

Monday, 5th February, 1894.

TWO O'CLOCK, P. M.

Prayers by Rev. S. Cleaver.

The Honourable Mr. Turner presented a Petition from Mrs. Spofford and others (re franchise under School Act).

Laid on the table.

The following Petitions were read and received :—

From John Irving and others, for a Private Bill to incorporate "The Victoria, Vancouver and Westminster Railway Company."

From D. McGillivray and others, for a Private Bill to authorize the reclamation of lands in New Westminster District adjacent to Sumas Lake and Vedder Creek.

From "The Kaslo and Slocan Railway Company," for a Private Bill to amend their corporate Act.

From A. H. Maynard and many others, for a repeal of sub-sec. (29) of sec. 52 of the "Municipality Act Amendment Act, 1893."

Mr. Martin presented the Third Report of the Select Standing Committee on Private Bills and Standing Orders, as follows :—

LEGISLATIVE ASSEMBLY,  
February 5th, 1894.

MR. SPEAKER :

Your Committee on Private Bills and Standing Orders beg to report that the Standing Orders have been complied with in reference to the Kootenay Central Railway Company.

G. B. MARTIN,  
*Chairman.*

The Report was received.

Mr. Croft presented the Second Report of the Select Standing Committee on Public Accounts.

The Report was read and received.

Mr. Booth presented the First Report of the Select Standing Committee on Railways, as follows :—

5th February, 1894.

MR. SPEAKER :

Your Committee on Railways beg to report that, in their opinion, the number necessary to form a quorum should be reduced to seven.

J. P. BOOTH,  
*Chairman.*

The Report was received and the recommendation adopted.

Mr. Sword moved, seconded by Mr. McKenzie,—

That in the opinion of this House, the incidence of the tax on mortgages is inequitable.

Mr. Speaker ruled the motion out of order by the following decision :—

The Resolution of the Hon. Member for New Westminster District (Mr. Sword), which I asked to have laid over for the purpose of consulting authorities, is as follows :—

"That in the opinion of this House, the incidence of the tax on mortgages is inequitable."

It is an important financial principle that the House should not be called upon to condemn taxes which they are not prepared on the instant to repeal, as by so doing they unsettle the minds of commercial men in their business transactions, and occasion embarrassment to the Government in their plans for the regulation of the public finances. Abstract

resolutions in regard to particular branches of taxation have been not infrequently submitted to the House of Commons by Private Members, but they have been uniformly resisted by the Government, as being inexpedient and impolitic.

On the 13th March, 1879, Mr. Speaker Williams, sitting in this Chair, ruled that it was incompetent for a Private Member to move an amendment to a Bill that would vary the incidence of taxation.

*May*, Ninth Edition, p. 575, says:—"Where it has appeared that a proposed amendment would vary the incidence of taxation, Mr. Speaker has declined to put the question."

I must, therefore, rule that the Resolution is not in order and cannot be put.

D. W. HIGGINS,

*Speaker.*

Mr. *Kitchen* asked leave to introduce a Bill (No. 13) intituled "An Act to amend the 'Wide Tire Act, 1893.'"

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 14) intituled "An Act for the prevention of Accidents by Fire in Hotels and other Public Buildings."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

On the motion of Mr. *Brown* seconded by Mr. *Forster*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, praying him to cause to be sent down to this House a Return showing:—

1. The total cost to the Province of the land recently expropriated to form part of the Government grounds at *James Bay, Victoria*.

2. The total amount of contracts let to date for the construction of the new Parliament Buildings.

3. A statement of the work to be done, not covered by contracts now let—

(a.) On the construction, fitting and furnishing of the new Parliament Buildings:

(b.) On the laying out of grounds, &c., consequent on the construction of the said buildings.

On the motion of Mr. *Horne*, seconded by Mr. *Smith*, it was *Resolved*,—

That an Order of the House be granted for a Return of all lands sold for taxes under the "Assessment Act, 1888," to the present date, showing the description of the property, the date of sale, and the amounts realized for each parcel.

Mr. *Horne* asked leave to introduce a Bill (No. 15) intituled "An Act respecting preference of Wages and Salaries in case of Assignments for benefit of Creditors."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

On the motion of Mr. *Kellie*, seconded by Mr. *Watt*, it was *Resolved*,—

Whereas there is a vast extent of country lying north of *Revelstoke* rich in timber and mineral resources that for want of cheap communication is practically inaccessible;

And whereas the removal of obstructions to steamboat navigation between *Revelstoke* and the mouth of *Canoe River* would give access to that vast timber and mineral region;

And whereas it has been demonstrated by a competent engineer that the obstructions to navigation at *Death Rapids* can be removed at a small expenditure;

And whereas the encroachment of the *Columbia River* on the Townsite of *Revelstoke* has destroyed and carried away a considerable portion of that townsite;

Therefore be it *Resolved*, That an humble Address be presented to His Honour the Lieutenant-Governor requesting that strong representations be made to the Dominion Government to have the obstructions to steamboat navigation removed between *Revelstoke* and *Canoe River, Big Bend*; and further, that prompt steps be taken to protect the Townsite of *Revelstoke* from the encroachments of the *Columbia River*.

Mr. *Cotton* moved, seconded by Mr. *Keith*,—

That this House do now adjourn, in order to discuss the circumstance of the Honourable President of the Council appearing in the Supreme Court as counsel against the Province.

Mr. *Martin* moved the "Previous Question," which was carried on the following division:—

YEAS :

Messieurs

<i>Punch,</i>	<i>Watt,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Kellie,</i>	<i>Davie,</i>	<i>Adams,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Anderson—19.</i>
<i>Baker,</i>	<i>Booth,</i>	<i>Martin,</i>	

NAYS :

Messieurs

<i>Semlin,</i>	<i>Sword,</i>	<i>Milne,</i>	<i>Forster,</i>
<i>Grant,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Keith—11.</i>
<i>McKenzie,</i>	<i>Cotton,</i>	<i>Brown,</i>	

The motion to adjourn was then put and decided in the negative, on the following division:—

YEAS :

Messieurs

<i>Semlin,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Forster,</i>
<i>McKenzie,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Keith—10.</i>
<i>Sword,</i>	<i>Milne,</i>		

NAYS :

Messieurs

<i>Grant,</i>	<i>Baker,</i>	<i>Booth,</i>	<i>Martin,</i>
<i>Punch,</i>	<i>Watt,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Kellie,</i>	<i>Davie,</i>	<i>Adams,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Anderson—20.</i>

Mr. *Kitchen* moved, seconded by Mr. *Sword*,—

That whereas in a copy of a Report of the Executive Council, dated the 2nd September, 1893, which report has been laid before this House and forwarded to His Excellency the Governor-General, it is stated that "the number of votes actually polled at the general election for candidates avowedly supporting the Government was equal to the number of votes polled for both opponents and independents combined;"

And whereas, counting the vote polled for each individual candidate, whether elected or not, as given in the Canadian Parliamentary Companion, the totals are as follows:—

For independent and opposition candidates . . . . .	11,403
For candidates avowedly supporting the Government . . . . .	8,177
	19,580
Making a majority of votes cast of . . . . .	3,226
While an independent was elected for Nanaimo City by acclamation with a registered vote of . . . . .	712
	3,938
Making an actual majority against Government of . . . . .	3,938

Resolved, That this House regrets the publication in an official document of the false statement above cited.

The debate was adjourned until to-morrow.

*Resolved,* That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 5:45 o'clock, p. m.

Tuesday, 6th February, 1894.

TWO O'CLOCK, P. M.

Prayers by Rev. S. Cleaver.

