

JOURNALS  
OF THE  
LEGISLATIVE ASSEMBLY  
OF THE PROVINCE OF  
BRITISH COLUMBIA.

SESSION, 1891.

Thursday, 15th January, 1891.

THREE O'CLOCK, P. M.

This being the first day of the first meeting of the Sixth Parliament or Legislative Assembly of the Province of British Columbia, for the dispatch of business, pursuant to a Proclamation of His Honour the Honourable Hugh Nelson, Lieutenant-Governor of the Province, dated the Twentieth day of December, 1890, the Members having been sworn took their seats.

His Honour the Lieutenant Governor having entered the House, took his seat on the Throne.

The Honourable Mr. *Robson*, Provincial Secretary, said—

*Gentlemen of the Legislative Assembly:*

I am commanded by His Honour the Lieutenant-Governor to announce that His Honour does not see fit to declare the causes of his summoning you at this time, and will not do so until you have chosen a Speaker to preside over your Honourable Body. His Honour hopes to be enabled to declare, during the afternoon, his reasons for calling you together.

His Honour was then pleased to retire.

Mr. *Eberts*, addressing himself to the Clerk (who, standing up, pointed to him, and then sat down), proposed to the House for their Speaker *David Williams Higgins*, Esquire, Member representing *Esquimalt District*, which motion was seconded by Mr. *Semlin*.

And the Clerk having declared the Hon. *David Williams Higgins*, Esquire, duly elected, he was taken out of his place by the Mover and Seconder, and conducted to the Chair, where, standing on the upper step, he expressed his grateful thanks to the House for the great honour they had been pleased to confer upon him by choosing him to be their Speaker.

And thereupon he sat down in the Chair, and the Mace was laid upon the table.

His Honour the Lieutenant-Governor again entered the House, and taking his seat on the Throne, the Speaker elect then spoke to the following effect:—

MAY IT PLEASE YOUR HONOUR:

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

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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 Assembly, whose servant I am, and who, through me, the better to enable them to discharge their duty to their Queen and country, humbly claim all their undoubted rights and privileges, especially that they may have freedom of speech in their debates, access to Your Honour's person at all seasonable times, and that their proceedings may receive from Your Honour the most favourable interpretation.

The Honourable Mr. *Robson* then said—

MR. SPEAKER :

I am commanded by His Honour the Lieutenant-Governor to declare to you that he freely confides in the duty and attachment of the House of Assembly to Her 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 Assembly shall have ready access to His Honour 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 Honour the Lieutenant-Governor was then pleased to open the Session by the following gracious Speech :—

*Mr. Speaker and Gentlemen of the Legislative Assembly :*

It is with more than ordinary satisfaction that I now proceed to open the first Session of the sixth term of the Provincial Legislature.

Although all our expectations may not have been fully realized, yet the past year has been one of general prosperity, and the outlook for the future is increasingly hopeful.

In the principal sources of revenue there has been substantial improvement. Last year's receipts very largely exceeded the estimate, while the receipts during the current fiscal year indicate a still more gratifying result.

The staple industries of the Province show a healthy expansion. The output of our coal mines largely exceeded that of any previous year.

The result of the land surveys authorized last Session has, so far, proved satisfactory, several extensive areas suitable for settlement having been already located. You will be asked to make provision for more extended operations.

The Columbia and Kootenay Railway promises to be ready for traffic with the coming Spring, while the Shuswap and Okanagan Railway is being pushed forward with vigour.

In anticipation of legislation upon the subject, my Ministers withdrew agricultural lands from private sale. You will be invited to consider what measures will be best calculated to discourage speculation in agricultural lands and ensure their being available for actual settlement at the Government price.

A scheme will be submitted to you, having for its object the conversion of the public debt upon terms highly advantageous to the Province.

A Commission, comprised of gentlemen possessing extensive practical acquaintance with the subject, has been intrusted with the work of revising the mining laws and preparing such amendments as shall meet the changing needs of this important industry. The result of their labours will be laid before you at an early date, in order that you may enact such legislation as shall be calculated to promote the development of our great mineral wealth.

