, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Friday next.

Pursuant to the Order of the Day, the Bill (127) intituled: "An Act to amend the Animal Contagious Diseases Act," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Tuesday next.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate, be received.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (64) intituled: "An Act to amend the Dominion Elections Act."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Friday next.

Pursuant to the Order of the Day, the Bill (122) intituled: "An Act further to amend the General Inspection Act," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Friday next.

Pursuant to the Order of the Day, the Bill (133) intituled: "An Act respecting Pensions of Officers of the Permanent Staff and Officers and Men of the Permanent Militia, and for other purposes," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (111) intituled: "An Act to incorporate the Interprovincial and James Bay Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. McHugh, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (120) intituled: "An Act respecting the Subsidiary High Court of the Ancient Order

of Foresters in the Dominion of Canada," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Standing Orders and Private Bills, in accordance with the 59th Rule of the Senate.

A Message was brought from the House of Commons by their Clerk, with a Bill (137) intituled: "An Act to amend the Act respecting the Department of Public Printing and Stationery," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time on Friday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (105) intituled: "An Act to incorporate the Kamloops and Atlin Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Yeo, it was

Ordered, That the said Bill be read a second time on Friday next.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until Friday next, at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Friday, 17th May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Friday, 17th May, 1901.

By the Honourable Mr. Landry :—

1 April 22—That he will call the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department

to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but although often requested so to do the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people.

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And will inquire if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation ?

If no investigation has yet been held, is it the intention of the Government to hold one, and when ?

If not, why ?

By the Honourable Mr. Drummond :—

2 May 9—What are the intentions of the Government with regard to the purchase of the property at Quebec, known as the Plains of Abraham, and the dedication thereof as a national park ?

By the Honourable Mr. Landry :—

3 May 14—That he will inquire of the Government whether it has received any petition asking, under the form of a petition to the Governor General, the disallowance of the Quebec Bill (No. 162) which suppresses, at one stroke, the contestations of elections and all the penal actions arising out of the last provincial elections in December, 1900 ?

By whom was this demand of disallowance made ?

Upon what is it based, and what are the motives invoked to obtain the disallowance of this law ?

By the Honourable Mr. Macdonald (B.C.):—

4 May 13—That he will call attention to the conflicting claims of the Dominion and provinces to exercise control of the fisheries, and will inquire if the Dominion Government intends giving effect to the judgment of the Judicial Committee of the Privy Council—by arranging and settling the question of separate jurisdiction, Dominion and provincial—or will the Dominion contest the right of the provinces to assume control of the fisheries under legislation and regulations based on the judgment of the Privy Council, which is in the following language:—

"That the beds of all rivers and lakes (which had not been granted) were the property of the province in which they were situated;

"That the waters of such rivers and lakes, and the fish therein, were also provincial property;

"That the sole right to issue fishery leases, licenses and permits to fish, and to receive fees for such leases, licenses and permits, was vested in the province exclusively;

"That a provincial legislature is not empowered to enact fishery regulations and restrictions, either generally or unless and until the Dominion Parliament sees fit to deal with the subject;

"That a provincial legislature is empowered to deal with fisheries in so far as they fall within the description of property and civil rights, or within the description of any subject assigned to provincial legislatures; and

"That a provincial legislature may impose a license duty on fishing in order to raise a revenue for provincial purposes."

By the Honourable Mr. Landry:—

5 May 15—That he will inquire of the Government whether it intends soon to put an end to the grief which the Honourable Minister of Justice manifests daily at not being able to answer the inquiry of which the Honourable Member representing the Stadacona Division gave notice on 22nd April last, on the subject of the Indian Agent of the reserve of St. Anne de Restigouche?

By the Honourable Mr. Kirchhoffer:—

6 May 15—That the fee paid upon (Bill F) "An Act respecting the Bell Telephone Company of Canada," be refunded, less the cost of printing and translation.

By the Honourable Mr. Macdonald (B.C.):—

7 May 15—That the fee paid upon (Bill H) "An Act respecting the Dawson City Electric Company (Limited)," be refunded, less the cost of printing and translation.

By the Honourable Mr. Landry:—

8 May 15—That when the Third Reading of Bill (No. 131) "An Act to amend the Act respecting the Judges of Provincial Courts" is moved, he will move in amendment thereto:—

"That the Bill be not now read a third time, but that it be referred to a Committee of the Whole House with instructions to strike out clause 3."

By the Honourable Mr. Mills :—

9 May 15—That when the Senate adjourns to-day, it do stand adjourned until to-morrow at three o'clock in the afternoon.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

10 May 15—That when the House is in Committee of the Whole on the Bill intituled : "An Act to amend the Dominion Elections Act, 1900," he will move the following amendments :—

"1. That subsection (*a*) of section 41 be repealed and the following substituted in lieu thereof :—

"(*a*) Cause to be posted up notices of his having granted such poll, indicating the names, residences and occupations of the candidates nominated, in the order in which they are to be printed on the ballot papers hereinafter mentioned ; which notices shall, as soon as possible after the nomination, be placarded at all the places where the proclamation for the election was posted up, and shall be in the form (*I*), and in Prince Edward Island he shall cause to be placarded at the same time and places such notice or advertisement regarding the qualification of voters as is required to be posted under the provincial law.

"2. That section 72 be repealed and the following substituted in lieu thereof :—

"72. The elector on receiving the ballot paper shall forthwith proceed into one of the compartments of the polling station and there mark his ballot paper, making a cross with a blacklead pencil within the white space containing the name of the candidate, or of each of the candidates, for whom he intends to vote, and shall fold up the ballot paper in the manner shown him by the deputy returning officer ; he shall then return to the place where the ballot box is kept and there hold up his ballot firmly in his hand without ever parting with it, or unfolding it, but in such a way that the deputy returning officer and the agents of the candidates will be able to ascertain, by examining the initials and the stamp mark on the back of the ballot paper, and by comparing the number on the counterfoil with the corresponding number written opposite his name in the poll book, that it is the same ballot paper which was furnished to him by the deputy returning officer ; after which the latter will take hold of the counterfoil only, detach it from the ballot paper and destroy it, and the elector in full view of those present will then place his ballot in the ballot box."

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

11 May 15—That he will inquire of the Government who is now carrying the mails from Coe Hill Mines, in North Hastings, to Apsley, and the sum paid for such service ? And if a change in the person who has been carrying the mail has been made, why was the change made ?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Friday, 17th May, 1901.

1 May 15—Third Reading (Bill 85) An Act to incorporate the Alberta Central Railway Company.—(Hon. Mr. Watson.)

2 May 15—Third Reading (Bill S) An Act to amend an Act passed during the present Session intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company."—(Hon. Mr. Perley.)

3 May 15—Third Reading (Bill 131) An Act to amend the Act respecting the Judges of Provincial Courts. —(Hon. Mr. Mills.)—E.F.

4 May 14—Second Reading (Bill 117) An Act respecting the packing and sale of certain Staple Commodities.—(Hon. Mr. Mills.)—E.F.

5 May 15—Consideration of the Report of the Standing Committee on Debates and Reporting of the Senate.—(Hon. Mr. Bernier)

6 May 15—Consideration of the Fifth Report of the Joint Committee on the Printing of Parliament.—(Hon. Sir John Carling.)

7 May 15—Second Reading (Bill 136) An Act to amend the Railway Act.—(Hon. Mr. Mills.)—E.F.

8 May 15—Second Reading (Bill 69) An Act to incorporate the St. Lawrence Power Company.—(Hon. Mr. Kirchhoffer.)—E.F.

9 May 15—Second Reading (Bill 81) An Act respecting the Algoma Central Railway Company, and to change its name to "The Algoma Central and Hudson's Bay Railway Company."—(Hon. Mr. Dandurand)—E.F

10 May 15—Consideration of the amendments made by the House of Commons to (Bill D) An Act to amend the Yukon Territory Act and to make further provision for the administration of justice in the said Territory.—(Hon. Mr. Mills.)

11 May 15—Committee of the Whole House on (Bill R) An Act further to amend the North-west Territories Representation Act.—(Hon. Mr. Perley.)—E.F.

12 May 15—Committee of the Whole House on (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

13 May 15—Committee of the Whole House on (Bill 122) An Act further to amend the General Inspection Act.—(Hon. Mr. Scott.)—E.F.

14 May 15—Committee of the Whole House on (Bill 133) An Act respecting Pensions of Officers of the Permanent Staff and Officers and Men of the Permanent Militia, and for other purposes.—(Hon. Mr. Scott.)—E.F.

15 May 15—Second Reading (Bill 111) An Act to incorporate the Interprovincial and James Bay Railway Company-—(Hon. Mr. Jones.)—E.F.

16 May 15—Second Reading (Bill 137) An Act to amend the Act respecting the Department of Public Printing and Stationery.—(Hon. Mr. Scott.) —E.F.

17 May 15—Second Reading (Bill 105) An Act to incorporate the Kamloops and Atlin Railway Company.—(Hon. Mr. Templeman.)—E.F.

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For Monday, 20th May, 1901.

1 May 14—Committee of the Whole House on (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

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For Tuesday, 21st May, 1901.

1 May 15—Committee of the Whole House on (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

No 48.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 15th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
Printer to the King's most Excellent Majesty
1901

## No. 49.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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### Friday, 17th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (Windsor),
Dever,
Dickey,
Dobson,
Fiset,
Godbout,
Gowan (C.M.G.),
Jones,
Kerr,
Kirchhoffer,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McHugh,
McKay (Truro),
McLaren,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
Owens,
Pelletier (Sir Alphonse),
Perley,
Primrose,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Young.

PRAYERS.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (103) intituled : "An Act respecting the Canadian Northern Railway Company and the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Company, Limited, the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders, presented their Twenty-seventh Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
FRIDAY, 17th May, 1901.

The Standing Committee on Standing Orders beg leave to make their Twenty seventh Report :—

Your Committee have examined the following Petition :—

Of Eudora Sibbald, of the City of Montreal ; praying for the passing of an Act empowering the Commissioner of Patents to extend the period of duration of Patent No. 25,018, and find that no notices have been published, but as ample and sufficient reasons were given for the non-publication and delay in this case to your Committee, they recommend the suspension of the 49th and 50th Rules, as it will be competent for the Committee to whom the Bill shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the 17th, 49th and 50th Rules be suspended in so far as the same relate to the Petition of Eudora Sibbald, as recommended in the Twenty-seventh Report of the Select Committee on Standing Orders.

The Honourable Mr. Baker presented to the House a Bill (T) intituled : "An Act to confer on the Commissioner of Patents certain powers for the relief of Eudora Sibbald."

The said Bill was read a first time.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Miscellaneous Private Bills.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders and Private Bills, presented their Twenty-eighth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
FRIDAY, 17th May, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-eighth Report:—

Your Committee have had under their consideration the Bill (120) intituled: "An Act respecting the Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada," which was referred to them under the Fifty-ninth Rule, and find the notices required by the 49th and 50th Rules are sufficient.

Your Committee, being fully satisfied with the reasons why no Petition had been presented in this case, recommend the suspension of the 53rd and 54th Rules in so far as they relate to this Bill, as it will be competent for the Committee to whom the Bill shall be referred to provide that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the 17th, 53rd and 54th Rules be suspended in so far as they relate to the Bill (120) intituled: "An Act respecting the Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada," as recommended in the Twenty-eighth Report of the Standing Committee on Standing Orders.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the Bill (120) intituled: "An Act respecting the Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada," be placed upon the Orders of the Day now.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Banking and Commerce.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders and Private Bills, presented their Twenty-ninth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
FRIDAY, 17th May, 1901.

The Standing Committee on Standing Orders have the honour to make their Twenty-ninth Report.

Your Committee recommend that the last clause of Rule 52 ("nor may any Report of any Standing or Special Committee upon a Private Bill be received after the first six weeks of the Session") be suspended for the remainder of the Session.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

On motion of the Honourable Mr. McKay (Truro), seconded by the Honourable Mr. Dever, it was

Ordered, That the said Report be adopted.

The Honourable Mr. Landry called the attention of the Government to the following document sent to the Members of the Senate and of the House of Commons :—

## AN APPEAL TO PARLIAMENT.

INDIAN RESERVE,
SAINT ANNE DE RESTIGOUCHE, P.Q., 9th February, 1901.

To the Members of the Senate
And the Members of the House of Commons.