The following Petitions were presented and laid on the table :—

By Mr. Cotton, from Wm. Fowler and F. P. Bishop (*re* assessment of mortgages).

By Mr. Milne, from John N. Muir, for repeal of section 56 of the "Public School Act."

The Petition from Mrs. Spofford and others (*re* franchise under School Act) was read and received and *Ordered* to be printed.

Mr. Martin presented the Fourth Report from the Select Standing Committee on Private Bills and Standing Orders, as follows :—

LEGISLATIVE ASSEMBLY,  
February 6th, 1894.

MR. SPEAKER :

Your Committee on Standing Orders and Private Bills beg to report that the Standing Orders in reference to the Victoria, Vancouver and Westminster Railway have been complied with.

G. B. MARTIN,  
*Chairman.*

The Report was received.

Mr. Booth presented the Second Report from the Select Standing Committee on Railways, as follows :—

6th February, 1894.

MR. SPEAKER :

Your Committee beg leave to report the preamble of a Bill intituled "An Act to Incorporate the Delta and New Westminster Railway Company" proved, and report the Bill to the House, with amendments; also recommend to the House that the title of the Bill should be changed to "An Act to Incorporate the Delta, New Westminster and Eastern Railway Company."

J. P. BOOTH,  
*Chairman.*

The Report was received.

Mr. Martin presented the Third Report from the Select Standing Committee on Public Accounts.

The Report was received and *Ordered* to be printed.

Mr. Adams moved, seconded by Mr. Smith,—

Whereas the reduction of the import duties on rubber goods generally, agricultural implements and machinery, mining machinery, and other goods not manufactured in the Province, would be of great advantage to those engaged in the varied industries of this Province;

Therefore, be it Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor requesting that strong representations be made to the Dominion Government to have the duty on rubber goods, agricultural implements and machinery, mining machinery, and other goods not manufactured in the Province, modified.

Mr. Watt moved in amendment, seconded by Mr. Kellie,—

That all the words after "Whereas" be struck out, and the following inserted in their stead :—

"the present Dominion customs tariff bears with special severity on the consuming and industrial classes of this Province, and it would be desirable to modify the same in the direction of entire removal in certain cases, or a material reduction ;



The Honourable Colonel *Baker* presented the Annual Report on the Asylum for the Insane for the year 1893.

The Honourable Colonel *Baker* presented a Return to an Address of all hospitals receiving aid from the Legislature, showing—

1. Number of directors or trustees, and how elected or appointed.
2. Number of patients, male or female, who may be accommodated in each.
3. Number of patients treated during the year 1893; number discharged; number died; and ages of those died or discharged.
4. Number of free patients; number of paying patients.
5. Totals of income and expenditure for year 1893. Receipts to show amounts from Legislative grant; from paying patients; from subscriptions or other sources.
6. Cost of buildings erected, showing amounts contributed from private sources; amounts received from Government.
7. Number of hospitals having infectious or isolation wards or buildings.
8. Number of hospital boards sending in copies of annual reports to Government.
9. Number of hospitals inspected during the year.

The Honourable Mr. *Davie* presented the Twentieth Annual Report of the Registrar of Births, Deaths, and Marriages.

The adjourned debate on the motion of Mr. *Kitchen* moved on 5th February, as follows:—

That whereas in a copy of a Report of the Executive Council, dated the 2nd September, 1893, which report has been laid before this House and forwarded to His Excellency the Governor-General, it is stated that “the number of votes actually polled at the general election for candidates avowedly supporting the Government was equal to the number of votes polled for both opponents and independents combined:”

And whereas, counting the vote polled for each individual candidate, whether elected or not, as given in the Canadian Parliamentary Companion, the totals are as follows:—

For independent and opposition candidates . . . . .	11,403
For candidates avowedly supporting the Government . . . . .	8,177
Making a majority of votes cast of . . . . .	3,226
While an independent was elected for Nanaimo City by acclamation with a registered vote of . . . . .	712
Making an actual majority against Government of . . . . .	3,938

Resolved, That this House regrets the publication in an official document of the false statement above cited.

Mr. Speaker left the Chair at 6 o'clock, p. m.

HALF-PAST SEVEN O'CLOCK, P.M.

Debate resumed.

Mr. *Craft* moved in amendment, seconded by Mr. *Hunter*,—

To strike out in line 8 the figures “11,403,” and substitute in lieu the figures “9,752.”

In line 9, strike out the figures “8,177,” and insert in lieu thereof “10,422.”

In line 10, strike out the figures “3,226,” and insert in substitution the figures “670,” and the words “in favour of the Government.”

Strike out the remainder of the Resolution and substitute therefor the words—

“Resolved, That the statement of the said Report, that the number of votes actually polled at the general election for candidates avowedly supporting the Government was equal to the number of votes polled for both opponents and independents combined, is according to fact.”

Question proposed—"Shall the words proposed to be struck out stand part of the question?" and *Resolved* in the negative on the following division:—

## YEAS:

## Messieurs

<i>Semlin,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Forster,</i>
<i>McKenzie,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Keith—9.</i>
<i>Sword,</i>			

## NAYS:

## Messieurs

<i>Kellie,</i>	<i>Davie,</i>	<i>Booth,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Hall,</i>	<i>Rogers,</i>
<i>Watt,</i>	<i>Eberts,</i>	<i>Adams,</i>	<i>Anderson—15.</i>
<i>Baker,</i>	<i>Stoddart,</i>	<i>Pooley,</i>	

Question proposed—"Shall the words proposed to be inserted stand part of the question?" and *Resolved* in the negative.

Mr. *Watt* moved in amendment, seconded by Mr. *Hall*,—

To strike out all the words of the resolution after the word "combined" in line 5, and in lieu of the words stricken out insert:—"Be it Resolved, That in the opinion of this House such statement is according to the fact."

Question proposed,—“Shall the words proposed to be struck out stand part of the question?” and *Resolved* in the negative.

Question proposed—"Shall the words proposed to be added stand part of the question?" and *Resolved* in the affirmative on the following division:—

## YEAS:

## Messieurs

<i>Punch,</i>	<i>Baker,</i>	<i>Stoddart,</i>	<i>Pooley,</i>
<i>Kellie,</i>	<i>Davie,</i>	<i>Booth,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Hall,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Adams,</i>	<i>Anderson—17.</i>
<i>Watt,</i>			

## NAYS:

## Messieurs

<i>Semlin,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Forster,</i>
<i>McKenzie,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Keith—9.</i>
<i>Sword,</i>			

Original question, as amended, proposed and *Resolved* in the affirmative.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock on Thursday next.

Mr. *Booth* asked leave to introduce a Private Bill (No. 16) intituled "An Act to Incorporate the Victoria, Vancouver and Westminster Railway Company."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Railways.

And then the House adjourned at 10:20 o'clock, p. m.

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 Thursday, 8th February, 1894.
 

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TWO O'CLOCK, P. M.

Prayers by Rev. S. Cleaver.

The following Petitions were read and received and *Ordered* to be printed:—From *Wm. Fowler* and *F. P. Bishop* (*re* assessment of mortgages).From *John N. Muir*, for repeal of section 56 of the "Public School Act."

The following Petitions were presented and laid on the table:—

By Mr. *Croft*, from "The Brunette Saw-Mill Company, Limited Liability," for a Private Bill to perfect the incorporation of the said Company.By Mr. *Kitchen*, from the Corporation of the Township of *Chilliwack*, to validate a Loan By-Law (*re* drainage of "*Big Prairie*").By Mr. *Booth*, from *James H. Brownlee*, *G. F. Cairnie*, and *Emil S. Levi*, for a Private Bill to amend the "Mouut Tolmie Park and Cordova Bay Railway Company Act, 1893."Mr. *Croft* presented the Fourth Report from the Select Standing Committee on Public Accounts.The Report was read and received and *Ordered* to be printed.Mr. *Martin* presented the Fifth Report from the Select Standing Committee on Private Bills and Standing Orders, as follows:—LEGISLATIVE ASSEMBLY,  
February 8th, 1894.