You will be asked to consider a measure to secure compensation for personal injuries suffered by workmen in certain cases.

Bills will also be introduced for the purpose of amending the Railway Aid Act, the Assessment Act, and the Acts regulating the sale of intoxicating liquors.

The public accounts will be laid before you and the estimates of revenue and expenditure will be presented at an early stage of the Session.

I now leave you to your deliberations, with confidence that your labours will be conducive to the best interests of the Province, and may the Supreme Ruler direct your efforts.

His Honour the Lieutenant-Governor was then pleased to retire.

Prayers by the Lord Bishop of British Columbia.

Mr. Speaker reported that, to prevent mistakes, he had obtained a copy of His Honour's Speech.

*Ordered*, That the Votes and Proceedings of this House be printed, being first perused by Mr. Speaker, and that he do appoint the printing thereof, and that no person but such as he shall appoint do presume to print the same.

*Ordered*, That the Select Standing Committees of this House, for the present Session, be appointed for the following purposes:—

1. On Standing Orders and Private Bills;
2. On Public Accounts;
3. On Printing;
4. On Railways;
5. On Mining;

which said Committees shall severally be empowered to examine and enquire into all such matters and things as shall be referred to them by the House, and to report from time to time their observations and opinions thereon, with power to send for papers, persons, and records.

*Resolved*, That if it shall appear that any person hath been elected or returned a Member of this House, or endeavoured so to be, by bribery or other corrupt practices, this House will proceed with the utmost severity against all such persons as shall have been wilfully concerned in such bribery or other corrupt practices.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 1) intituled "An Act for expediting the decision of Constitutional and other Provincial Questions."

*Ordered*, That leave be granted.

Bill introduced and read a first time.

*Ordered*, That the Bill be read a second time on Tuesday next.

On the motion of the Honourable Mr. *Robson*, seconded by the Honourable Mr. *Davie*,—

*Resolved*, That the Speech of His Honour the Lieutenant-Governor be taken into consideration on Tuesday next.

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

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

Tuesday, 20th January, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. *A. Beanlands*.

The House proceeded to the Orders of the Day.

Pursuant to Order, the House proceeded to take into consideration the Speech of His Honour the Lieutenant-Governor.

Mr. *J. Hunter* moved, seconded by Mr. *D. A. Stoddart*,—

1. That an humble address be presented to His Honour the Lieutenant-Governor, thanking him for his gracious Speech at the opening of this the First Session of the sixth term of the Provincial Legislature.

2. That we are sensible that although all our expectations may not have been fully realized, yet the past year has been one of general prosperity, and that the outlook for the future is increasingly hopeful.

3. That we are pleased to be informed that there has been a substantial improvement in the sources of revenue, and that the receipts during the past fiscal year very largely exceeded the estimate, and we are also pleased to be informed that the receipts during the current fiscal year indicate even a still more gratifying result.

4. That it is extremely gratifying to hear that the staple industries of the Province show a healthy expansion, and that the output of our coal mines largely exceeded that of any previous year.

5. That we note with gratification the satisfactory result of the land surveys authorized last Session; several extensive areas suitable for settlement having been already located. We observe that we will be asked to make provision for more extended operations in this direction.

6. That we observe with interest that the Columbia and Kootenay Railway promises to be ready for traffic with the coming Spring, and that the Shuswap and Okanagan Railway is being pushed forward with vigour.

7. That we appreciate the action of His Honour's Ministers in withdrawing agricultural lands from private sale in anticipation of legislation upon the subject; and we are glad to learn that we will be invited to consider what measures will be best calculated to discourage speculation in agricultural lands and to ensure their being available for actual settlement at the Government price.

8. That it is gratifying to learn that a scheme will be submitted to us having for its object the conversion of the public debt upon terms highly advantageous to the Province.

9. That we remark with pleasure that a Commission, composed of gentlemen possessing extensive practical acquaintance with the subject, has been intrusted with the work of revising the mining laws and preparing such amendments as shall meet the needs of this important industry. And we accept with satisfaction the assurance that the result of their labours will be laid before us at an early date, in order that we may enact such legislation as may be calculated to promote the development of our great mineral wealth.