GENTLEMEN,—As chief of the band of Micmac Indians residing here, with the full approval of the members of the council of the band and of all the men of the band, with very few exceptions, I desire to appeal to you to secure for the band that justice and fair treatment which the Department of Indian Affairs has refused to grant to it.

I ask for no favours for the band, I merely ask that you have brought before you for examination the petition and letters which I have, during the last few months, sent to the Department in regard to the Indian agent for the band, and the replies of the Department to the same, and if, after an examination of the same, you consider that the band is entitled, as wards of Government, to have the complaints made against the agent investigated, I ask that you insist upon a fair and impartial inquiry into the matter by some competent person.

That you may thoroughly understand the situation, I beg leave to direct your attention to the following facts :—

1. The agent lives twenty miles from the reserve and seldom visits it, and when he does visit it he fails to give attention to the affairs of the band in a satisfactory manner, and in my opinion he does not possess that education or business ability which would enable him to give those affairs the attention they properly should receive.

2. About two years ago the band was given the right to elect a chief and council for the purpose of managing its affairs, and an election was held and a chief and councillors were then elected, but, although often requested so to do, the agent has never called a meeting of the council.

3. Owing to the incapacity of the agent or his neglect of duty and his refusal to call a meeting of the council to enact such regulations as are necessary for preserving peace and good order, there is often much unruly and disgraceful conduct on the reserve.

Although the members of the band can not vote in Dominion elections, I do not think that for that reason they should be refused that fair treatment which is the right of all British subjects, even if by granting it the Government may be compelled to remove from office one of its active supporters.

Gentlemen, on behalf of the band, I appeal to you to see that, putting aside all political considerations, the Government administers the affairs of the band with due regard to the rights of the people

I have the honour to remain,

Your faithful and obedient servant,

ALEX. MARCHEL.

*Chief.*

And inquired if the complaints made against the Indian agent of the Indian reserve of Ste. Anne de Restigouche have been investigated, and if so, what is the result of such an investigation?

If no investigation has yet been held, is it the intention of the Government to hold one, and when?

If not, why?

Debated.

The Honourable Mr. Macdonald (Victoria), called attention to the conflicting claims of the Dominion and provinces to exercise control of the fisheries, and inquired if the Dominion Government intends giving effect to the judgment of the Judicial Committee of the Privy Council—by arranging and settling the question of separate jurisdiction, Dominion and provincial—or will the Dominion contest the right of the provinces to assume control of the fisheries under legislation and regulations based on the judgment of the Privy Council, which is in the following language :—

"That the beds of all rivers and lakes (which had not been granted) were the property of the province in which they were situated;

"That the waters of such rivers and lakes, and the fish therein, were also provincial property;

"That the sole right to issue fishery leases, licenses and permits to fish, and to receive fees for such leases, licenses and permits, was vested in the province exclusively;

"That a provincial legislature is not empowered to enact fishery regulations and restrictions, either generally or unless and until the Dominion Parliament sees fit to deal with the subject;

"That a provincial legislature is empowered to deal with fisheries in so far as they fall within the description of property and civil rights, or within the description of any subject assigned to provincial legislatures; and

"That a provincial legislature may impose a license duty on fishing in order to raise a revenue for provincial purposes."

Debated.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the fee paid upon the Bill (F) intituled: "An Act respecting the Bell Telephone Company of Canada," be refunded, less the cost of printing and translation.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. McKay (Truro), it was

Ordered, That the fee paid upon the Bill (H) intituled "An Act respecting the Dawson City Electric Company (Limited)," be refunded, less the cost of printing and translation.

A Message was brought from the House of Commons by their Clerk, with a Bill (47) intituled : "An Act to amend the Act to restrict the importation and employment of Aliens," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (80) intituled : "An Act to incorporate the St. Mary River Bridge Company," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (89) intituled : "An Act respecting the Grand Falls Water Power and Boom Company," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (95) intituled : "An Act respecting the Ontario, Hudson's Bay and Western Railways Company," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (98) intituled : "An Act incorporating the Kettle River Valley Railway Company," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Fiset, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (104) intituled : "An Act to incorporate the Nova Scotia Eastern Railway Company, Limited," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Standing Orders, in accordance with the Fifty-ninth Rule of the Senate.

A Message was brought from the House of Commons by their Clerk, with a Bill (108) intituled : "An Act respecting the Manitoulin and North Shore Railway Company," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (85) intituled : "An Act to incorporate the Alberta Central Railway Company," was read a third time.

The question was put whether this Bill shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (S) intituled: "An Act to amend an Act passed during the present Session, intituled: 'An Act to incorporate the Fort Qu'Appelle Railway Company,'" was read a third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

The Order of the Day being read for the Third Reading of the Bill (131) intituled: "An Act to amend the Act respecting the Judges of Provincial Courts."

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be now read a third time.

The Honourable Mr. Landry moved in amendment, seconded by the Honourable Mr. Bolduc,

"That the Bill be not now read a third time, but that it be referred to a Committee of the Whole House with instructions to strike out clause 3."

The question of concurrence being put on the amendment to the main motion, the same was, on a division, resolved in the negative.

The question of concurrence being then put on the main motion, it was, on the same division reversed, resolved in the affirmative.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Order of the Day being read for the Second Reading of the Bill (117) intituled: "An Act respecting the packing and sale of certain Staple Commodities."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

The House, according to Order, proceeded to the consideration of the Report of the Standing Committee on Debates and Reporting of the Senate.

The Honourable Mr. Bernier moved, seconded by the Honourable Mr. Vidal,

That the said Report be amended by adding the words "made by him" after the word "translation," at the end of the Report.

The question of concurrence being put on the said amendment, the same was resolved in the affirmative.

Then, on motion of the Honourable Mr. Bernier, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Report, as amended, be adopted.

The House, according to Order, proceeded to the consideration of the Fifth Report of the Joint Committee of the Senate and House of Commons on the Printing of Parliament.

The Honourable Sir John Carling moved, seconded by the Honourable Mr. Primrose,

"That the said Report be amended by striking out clause two, and inserting instead thereof the following clause:—(2). That the Report of each Department should be, as much as possible, translated by the same translator, whose duty it should be to translate from the English copy as fast as it is prepared, so that the English and French copies might go to the Printing Bureau concurrently."

The question of concurrence being put thereon, the same was resolved in the affirmative.

Then, on motion of the Honourable Sir John Carling, seconded by the Honourable Mr. Primrose, it was

Ordered, That the said Report, as amended, be adopted.

Pursuant to the Order of the Day, the Bill (136) intituled: "An Act to amend the Railway Act," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House tomorrow.

Pursuant to the Order of the Day, the Bill (69) intituled: "An Act to incorporate the St. Lawrence Power Company," was read a second time.

On motion of the Honourable Mr. Kirchhoffer, seconded by the Honourable Mr. Perley, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (81) intituled: "An Act respecting the Algoma Central Railway Company, and to change its name to The Algoma Central and Hudson's Bay Railway Company," was read a second time.

On motion of the Honourable Sir Alphonse Pelletier, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The House, according to Order, proceeded tothe consideration of the amendments made by the House of Commons to the Bill (D) intituled: "An Act to amend the Yukon Territory Act, and to make further provision for the administration of justice in the said Territory."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said amendments be agreed to.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have agreed to the amendments made by the House of Commons to the said Bill, without any amendment.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (R) intituled: "An Act further to amend the North-west Territories Representation Act."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Snowball, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Perley, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (64) intituled: "An Act to amend the Dominion Elections Act."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until to-morrow.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (122) intituled: "An Act further to amend the General Inspection Act."

*In the Committee.*

Title read and postponed.
First and second sections read and agreed to.
Third section read and postponed.
Fourth and fifth sections read and agreed to.

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After some time the House was resumed, and

The Honourable Mr. Templeman, from the said Committee, reported that they had taken the said Bill into consideration, made some progress thereon, and had directed him to ask leave to sit again.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That they have leave to sit again on Monday next.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (133) intituled: "An Act respecting Pensions of Officers of the Permanent Staff and Officers and Men of the Permanent Militia, and for other purposes."

*In the Committee.*

After some time the House was resumed, and

The Honourable Sir Alphonse Pelletier, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (111) intituled: "An Act toincorporate the Interprovincial and James Bay Railway Company," was read a second time.

On motion of the Honourable Mr. Jones, seconded by the Honourable Mr. Primrose, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Pursuant to the Order of the Day, the Bill (137) intituled: "An Act to amend the Act respecting the Department of Public Printing and Stationery," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole to-morrow.

Pursuant to the Order of the Day, the Bill (105) intituled : " An Act to incorporate the Kamloops and Atlin Railway Company," was read a second time.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Lovitt, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That when the Senate adjourns to-day, it do stand adjourned until to-morrow at three o'clock in the afternoon.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

Ordered accordingly.

Then, the Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That this House do now adjourn.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

Then the Honourable the Speaker, according to Order, declared the Senate continued until to-morrow at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Saturday, 18th May, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Saturday, 18th May, 1901.

By the Honourable Mr. Drummond :—

1 May 9—What are the intentions of the Government with regard to the purchase of the property at Quebec, known as the Plains of Abraham, and the dedication thereof as a national park ?

By the Honourable Mr. Macdonald (B.C.) :—

2 May. 17—That the fees paid upon (Bill I) An Act to incorporate the Alaska and North-western Railway Company be refunded, less the cost of printing and translation.

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

3 May 15—That when the House is in Committee of the Whole on the Bill intituled : "An Act to amend the Dominion Elections Act, 1900," he will move the following amendments :—

"1. That subsection (*a*) of section 41 be repealed and the following substituted in lieu thereof :—

"(*a*) Cause to be posted up notices of his having granted such poll, indicating the names, residences and occupations of the candidates nominated, in the order in which they are to be printed on the ballot papers hereinafter mentioned ; which notices shall, as soon

as possible after the nomination, be placarded at all the places where the proclamation for the election was posted up, and shall be in the form (*I*), and in Prince Edward Island he shall cause to be placarded at the same time and places such notice or advertisement regarding the qualification of voters as is required to be posted under the provincial law.

"2. That section 72 be repealed and the following substituted in lieu thereof :—

"72. The elector on receiving the ballot paper shall forthwith proceed into one of the compartments of the polling station and there mark his ballot paper, making a cross with a blacklead pencil within the white space containing the name of the candidate, or of each of the candidates, for whom he intends to vote, and shall fold up the ballot paper in the manner shown him by the deputy returning officer ; he shall then return to the place where the ballot box is kept and there hold up his ballot firmly in his hand without ever parting with it, or unfolding it, but in such a way that the deputy returning officer and the agents of the candidates will be able to ascertain, by examining the initials and the stamp mark on the back of the ballot paper, and by comparing the number on the counterfoil with the corresponding number written opposite his name in the poll book, that it is the same ballot paper which was furnished to him by the deputy returning officer ; after which the latter will take hold of the counterfoil only, detach it from the ballot paper and destroy it, and the elector in full view of those present will then place his ballot in the ballot box."

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For Monday, 20th May, 1901.

By the Honourable Mr. Landry :—

1 May 17—That he will inquire :—

Whether the different works done at the wharf of the harbour of Three Rivers since the 1st July, 1896, have been let by contract or done by day's work ?

If by contract, was it the lowest tenderer who obtained the contract ? If not, why ?

If these works or some of these works were done by the day, what was the amount expended under this heading ?

Who acted as overseer of these works, and at what salary ?

How much has this overseer received in all upon these works executed by day's work ?

Who furnished the materials, and how much of these materials (stating the value in money) were furnished the overseer of these works ?

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

2 May 17—That he will inquire of the Government whether Mr. George Wallbridge, who for some years past has been one of the Harbour Commissioners in the city of Belleville, has been removed from that position ? If so, for what reasons was he removed, and who has been appointed on said Commission in his place ?

By the Honourable Mr. Macdonald (B.C.):—

3 May 17—That when the First Reading of the Railway Subsidy Bill is moved, he will inquire what the intention of the Government is with regard to a railway subsidy to the Province of British Columbia? What is the intention, or when will effect be given to the announcement by the Premier in another place that a subsidy would be granted?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Saturday, 18th May, 1901.

1 May 17—Second Reading (Bill 117) An Act respecting the packing and sale of certain Staple Commodities.—(Hon. Mr. Mills.)—E.F.