MR. SPEAKER :

Your Committee on Private Bills and Standing Orders beg to report that the Standing Orders in reference to the following Petitions have been complied with:—

The Horsefly Hydraulic Mining Company.

The Cariboo Hydraulic Mining Company.

The Ashcroft and Cariboo Railway Company.

The Sumas Dyking Bill.

The Nanaimo, New Westminster, Vancouver Telegraph Bill.

The Petition of the McLean Bros.

The Kaslo-Slocan Railway Company.

Your Committee find that the necessary notices in reference to the Petition of the Hall Mines, Limited, have been duly inserted; but, upon being satisfied, have, on account of the uncertain mail service from Kootenay, dispensed with the production of one copy of the "Nelson Tribune," in which the notice was printed.

G. B. MARTIN,  
*Chairman.*

The Report was received and adopted.

The Honourable Colonel *Baker* presented, by command of His Honour the Lieutenant-Governor, a Return of copies of all Orders in Council authorizing the allowance of a drawback or rebate on royalties on any piles, spars, or timber, with the amount of the same allowed, and the name of the company or person to whom the rebate has been granted.The Honourable Mr. *Vernon* presented the Report of the Chief Commissioner of Lands and Works for the year ending 31st December, 1893.The Honourable Mr. *Vernon* presented a Return showing:—1. The total cost to the Province of the land recently expropriated to form part of the Government grounds at *James Bay, Victoria*.

2. The total amount of contracts let to date for the construction of the new Parliament Buildings.



3. A statement of the work to be done, not covered by contracts now let—  
 (a.) On the construction, fitting and furnishing of the new Parliament Buildings;  
 (b.) On the laying out of grounds, &c., consequent on the construction of the said buildings.

Mr. *Beaven* moved, seconded by Mr. *McKenzie*,—

Whereas on the 18th January last the Legislature was informed that the Government, acting under authority of the "Railway Aid Act, 1893," gave a Provincial guarantee of interest on the bonds of the Nakusp and Slocan Railway Company, and that in arranging the details of the agreement with the Company the alternative right of guaranteeing the bonds of the Company, both as to principal and interest, had been reserved, and the papers upon the subject would be laid before the House;

And whereas on the 31st January last the House requested that copies of all Orders in Council, and other papers in connection with the Nakusp and Slocan Railway, be placed before it;

And whereas the Legislature so far has not received any of the papers upon this important subject, but, on the contrary, the Attorney-General, when questioned as to the probability of their early reception by the House, gave from his place in the Assembly an evasive and unsatisfactory reply;

Be it therefore Resolved, That this House requires an immediate compliance with the promise given at the opening of the Session with respect to the papers upon the subject of the guarantee of the interest, or of the proposed guarantee of the interest and the principal of the bonds of the Nakusp and Slocan Railway Company, and with its Resolution of the 31st ultimo with respect to information regarding the same railway.

The motion was negatived on the following division:—

YEAS:

Messieurs

<i>Semin,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Forster,</i>
<i>McKenzie,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Keith—10.</i>
<i>Sword,</i>	<i>Milne,</i>		

NAYS:

Messieurs

<i>Punch,</i>	<i>Davie</i>	<i>Adams,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Anderson,</i>
<i>Watt,</i>	<i>Stoddart,</i>	<i>Martin,</i>	<i>Fletcher—19.</i>
<i>Baker,</i>	<i>Booth,</i>	<i>Croft,</i>	

Mr. Speaker rendered the following decision:—

The Hon. Member for Victoria City asked the Hon. Minister of Finance:—

"Is it the intention of the Government to repeal so much of the personal property tax enactment as relates to money loaned on mortgage on real estate?"

The Hon. Minister of Finance has objected to the question, claiming that Ministers are not required to answer questions involving an explanation of their intentions as to matters of taxation.

Rule 29, of our own Rules and Orders, permits the putting of questions to Ministers of the Crown relating to public affairs, and of this privilege Hon. Members have frequently availed themselves, without restriction or objection. Numerous cases may be cited from the Journals of this House—notably those of 1889, page 13; 1892, page 19; and 1893, page 35—wherein it is recorded that similar questions have been asked by Private Members and answered by Ministers of the Crown. *May*, 9th edition, pages 354-5, says that "A question may be asked concerning the intention of the Government in any matter of legislation or administration, but not as to their abstract opinions upon general questions of policy." The authority (*Todd*) quoted by the Minister of Finance is not a text-book in this House, Rule 110 of our Rules and Orders requiring that English rules shall apply in unprovided cases.

I am of opinion that, under Rule 29 and the practice and usage of this House, the question is admissible.

D. W. HIGGINS,

Speaker.

Mr. *Hall* asked leave to introduce a Bill (No. 17) intituled "An Act to further amend the 'Game Protection Act, 1892.'"

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

Mr. *Keith* asked leave to introduce a Bill (No. 18) intituled "An Act to amend the 'Coal Mines Regulation Act,' and 'Amending Act, 1890.'"

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Monday next.

Mr. *Croft* asked leave to introduce a Bill (No. 19) intituled "An Act to amend the 'Game Protection Act (1892) Amendment Act, 1893.'"

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Monday next.

On the motion of Mr. *Sword*, seconded by Mr. *Kitchen*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, praying him to lay before the House copies of all correspondence between himself and the Dominion Government regarding the motion introduced by Mr. *Punch* on 20th March, 1893, and carried on the 27th March, 1893, which motion prayed him to move the Dominion Government to increase the per capita tax on Chinese coming into this country to \$100, and also to give to this Province at least 75 per cent. of the said tax.

Mr. *Smith* asked leave to introduce a Private Bill (No. 20) intituled "An Act to consolidate and amend certain Acts relating to the British Columbia Southern Railway Company."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Railways.

Mr. *Horne* asked leave to introduce a Private Bill (No. 21) intituled "An Act relating to certain public works in the Township of Richmond."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Private Bills and Standing Orders.

Mr. *Eberts* asked leave to introduce a Private Bill (No. 22) intituled "An Act respecting the Horsefly Hydraulic Mining Company (Limited Liability)."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Private Bills and Standing Orders.

Mr. *Eberts* asked leave to introduce a Private Bill (No. 23) intituled "An Act respecting the Cariboo Hydraulic Mining Company (Limited Liability)."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Private Bills and Standing Orders.

Mr. *Watt* asked leave to introduce a Private Bill (No. 24) intituled "An Act respecting the Cariboo Railway Company, formerly called the Ashcroft and Cariboo Railway Company."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Railways.

Mr. *Eberts* asked leave to introduce a Private Bill (No. 25) intituled "An Act to Incorporate the Great Western Telegraph Company."

Leave granted.

Bill introduced and read a first time.

Ordered to be referred to the Select Standing Committee on Private Bills and Standing Orders.