10. That we note that we shall be asked to consider a measure to secure compensation for personal injuries suffered by workmen in certain cases, and that Bills will also be introduced for the purpose of amending the Railway Aid Act, the Assessment Act, and the Acts regulating the sale of intoxicating liquors.

11. That we thank His Honour for the assurance that the public accounts will be laid before us, and that the estimates of revenue and expenditure will be presented at an early stage of the Session.

12. That we are grateful for the assurance of His Honour's confidence that our labours will be conducive to the best interests of the Province, and, with him, we trust that the Supreme Ruler may direct our efforts.

A debate arose, which, on the motion of Mr. *Grant*, was adjourned until to-morrow.

The Certificates of the Registrar of the Supreme Court of the Election of the Members at the general election, and of the Election of *Colin Buchanan Sword*, a Member for *Westminster District*, to fill the vacancy caused by the resignation of the Hon. *John Robson*, were laid on the table and *Ordered* to be appended to the Journals of the House.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 2) intituled "An Act to prevent the spread of Contagious Diseases among horses and other domestic animals."

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. 3) intituled "An Act to secure compensation for personal injuries suffered by Workmen in certain cases."

Leave granted.

Bill introduced and read a first time.

*Ordered* to be read a second time 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.

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Wednesday, 21st January, 1891.

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TWO O'CLOCK, P. M.

Prayers by the Rev. *A. Beanlands*.

Pursuant to Order, the adjourned debate on the Address in reply to the Speech of His Honour the Lieutenant-Governor, was resumed.

*Mr. Milne* moved in amendment, seconded by *Mr. McKenzie*,—

To strike out all the words after the word "Legislature," on the 3rd line, down to and including the word "efforts," on the 39th line, and substitute the following:—"and respectfully informing His Honour that we consider that Your Honour's Ministers acted in a manner highly prejudicial to the Province, by advising Your Honour to submit and recommend to the Legislature a proposition to grant to a Railway Corporation the right to exact and collect a percentage on the gold and silver extracted from ores found upon lands granted by the Crown to the company in aid of the Railway."

A debate arose, and the same was adjourned, on motion of *Mr. Grant*, until to-morrow.

The Honourable *Mr. Turner* presented, by command of His Honour the Lieutenant-Governor, the Public Accounts for the Fiscal Year ended 30th June, 1890.

*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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Thursday, 22nd January, 1891.

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TWO O'CLOCK, P. M.

Prayers by the Rev. *A. Beanlands*.

Pursuant to Order, the adjourned debate on the amendment moved by *Mr. Milne*, on 21st instant, to the Address in reply to the Speech of His Honour the Lieutenant-Governor, was resumed.

Leave to withdraw the Amendment was refused by the House.

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>Sword,</i>	<i>Brown,</i>	<i>Stoddart,</i>	<i>Croft</i>
<i>Kitchen,</i>	<i>Forster,</i>	<i>Booth,</i>	<i>Hunter,</i>
<i>Cotton,</i>	<i>Keith,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Kellie,</i>	<i>Robson,</i>	<i>Turner,</i>	<i>Anderson,</i>
<i>Horne,</i>	<i>Davie,</i>	<i>Martin,</i>	<i>Fletcher—22.</i>
<i>Smith,</i>	<i>Eberts,</i>		

NAYS :

Messieurs

<i>Semlin,</i>	<i>McKenzie,</i>	<i>Milne,</i>	<i>Beaven—5.</i>
<i>Grant,</i>			

Original Resolution proposed and agreed to.

The said Address was read a second time, clause by clause, and agreed to.

Read a third time, taken as read, and agreed to.

On the motion of the Honourable Mr. *Robson*, seconded by the Honourable Mr. *Davie*, it was *Resolved*,—

That the Resolution to present an Address to His Honour the Lieutenant-Governor, thanking His Honour for his gracious Speech, be referred to a Select Committee, composed as follows :—

The Honourable the Provincial Secretary, the Honourable the President of the Executive Council, the Honourable the Attorney-General, the Honourable the Minister of Finance, and Messrs. *Hunter* and *Stoddart*.