2 May 17—Committee of the Whole House on (Bill 136) An Act to amend the Railway Act.—(Hon. Mr. Mills.)—E.F.

3 May 17—Committee of the Whole House on (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

4 May 17—Committee of the Whole House on (Bill 137) An Act to amend the Act respecting the Department of Public Printing and Stationery.—(Hon. Mr. Scott.)—E.F.

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For Monday, 20th May, 1901.

1 May 14—Committee of the Whole House on (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

2 May 17—House again in Committee of the Whole on (Bill 122) An Act further to amend the General Inspection Act.—(Hon. Mr. Scott.)—E.F.

3 May 17—Second Reading (Bill 47) An Act to amend the Act to restrict the Importation and Employment of Aliens.—(Hon. Mr. Mills.)—E.F.

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For Tuesday, 21st May, 1901.

1 May 15—Committee of the Whole House on (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

No. 49.

1st Session, 9th Parliament, 1 Edward VII., 1901

*Friday, 17th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
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1901

## No. 50.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Saturday, 18th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (Windsor),
Dandurand,
Dever,
Dickey,
Dobson,
Fiset,
Godbout,
Jones,
Kerr,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McCallum,
McHugh,
McKay (Truro),
Merner,
Miller,
Mills,
Pelletier (Sir Alphonse),
Perley,
Poirier,
Primrose,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Wood (Hamilton).

PRAYERS.

The Honourable Sir John Carling, from the Joint Committee of the Senate and House of Commons on the Printing of Parliament, presented their Sixth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

COMMITTEE ROOM,
May 17th, 1901.

The Joint Committee of both Houses on the Printing of Parliament beg leave to present the following as their Sixth Report:—

That as there will be no further meeting of the Committee this Session, the Chairman be empowered to order the printing or otherwise of any returns that may be brought down from either House, and generally to act until the end of the Session in all other matters that come properly within the cognizance of this Committee.

All which is respectfully submitted.

JOHN CARLING,
*Chairman.*

On motion of the Honourable Sir John Carling, seconded by the Honourable Mr. Dickey, it was

Ordered, That the said Report be adopted.

The Honourable Sir Mackenzie Bowell, from the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate, presented their Second Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
May 15th, 1901.

The Special Committee appointed by the Orders of your Honourable House, made on March 13th and 14th, 1901, to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflect upon the privileges and dignity of the Senate, have the honour to make their Second Report, as follows:—

Under the authority given by the said Order made by your Honourable House on March 13th, 1901, your Committee engaged Charles H. Ritchie, Esq., K.C., on March 19th, 1901, as Counsel to advise and assist your Committee in the conduct of the proceedings before them.

Your Committee recommend that the sum of $1,000 be paid to Mr. Ritchie for his retainer and all charges for professional services.

All which is respectfully submitted.

MACKENZIE BOWELL,
*Chairman.*

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Macdonald (Victoria), it was

Ordered, That the said Report be taken into consideration by the Senate on Monday next.

On motion of the Honourable Mr. Macdonald (Victoria), seconded by the Honourable Mr. McKay (Truro), it was

Ordered, That the fees upon the Bill (I) intituled: "An Act to incorporate the Alaska and North-western Railway Company," be refunded, less the cost of printing and translation.

Pursuant to the Order of the Day, the Bill (117) intituled: "An Act respecting the packing and sale of certain Staple Commodities," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House on Monday next.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (136) intituled: "An Act to amend the Railway Act."

*In the Committee.*

Title read and postponed.

Upon section one being read, it was moved that it be amended as follows:—

Page 1, lines 10 and 11.—Leave out "the Exchequer Court of Canada, hereinafter called the Court," and insert "the Court."

The question being put on the said motion, it was resolved in the negative.

The said section was then agreed to.

Sections two to seventeen inclusive were severally read and agreed to.

Title again read and agreed to.

---

After some time the House was resumed, and

The Honourable Mr. Primrose, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (64) intituled: "An Act to amend the Dominion Elections Act."

*In the Committee.*

Title read and postponed.

Section one read and amended as follows:—

Page 1, line 11.—After "1" insert "and subsection 2."

Section two read and agreed to.

Section three read and amended as follows:—

Page 1, line 39.—After "stub" insert "there being a line of perforations between the ballot and the counterfoil and between the counterfoil and the stub."

Section four read and agreed to.

Section five read and amended as follows:—

Page 2, line 47.—Leave out from "residence" to "then" in line 49, and insert "from a part of such city or town comprised in such electoral district to a part thereof not so comprised."

Section six read and agreed to.
Section seven read and postponed.
Section eight read and agreed to.
Section nine read and amended as follows :—
Page 5. Leave out the whole of Section 9 (including Form P and everything printed on page 5) and substitute therefor the following :—

"A"

9. Form P in schedule One to the said Act is repealed and the following is substituted therefor :—

P.—(*Section 48.*)

*Form of Ballot Paper.*

*Front.*

*The black line above the first name shall extend to the upper edge, and the black line below the last name shall extend to the lower edge of the ballot paper, and be prolonged to the edge of the paper.*

1. WM. R. BROWN
of the City of Ottawa, Barrister.

2. FRANK HAMON
of the City of Ottawa, Artist.

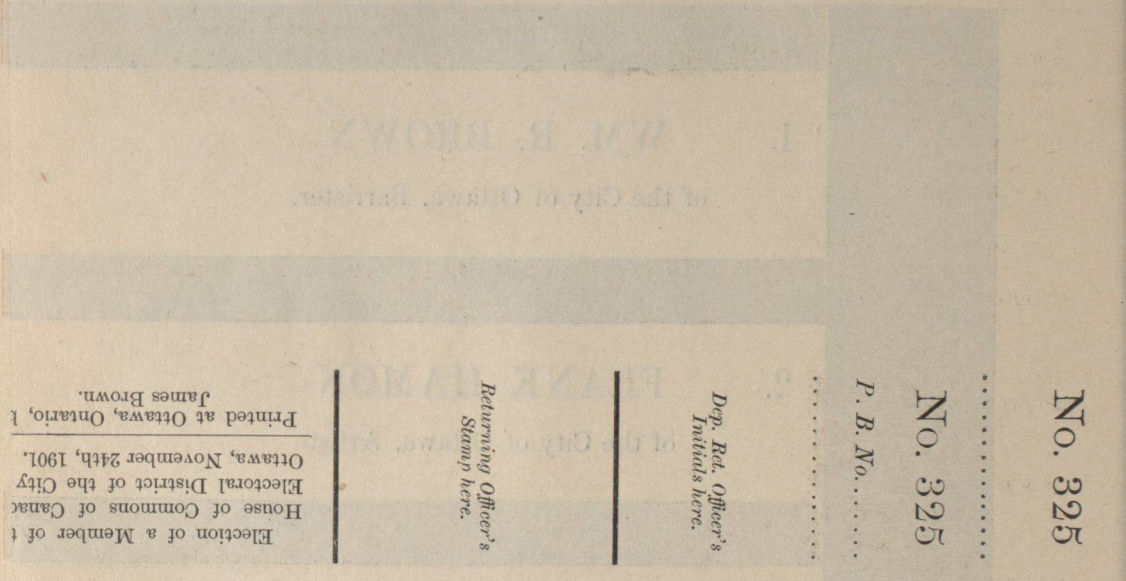
3. JOSEPH O'NEIL
of the City of Ottawa, Gentleman.

4. JOHN R. SMITH
of the City of Ottawa, Merchant.

Form P.—(*Continued.*)

*Form of Ballot Paper.*

*Back.*



Sections ten, eleven and twelve read and agreed to.

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After some time the House was resumed, and

The Honourable Mr. Perley, from the said Committee, reported that they had taken the said Bill into consideration, made some progress thereon, and had directed him to ask leave to sit again.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That they have leave to sit again on Monday next.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (137) intituled: "An Act to amend the Act respecting the Department of Public Printing and Stationery."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Snowball, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (45) intituled: "An Act to amend the Pacific Cable Act, 1899," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time on Monday next.

A Message was brought from the House of Commons by their Clerk, with a Bill (138) intituled: "An Act to provide for a further annual allowance to the Province of Prince Edward Island," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time on Monday next.

The Honourable Mr. Mills presented to the Senate a Bill (U) intituled: "An Act to remove Doubts concerning the Continuance in Office of Judges of Dominion and Provincial Courts upon the Demise of the Crown."

The said Bill was read a first time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was.

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until Monday next at three o'clock in the afternoon.

# ROUTINE PROCEEDINGS.

## Monday, 20th May, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

## NOTICES OF MOTIONS.

For Monday, 20th May, 1901.

By the Honourable Mr. Drummond :—

1 May 9—What are the intentions of the Government with regard to the purchase of the property at Quebec, known as the Plains of Abraham, and the dedication thereof as a national park ?

By the Honourable Sir Mackenzie Bowell, K.C.M.G. :—

2 May 15—That when the House is in Committee of the Whole on the Bill intituled : "An Act to amend the Dominion Elections Act, 1900," he will move the following amendments :—

"1. That subsection (*a*) of section 41 be repealed and the following substituted in lieu thereof :—

"(*a*) Cause to be posted up notices of his having granted such poll, indicating the names, residences and occupations of the candidates nominated, in the order in which they are to be printed on the ballot papers hereinafter mentioned ; which notices shall, as soon as possible after the nomination, be placarded at all the places where the proclamation for the election was posted up, and shall be in the form (*I*), and in Prince Edward Island he shall cause to be placarded at the same time and places such notice or advertisement regarding the qualification of voters as is required to be posted under the provincial law.

"2. That section 72 be repealed and the following substituted in lieu thereof:—

"72. The elector on receiving the ballot paper shall forthwith proceed into one of the compartments of the polling station and there mark his ballot paper, making a cross with a blacklead pencil within the white space containing the name of the candidate, or of each of the candidates, for whom he intends to vote, and shall fold up the ballot paper in the manner shown him by the deputy returning officer; he shall then return to the place where the ballot box is kept and there hold up his ballot firmly in his hand without ever parting with it, or unfolding it, but in such a way that the deputy returning officer and the agents of the candidates will be able to ascertain, by examining the initials and the stamp mark on the back of the ballot paper, and by comparing the number on the counterfoil with the corresponding number written opposite his name in the poll book, that it is the same ballot paper which was furnished to him by the deputy returning officer; after which the latter will take hold of the counterfoil only, detach it from the ballot paper and destroy it, and the elector in full view of those present will then place his ballot in the ballot box."

By the Honourable Mr. Landry:—

3 May 17—That he will inquire:—

Whether the different works done at the wharf of the harbour of Three Rivers since the 1st July, 1896, have been let by contract or done by day's work?

If by contract, was it the lowest tenderer who obtained the contract? If not, why?

If these works or some of these works were done by the day, what was the amount expended under this heading?

Who acted as overseer of these works, and at what salary?

How much has this overseer received in all upon these works executed by day's work?

Who furnished the materials, and how much of these materials (stating the value in money) were furnished the overseer of these works?

By the Honourable Sir Mackenzie Bowell, K.C.M.G.:—

4 May 17—That he will inquire of the Government whether Mr. George Wallbridge, who for some years past has been one of the Harbour Commissioners in the city of Belleville, has been removed from that position? If so, for what reasons was he removed, and who has been appointed on said Commission in his place?

By the Honourable Mr. Macdonald (B.C.):—

5 May 17—That when the First Reading of the Railway Subsidy Bill is moved, he will inquire what the intention of the Government is with regard to a railway subsidy to the Province of British Columbia? What is the intention, or when will effect be given to the announcement by the Premier in another place that a subsidy would be granted?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Monday, 20th May, 1901.

1 May 14—Committee of the Whole House on (Bill 63) An Act to amend the Franchise Act, 1898.—(Hon. Mr. Scott.)—E.F.

2 May 17—House again in Committee of the Whole on (Bill 122) An Act further to amend the General Inspection Act.—(Hon. Mr. Scott.)—E.F.

3 May 17—Second Reading (Bill 47) An Act to amend the Act to restrict the Importation and Employment of Aliens.—(Hon. Mr. Mills.)—E.F.

4 May 18—Consideration of the Second Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate.—(Hon. Sir Mackenzie Bowell.)

5 May 18—Committee of the Whole House on (Bill 117) An Act respecting the packing and sale of certain Staple Commodities.—(Hon. Mr. Mills.)—E.F.