Mr. *Beaven* moved, seconded by Mr. *Cotton*,—

Whereas the "Victoria Daily Times" published, on Monday the 29th day of January, 1894, a prospectus relating to the "Cranbrook Estate Company, Limited," which states that the Company has been formed for the purpose of acquiring, developing, and selling the Cranbrook Estate, containing eighteen thousand acres of land, fifteen hundred acres of which will comprise the townsite of Cranbrook, in the East Kootenay Valley, in the Province of British Columbia, and that the vendor is Lieutenant-Colonel the Honourable *James Baker*, Provincial Secretary, Minister of Mines, and Minister of Education of British Columbia, who will join the Board of Directors after allotment of the shares:

And whereas there is appended to the said prospectus a copy of a report by Mr. *A. P. Cummins*, Stipendiary Magistrate, Gold Commissioner, Government Agent, and Provincial Land Surveyor, dated from the Provincial Government office at Donald, B. C., addressed to Colonel the Hon. *James Baker*, Victoria, in which Mr. *Cummins*, amongst other things, states that he considers that a fair valuation of the Cranbrook Estate would be twelve dollars per acre all round, exclusive of the townsite, with regard to which he says: "I cannot attempt a valuation of the townsite property. I may, however, mention that lots in the mining towns of *Nelson* and *Kaslo*, which have recently sprung up in West Kootenay, have been selling at from \$500.00 to \$3,000.00 each":

And whereas it is further stated in the prospectus that the information contained as to the Cranbrook Estate, and as to other matters affecting its value, has been supplied to the directors by the vendor, and that the vendor is the Provincial Secretary, Minister of Education, and Minister of Mines of British Columbia;

Be it therefore Resolved, That this House views with disapprobation and regret the use by a Minister of the Crown of his official position in the Province, and of the official position of an agent of the Government, in order to assist in promoting in Great Britain a land speculation of this character.

Mr. *Watt* moved in amendment, seconded by Mr. *Croft*,—

To strike out all the words after "which," in the second line, and insert "was headed 'For private circulation only;'

"Therefore, be it Resolved, That this House refuses to become a party to the unprincipled conduct of those who would make a private document the vehicle of a frivolous scandal about a Minister of the Crown."

Amendment was withdrawn with leave.

Mr. Speaker left the Chair at 6 o'clock, p. m.

HALF-PAST SEVEN O'CLOCK, P. M.

Mr. *Eberts* presented a Petition from "The National Electric Tramway and Lighting Company, Limited Liability," for a Private Bill to consolidate and amend their corporate Acts.

Laid on the table.

Debate resumed.

The motion was negatived on the following division:—

YEAS:

Messieurs

*Semlin,*  
*McKenzie,*  
*Sword,*

*Kitchen,*  
*Cotton,*  
*Milne,*

*Beaven,*  
*Brown,*

*Forster,*  
*Keith—10.*

NAVS:  
Messieurs

<i>Grant,</i>	<i>Davie,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Punch,</i>	<i>Vernon,</i>	<i>Adams,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Anderson,</i>
<i>Watt,</i>	<i>Booth,</i>	<i>Martin,</i>	<i>Fletcher—21.</i>
<i>Baker,</i>			

The Honourable Colonel *Baker* presented a Return showing in detail—

(a.) All appointments made to the Provincial Health Board since July 1st, 1892.

(b.) Salaries and allowances paid to persons so appointed.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 10:10 o'clock, p. m.

## Friday, 9th February, 1894.

TWO O'CLOCK, P. M.

Prayers by Rev. *S. Cleaver*.

The following Petitions were read and received :—

From "The Brunette Saw-Mill Company, Limited Liability," for a Private Bill to perfect the incorporation of the said Company.

From the Corporation of the Township of *Challiwahack*, to validate a Loan By-Law (re drainage of "*Big Prairie*").

From *James H. Brownlee*, *G. F. Cairnie*, and *Emil S. Levi*, for a Private Bill to amend the "Mount Tolmie Park and Cordova Bay Railway Company Act, 1893."

From "The National Electric Tramway and Lighting Company, Limited Liability," for a Private Bill to consolidate and amend their corporate Acts.

The Honourable Colonel *Baker* presented, by command of His Honour the Lieutenant-Governor, copies of all correspondence between the Government of this Province and the Government of the Dominion, and Orders in Council, relative to the *Songhees Indian Reserve*, or better known as the *Indian Reserve*, situated within the corporation limits of the City of *Victoria*.

Mr. *Kellie* asked leave to introduce a Bill (No. 26) intituled "An Act for the Incorporation of Tramway, Telephone, and Telegraph Companies, West Kootenay District."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Monday next.

Mr. *McKenzie* presented the First Report from the Select Committee on the *Gouvreau Expedition*, as follows :—

9th February, 1894.

MR. SPEAKER :

Your Select Committee on the *Gouvreau Expedition* beg to report that it is considered advisable that a stenographer be employed on the Committee, to take down the evidence of witnesses, &c.

C. C. MCKENZIE,  
*Chairman.*

The Report was received and (after suspension of the Rules and Orders) adopted.

Mr. *Sword* moved, seconded by Mr. *Kitchen*,—

That the decision of the Chair given on February 5th, ruling out of order the motion "That in the opinion of this House, the incidence of the tax on mortgages is inequitable," be not sustained.

The Chair was sustained.

On the motion of Mr. *Keith*, seconded by Mr. *Forster*, it was *Resolved*,—

1. That an Order of the House be granted for a Return showing the names and addresses of all persons to whom the Commissioner and Deputy Commissioner of Labour Statistics applied for such statistics, the replies and information thus obtained.

2. A detailed statement of the expenditure incurred in connection with the working of the Bureau of Labour Statistics and Industrial Disputes Conciliation and Arbitration Act, 1893.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 27) intituled "An Act to further amend the 'Legal Professions Act.'"

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Monday next.

Mr. *Smith* moved, seconded by Mr. *Adams*,—

Whereas by the unanimous report of a Committee adopted by the House on the 20th and 27th of April, 1888, it was respectfully recommended to the Government to take into their earnest consideration the advisability of issuing a Crown grant of the land comprised in Pre-emption 1,003 to Mr. *Greer*, or take such other steps as may be proper to secure Mr. *Greer's* title to the land;

Be it therefore Resolved, That a Select Committee, consisting of Messrs. *Eberts*, *Fletcher*, *McKenzie*, *Forster*, and the mover be appointed to enquire whether the aforesaid recommendation has been carried out, and whether there is any, and if so what, reason why the same should not be carried out, and to enquire generally into the subject, with power to send for persons, books, and papers and report to this House.

Withdrawn with leave.

Mr. *Milne* asked the Honourable the Minister of Finance the following question:—

Is it the intention of the Government to repeal so much of the personal property tax enactment as relates to money loaned on mortgage on real estate?

The Honourable Mr. *Turner* replied as follows:—

"The Government does not propose making any change in the personal property tax, this Session."

Mr. *Sword* asked the Hon. the Chief Commissioner of Lands and Works the following question:—

What attention have the Government paid in giving out contracts for the new Parliament Buildings to the opinion expressed by this House on 11th April, 1893, that a clause should be inserted in all contracts awarded by the Government for the construction of public works providing that "the wages of all labourers and unskilled workmen should be not less than twenty cents per hour?"

The Honourable Mr. *Vernon* replied as follows:—

"See folio 129 of Journals for 1893.

"The Resolution as amended has no meaning, nevertheless the following clause forms a part of all Government contracts:—

"12. It is hereby expressly declared and agreed that the party of the first part shall have the right to require the part of the second part, if shall make or enter into any contract, engagement or agreement whatsoever with any other person or persons for the purpose of performing labour or furnishing materials to be used upon or in connection with the building or completion of the works hereinbefore specified, before and as a condition precedent to making any payment under this agreement to furnish from time to time, in the discretion

of the party of the first part, a pay roll or sheet shewing the wages or amount due and owing under such contract, engagement, or agreement to the person or persons aforesaid, and bearing thereon the acknowledgment of such person or persons of the payment of such wages or amount in full, which pay roll or sheet shall be in such form as may be required from time to time by the party of the first part, and shall be certified correct by the part of the second part.