The Honourable Mr. *Robson*, from the Select Committee, reported an Address, which read as follows :—

*To the Honourable HUGH NELSON, Lieutenant-Governor of the Province of British Columbia:*

We, Her Majesty's dutiful and loyal subjects, the Legislative Assembly of the Province of British Columbia, in Parliament assembled, humbly thank Your Honour for your gracious Speech at the opening of this, the First Session of the sixth term of the Provincial Legislature.

We are sensible that although all our expectations may not have been fully realized, yet the past year has been one of general prosperity, and that the outlook for the future is increasingly hopeful.

We are pleased to be informed that there has been a substantial improvement in the sources of revenue, and that the receipts during the past fiscal year very largely exceeded the estimate, and we are also pleased to be informed that the receipts during the current fiscal year indicate even a still more gratifying result.

It is extremely gratifying to hear that the staple industries of the Province show a healthy expansion, and that the output of our coal mines largely exceeded that of any previous year.

We note with gratification the satisfactory result of the land surveys authorized last Session; several extensive areas suitable for settlement having been already located. We observe that we will be asked to make provision for more extended operations in this direction.

We observe with interest that the Columbia and Kootenay Railway promises to be ready for traffic with the coming Spring, and that the Shuswap and Okanagan Railway is being pushed forward with vigour.

We appreciate the action of Your Honour's Ministers in withdrawing agricultural lands from private sale in anticipation of legislation upon the subject; and we are glad to learn that we will be invited to consider what measures will be best calculated to discourage speculation in agricultural lands and to ensure their being available for actual settlement at the Government price.

It is gratifying to learn that a scheme will be submitted to us having for its object the conversion of the public debt upon terms highly advantageous to the Province.

We remark with pleasure that a Commission, composed of gentlemen possessing extensive practical acquaintance with the subject, has been intrusted with the work of revising the mining laws and preparing such amendments as shall meet the needs of this important industry. And we accept with satisfaction the assurance that the result of their labours will be laid before us at an early date, in order that we may enact such legislation as may be calculated to promote the development of our great mineral wealth.

We note that we shall be asked to consider a measure to secure compensation for personal injuries suffered by workmen in certain cases, and that Bills will also be introduced for the purpose of amending the Railway Aid Act, the Assessment Act, and the Acts regulating the sale of intoxicating liquors.

We thank Your Honour for the assurance that the public accounts will be laid before us, and that the estimates of revenue and expenditure will be presented at an early stage of the Session.

We are grateful for the assurance of Your Honour's confidence that our labours will be conducive to the best interests of the Province, and, with you, we trust that the Supreme Ruler may direct our efforts.

The said Address was read a first time, taken as read, and agreed to.

Read a second time, taken as read, and agreed to.

Read a third time and agreed to.

*Ordered*, That the Address in reply to the Speech be presented to His Honour the Lieutenant-Governor by such Members as are of the Executive Council.

On the motion of the Honourable Mr. *Robson*, seconded by the Honourable Mr. *Davie*, it was *Resolved*,—

That the Resolution of this House passed on the 2nd February, 1887, appointing a Select Committee of fifteen, eight of whom should constitute a quorum, as a Standing Committee on Railways, be amended by increasing the number of members to serve on such Committee to eighteen, and the quorum to ten.

On the motion of the Honourable Mr. *Robson*, seconded by the Honourable Mr. *Davie*, it was *Resolved*,—

That the Resolution of this House which was passed on the 15th February, 1888, appointing seven members as a Select Standing Committee on Mining, to whom should be referred all matters relating to mines, be amended by increasing the number of members to serve upon such Committee to nine, and the quorum thereof to five.

On the motion of the Honourable Mr. *Robson*, seconded by the Honourable Mr. *Pooley*, it was *Resolved*,—

That the Select Committee on Standing Orders and Private Bills be increased to seven members, and the quorum thereof to be four.

Messrs. *Martin*, *Croft*, *Eberts*, *Kellie*, *Hall*, *Semlin*, and *Keith*, were nominated to form the Select Standing Committee on Private Bills and Standing Orders.