6 May 18—House again in Committee of the Whole on (Bill 64) An Act to amend the Dominion Elections Act.—(Hon. Mr. Mills.)—E.F.

7 May 18—Second Reading (Bill 45) An Act to amend the Pacific Cable Act, 1899.—(Hon. Mr. Scott.)—E.F.

8 May 18—Second Reading (Bill 138) An Act to provide for a further annual allowance to the Province of Prince Edward Island.—(Hon. Mr. Mills.)—E.F.

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For Tuesday, 21st May, 1901.

1 May 15—Committee of the Whole House on (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

No. 50

1st Session, 9th Parliament, 1 Edward VII., 1901

*Saturday, 18th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
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1901

## No. 51.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

# OF CANADA.

---

## Monday, 20th May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (Windsor),
Dandurand,
Dechene,
Dever,
Dickey,
Dobson,
Fiset,
Forget,
Gillmor,
Godbout,
Gowan (C.M.G.),
Jones,
King,
Landerkin,
Landry,
Lovitt,
Macdonald (P.E.I.),
Macdonald (Victoria),
McCallum,
McKay (Truro),
McLaren,
McMillan,
Merner,
Miller,
Mills,
Montplaisir,
O'Donohoe,
Owens,
Perley,
Poirier,
Primrose,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Young.

PRAYERS.

The Honourable the Speaker informed the Senate that there was a Member without ready to be introduced.

When the Honourable Arthur Miville Dechene was introduced between the Honourable Messieurs Mills and Fiset.

The Honourable Mr. Dechene presented His Majesty's Writ summoning him to the Senate.

The same was then read by the Clerk, and

Ordered, to be put upon the Journal, and it is as follows :—

CANADA.

*Minto.*

[L.S.]

EDWARD THE SEVENTH, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c., &c., &c.

To Our Trusty and Well-Beloved Arthur Miville Dechene, Esquire, of Our Province of Quebec, in Our Dominion of Canada,

GREETING :

KNOW YE, that as well for the special trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the State and Defence of Our Dominion of Canada concern, We have thought fit to summon you to the Senate of Our said Dominion ; and We do appoint you for the La Durantaye Electoral Division of Our Province of Quebec ; and We do command you, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, in the Senate of Our said Dominion, at all times whensoever and wheresoever Our Parliament may be in Our said Dominion convoked and holden ; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Right Well-Beloved Cousin the Right Honourable Sir Gilbert John Elliot, Earl of Minto, and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada.

At Our Government House, in Our City of Ottawa, in Our Dominion of Canada, this Thirteenth day of May, in the Year of Our Lord, One Thousand Nine Hundred and One, and in the First Year of Our Reign.

By Command,

H. G. LAMOTHE,

Clerk of the Crown in Chancery, Canada.

Whereupon the Honourable Mr. Dechene came to the Table and took and subscribed the Oath prescribed by Law, which was administered by Samuel Edmour St. Onge Chapleau, Esquire, one of the Commissioners appointed for that purpose, and took his seat accordingly.

The Honourable the Speaker then acquainted the House that the Clerk of the Senate had laid upon the Table the Certificate of one of the Commissioners setting

forth that the Honourable Mr. Dechene, a Member of the Senate, had made and subscribed the Declaration of Qualification required by the British North America Act, 1867.

The Honourable Mr. McKay (Truro), from the Standing Committee on Standing Orders and Private Bills, presented their Thirtieth Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 8,
MONDAY, 20th May, 1901.

The Standing Committee on Standing Orders have the honour to make their Thirtieth Report :—

Your Committee have had under their consideration the Bill (104) intituled : " An Act respecting the Nova Scotia Eastern Railway Company, Limited," which was referred to them under the Fifty-ninth Rule, and find that no notices have been published for this Bill, but as ample reasons were given for the non-publication and non-presentation of a Petition, they recommend the suspension of the Forty-ninth, Fiftieth, Fifty-second and Fifty-fourth Rules in so far as they relate to this Bill, as it will be competent for the Committee to whom the Bill shall be referred that no injury to any party shall arise therefrom.

All which is respectfully submitted.

THOS. McKAY,
*Chairman.*

Ordered, That the same do lie on the Table.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That Rules 49, 50, 52 and 54 be suspended in so far as they relate to the Bill (104) intituled: "An Act respecting the Nova Scotia Eastern Railway Company, Limited," as recommended in the Thirtieth Report of the Standing Committee on Standing Orders.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the Bill (104) intituled: "An Act respecting the Nova Scotia Eastern Railway Company, Limited," be placed upon the Orders of the Day for a second reading now.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

The Honourable Mr. Allan, from the Standing Committee on Banking and Commerce, to whom was referred the Bill (120) intituled: " An Act respecting the Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said Bill be read a third time to-morrow.

The Honourable Mr. Landry, from the Standing Committee on Miscellaneous Private Bills, to whom was referred the Bill (T) intituled : "An Act to confer on the Commissioner of Patents certain powers for the relief of Eudora Sibbald," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, to which they desire their concurrence.

The Honourable Mr. Scott, Secretary of State, presented to the Senate,—A Return to an Address of the Senate, dated the 18th April, 1901, for copies of all reports and maps made by engineers, or any other employee of the Government, who have surveyed and examined that portion of the Province of Ontario lying between Rice Lake and Port Hope, or some points adjacent thereto, for the purpose of ascertaining whether a feasible route exists for the construction of and making the southern terminus of what is known as the Trent Valley Canal, at or near Port Hope, on the north shore of Lake Ontario.

Ordered, That the same do lie on the Table, and it is as follows :—

(*Vide Sessional Papers, No.* .)

A Message was brought from the House of Commons by their Clerk, with a Bill (67) intituled : "An Act to incorporate the Quebec Terminal and Railway Company," to which they desire the concerrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Merner, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Merner, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Merner, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (106) intituled : "An Act respecting the South Shore Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (135) intituled: "An Act respecting the Great Northern Railway of Canada," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Bolduc, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Bolduc, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. Bolduc, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

A Message was brought from the House of Commons by their Clerk, with a Bill (139) intituled: "An Act to amend the Gas Inspection Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (140) intituled: "An Act to amend the Electric Light Inspection Act," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (141) intituled: "An Act further to amend the Act relating to Ocean Steamship Subsidies," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (142) intituled: "An Act to provide for further advances to the Harbour Commissioners of Montreal," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, to return the Bill (C) intituled: "An Act for the relief of James Ward McDonald,"

And also the Bill (B) intituled: "An Act for the relief of Lilias Middleton," and to acquaint the Senate that they have passed the said Bills without any amendment.

A Message was brought from the House of Commons by their Clerk, in the following words:—

HOUSE OF COMMONS,

SATURDAY, 18th May, 1901.

Resolved, That a Message be sent to the Senate to return to that House the evidence, etc., taken before the Select Committee of the Senate to whom was referred the Bill (C) No. 130, intituled: "An Act for the relief of James Ward McDonald."

Ordered, That the Clerk of the House do carry the said Message to the Senate.

Attest,

J. G. BOURINOT,

*Clerk of the Commons.*

A Message was brought from the House of Commons by their Clerk, in the following words:—

HOUSE OF COMMONS,

SATURDAY, 18th May, 1901.

Resolved, That a Message be sent to the Senate to return to that House the evidence, etc., taken before the Select Committee of the Senate, to whom was referred the Bill (B) No. 128, intituled: "An Act for the relief of Lilias Middleton."

Ordered, That the Clerk of the House do carry the said Message to the Senate.

Attest,

J. G. BOURINOT,

*Clerk of the Commons.*

A Message was brought from the House of Commons by their Clerk, to return the Bill (53) intituled: "An Act respecting the Manitoba and North-west Loan Company (Limited);"

Also the Bill (43) intituled: "An Act to incorporate the St. Lawrence Lloyds;"

Also the Bill (55) intituled: "An Act to incorporate the Arnprior and Pontiac Railway Company;"

Also the Bill (14) intituled: "An Act to incorporate the Century Life Insurance Company;"

Also the Bill (68) intituled: "An Act respecting the McClary Manufacturing Company;"

Also the Bill (51) intituled: "An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada;"

Also the Bill (110) intituled: "An Act to incorporate the Debenture and Securities Corporation of Canada;"

Also the Bill (58) intituled: "An Act to incorporate the Kootenay and Arrowhead Railway Company;"

And also the Bill (97) intituled: "An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company," and to acquaint the Senate that they have agreed to the amendments made by the Senate to the said Bills without any amendment.

A Message was brought from the House of Commons by their Clerk, to return the Bill (M) intituled: "An Act respecting the St. Lawrence and Adirondack Railway Company," and to acquaint the Senate that they have passed the said Bill with an amendment, to which they desire the concurrence of the Senate.

The said amendment was then read by the Clerk, as follows:—

Page 1, line 18.—After "bonds" insert the following as *subsection 2*:—

"2. The bonds issued under this section shall have conspicuously printed across the face or in the body thereof the words 'This bond is not a lien upon the property or assets of the Company.'"

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said amendment be taken into consideration by the Senate to-morrow.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (63) intituled: "An Act to amend the Franchise Act, 1898."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Snowball, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, Tuat the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, was adjourned during pleasure, and again put into Committee of the Whole on the Bill (122) intituled: "An Act further to ameud the General Inspection Act."

*In the Committee.*

The third section was reconsidered and agreed to.

The title was again read and agreed to.

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After some time the House was resumed, and

The Honourable Mr. Baker, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (47) intituled: "An Act to amend the Act to restrict the importation and employment of Aliens," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

The House, according to Order, proceeded to the consideration of the Second Report of the Special Committee appointed to inquire into the statements and allegations contained in certain telegrams and letters and in an affidavit made by Mr. Herman Henry Cook, which reflected upon the privileges and dignity of the Senate.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Jones, it was

Ordered, That the said Report be adopted.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (117) intituled: "An Act respecting the packing and sale of certain Staple Commodities."

*In the Committee.*

Title read and postponed.

The first and second sections were read and agreed to.

The third section was read and amended as follows:—

Page 2, line 10.—Leave out "such."

It was moved that the said section be further amended as follows:—

Page 2, line 19.—Leave out from "Canada" to "shall" in line 20.

The question of concurrence being put thereon, the Committee divided:

YEAS, 9; NAYS, 21.

So it was resolved in the negative.

The sections four, five and six were severally read and agreed to.

The section seven was read and amended as follows:—

Page 4, line 7.—After "hundred" insert "and one."

Sections eight and nine read and agreed to.

Title again read and agreed to.

---

After some time the House was resumed, and

The Honourable Mr. Templeman, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were read by the Clerk.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said amendments be agreed to.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill, as amended, be now read a third time.

The said Bill, as amended, was then read a third time accordingly.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

It being Six o'clock, His Honour the Speaker left the Chair, to resume the same at half-past Seven o'clock, P.M.

7.30 P.M.

The House, according to Order, was adjourned during pleasure, and again put into Committee of the Whole on the Bill (64) intituled: "An Act to amend the Dominion Elections Act."

*In the Committee.*

Section seven was reconsidered and agreed to.

Ordered, That the following be added to the Bill after section 2:—

"Subsection (*a*) of section 41 is repealed and the following substituted in lieu thereof:—

"(*a*) Cause to be posted up notices of his having granted such poll, indicating the names, residences and occupations of the candidates nominated, in the order in which they are to be printed on the ballot papers hereinafter mentioned; which notices shall,

as soon as possible after the nomination, be placarded at all the places where the proclamation for the election was posted up, and shall be in the form (*I*), and in Prince Edward Island he shall cause to be placarded at the same time and places such notice or advertisement regarding the qualification of voters as is required to be posted under the provincial law."

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After some time the House was resumed, and

The Honourable Mr. Perley, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

Ordered, That the Report be now received, and

The said amendments were read by the Clerk.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said amendments be agreed to.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill, as amended, be now read a third time.

The said Bill, as amended, was then read a third time accordingly.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill with several amendments, to which they desire their concurrence.

Pursuant to the Order of the Day, the Bill (45) intituled: "An Act to amend the Pacific Cable Act, 1899," was read a second time.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

Pursuant to the Order of the Day, the Bill (138) intituled: "An Act to provide for a further annual allowance to the Province of Prince Edward Island," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Tuesday, 21st May, 1901.

**Bringing up Petitions.** **Reading Petitions.**

**Presenting Reports of Committees.** **Notices of Motions.**

## NOTICES OF MOTIONS.

For Tuesday, 21st May, 1901.