“And the following is a clause in the Government Buildings contract :—

“The Contractor shall keep a pay-roll posted up on the works, with the names of all men engaged on the building appearing upon it, and he shall further furnish pay-rolls, receipted by the workmen, as well as receipts for all materials supplied, when he applies to the Architect for a certificate of payment.”

Bill (No. 9) intituled “An Act to extend the application of the ‘Marriage Act’ and the ‘Registration of Births, Deaths and Marriages Act’ to the Society called the Salvation Army,” was committed, with Mr. *Keith* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 10) intituled “An Act to amend the ‘Licences Act,’” was committed, with Mr. *Watt* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 14) intituled “An Act for the prevention of Accidents by Fire in Hotels and other Public Buildings,” was read a second time.

*Ordered* to be committed on Monday next.

Bill (No. 8) intituled “An Act to Incorporate the Delta and New Westminster Railway Company,” was read a second time.

*Ordered* to be committed on Monday next.

The Order for the Second Reading of Bill (No. 12) intituled “An Act to amend the ‘Game Protection Act (1892) Amendment Act, 1893,” was discharged.

The Second Reading of Bill (No. 13) intituled “An Act to amend the ‘Wide Tire Act, 1893,” was negatived, on the following division :—

YEAS :

Messieurs

*Semlin,*  
*McKenzie,*  
*Sword,*

*Kitchen,*  
*Cotton,*  
*Brown,*

*Forster,*  
*Keith,*

*Stoddart,*  
*Hall—10.*

NAYS :

Messieurs

*Grant,*  
*Punch,*  
*Kellie,*  
*Milne,*

*Beaven,*  
*Horne,*  
*Smith,*  
*Baker,*

*Davie,*  
*Vernon,*  
*Eberts,*  
*Booth,*

*Adams,*  
*Pooley,*  
*Martin,*  
*Croft—16.*

Bill (No. 15) intituled “An Act respecting preference of Wages and Salaries in case of Assignments for benefit of Creditors,” was read a second time.

*Ordered* to be committed on Monday next.

Mr. *Hall* moved that Bill (No. 17) intituled “An Act to further amend the ‘Game Protection Act, 1892,’” be now read a second time.

Mr. *Grant* moved in amendment, seconded by Mr. *Semlin*,—

To strike out all the words after “be” and insert “referred to a Select Committee, consisting of Messrs. *Stoddart*, *Eberts*, *Adams*, *Croft*, *Martin*, and *Hall*.”

Amendment put and carried.

Original question, as amended, put and carried.

Mr. *Horne* asked leave to introduce a Bill (No. 28) intituled "An Act to amend the 'Wide Tire Act, 1893.'"

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Monday next.

Mr. *Horne* asked leave to introduce a Private Bill (No. 29) intituled "An Act to Incorporate the Consolidated Railway and Light Company."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Private Bills and Standing Orders.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock on Monday next.

And then the House adjourned at 5:40 o'clock, p. m.

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## Monday, 12th February, 1894.

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TWO O'CLOCK, P. M.

Prayers by the Right Rev. Bishop *Cridge*.

The following Petitions were presented and laid on the table:—

By Mr. *Watt*, from *Robt. T. Ward*, opposing Private Bill *re* the Cariboo Hydraulic Mining Company.

By Mr. *Watt*, from *Robt. T. Ward*, opposing Private Bill *re* the Horsefly Hydraulic Mining Company.

Mr. *Martin* presented the Sixth Report from the Select Standing Committee on Private Bills and Standing Orders, as follows:—

LEGISLATIVE ASSEMBLY,  
February 12th, 1894.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg to report that the Standing Orders regarding the Petition of the Brunette Saw-Mill Company have not been complied with, the necessary notices only having been inserted five weeks.

Your Committee recommend the suspension of the Standing Orders, to allow the Bill to be admitted.

G. B. MARTIN,  
*Chairman.*

The Report was received and adopted.

The Standing Rules and Orders were suspended, to allow the Bill to proceed.

Mr. *Booth* presented the Third Report from the Select Standing Committee on Railways, as follows:—

MR. SPEAKER:

Your Committee on Railways beg leave to report the preamble of a Bill intituled "An Act to Incorporate the Victoria, Vancouver and Westminster Railway Company" proved, and report the Bill to the House with amendments.

J. P. BOOTH,  
*Chairman.*

The Report was received.

On the motion of Mr. *Kitchen*, seconded by Mr. *Sword*, it was *Resolved*,—

Whereas, under the present Fishery Regulations of the Province of British Columbia, the tidal limit within which net fishing for salmon may be carried on for commercial purposes on the *Fraser River* is a point across from the mouth of the *Sumas River*;

And whereas, under the proposed regulations, it is provided that the said tidal limit shall terminate at a point across the *Fraser* 100 yards below *Wannock Creek*;

And whereas the said proposed change will entail great loss and inconvenience to parties who have invested money for the purpose of catching salmon for commercial purposes between the said point and *Sumas River*;

And whereas there is no good and sufficient reason why such change should be made, and as the mouth of *Sumas River* is the real limit of tidal waters on the *Fraser River*;

Therefore, be it *Resolved*, That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to urge strongly upon the Dominion Government that section 11 of the proposed Fishery Regulations for the Province of British Columbia be amended, so that the mouth of *Sumas River* be the tidal limit in which net fishing for salmon may be carried on for commercial purposes.

*Resolved*, also, That a copy of this Resolution be forwarded to the Minister of Marine and Fisheries at *Ottawa*.

On the motion of Mr. *Kellie*, seconded by Mr. *Cotton*, it was *Resolved*,—

Whereas the population of *West Kootenay* is now very considerable and is rapidly increasing, by reason of the rapid development of its timber, mineral and agricultural resources;

And whereas there are towns at *Revelstoke*, *Nelson*, *Kaslo*, *Ainsworth*, *New Denver*, and *Nakusp* and outlying settlements and mining camps at *Illicillewaet*, *Hall's Landing*, *Lardeau*, *Thompson's Landing*, *Trout Lake City*, *Fire Valley*, *Robson*, *Trail Creek*, *Poad Mountain*, *Goat River*, *Three Forks*, *Balfour*, *Pilot Bay*, *4-Mile Creek*, and *Big Bend*;

And whereas the judicial work is already great and rapidly increasing;

Therefore be it *Resolved*, That an humble Address be presented to His Honour the Lieutenant-Governor, requesting that strong representations be made to the Dominion Government to appoint a resident County Court Judge for the District of *West Kootenay*.

On the motion of Mr. *Kellie*, seconded by Mr. *Cotton*, it was *Resolved*,—

Whereas locators of mineral claims in the 20-Mile Belt labour under great disadvantages in comparison with locators of mineral claims in other portions of the Province;

And whereas the payment of \$5 per acre on a mineral claim before a Crown grant can be acquired is a heavy burden on the prospector and miner;

And whereas the payment of \$5 per acre only applies to the 20-Mile Belt;

Therefore be it *Resolved*, That an humble Address be presented to His Honour the Lieutenant-Governor, requesting that strong representations be made to the Dominion Government requesting that this payment of \$5 per acre be cancelled within the 20-Mile Belt.

On the motion of Mr. *Martin*, seconded by Mr. *Hunter*, it was *Resolved*,—

That the Bill (No. 12) intituled "An Act to amend the 'Game Protection Act (1892) Amendment Act, 1893,'" be referred to a Select Committee consisting of Messrs. *Stoddart*, *Eberts*, *Adams*, *Croft*, *Hall*, and the mover, with instructions to report a Bill to this House amending the Game Act.

Mr. *Sword* asked the Hon. the Minister of Finance the following question:—

What is the nature of the guarantee of interest given in favour of the Nakusp and Slocan Railway Company? Is it confined to the interest that shall accrue during the period of construction?