Messrs. *Martin*, *Hunter*, *Hall*, *Grant* and *Cotton*, were nominated to form the Select Standing Committee on Public Accounts.

Messrs. *Anderson*, *Fletcher*, *Punch*, *Milne*, and *McKenzie*, were nominated to form the Select Standing Committee on Printing.

On the motion of Mr. *Beaven*, seconded by Mr. *Semlin*, it was *Resolved*,—

That an Order of the House be granted for a return showing all sums of money received and applied to the public uses of the Province under the "Election Regulation Amendment Act, 1890;" stating the date upon which the money was received; the name of the person on whose account it was paid to the Returning Officer; the manner in which it has been applied; and all correspondence respecting the same or relating to deposits made with Returning Officers under the above Act.

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

That an Order of the House be granted for a return showing the number of votes polled in each Electoral District of the Province at the general election in June, 1890.

Mr. *Brown* asked leave to introduce a Bill (No. 4) intituled "An Act for the benefit of Mechanics and Labourers."

Leave granted.

Bill introduced and read a first time.

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

On the motion of Mr. *Beaven*, seconded by Mr. *Milne*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be placed before the House copies of all Orders in Council or other documents relating to the application or appointment of any officers or servants under the "Reformatory Act, 1890;" also copies of all rules and regulations and warrants made or repealed under the authority of the above Statute.

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

That this House is of opinion that the Committee on Standing Orders and Private Bills, and the Committee on Railways, should see that all Private Bills granting franchises or rights contain sections providing against the employment of Chinese on any work to be undertaken in pursuance of the Bill.

A point of order having arisen, the debate was adjourned until 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 5:40 o'clock, p. m.

Friday, 23rd January, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Kingham*.

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

That this House is of opinion that the principle of eight hours constituting a day's labour should be adopted in carrying on Provincial public works, and that a clause should be inserted in all contracts for such, to the effect that the hours making up a day's work of the workmen and labourers to be employed under it shall not be more than eight, and a penalty for the violation of such provision by the contractor or sub-contractor should be included.

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

To strike out all the words after the first word "be," on the second line, and insert—"referred to a Select Committee of the House, with power to call for persons, books, and papers, and report to the House."

Mr. *Brown* moved in amendment to the amendment, seconded by Mr. *Kitchen*,—

To strike out all the words from and including "referred," and substituting—"gradually introduced on Provincial public works and, as a step in that direction, recommends that nine hours constitute a day's labour in future on such works."

A point of order having arisen, the debate was adjourned until Monday next.

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

That a Committee, consisting of Messrs. *Brown*, *Horne*, *Cotton*, *Beaven*, *Grant*, and the mover, be appointed to prepare and introduce to this House an Act to amend and consolidate the "Municipal Act, 1889," and the "Municipal Act Amendment Act, 1890."

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be sent down to this House copies of all correspondence, not already printed, that has taken place between the Government of British Columbia and the Esquimalt and Nanaimo Railway Company, during the period intervening between the 19th day of December, A. D. 1883, and the 19th day of December, A. D. 1887. Also, copies of all correspondence, not already printed, during the same period between the Government of British Columbia and the Government of the Dominion of Canada, respecting or affecting the lands now included in the grant to the Esquimalt and Nanaimo Railway Company.

Motion withdrawn with leave.

On the motion of Mr. *Stoddart*, seconded by Mr. *Eberts*, it was *Resolved*,—

That a Select Committee be appointed to prepare and present to this House a Bill dealing with the whole matter of branding cattle and the registration of such brands. Said Committee to consist of the following members, viz.: Messrs. *Vernon*, *Semlin*, *Martin*, *Rogers*, *Smith*, and the mover.

The Honourable Mr. *Robson* presented the List of Voters of the several Electoral Districts in British Columbia in force on the 30th day of April, 1890.