By the Honourable Mr. Perley :—

1 May 20—That he will ask the Government if they have a stock of the different brands of binder twine on hand at the Kingston Penitentiary, and at what price are they selling the different brands of twine at?

By the Honourable Mr. Macdonald (B.C.):—

2 May 17—That when the First Reading of the Railway Subsidy Bill is moved, he will inquire what the intention of the Government is with regard to a railway subsidy to the Province of British Columbia? What is the intention, or when will effect be given to the announcement by the Premier in another place that a subsidy would be granted?

For Wednesday, 22nd May, 1901.

By the Honourable Mr. Landry :—

INQUIRY.

1 May 20—1. Whether in the petition for disallowance presented by Monsieur G. A. Nantel, the attention of the Government in general, or that of the Minister of Justice in particular, has been drawn to an Act passed at the last Session of the Legislature of Quebec, which reads as follows :—

(*Translation.*)

"An Act to amend the law respecting Controverted Elections.

"HIS MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :—

"1. The Act 52 Victoria, chapter 11, is repealed.

"2. The following Article is added after Article 576 of the Revised Statutes :—

"'576*a*. The hearing on the merits of every election petition 'now pending, or which may hereafter be pending, must have been 'commenced within the three months which have followed the publi- 'cation, in virtue of Article 213 of the Quebec Election Act, 1895, 'in *The Quebec Official Gazette*, of the notice by the Clerk of the 'Crown in Chancery of the election of the member, otherwise the 'petition shall be absolutely extinguished, lapsed, null and of no 'effect.'

"3. Section 14 of the Act 59 Victoria, chapter 10, is repealed.

"4. Article 321 of the Electoral Act of Quebec is amended by substituting, in the second line, the word 'three' after the word 'six.'

"5. The repeal affected by section 3 of this Act and the amendment affected by section 4 shall apply to the elections which took place on 7th December, 1900, which are contested before the courts, and no member of the Legislative Assembly who has voted and sat in that Assembly contrary to the provisions of the said section 14 shall incur any penalty for having so sat or voted, or for having omitted to take the oath in virtue of that Act, so repealed by section 3 being declared null and without effect.

"6. This Act shall come into force on the day of its sanction."

2. Is the Government aware that the result of such legislation is to deprive the elector of his right to obtain justice from the courts of his country upon election petitions regularly made before such courts ?

3. Does the Government know that by this same legislation the penal actions arising from the infringement of the electoral laws are declared lapsed and that the guilty parties are thus immorally relieved from the penalties which they have incurred ?

4. Does the Government know that in order to arrive at this result the Act in question restricts, as respects election petitions, the delays formerly granted by the law, and substitutes for them other delays, but delays which have already lapsed, whilst it abrogates at the same time the right to prosecute for the payment of penalties incurred ?

5. Does the Government moreover know that a special and retroactive provision has been inserted in the Act in question, bringing under

its immediate operation all pending electoral actions, thus depriving the petitioners in these actions, regularly brought before the courts, of the right to obtain the simplest justice and robbing them without mercy of all the costs legitimately incurred by them in the exercise and the vindication of their rights?

6. Does the Government know that the Lieutenant Governor the Province of Quebec deliberately and without hesitation, apparently at least, gave the Royal Assent to this measure for which his Prime Minister did not even dare to vote and against which his Attorney General registered his vote?

7. Is it the intention of the Government, in case it should be convinced that such legislation is injurious to personal interests, makes a litter of acquired rights, knocks the common law on the head, and outrages public morality, to disallow this Act, or does it intend by its non-intervention to contribute to the maintenance of this predatory legislation?

8. If the Government comes to the decision to disallow this Act, does it intend to do so in opportune time, in order to revive, before the expiration of the delays granted by the law which has been repealed, the rights of petitioners in actions entered before the election courts?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Tuesday, 21st May, 1901.

1 May 20—Third Reading (Bill 120) An Act respecting the Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada.—(Hon. Sir Mackenzie Bowell.)

2 May 15—Committee of the Whole House on (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

3 May 20—Second Reading (Bill 106) An Act respecting the South Shore Railway Company.—(Hon. Mr. Dandurand.)—E.F.

4 May 20—Second Reading (Bill 139) An Act to amend the Gas Inspection Act.—(Hon. Mr. Scott.)—E.F.

5 May 20—Second Reading (Bill 140) An Act to amend the Electric Light Inspection Act.—(Hon. Mr. Scott.)—E.F.

6 May 20—Second Reading (Bill 141) An Act further to amend the Act relating to Ocean Steamship Subsidies.—(Hon. Mr. Mills.)—E.F.

7 May 20—Second Reading (Bill 142) An Act to provide for further advances to the Harbour Commissioners of Montreal.—(Hon. Mr. Mills.)—E.F.

8 May 20—Consideration of the amendments made by the House of Commons to (Bill M) An Act respecting the St. Lawrence and Adirondack Railway Company.—(Hon. Sir Mackenzie Bowell.)

9 May 20—Committee of the Whole House on (Bill 47) An Act to amend the Act to restrict the Importation and Employment of Aliens.—(Hon. Mr. Mills.)—E.F.

10 May 20—Committee of the Whole House on (Bill 45) An Act to amend the Pacific Cable Act, 1899.—(Hon. Mr. Scott.)—E.F.

No. 51

1st Session, 9th Parliament, 1 Edward VII., 1901

*Monday, 20th May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
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1901

## No. 52.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Tuesday, 21st May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (de Lanaudière),
Casgrain (Windsor),
Dandurand,
Dechene,
Dever,
Dickey,
Dobson,
Drummond,
Forget,
Gillmor,
Godbout,
Gowan (C.M.G.),
Hingston (Sir William),
Landerkin,
Landry,
Macdonald (P.E.I.),
Macdonald (Victoria),
McCallum,
McHugh,
McKay (Truro),
McLaren,
McMillan,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Owens,
Perley,
Primrose,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (Rigaud),
Vidal,
Wark,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Young.

PRAYERS.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (80) intituled: "An Act to incorporate the St. Mary River Bridge Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (89) intituled: "An Act respecting the Grand Falls Water Power and Boom Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Dickey, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Wood (Westmoreland), seconded by the Honourable Mr. Dickey, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (95) intituled: "An Act respecting the Ontario, Hudson's Bay and Western Railways Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman. it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (98) intituled: "An Act incorporating the Kettle River Valley Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (108) intituled: "An Act respecting the Manitoulin and North Shore Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (69) intituled: "An Act to incorporate the St. Lawrence Power Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Vidal, seconded by the Honourable Mr. Baker, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Vidal, seconded by the Honourable Mr. Baker, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (81) intituled: "An Act respecting the

Algoma Central Railway Company, and to change its name to 'The Algoma Central and Hudson Bay Railway Company,'" reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (111) intituled: "An Act to incorporate the Interprovincial and James Bay Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (104) intituled: "An Act respecting the Nova Scotia Eastern Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Sir John Carling, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Sir John Carling, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any ameudment.

The Honourable Mr. Dandurand, from the Special Committee to whom was referred the Bill (N) intituled: "An Act to amend the Patent Act," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows :—

THE SENATE,
COMMITTEE ROOM No. 2,
TUESDAY, 21st May, 1901.

The Special Committee to whom was referred the Bill intituled : "An Act to amend the Patent Act," have the honour to make a Report as follows :—

Your Committee have taken the Bill into consideration, and recommend that in view of the early prorogation of Parliament, no further action be taken upon it during the present Session.

All which is respectfully submitted.

R. DANDURAND,
*Chairman.*

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Casgrain (de Lanaudière), it was

Ordered, That the said Report be adopted.

Pursuant to the Order of the Day, the Bill (120) intituled : "An Act respecting the Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada," was read a third time.

The question was put whether this Bill shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (127) intituled : "An Act to amend the Animal Contagious Diseases Act."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the same be postponed until Thursday next.

Pursuant to the Order of the Day, the Bill (139) intituled : "An Act to amend the Gas Inspection Act," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

The Honourable Mr. Scott moved, seconded by the Honourable Mr. Mills,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Perley reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (140) intituled: "An Act to amend the Electric Light Inspection Act," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Owens reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

Pursuant to the Order of the Day, the Bill (141) intituled: "An Act further to amend the Act relating to Ocean Steamship Subsidies," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Vidal reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Biil, without any amendment.

Pursuant to the Order of the Day, the Bill (142) intituled: "An Act to provide for further advances to the Harbour Commissioners of Montreal," was read a second time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Baker reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, proceeded to the consideration of the amendment made by the House of Commons to the Bill (M) intituled: "An Act respecting the St. Lawrence and Adirondack Railway Company."

On motion of the Honourable Sir Mackenzie Bowell, seconded by the Honourable Mr. Allan, it was

Ordered, That the said amendment be agreed to.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate doth agree to the amendment made to the said Bill without any amendment.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (47) intituled: "An Act to amend the Act to restrict the Importation and Employment of Aliens."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Dandurand, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (45) intituled: "An Act to amend the Pacific Cable Act, 1899."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Macdonald (Victoria), from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

It being Six o'Clock, His Honour the Speaker left the Chair, to resume the same at half-past Seven o'Clock, P.M.

7.30 P.M.

His Honour the Speaker, from the Joint Committee of the Senate and House of Commons on the Library of Parliament, presented their Second Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

## LIBRARY OF PARLIAMENT.

### SECOND REPORT OF JOINT COMMITTEE.

The Joint Committee on the Library have the honour to present a Second Report as follows:—

The Committee met a second time in the Chambers of the Speaker of the Senate, on Monday, 20th May, at 11 a.m.

The minutes of last meeting were read and approved.

The report of the Sub-Committee of Audit was read and adopted. A copy is hereto annexed.

The report of the Sub-Committee on the lack of space in the Library was read and adopted. A copy is hereto annexed.

The Librarians were instructed to forward to the Prime Minister a copy of the report of the Sub-Committee on Library accommodation.

The Committee then adjourned.

L. G. POWER,
*Chairman.*

SPEAKER'S CHAMBERS,
20th May, 1901.

REPORT OF SUB-COMMITTEE ON STATE OF THE LIBRARY.

According to your instructions, your Sub-Committee have examined the Library of Parliament and beg to report that they have found all space on the shelves crowded with books; that in many sections they stand in double rows, a practice which leads to cenfusion.

Your Sub-Committee has also noticed that the Librarians have been compelled to resort to all sorts of devices to store the constant additions of works coming to the collection entrusted to their care, such as placing on the main floor book-cases and temporary shelving against the wall, all of which tend to destroy the artistic appearance of the Library.

With a view of finding some space until Parliament sees its way to supply more substantial accommodation, they suggest that a third gallery be placed in the Library; collections of works not often called for, could be stored in this additional space, thus giving more accommodation in other sections of the Library.

They also beg to draw the attention of your Committee to the ceiling which stands in need of repairs.

All respectfully submitted.

(Sgd.) J. P. B. CASGRAIN,
*Chairman.*

" THOS. B. FLINT.

REPORT OF THE LIBRARY AUDIT SUB COMMITTEE.

Your Sub-Committee appointed by the Joint Library Committee of Parliament for the Session of 1901, to audit and report upon the account of Receipts and Expenditure connscted with the Library of Parliameet, since the 31st March, 1900, (the date of the last audit), report as follows :—

They have examined the Statements and Vouchers, as well as the Account Books submitted to them by the Accountant; said vouchers being numbered 6152 to 6679, both numbers included; also the vouchers for Bills of Exchange lettered D of 1899–1900 and A, B, C, D, E, and F of 1900–01, respectively, and find them to correspond.

They also submit, herewith, for the information of Parliament, an Abstract of the Account Current of the Library, from 1st April, 1900, to the 30th March, 1901, together with other requisite subsidiary statements, including a statement, classified by subjects, of the expenditure for books during the same period, as prepared by the Accountant.

Your Sub-Committee desire to certify to the correct and businesslike manner in which the books of accounts are kept by Mr. John Smyth the Accountant, thus affording every facility for examination and audit.

CHAS. S. HYMAN,
*Chairman.*

## LIBRARY OF PARLIAMENT.

OTTAWA, 30th March, 1901.