The Honourable Mr. *Turner* replied as follows:—

"The provisions of the 'Railway Aid Act,' chap. 37, 1893, have not been departed from. The Government expects to bring down the papers in relation to the Nakusp and Slocan Railway during the present week."



Mr. *Sword* asked the Hon. the Leader of the Government the following question:—

What steps did the Government take to verify the correctness of the various sums paid by the Canadian Pacific Railway Company as 40 per cent. of the gross earnings of the Shuswap and Okanagan Railway Company, for the different periods mentioned at page 14 of the Public Accounts?

The Honourable Mr. *Davie* replied as follows:—

“No audit has yet been had, but the Government is taking steps to hold one.”

The Report on Bill (No. 2) intituled “An Act respecting Partnership,” was further considered.

Report adopted.

Bill read a third time and passed.

Bill (No. 4) intituled “An Act for the better prevention of Fraudulent or Misleading Statements by Companies and others,” was again committed, with Mr. *Sword* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Report on Bill (No. 7) intituled “An Act to amend the ‘Supreme Court Act,’” was considered.

The Honourable Mr. *Davie* moved to insert as clause (13) the following:—

“Notwithstanding anything to the contrary, it shall not be necessary for all the Judges who have heard the argument in any case in the Full Court, or in the Divisional Court, to be present in order to constitute either of the said Courts for delivery of judgment in such case, but in the absence of any Judge, from illness or any other cause, judgment may be delivered by a majority of the Judges who were present at the hearing; and in such case it shall not be necessary for all the Judges who were present at the hearing to be present at the delivery of such judgment; and any Judge who has heard the case, and is absent at the delivery of such judgment, may hand his opinion in writing to any Judge present at the delivery of judgment to be read or announced in open Court and then to be left with the Registrar of the Court.”

Carried.

The further consideration of the Report was adjourned until to-morrow.

Bill (No. 14) intituled “An Act for the prevention of Accidents by Fire in Hotels and other Public Buildings,” was committed, with Mr. *Smith* in the Chair.

The Bill was reported complete with amendments.

Report considered and adopted.

Bill read a third time and passed.

Bill (No. 27) intituled “An Act to further amend the ‘Legal Professions Act,’” was read a second time.

*Ordered* to be committed to-morrow.

Bill (No. 8) intituled “An Act to Incorporate the Delta and New Westminster Railway Company,” was committed, with Mr. *Fletcher* in the Chair.

Bill reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Honourable Mr. *Turner* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

E. DEWDNEY,

*Lieutenant-Governor.*

The Lieutenant-Governor transmits to the Legislative Assembly Estimates of sums required for the service of the Province of British Columbia for the fiscal year ending 30th June, 1895; also the Supplementary Estimates for the year ending 30th June, 1894; and in accordance with the provisions of “The British North America Act, 1867,” he recommends these Estimates to the Legislative Assembly.

*Government House,*

*12th February, 1894.*

*Ordered*, That the said Message, and the Estimates accompanying the same, be referred to the Committee of Supply on Thursday next.

Bill (No. 15) intituled "An Act respecting preference of Wages and Salaries in case of Assignments for benefit of Creditors," was committed, with Mr. *Semlin* in the Chair.

Bill reported complete without amendment.  
Report *Ordered* to be considered to-morrow.

The Order for the Second Reading of Bill (No. 19) intituled "An Act to amend the 'Game Protection Act (1892) Amendment Act, 1893,'" was discharged.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 5:15 o'clock, p. m.

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## Tuesday, 13th February, 1894.

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TWO O'CLOCK, P. M.

Mr. *Kitchen* presented a Petition from *A. H. Daniels* and other ratepayers of the Municipality of *Richmond*, opposing Private Bill for the relief of *McLean Brothers*.

Laid on the table.

The following Petitions were read and received:—

From *Robt. T. Ward*, opposing Private Bill *re* the Cariboo Hydraulic Mining Company.

From *Robt. T. Ward*, opposing Private Bill *re* the Horsefly Hydraulic Mining Company.

Mr. *Martin* presented the Seventh Report from the Select Standing Committee on Private Bills and Standing Orders, as follows:—

LEGISLATIVE ASSEMBLY,  
February 13th, 1894.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg to report that the Standing Orders in respect to the Petition of the National Electric Tramway and Lighting Company have been complied with.

Your Committee find that the Standing Orders regarding the Petition of the Municipality of *Chilliwack* have not been complied with; but your Committee recommend the suspension of the Standing Orders to admit of the introduction of the Bill, for the following reason:—

That sufficient time has not elapsed since the decision of the County Court (from which, under the Act, there is no appeal) for the necessary notices to appear in the Government Gazette and newspapers.

G. B. MARTIN,  
*Chairman.*

The Report was received.

The Standing Orders were suspended and the Report adopted.

Mr. *Croft* presented the Fifth and Sixth Reports from the Select Standing Committee on Public Accounts; also a Minority Report from the same Committee.

The several Reports were read and received and *Ordered* to be printed.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 30) intituled "An Act to amend the 'British Columbia Railway Act.'"

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 31) intituled "An Act to further amend the 'County Courts Acts.'" "

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

Mr. *Kitchen* asked leave to introduce a Bill (No. 32) intituled "An Act to amend Sections 277, 278 and 279 of the 'Municipal Act, 1892.'" "

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

On the motion of Mr. *Watt*, seconded by Mr. *Rogers*, it was *Resolved*,—

Whereas it has been the experience of other countries that the indiscriminate denudation of the land of its natural forest growth has an injurious influence on agriculture and climate, causing diminished or more irregular rainfall and the drying up of the streams, or destructive floods followed by prolonged periods of drought :

And whereas there are large areas in our Province already bare of trees, and others are becoming rapidly denuded of their natural wealth :

Therefore be it *Resolved*, That a Select Committee consisting of Messrs. *Anderson*, *Sword* and the mover, be appointed to consider the subject of Forestry as it affects our Province, and among other things to report to this House how best—

1. To prevent the devastation of our forest lands whether by fire or the axe;

2. To encourage the replanting of trees in place of those cut down for commercial or household purposes ;

3. To test, by a series of experiments, the possibility of covering portions of our arid interior with a growth of shrubs or trees, whether these are in themselves commercially valuable or not ;

4. To encourage in portions of the Province suitable therefor the cultivation of the various kinds of economically valuable hardwood trees.

Mr. *Eberts* asked leave to introduce a Private Bill (No. 33) intituled "An Act to authorize the Hall Mines, Limited, to construct Tramways and Electrical and other Works in the vicinity of Nelson."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be referred to the Select Standing Committee on Private Bills and Standing Orders.

Bill (No. 27) intituled "An Act to further amend the 'Legal Professions Act,'" was committed, with Mr. *Kellie* in the Chair.

The Committee reported the Bill complete without amendment.

Report *Ordered* to be considered to-morrow.

The Report on Bill (No. 4) intituled "An Act for the better prevention of Fraudulent or Misleading Statements by Companies and others," was considered and adopted.

Bill read a third time and passed.

Bill (No. 16) intituled "An Act to Incorporate the Victoria, Vancouver and Westminster Railway Company," was read a second time.

*Ordered* to be committed to-morrow.

The Report on Bill (No. 15) intituled "An Act respecting preference of Wages and Salaries in case of Assignments for benefit of Creditors," was considered and adopted.

Bill read a third time and passed.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock on Thursday next.

And then the House adjourned at 3:35 o'clock, p. m.

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Thursday, 15th February, 1894.

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TWO O'CLOCK, P. M.