On the motion of Mr. *McKenzie*, seconded by Mr. *Semlin*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant Governor, requesting him to cause to be sent down to this House a Return showing the reserves, including school, naval or military, Indian, and other reserves for public purposes, included in the grant to the Esquimalt and Nanaimo Railway Company, and the areas thereof.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be sent down to this House a copy of the report or reports of the Examiners of public school teachers, respecting the examination of public school teachers held at *Victoria* in July, 1890, and copies of any or all Orders in Council relating thereto.



Mr. *Beaven* moved in amendment, seconded by the Hon. Mr. *Davie*,—

To strike out the words “public school teachers,” on the third line, and insert in lieu thereof the words “Mr. *J. N. Muir*.”

Amendment put and carried.

Resolution as amended put and carried.

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

What amount of timber lands have been granted under lease during 1890, and what amount of timber lands are now under notice of application for lumbering purposes?

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

“1st—The total area of timber land granted under lease during 1890 was 57,716 acres.

“2nd—The area for which applications for leases have been made, but for which leases have not been granted, is, approximately, 700,000 acres.”

Bill (No. 1) intituled “An Act for expediting the decision of Constitutional and other Provincial questions,” was read a second time and committed, with Mr. *Semlin* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered on Monday next.

Bill (No. 2) intituled “An Act to prevent the spread of Contagious Diseases among horses and other domestic animals,” was read a second time and committed, with Mr. *Smith* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for Monday next.

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

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

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Monday, 26th January, 1891.

TWO O'CLOCK, P. M.

Mr. *Beaven* asked leave to introduce a Bill (No. 5) intituled “An Act relating to Libel in Civil Cases.”

Leave granted.

Bill introduced and read a first time.

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

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be placed before this House copies of all correspondence, Orders in Council, or other papers, that have passed between any department of the Government and any other department or officials of it, or any other persons, concerning the seizure of the schooner “*Hesperus*,” on or about October 10th, 1889, and the arrest of the owners and crew of the said vessel.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be sent down to this House copies of all Orders in Council, correspondence, and papers connected with the sending of a Militia Force to *Wellington* last summer, and of their maintenance while there.

On the motion of Mr. *Semlin*, seconded by Mr. *McKenzie*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor requesting him to cause to be sent down to this House copies of all Orders in Council and correspondence relating to the closing of the *Cache Creek* Boarding School.

The Honourable Mr. *Davie* presented, by command of His Honour the Lieutenant-Governor, Return of copies of all Orders in Council or other documents relating to the application or appointment of any officers or servants under the "Reformatory Act, 1890;" also copies of all rules and regulations and warrants made or repealed under the authority of the above Statute.

The following papers relating to the Election of *I. B. Nason*, as a Member for *Cariboo District*, were read by the Clerk and *Ordered* to be placed on the Journals of the House:—

"*The Hon. the Speaker of the Legislative Assembly*:  
"SUPREME COURT, VICTORIA, B. C.,  
"26th January, 1891.

"SIR,—I have the honour to enclose a telegram received by me from the Returning Officer for the *Cariboo* Electoral District, in reference to the election held in the said district on account of the death of *Joseph Mason*, the former Member.

"I have, &c.,

"JAMES C. PREVOST,

"*Registrar Supreme Court, B. C.*"

[TELEGRAM.]

"*To the Registrar of Supreme Court*:  
"BARKERVILLE, B. C.,  
"23rd January, 1891.

"At official count to-day *Nason* receiving sixty-three majority over *Borland* was declared elected, and certificate of election issued and mailed.

"JOHN BOWRON,

"*Returning Officer.*"

The Standing Rules and Orders were suspended, and upon the motion of the Honourable Mr. *Davie*, seconded by the Honourable Mr. *Robson*, it was *Resolved*,—

That the House do resolve itself into a Committee of the Whole to consider the evidence relating to the election of *Ithiel B. Nason*, Esquire, for the *Cariboo* Electoral District, in the absence of the formal return, and report immediately to the House.

The House then went into Committee of the Whole, with Mr. *Croft* in the Chair.

(IN THE COMMITTEE.)