STATEMENT of the Expenditure in each month, classified under "Appropriation" Headings, from 1st April, 1900, to 30th March, 1901.

| | Books for the General Library, including Binding. | | | Books on American History. | Contingencies. | Totals. |
|---|---|---|---|---|---|---|
| | English. | French. | Binding. | | | |
| | $ cts. | $ cts. | $ cts. | $ cts. | $ cts. | $ cts. |
| From the Appropriations for 1899-1900— | | | | | | |
| During April, 1900 | 127 75 | 299 56 | 360 05 | 35 34 | 230 15 | 1,052 85 |
| " May, 1900 | 106 09 | 530 92 | 67 46 | 50 95 | 161 24 | 916 66 |
| " June, 1900 | 225 37 | 589 81 | 16 97 | 126 83 | 459 53 | 1,418 51 |
| " July, 1900 | 314 81 | 35 74 | ..... | 186 99 | 119 15 | 656 69 |
| | 774 02 | 1,456 03 | 444 48 | 400 11 | 970 07 | 4,044 71 |
| From the Appropriations for 1900-01— | | | | | | |
| During July, 1900 | 1,962 73 | 5 15 | 363 53 | 10 38 | 566 00 | 2,907 79 |
| " August, 1900 | 9 00 | ..... | ..... | 3 00 | 78 00 | 90 00 |
| " September, 1900 | 759 18 | 11 00 | ..... | 59 71 | 504 76 | 1,334 65 |
| " October, 1900 | 169 16 | 187 98 | 109 14 | 76 58 | 520 69 | 1,063 55 |
| " November, 1900 | 747 89 | 56 11 | ..... | 57 90 | 93 11 | 955 01 |
| " December, 1900 | 260 50 | 53 99 | ..... | 46 31 | 190 90 | 551 70 |
| " January, 1901 | 1,006 00 | 329 09 | 694 29 | 111 33 | 161 31 | 2,302 02 |
| " February, 1901 | 1,138 95 | 696 05 | ..... | 93 01 | 147 50 | 2,075 51 |
| " March, 1901 | 261 93 | 384 60 | ..... | 66 83 | 346 81 | 1,060 17 |
| Totals | 7,089 36 | 3,180 00 | 1,611 44 | 925 16 | 3,579 15 | 16,385 11 |
| Deduct amount expended on Contingencies | | | | | | 3,579 15 |
| Total amount expended on Books and Binding | | | | | | 12,805 96 |

JOHN SMITH, *Accountant.*

## LIBRARY OF PARLIAMENT.

OTTAWA, 30th March, 1901.

STATEMENT—Classified by Subjects—of the Expenditure on Books and Binding, from 1st April, 1900, to 30th March, 1901.

| | $ cts. |
|---|---|
| Religion, Philosophy and Education | 827 53 |
| History and Biography | 2,120 36 |
| Geography and Travels | 444 77 |
| Sciences | 623 36 |
| Useful Arts | 496 67 |
| Fine Arts | 197 70 |
| Sports and Games | 17 02 |
| Philology, Literary History and Bibliography | 304 03 |
| Belles Lettres | 1,156 23 |
| Encyclopedias and Magazines | 596 08 |
| Law, Constitutional History, Parliamentary Papers, &c | 2,160 74 |
| Political Economy, Social Science, Commerce, Statistics | 753 68 |
| Directories | 125 41 |
| Binding | 1,611 44 |
| Insurance, Commission, Postage, &c | 370 94 |
| Total | $12,805 96 |

JOHN SMITH, *Accountant.*

# LIBRARY OF PARLIAMENT.

STATEMENT of Account Current of the amounts received and disbursed for Books and Binding from 1st April, 1900 to 30th March. 1901.

| 1900. | | $ cts. | $ cts. | 1900. | | $ cts. | $ cts. |
|---|---|---|---|---|---|---|---|
| Mar. 31. | To Balance of Appropriations for 1899-1900, unexpended, to date | 3,086 57 | | July 26 | *Expenditure from balance of Appropriations for 1899-1900.* By Amount expended on English books, to date | 774 02 | |
| | Less amount not used and allowed to lapse, 31st July, 1900 | 11 93 | 3,074 64 | " | " French " | 1,456 03 | |
| July 19. | To Amount of Appropriations for 1900-01:— | | | " | " books on American History, to date | 400 11 | |
| | Books for the General Library, including binding | 12,000 00 | | " | " binding, to date | 444 48 | 3,074 64 |
| | Books for the Library of American History | 1,000 00 | 13,000 00 | 1901. | *Expenditure from Appropriations for 1900-1901.* | | |
| | | | | Mar. 30 | By Amount expended on English books, to date | 6,315 34 | |
| | | | | " | " French " | 1,723 97 | |
| | | | | " | " books on American History, to date | 525 05 | |
| | | | | " | " binding, to date | 1,166 96 | 9,731 32 |
| | | | | | Total amount expended on books and binding since 1st April, 1900 | | 12,805 96 |
| | | | | | Balance of appropriations for 1900-01, not yet expended | | 3,268 68 |
| | | | 16,074 64 | | | | 16,074 64 |

STATEMENT OF CREDITS AND EXPENDITURE THEREFROM, SHOWING THE BALANCE IN BANK OF MONTREAL.

| 1901. | | $ cts. | $ cts. |
|---|---|---|---|
| Mar. 30. | Letters of Credit on Bank of Montreal and Bills of Exchange on London, England, received to date, on account of the Appropriations for 1900-1901 | | 12,401 52 |
| " 30. | Deduct amount expended on books and binding to date, from the Appropriations for 1900-01 | 9,731 32 | |
| " 30. | Deduct amount expended on contingencies, to date, from the Appropriations for 1900-01 | 2,609 08 | 12,340 40 |
| | Actual balance | | 61 12 |
| | Add amount of outstanding cheques (see list) | | 138 41 |
| | Bank balance | | 199 53 |

RECAPITULATION OF EXPENDITURE.

| 1901. | | $ cts. | $ cts. |
|---|---|---|---|
| Mar. 30 | Total amount expended on English books since 31st March, 1900 | 774 02<br>6,315 34 | 7,089 36 |
| " 30 | Total amount expended on French books since 31st March, 1900 | 1,456 03<br>1,723 97 | 3,180 00 |
| " 30 | Total amount expended on books on American History since 31st March, 1900 | 400 11<br>525 05 | 925 16 |
| " 30 | Total amount expended on binding since 31st March, 1900 | 444 48<br>1,166 96 | 1,611 44 |
| | | | 12,805 96 |

JOHN SMITH, *Accountant.*

## LIBRARY OF PARLIAMENT.

OTTAWA, 30th March, 1901.

LIST of Outstanding Cheques drawn on the Bank of Montreal, Ottawa.

| Date. | Name of the person or firm in whose favour cheque is drawn. | No. | Amount. |
|---|---|---|---|
| 1901. | | | $ cts. |
| March 19 | Natural History Society, St. John, N. B. | 6646 | 1 00 |
| " 22 | Joel Maunsell's Sons, Albany, N. Y. | 6657 | 5 00 |
| " 26 | The Johns Hopkins Press, Baltimore, Md. | 6661 | 13 00 |
| " 26 | C. Théoret, Montreal | 6663 | 5 50 |
| " 28 | Henry Ami, Ottawa | 6667 | 2 00 |
| " 28 | L'Abbé A. H. Gosselin, St. Charles de Bellechasse, P. Q. | 6668 | 7 50 |
| " 28 | Ls. Jos. Tarte & Frère, Montreal | 6669 | 2 00 |
| " 28 | American Association for the Advancement of Science | 6670 | 1 41 |
| " 29 | University of Chicago | 6671 | 9 00 |
| " 29 | C. Théoret, Montreal | 6672 | 10 00 |
| " 29 | Ernest Lavigne, Montreal | 6673 | 6 00 |
| " 30 | Ann McGuire, Ottawa | 6674 | 15 50 |
| " 30 | M. Black, Ottawa | 6675 | 15 50 |
| " 30 | B. Ambrose " | 6676 | 15 50 |
| " 30 | Philomène Roy, Ottawa | 6677 | 15 50 |
| " 30 | D. Roy, Ottawa | 6678 | 2 00 |
| " 30 | Thomas Lynton, Ottawa | 6679 | 12 00 |
| | | | 138 41 |

JOHN SMITH,
*Accountant.*

On motion of the Honourable Mr. Snowball, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Report be taken into consideration by the Senate to-morrow.

A Message was brought from the House of Commons by their Clerk, with a Bill (143) intituled: "An Act respecting the Ottawa Branch of the Royal Mint," to which they desire the concurrence of this House.

The said Bill was read a first time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be committed to a Committee of the Whole House to-morrow.

The Order of the Day being read for the Second Reading of the Bill (106) intituled: "An Act respecting the South Shore Railway Company."

The Honourable Mr. Dandurand moved, seconded by the Honourable Mr. Snowball, That the said Bill be now read a second time.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Templeman, it was

Ordered, That the said Bill be referred to the Standing Committee on Railways, Telegraphs and Harbours.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned.

# ROUTINE PROCEEDINGS.

## Wednesday, 22nd May, 1901.

Bringing up Petitions. Reading Petitions.

Presenting Reports of Committees. Notices of Motions.

## NOTICES OF MOTIONS.

For Wednesday, 22nd May, 1901.

By the Honourable Mr. Macdonald (B.C.):—

1 May 17—That when the First Reading of the Railway Subsidy Bill is moved, he will inquire what the intention of the Government is with regard to a railway subsidy to the Province of British Columbia? What is the intention, or when will effect be given to the announcement by the Premier in another place that a subsidy would be granted?

By the Honourable Mr. Landry:—

INQUIRY.

2 May 20—1. Whether in the petition for disallowance presented by Monsieur G. A. Nantel, the attention of the Government in general, or that of the Minister of Justice in particular, has been drawn to an Act passed at the last Session of the Legislature of Quebec, which reads as follows:—

(*Translation.*)

"An Act to amend the law respecting Controverted Elections.

"HIS MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows:—

"1. The Act 52 Victoria, chapter 11, is repealed.

"2. The following Article is added after Article 576 of the Revised Statutes:—

"'576*a*. The hearing on the merits of every election petition 'now pending, or which may hereafter be pending, must have been 'commenced within the three months which have followed the publi- 'cation, in virtue of Article 213 of the Quebec Election Act, 1895,

'in *The Quebec Official Gazette*, of the notice by the Clerk of the 'Crown in Chancery of the election of the member, otherwise the 'petition shall be absolutely extinguished, lapsed, null and of no 'effect.'

"3. Section 14 of the Act 59 Victoria, chapter 10, is repealed.

"4. Article 321 of the Electoral Act of Quebec is amended by substituting, in the second line, the word 'three' after the word 'six.'

"5. The repeal affected by section 3 of this Act and the amendment affected by section 4 shall apply to the elections which took place on 7th December, 1900, which are contested before the courts, and no member of the Legislative Assembly who has voted and sat in that Assembly contrary to the provisions of the said section 14 shall incur any penalty for having so sat or voted, or for having omitted to take the oath in virtue of that Act, so repealed by section 3 being declared null and without effect.

"6. This Act shall come into force on the day of its sanction."

2. Is the Government aware that the result of such legislation is to deprive the elector of his right to obtain justice from the courts of his country upon election petitions regularly made before such courts?

3. Does the Government know that by this same legislation the penal actions arising from the infringement of the electoral laws are declared lapsed and that the guilty parties are thus immorally relieved from the penalties which they have incurred?

4. Does the Government know that in order to arrive at this result the Act in question restricts, as respects election petitions, the delays formerly granted by the law, and substitutes for them other delays, but delays which have already lapsed, whilst it abrogates at the same time the right to prosecute for the payment of penalties incurred?

5. Does the Government moreover know that a special and retroactive provision has been inserted in the Act in question, bringing under its immediate operation all pending electoral actions, thus depriving the petitioners in these actions, regularly brought before the courts, of the right to obtain the simplest justice and robbing them without mercy of all the costs legitimately incurred by them in the exercise and the vindication of their rights?

6. Does the Government know that the Lieutenant Governor the Province of Quebec deliberately and without hesitation, apparently at least, gave the Royal Assent to this measure for which his Prime Minister did not even dare to vote and against which his Attorney General registered his vote?

7. Is it the intention of the Government, in case it should be convinced that such legislation is injurious to personal interests, makes a litter of acquired rights, knocks the common law on the head, and outrages public morality, to disallow this Act, or does it intend by its non-intervention to contribute to the maintenance of this predatory legislation?