Prayers by the Rev. *G. C. King*.

Mr. *Kitchen* presented a Petition from *B. W. Garratt, H. P. P. Crease, J. Wilson*, and others, on behalf of the ratepayers of *Richmond Municipality* (opposing Private Bill for the relief of *McLean Brothers*).

Read and received.

The Petition from *A. H. Daniels* and other ratepayers of the Municipality of *Richmond*, opposing Private Bill for the relief of *McLean Brothers*, was read and received.

Mr. *Martin* presented the Eighth Report from the Select Standing Committee on Private Bills and Standing Orders, as follows:—

LEGISLATIVE ASSEMBLY,  
February 15th, 1894.

MR. SPEAKER :

Your Committee on Private Bills and Standing Orders beg to report that they have considered a Bill to "Incorporate the Great Western Telegraph Company," and submit the same without amendment.

The Report was received.

GEO. B. MARTIN,  
*Chairman.*

Mr. *Booth* presented the Fourth Report from the Select Standing Committee on Railways, as follows:—

15th February, 1894.

MR. SPEAKER :

Your Select Standing Committee on Railways beg leave to report the preamble of a Bill (No. 20) intituled "An Act to consolidate and amend certain Acts relating to the British Columbia Southern Railway Company" proved, and report the Bill to the House with amendments.

The Report was received.

J. P. BOOTH,  
*Chairman.*

The Honourable Colonel *Baker* presented a Return of copies of all correspondence between himself and the Dominion Government regarding the motion introduced by Mr. *Punch* on 20th March, 1893, and carried on the 27th March, 1893, which motion prayed him to move the Dominion Government to increase the per capita tax on Chinese coming into this country to \$100, and also to give to this Province at least 75 per cent. of the said tax.

Mr. *Eberts* asked leave to introduce a Private Bill (No. 35) intituled "An Act to authorize certain Dyking and Drainage Works in the District of New Westminster."

Leave granted.

Bill introduced and read a first time.

Referred to the Select Standing Committee on Private Bills and Standing Orders.

Mr. *Hunter* asked leave to introduce a Private Bill (No. 36) intituled "An Act to alter the gauge of the Kaslo-Slocan Railway."

Leave granted.

Bill introduced and read a first time.

Referred to the Select Standing Committee on Railways.

Mr. *Anderson* asked leave to introduce a Private Bill (No. 37) intituled "An Act respecting the Victoria Electric Railway and Lighting Company, Limited."

Leave granted.

Bill introduced and read a first time.

Referred to the Select Standing Committee on Private Bills and Standing Orders.

The House proceeded to the Orders of the Day.

Upon the Order of the Day being read for the House to resolve itself into a Committee of Supply,

The Honourable Mr. *Turner* moved, seconded by the Honourable Mr. *Pooley*,—

“That Mr. Speaker do now leave the Chair.”

A debate arose, which was adjourned until to-morrow.

Mr. *Kitchen* asked leave to introduce a Private Bill (No. 38) intituled “An Act relating to certain Public Works in the Corporation of the Township of Chilliwack.”

Leave granted.

Bill introduced and read a first time.

Referred to the Select Standing Committee on Private Bills and Standing Orders.

Mr. *Horne* asked leave to introduce a Private Bill (No. 39) intituled “An Act respecting the Incorporation of the Brunette Saw-Mill Company, Limited Liability.”

Leave granted.

Bill introduced and read a first time.

Referred to the Select Standing Committee on Private Bills and Standing Orders.

The Honourable Mr. *Vernon* asked leave to introduce a Bill (No. 34) intituled “An Act to authorize the issue of a Crown Grant of certain lands in the District of Kootenay, being the site of the Town of Three Forks.”

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time to-morrow.

The Honourable Colonel *Baker* presented the returns of the Official Administrators, to 31st December, 1893.

The Honourable Mr. *Davis* presented a Return of the reports made by *J. Peirson* while acting as travelling Government Auditor, and of all correspondence in relation thereto.

Also, a Return showing the amount, if any, of Land Registry fees due and unpaid at the present time, the names of those in arrears, with the respective amounts, and the years in which such arrears accrued.

The Honourable Mr. *Davis* presented, by command of His Honour the Lieutenant-Governor, the Annual Report of the Superintendent of Police, respecting the Prisons of British Columbia.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 5:59 o'clock, p. m.

Friday, 16th February, 1894.

TWO O'CLOCK, P. M.

Prayers by the Rev. *G. C. King*.

Mr. *Kitchen* presented a Petition from *Albert Nicholson* and others, ratepayers of *Sumas* (opposing “*Sumas Dyking Bill*”).

Laid on the table.

Pursuant to Order, the adjourned debate on the motion of the Honourable Mr. *Turner*, seconded by the Honourable Mr. *Pooley*,—“That Mr. Speaker do now leave the Chair,” for the House to resolve itself into a Committee of Supply, was resumed.

The debate was further adjourned to Monday next.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 40) intituled "An Act for the Redistribution of British Columbia into Electoral Districts, and for amending the law applicable to Elections to the Legislative Assembly, and for other purposes in furtherance of or consequent on the aforesaid objects."

Leave granted.

Bill introduced and read a first time.

The Honourable Mr. *Davie* moved that the Bill be read a second time on Monday next.

Mr. *Beaven* moved in amendment, seconded by Mr. *Semlin*,—

To strike out the words "Monday next," and insert "Monday, the 26th February, 1894."

Amendment put and negatived on the following division :—

YEAS :

Messieurs

*Semlin,*  
*Grant,*  
*McKenzie,*

*Sword,*  
*Kitchen,*  
*Cotton,*

*Milne,*  
*Beaven,*  
*Brown,*

*Forster,*  
*Keith—11.*

NAYS :

Messieurs

*Kellie,*  
*Horne,*  
*Smith,*  
*Watt,*  
*Baker,*

*Davie,*  
*Vernon,*  
*Eberts,*  
*Stoddart,*  
*Booth,*

*Hall,*  
*Adams,*  
*Pooley,*  
*Turner,*  
*Martin,*

*Croft,*  
*Hunter,*  
*Rogers,*  
*Anderson,*  
*Fletcher—20.*

Original motion put and carried.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock on Monday next.

And then the House adjourned at 5:20 o'clock, p. m.

## Monday, 19th February, 1894.

TWO O'CLOCK, P. M.

Prayers by the Rev. *E. Robson*.

The Petition from *Albert Nicholson* and others, ratepayers of *Sumas* (opposing "Sumas Dyking Bill"), was read and received.

The following Petitions were presented and received :—

By Mr. *Cotton*, from the Corporation of the City of *Vancouver*, opposing Private Bill to incorporate the Consolidated Railway and Light Company.

By Mr. *Kitchen*, from *Horatio Webb* and many others, owners and leaseholders of property in *Chilliwack*, opposing Private Bill relating to the dyking of the *Sumas River*.

Mr. *Booth* presented the Fifth Report from the Select Standing Committee on Railways, as follows :—

19th February, 1894.

MR. SPEAKER :

Your Committee on Railways beg leave to report the preamble of a Bill (No. 24) intituled "An Act respecting the Cariboo Railway Company, formerly called the Ashcroft and Cariboo Railway Company," proved, and report the Bill to the House with amendments.

J. P. BOOTH,  
*Chairman.*

The Report was received.

Pursuant to Order, the adjourned debate on the motion of the Honourable Mr. *Turner*, seconded by the Honourable Mr. *Pooley*,—"That Mr. Speaker do now leave the Chair," for the House to resolve itself into a Committee of Supply, was resumed.

The debate was further adjourned until to-morrow.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

The Honourable Colonel *Baker* presented a Return showing the corrected census reports from the Dominion Government of the population of British Columbia; showing the number of whites, Chinese and Indians on the *Mainland*; also the number of whites, Chinese and Indians on *Vancouver Island*.

The Order for the Second Reading of Bill (No. 26) intituled "An Act respecting the Incorporation of Tramway, Telephone and Telegraph Companies in West Kootenay District," was discharged.

And then the House adjourned at 5:55 o'clock, p. m.

## Tuesday, 20th February, 1894.

TWO O'CLOCK, P. M.

Prayers by the Rev. *E. Robson*.

Mr. *Martin* presented the Ninth Report from the Select Standing Committee on Private Bills and Standing Orders, as follows:—

LEGISLATIVE ASSEMBLY,  
February 20th, 1894.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg to report that they have considered a Bill for "An Act to Incorporate the Consolidated Railway and Light Company," and find the preamble proved, and submit the Bill with amendment.

G. B. MARTIN,  
*Chairman.*

The Report was received.

Pursuant to Order, the adjourned debate on the motion of the Honourable Mr. *Turner*, seconded by the Honourable Mr. *Pooley*,—"That Mr. Speaker do now leave the Chair," for the House to resolve itself into a Committee of Supply, was resumed.

Mr. *Kitchen* moved in amendment, seconded by Mr. *Forster*,—

To strike out all the words of the Resolution after the word "That," and substitute:—

"whereas the authorized expenditure out of the Consolidated Revenue Fund for the present fiscal year 1893-94, under 56 Vict., chap. 44, and the additional sums now asked for the service of that year, amount in the aggregate to over \$1,465,000; and

"Whereas the revenue for the same fiscal year, as estimated by the Finance Minister, is \$1,058,691.45, leaving a balance of over \$406,000 which was to be met by money raised from the sale of Inscribed B. C. Stock, under the provisions of the 'Loan Act, 1891;' and

"Whereas, on the 31st December, 1893, there remained in the Bank of British Columbia, on special deposit, the sum of \$50,000, derived from the sale of said Inscribed Stock; and in the Treasury the sum of \$5,343 76 in cash, against which there was an overdraft on current account at the bank of \$53,771.38; and

"Whereas in January, 1894, the Dominion Government paid the Province the half-yearly subsidies under the Terms of Union, amounting to \$122,464.73, which sum was paid into the bank on current account, and consequently paid the overdraft; and

"Whereas the balance in the bank, as per Treasury accounts on 12th February, 1894, was only \$10,632.67, and the cash in the Treasury at the same date \$3,058.19; and

"Whereas it appears from such information as is obtainable by the House upon this subject that the expenditure during the first six months of the present fiscal year has been abnormally and excessively large, and the receipts for the same period unusually small, thus indicating a much larger deficit at the end of the present fiscal year than usual, and no effort made on the part of the Government to meet it; and

“Whereas it has been disclosed to the House that the Executive Council have during the recess abused the power conferred by the ‘Revenue Act,’ and have used Orders in Council and Special Warrants to largely increase the annual appropriations made by the Legislature, thus ignoring the right of this House in the granting of Supply; and

“Whereas the Balance Sheet of the Province to 30th June, 1893, shows an increase of liabilities over assets in one year of \$661,109.96, irrespective of the consideration that some of the assets therein mentioned will never be realizable as such, whilst obligations incurred by the Province cannot be mentioned therein as liabilities, as they do not appear as such in the books of the Treasury Department at that date, notably the obligation incurred under the ‘Parliament Buildings Construction Act, 1893,’ which has been entered into since the date of the said balance sheet, and liabilities the Province may be called upon to meet at any time under the ‘Railway Aid Act’ and other Statutes; and

“Whereas the balance, viz., \$81,464.95, of the subsidy received from the Dominion Government under the ‘Shuswap Railway Guarantee Act,’ and the cash deposit of \$118,400 received from the Nakusp and Slocan Railway Company in anticipation or in lieu of the Dominion subsidy of \$3,200 per mile, together with the sum of \$49,504.99 at the credit of the Intestate Estates Fund, and the sum of \$27,841.72 at the credit of the Suitors’ Fund, making a total of special and trust funds amounting to \$277,211.66 had all been paid into the current account at the Bank, and were, therefore, almost entirely expended at 31st December, 1893, in paying for the general purposes of the Province;

“This House is, therefore, of opinion that in view of the disclosures made in the reports presented by the Standing Committee on Public Accounts as to the financial condition of the Province, the members of the Government have forfeited all claim to the further confidence of this House, and that it would be highly improper that they should continue to have the management of public affairs; and that only votes on account should be passed this session, sufficient to protect the credit of the Province and meet the ordinary expenses of Government, and that the duty of finally deciding upon these estimates should be reserved for a new House of Assembly; and this House is further of opinion that, in view of the present position of affairs, no important legislation should be undertaken this session with the exception of amending the Constitution and Election Acts in such a manner as will secure a proper representation of the people in this Assembly, and that as soon as possible after His Honour the Lieutenant-Governor is pleased to assent to such legislation as may be found to be imperatively necessary, this Assembly should be dissolved and a new House elected to deal with the important interests of the Province which require attention.”

On motion, the debate was adjourned to the next sitting of the House.

*Resolved*, That the House, at its rising, do stand adjourned until two o’clock to-morrow.

And then the House adjourned at 5:50 o’clock, p. m.

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Wednesday, 21st February, 1894.

TWO O’CLOCK, P. M.

Prayers by the Rev. *E. Robson*.

Mr. *Martin* presented the Tenth Report from the Select Standing Committee on Private Bills and Standing Orders, as follows:—

LEGISLATIVE ASSEMBLY,  
February 21st, 1894.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg to report that they have considered—

An Act to authorize the Hall Mines, Limited, to construct Tramways and Electrical and other Works in the vicinity of Nelson;



An Act respecting the Victoria Electric Railway and Lighting Company (Limited);  
 An Act respecting the Incorporation of the Brunette Saw-Mill Company (Limited Liability);

and find the preambles proved, and submit the Bills with amendments.

Also, An Act relating to certain Public Works in the Corporation of the Township of Chilliwack," and submit the same without amendment.

G. B. MARTIN,  
*Chairman.*

The Report was received.

Mr. Booth presented the Sixth Report from the Select Standing Committee on Railways, as follows :—

21st February, 1894.

MR. SPEAKER :

Your Committee on Railways beg leave to report the preamble proved of a Bill (No. 36) intituled "An Act to alter the gauge of the Kaslo-Slocan Railway," and beg leave to report the Bill to the House with amendments.

J. P. BOOTH,  
*Chairman.*

The Report was received.

Pursuant to Order, the adjourned debate on the motion of the Honourable Mr. Turner, seconded by the Honourable Mr. Pooley,—“That Mr. Speaker do now leave the Chair,” for the House to resolve itself into a Committee of Supply, and the amendment thereto moved by Mr. Kitchen, seconded by Mr. Forster, on 20th instant, was resumed.

Question proposed—“Shall the words proposed to be struck out stand part of the question?” and Resolved in the affirmative on the following division :—

YEAS :

Messieurs

<i>Grant,</i>	<i>Baker,</i>	<i>Booth,</i>	<i>Martin,</i>
<i>Punch,</i>	<i>Davie,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Kellie,</i>	<i>Vernon,</i>	<i>Adams,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Anderson—21.</i>
<i>Watt,</i>			

NAYS :

Messieurs

<i>Semlin,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Forster,</i>
<i>McKenzie,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Keith—10.</i>
<i>Sword,</i>	<i>Milne,</i>		

Debate on original question resumed.

The debate was further adjourned until to-morrow.

Resolved, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 5:50 o'clock, p. m.