8. If the Government comes to the decision to disallow this Act, does it intend to do so in opportune time, in order to revive, before the expiration of the delays granted by the law which has been repealed, the rights of petitioners in actions entered before the election courts?

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Wednesday, 22nd May, 1901.

1 May 21—Consideration of the Second Report of the Joint Committee on the Library of Parliament.—(Hon. Mr. Snowball.)

2 May 21—Committee of the Whole House on (Bill 143) An Act respecting the Ottawa Branch of the Royal Mint.—(Hon. Mr. Mills.)—E.F.

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For Thursday, 23rd May, 1901.

1 May 21—Committee of the Whole House on (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

No. 52

1st Session, 9th Parliament, 1 Edward VII.

*Tuesday, 21st May, 1901.*

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MINUTES OF PROCEEDINGS

OF THE

SENATE OF CANADA

OTTAWA

Printed by S. E. DAWSON

Printer to the King's most Excellent Majesty

1901

## No. 53.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Wednesday, 22nd May, 1901.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

Allan,
Baker,
Bernier,
Bolduc,
Boucherville, de (C.M.G.),
Bowell (Sir Mackenzie),
Carling (Sir John),
Casgrain (de Lanaudière),
Dandurand,
Dechene,
Dever,
Dickey,
Dobson,
Drummond,
Forget,
Gillmor,
Godbout,
Gowan (C.M.G.),
Landerkin,
Landry,
Macdonald (P.E.I.),
Macdonald (Victoria),
MacKay (Alma),
McHugh,
McKay (Truro),
McLaren,
McMillan,
Merner,
Miller,
Mills,
Montplaisir,
O'Brien,
O'Donohoe,
Perley,
Poirier,
Primrose,
Scott,
Shehyn,
Snowball,
Sullivan,
Templeman,
Thibaudeau (de la Vallière),
Thibaudeau (Rigaud),
Vidal,
Watson,
Wood (Hamilton),
Wood (Westmoreland),
Young.

PRAYERS.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (105) intituled: "An Act to incorporate the Kamloops and Atlin Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Templeman, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (135) intituled: "An Act respecting the Great Northern Railway of Canada," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

With leave of the House,

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. McKay (Truro), it was

Ordered, That the Seventeenth and Seventieth Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Landry, seconded by the Honourable Mr. McKay (Truro), it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (106) intituled: "An Act respecting the South Shore Railway Company," presented their Report.

Ordered, That it be received, and

The same was then read by the Clerk, and it is as follows:—

THE SENATE,
COMMITTEE ROOM No. 8,
WEDNESDAY, 22nd May, 1901.

The Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (No. 106) intituled: "An Act respecting the South Shore Railway Company," have, in obedience to the Order of Reference of Tuesday, May 21st, examined the said Bill, and now beg leave to report that the preamble of the said Bill has not been proved to their satisfaction.

The ground on which they have arrived at such decision is that the matters proposed to be dealt with by the Bill are the subject of litigation now pending.

All which is respectfully submitted.

GEORGE B. BAKER,
*Chairman.*

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Report be adopted.

A Message was brought from the House of Commons by their Clerk, with a Bill (144) intituled: "An Act to amend the Inland Revenue Act," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Scott moved, seconded by the Honourable Mr. Mills,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Wood (Westmoreland) reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (145) intituled: "An Act to further amend the Railway Act," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Casgrain (de Lanaudière) reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (150) intituled: "An Act further to amend the Act respecting the Judges of Provincial Courts," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty.first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Snowball reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (155) intituled: "An Act further to amend the Penitentiary Act," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Baker reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bil (156) intituled: "An Act to amend the Customs Tariff, 1897," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Scott moved, seconded by the Honourable Mr. Mills,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Sullivan reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, to return the Bill (64) intituled: "An Act to amend the Dominion Elections Act, 1900," and to acquaint the Senate that they have agreed to the amendments made by the Senate to the said Bill without any amendment.

A Message returning Bill 117 was brought from the House of Commons by their Clerk, in the following words:—

HOUSE OF COMMONS,
WEDNESDAY, 22nd May, 1901.

Resolved, That a Message be sent to the Senate to acquaint their Honours that this House hath agreed to the 1st of their amendments to the Bill No. 117, An Act respecting the packing and sale of certain staple commodities.

And hath disagreed to the 2nd amendment for the following reason:—

"Because the provisions of this subsection fixing the date as October 1st, 1900, are those of an Act passed last Session, and which is now in force and in consequence thereof the original date must be preserved. The provisions are merely a transfer from the Weights and Measures Acts to a special Act."

Ordered, That the Clerk of the House do carry the said Message to the Senate.

Attest,
J. G. BOURINOT,
*Clerk of the Commons.*

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That they do not insist on their second amendment.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate doth not insist upon their second amendment made to the said Bill to which the House of Commons hath disagreed.

A Message was brought from the House of Commons by their Clerk, to return the Bill (Q) intituled: "An Act further to amend the Criminal Code, 1892;"

And also the Bill (U) intituled: "An Act to remove Doubts concerning the Continuance in Office of Judges of Dominion and Provincial Courts upon the Demise of the Crown," and to acquaint the Senate that they have passed the said Bills, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (151) intituled: "An Act to amend the Act respecting the Senate and House of Commons," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Scott moved, seconded by the Honourable Mr. Mills,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Perley reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate haves passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (152) intituled: "An Act to provide for the payment of bounties on lead refined in Canada," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Scott moved, seconded by the Honourable Mr. Mills,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Templeman reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative,

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (146) intituled: "An Act to authorize the granting of subsidies in aid of the construction of the lines of railway therein mentioned," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr Scott, it was

Ordered, That the said Bill be now read a second time-

The said Bill was then read a second time accordingly.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Perley reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

It being Six o'Clock, His Honour the Speaker left the Chair, to resume the same at half-past Seven o'Clock, P.M.

7.30 P.M.

The Honourable Mr. Baker, from the Standing Committee on Railways, Telegraphs and Harbours, to whom was referred the Bill (67) intituled: "An Act to incorporate the Quebec Terminal and Railway Company," reported that they had gone through the said Bill, and had directed him to report the same to the House without any amend ment.

With leave of the House,

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Baker, seconded by the Honourable Mr. Vidal, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The House, according to Order, proceeded to the consideration of the Second Report of the Joint Committee of the Senate and House of Commons on the Library of Parliament.

On motion of the Honourable Mr. Snowball, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Report be adopted.

The House, according to Order, was adjourned during pleasure, and put into Committee of the Whole on the Bill (143) intituled: "An Act respecting the Ottawa Branch of the Royal Mint."

*In the Committee.*

After some time the House was resumed, and

The Honourable Mr. Dandurand, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That the said Bill be now read a third time.

The question of concurrence being put thereon, the same was, on a division, resolved in the affirmative, and

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, to return the Bill (S) intituled: "An Act to amend an Act passed during the present Session, intituled: 'An Act to incorporate the Fort Qu'Appelle Railway Company,'" and to acquaint the Senate that they have passed the said Bill without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (112) intituled: "An Act respecting the Montreal and Southern Counties Railway Company," to which they desire the concurrence of this House.

The said Bill was read a first time.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Snowball, it was

Ordered, That the said Bill be read a second time to-morrow.

A Message was brought from the House of Commons by their Clerk, to return the Bill (T) intituled: "An Act to confer on the Commissioner of Patents certain powers for the relief of Eudora Sibbald," and to acquaint the Senate that they have passed the said Bill with several amendments, to which they desire the concurrence of the Senate.

The said amendments were then read by the Clerk, as follow:—

Page 2, line 4.—Leave out from "and" to the first "and" in line 5 and insert "a fee of not less than twenty dollars."

Page 2, line 6.—After the second "of" insert "the said"; leave out from "fees" to "and."

Page 2, line 8.—Leave out "eighteen" and insert "three."

Page 2, line 12.—Leave out "eighteen" and insert "three."

With leave of the House,

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Young, it was

Ordered, That the Seventeenth and Seventy-second Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Dandurand, seconded by the Honourable Mr. Young, it was

Ordered, That the said amendments be agreed to.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate doth agree to their amendments made to the said Bill without any amendment.

The Honourable Mr. Mills moved, seconded by the Honourable Mr. Scott,

That when the House adjourns to-day, it do stand adjourned until to-morrow at

twelve o'clock noon :—That there be two sittings of the House to-morrow, that beginning at twelve o'clock noon, and a second beginning at half-past two o'clock in the afternoon, and that such sitting be deemed a separate day.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

Ordered accordingly.

Then, on motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until to-morrow at twelve o'clock noon.

# ROUTINE PROCEEDINGS.

## Thursday, 23rd May, 1901.

Bringing up Petitions.

Reading Petitions.

Presenting Reports of Committees.

Notices of Motions.

# ORDERS OF THE DAY.

NOTE.—The letters E. F. denote those printed and distributed in both languages when the Orders of the Day were printed; E. printed in English, F. printed in French.

For Thursday, 23rd May, 1901.

1 May 21—Committee of the Whole House on (Bill 127) An Act to amend the Animal Contagious Diseases Act.—(Hon. Mr. Mills.)—E.F.

2 May 22—Second Reading (Bill 112) An Act respecting the Montreal and Southern Counties Railway Company.—(Hon. Mr. Dandurand.)

No. 53

1st Session, 9th Parliament, 1 Edward VII., 1901

*Wednesday, 22nd May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA
Printed by S. E. Dawson
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1901

## No. 54.

# MINUTES OF PROCEEDINGS

OF

# THE SENATE

## OF CANADA.

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## Thursday, 23rd May, 1901.

The Members convened were :—

The Senate met at Twelve o'clock, noon.

The Honourable LAWRENCE GEOFFREY POWER, Speaker.

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Dever, | Macdonald (Victoria), | Perley, |
| Bernier, | Dickey, | MacKay (Alma), | Primrose, |
| Boucherville, de (C.M.G.), | Dobson, | McHugh, | Scott, |
| | Gillmor, | McLaren, | Snowball, |
| Bowell (Sir Mackenzie), | Godbout, | McMillan, | Sullivan, |
| | Gowan (C.M.G.), | Miller, | Templeman, |
| Carling (Sir John), | Landerkin, | Mills, | Watson, |
| Dandurand, | Landry, | O'Brien, | Young. |
| Dechene, | Macdonald (P.E.I.), | O'Donohoe, | |

PRAYERS.

The following Petition was brought up and laid on the Table :—

By the Honourable Mr. Allan,—Of the Corporation of the Village of Wroxeter, in the Province of Ontario.

His Honour the Speaker informed the Senate that he had received the following communication from the Governor General's Secretary :—

OTTAWA, May 23rd, 1901.

SIR,—I have the honour to inform you that His Excellency the Governor General will proceed to the Senate Chamber, to prorogue the Session of the Dominion Parliament, on Thursday, the twenty-third at Three o'clock, P.M.

I have the honour to be, sir,
Your obedient servant,

HARRY GRAHAM, Captain, A.D.C.,
*Acting Governor General's Secretary.*

The Honourable
The Speaker of the Senate.

A Message was brought from the House of Commons by their Clerk, with a Bill (157) intituled : "An Act to amend the Acts of 1899 and 1900 respecting the Quebec Harbour Commissioners," to which they desire the concurrence of this House.

The said Bill was read for the first time.

With leave of the House,

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

The Honourable Mr. Scott moved, seconded by the Honourable Mr. Mills,

That the said Bill be committed to a Committee of the Whole House presently.

The question of concurrence being put thereon, the same was resolved in the affirmative, and

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the Whole on the said Bill.

*In the Committee.*

After some time the House resumed, and

The Honourable Mr. Dandurand reported from the said Committee that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

On motion of the Honourable Mr. Scott, seconded by the Honourable Mr. Mills, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass ?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

A Message was brought from the House of Commons by their Clerk, with a Bill (158) intituled : "An Act for granting to His Majesty certain sums of money for the

public service of the financial years ending respectively the 30th June, 1901, and the 30th June, 1902," to which they desire the concurrence of this House.

The said Bill was read a first time.

With leave of the House,

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the Seventeenth and Forty-first Rules of this House be dispensed with in so far as they relate to the said Bill.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott, it was

Ordered, That the said Bill be now read a second time.

The said Bill was then read a second time accordingly.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the said Bill be now read a third time.

The said Bill was then read a third time accordingly.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, That the Clerk do go down to the House of Commons and acquaint that House that the Senate have passed this Bill, without any amendment.

The Order of the Day being read for putting the House into a Committee of the Whole on the Bill (127) intituled: "An Act to amend the Animal Contagious Diseases Act."

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Dandurand, it was

Ordered, That the Bill be discharged from the Orders of the Day.

Pursuant to the Order of the Day, the Bill (112) intituled: "An Act respecting the Montreal and Southern Counties Railway Company," was read a second time.

On motion of the Honourable Mr. Mills, seconded by the Honourable Mr. Scott,

The Senate adjourned until half-past two o'clock this afternoon.

## SECOND DISTINCT SITTING.

The Senate met at half-past Two o'clock in the afternoon.

The Members convened were :—

The Honourable LAWRENCE GEOFFREY POWER, Speaker,

The Honourable Messieurs

| | | | |
|---|---|---|---|
| Allan, | Gillmor, | McHugh, | Primrose, |
| Baker, | Godbout, | McMillan, | Scott, |
| Bernier, | Gowan (C.M.G.), | Miller, | Snowball, |
| Bowell | Landerkin, | Mills, | Sullivan, |
| (Sir Mackenzie), | Landry, | O'Brien, | Templeman, |
| Dandurand, | Macdonald (P.E.I.), | Owens, | Vidal, |
| Dechene, | Macdonald (Victoria), | Perley, | Watson, |
| Dever, | MacKay (Alma), | Poirier, | Young. |
| Dobson, | | | |

The House was adjourned during pleasure.
After some time the House was resumed.

His Excellency the Right Honourable Sir Gilbert John Elliot, Earl of Minto and Viscount Melgund of Melgund, County of Forfar, in the Peerage of the United Kingdom, Baron Minto of Minto, County of Roxburgh, in the Peerage of Great Britain, Baronet of Nova Scotia, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, &c., &c., Governor General of Canada, being seated on the Throne.

The Honourable the Speaker commanded the Gentleman Usher of the Black Rod to proceed to the House of Commons and acquaint that House,—"It is His Excellency's pleasure they attend him immediately in this House."

Who, being come with their Speaker,

The Clerk of the Crown in Chancery read the Titles of the Bills to be passed severally, as follow :—

An Act respecting the Nakusp and Slocan Railway Company.
An Act respecting the Great North-west Central Railway Company.
An Act respecting the Klondike Mines Railway Company.
An Act respecting the Edmonton, Yukon and Pacific Railway Company.
An Act respecting the British Columbia Southern Railway Company.
An Act respecting the British Yukon Railway Company.
An Act to incorporate the Canadian Patriotic Fund Association.
An Act to amend the Inland Waters Seamen's Act.
An Act respecting the Mather Bridge and Power Company.
An Act respecting the Niagara, St. Catharines and Toronto Railway Company.
An Act respecting the Hudson's Bay and Pacific Railway Company.
An Act to make certain provisions necessitated by the Demise of the Crown.
An Act to amend the Unorganized Territories Game Preservation Act, 1894.
An Act respecting the Culling of Timber and the Inspection of Staples.
An Act to amend the General Inspection Act.
An Act respecting Inquiries and Investigations into Shipping Casualties.
An Act respecting the Guelph Junction Railway Company.

An Act respecting the Atlantic and Lake Superior Railway Company.
An Act to incorporate the Fort Qu'Appelle Railway Company.
An Act to incorporate the Canada National Railway and Transport Company.
An Act respecting the Ottawa and Gatineau Railway Company, and to change its name to "The Ottawa, Northern and Western Railway Company."
An Act respecting the Columbia and Kootenay Railway and Navigation Company
An Act respecting the Saskatchewan and Western Railway Company.
An Act respecting the Vancouver and Lulu Island Railway Company.
An Act respecting the Alberta Railway and Coal Company.
An Act respecting the Canadian Northern Railway Company.
An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company.
An Act to incorporate the United Empire Life Insurance Company.
An Act respecting the London Mutual Fire Insurance Company.
An Act respecting the Eastern Canada Savings and Loan Company (Limited).
An Act respecting the Dominion Burglary Guarantee Company (Limited).
An Act respecting the E. B. Eddy Company.
An Act respecting W. C. Edwards & Company (Limited).
An Act to incorporate the Bishop of Keewatin.
An Act to incorporate the Ottawa and Hull Power and Manufacturing Company (Limited).
An Act respecting the Rathbun Company.
An Act to incorporate the Canadian Mutual Aid Society.
An Act respecting Victoria Day.
An Act respecting the Western Assurance Company.
An Act to incorporate the Sovereign Bank of Canada.
An Act respecting the British America Assurance Company.
An Act to amend The Interpretation Act.
An Act to provide for the Marking and Inspection of Packages containing Fruit for Sale.
An Act to further amend the Act respecting the Safety of Ships.
An Act respecting the Columbia and Western Railway Company.
An Act to incorporate the Vancouver, Westminster and Yukon Railway Company
An Act to incorporate the Kootenay Central Railway Company.
An Act to incorporate the Similkameen and Keremeos Railway Company.
An Act to amalgamate the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Railway Company (Limited), the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company under the name of the Manitoba Railway Company.
An Act respecting the Canadian Pacific Railway Company.
An Act to confer on the Commissioner of Patents certain powers for the relief of John Abell.
An Act to amend the Dominion Lands Act.
An Act further to amend the Post Office Act.
An Act to incorporate the Alberta Central Railway Company.
An Act to amend the Act respecting the Judges of Provincial Courts.
An Act respecting Pensions of Officers of the Permanent Staff and Officers and Men of the Permanent Militia, and for other purposes.
An Act respecting the Canadian Northern Railway Company and the Northern Pacific and Manitoba Railway Company, the Winnipeg Transfer Company, Limited, the Portage and North-western Railway Company and the Waskada and North-eastern Railway Company.
An Act to amend the Yukon Territory Act and to make further provision for the Administration of Justice in the said Territory.
An Act to amend the Railway Act.
An Act to amend the Act respecting the Department of Public Printing and Stationery.
An Act for the relief of James Ward McDonald.

An Act for the relief of Lilias Middleton.
An Act respecting the Manitoba and North-west Loan Company, Limited.
An Act to incorporate the St. Lawrence Lloyds.
An Act to incorporate the Arnprior and Pontiac Railway Company.
An Act to incorporate the Century Life Insurance Company.
An Act respecting the McClary Manufacturing Company.
An Act to incorporate the Algoma Iron and Nickel-Steel Company of Canada.
An Act to incorporate the Debenture and Securities Corporation of Canada.
An Act to incorporate the Kootenay and Arrowhead Railway Company.
An Act to incorporate the Manufacturers and Temperance and General Life Assurance Company.
An Act to amend the Franchise Act, 1898.
An Act further to amend the General Inspection Act.
An Act to provide for a further annual allowance to the Province of Prince Edward Island.
An Act to incorporate the St. Mary River Bridge Company.
An Act respecting the Grand Falls Water Power and Boom Company.
An Act respecting the Ontario, Hudson Bay and Western Railway Company.
An Act incorporating the Kettle River Valley Railway Company.
An Act respecting the Manitoulin and North Shore Railway Company.
An Act to incorporate the St. Lawrence Power Company.
An Act respecting the Algoma Central Railway Company, and to change its name to The Algoma Central and Hudson Bay Railway Company.
An Act to incorporate the Interprovincial and James Bay Railway Company.
An Act respecting the Nova Scotia Eastern Railway Company, Limited.
An Act respecting the Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada.
An Act to amend the Gas Inspection Act.
An Act to amend the Electric Light Inspection Act.
An Act further to amend the Act relating to Ocean Steamship Subsidies.
An Act to provide for further advances to the Harbour Commissioners of Montreal.
An Act respecting the St. Lawrence and Adirondack Railway Company.
An Act to amend the Act to restrict the Importation and Employment of Aliens.
An Act to amend the Pacific Cable Act, 1899.
An Act to remove Doubts concerning the continuance in office of Judges of the Dominion and Provincial Courts upon the Demise of the Crown.
An Act further to amend the Criminal Code, 1892.
An Act to incorporate the Kamloops and Atlin Railway Company.
An Act respecting the Great Northern Railway of Canada.
An Act to amend the Inland Revenue Act.
An Act to further amend the Railway Act.
An Act further to amend the Act respecting the Judges of Provincial Courts.
An Act further to amend the Penitentiary Act.
An Act respecting the Ottawa Branch of the Royal Mint.
An Act to amend the Customs Tariff, 1897.
An Act to amend the Dominion Elections Act, 1900.
An Act respecting the Packing and Sale of certain Staple Commodities.
An Act to amend the Act respecting the Senate and House of Commons.
An Act to incorporate the Quebec Terminal and Railway Company.
An Act to amend an Act passed during the present Session, intituled: "An Act to incorporate the Fort Qu'Appelle Railway Company."
An Act to confer on the Commissioner of Patents certain powers for the relief of Eudora Sibbald.
An Act to provide for the payment of Bounties on Lead Refined in Canada.
An Act to authorize the granting of Subsidies in aid of the Construction of the Lines of Railway therein mentioned.

An Act to amend the Acts of 1899 and 1900 respecting the Quebec Harbour Commissioners.

To these Bills the Royal Assent was pronounced by the Clerk of the Senate in the following words :—

"In His Majesty's name, His Excellency the Governor General doth assent to these Bills."

Then the Honourable the Speaker of the House of Commons addressed His Excellency the Governor General as follows :—

"MAY IT PLEASE YOUR EXCELLENCY :

"The Commons of Canada have voted certain Supplies required to enable the Government to defray the expenses of the Public Service.

"In the name of the Commons, I present to Your Excellency the following Bill :—'An Act for granting to His Majesty certain sums of money for the Public Service of the financial years ending respectively the 30th June, 1901, and the 30th June, 1902,' to which Bill I humbly request Your Excellency's assent.

Then, after the Clerk of the Crown in Chancery had read the Title of the Bill,

The Clerk of the Senate, by His Excellency's command, did thereupon say :—

"In His Majesty's name, His Excellency the Governor General thanks His Loyal Subjects, accepts their benevolence, and assents to this Bill."

After which His Excellency the Governor General was pleased to close the FIRST SESSION of the NINTH PARLIAMENT of the DOMINION with the following Speech :—

*Honourable Gentlemen of the Senate :*

*Gentlemen of the House of Commons :*

In relieving you from further attendance in Parliament I desire to thank you for the assiduity and zeal with which you have considered the many important subjects that have been brought before you.

It has been pleasing to note that the Act making the 24th day of May a legal holiday has met with such general approval, evincing, as it does, a desire to pay a worthy tribute to the memory of a sovereign who was so endeared to her subjects.

The establishment of a Branch of the Royal Mint in Canada marks a new departure in our monetary system and is gratifying to the pride of the people, evidencing, as it does, the increasing wealth and prosperity of the Dominion.

I am glad to observe the interest shown in so many cities and towns throughout Canada in the approaching visit of the Duke and Duchess of York. It affords an assurance that they will receive a hearty welcome.

The subsidy granted for the establishment of a line of steamers between Canada and France will, I am confident, aid materially in developing and increasing a trade with France that will prove advantageous to both countries.

The Act providing for a further allowance to the Province of Prince Edward Island removes from controversy a long pending claim against the Dominion, and has been accepted in full satisfaction for all damages arising out of the alleged non-fulfilment of the terms of Union in respect to intercommunication between the Island and the Mainland during the winter season.

*Gentlemen of the House of Commons :*

I thank you for the liberal supplies you have granted towards the development of our resources. This action is amply justified owing to the expanding revenue of the last two years.

*Honourable Gentlemen of the Senate :*

*Gentlemen of the House of Commons :*

I congratulate you upon the adoption of many important measures in addition to those named, and I do not doubt but that they will contribute to the general advancement and prosperity of the Dominion.

The SPEAKER of the Senate then said:—

*Honourable Gentlemen of the Senate:*

*Gentlemen of the House of Commons:*

It is His Excellency the Governor General's will and pleasure, that this Parliament be prorogued until Tuesday, the second day of July next, to be here held, and this Parliament is accordingly prorogued until the second day of July next.

No. 54

1st Session, 9th Parliament, 1 Edward VII., 1901

*Thursday, 23rd May, 1901.*

# MINUTES OF PROCEEDINGS

OF THE

# SENATE OF CANADA.

OTTAWA

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