On the motion of the Honourable Mr. *Davie*, seconded by the Honourable Mr. *Robson*, it was *Resolved*,—

That the Committee rise and report the following Resolution:—

Resolved, that in the opinion of this Committee the evidence submitted by Mr. Speaker proves that *Ithiel B. Nason* was duly elected a Member of the Legislature of British Columbia for the *Cariboo* Electoral District, and this Committee recommends that the said *Ithiel B. Nason* be allowed to take his seat in the House.

On Mr. Speaker resuming the Chair, Mr. *Croft*, Chairman of the Committee, reported the Resolution.

On the motion of the Honourable Mr. *Davie*, seconded by the Honourable Mr. *Robson*, it was *Resolved*,—

That the Resolution of the Committee of the Whole recommending that *Ithiel B. Nason*, Esquire, do take his seat as a Member for the *Cariboo* Electoral District, be adopted by the House, and that the Resolution be read three times and entered upon the Journals of the House.

Resolution read a first, second, and third time, and passed.

Mr. *Ithiel B. Nason* having been duly sworn, was introduced and took his seat.

Messrs. *Smith, Nason, Kellie, Rogers, Stoddart, Keith, Croft, Forster, and Baker*, were nominated to form the Select Standing Committee on Mining.

Messrs. *Baker, Anderson, Booth, Smith, Hunter, Rogers, Cotton, Brown, Kitchen, Horne, Forster, Sword, Eberts, Kellie, Stoddart, Nason, Fletcher, and Punch*, were nominated to form the Select Standing Committee on Railways.

✓ The Report on Bill (No. 1) intituled "An Act for expediting the decision of Constitutional and other Provincial Questions," was considered and adopted.

Bill read a third time and passed.

Bill (No. 2) intituled "An Act to prevent the spread of Contagious Diseases among horses and other domestic animals," was again considered in Committee of the Whole, with Mr. *Smith* in the Chair.

The Committee reported progress and asked leave to sit again.

*Ordered*, That leave be granted for Monday next.

Bill (No. 3) intituled "An Act to secure compensation for personal injuries suffered by Workmen in certain cases," was read a second time and committed, with Mr. *Martin* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Order of the Day being called for the resumption of the adjourned debate on the motion of Mr. *Beaven* (22nd January), *re* inserting clause in all Private Bills prohibiting employment of Chinese, Mr. Speaker ruled the motion out of order, and gave the following decision, which was *Ordered* to be placed upon the Journals of the House:—

The point of order taken by the Hon. Member for *Cowichan* (Mr. *Croft*) is as to the admissibility of the resolution moved by the Hon. Member for *Victoria* (Hon. Mr. *Beaven*):—

"That this House is of opinion that the Committee on Standing Orders and Private Bills, and the Committee on Railways, should see that all Private Bills granting franchises or rights contain sections providing against the employment of Chinese on any work to be undertaken in pursuance of the Bill."

Objection is taken that the resolution asks the House to relegate to a Select Committee powers that reside exclusively with the House.

Our own Rules of Order being silent on the point (as they are, unfortunately, on many others of equal importance), I have recourse to *May*. Therein I find many instances of *special* instructions given to the Private Bills Committee with certain Bills; but no instance of instructions general in their character, that is, that apply to all Private Bills, beyond those embraced in the Standing Orders.

The resolution before the House is not mandatory in terms; but an expression of opinion, such as the resolution conveys, is always a command, and if passed by the House must be respected as such by the Private Bills Committee.

An anti-Chinese clause which would operate advantageously if inserted in some Bills, might prove ruinous to the scheme if inserted in others. A hard-and-fast rule, such as that offered by the Hon. Member for *Victoria*, to apply to Private Bills that have complied with the Standing Orders, cannot, in my opinion, be left to the Private Bills Committee to insert; but must be at the discretion of the House, as each Bill comes before it for legislation.

I, therefore, rule that the point is well taken, and that the resolution is not in order.

D. W. HIGGINS,  
*Speaker.*

The Order of the Day being called to resume the adjourned debate on the motion of Mr. *Beaven* (23rd January), relative to eight hours constituting a day's labour on Provincial public works, Mr. Speaker ruled that the motion was in order, and gave the following decision, which was *Ordered* to be placed upon the Journals of the House:—

The Hon. Member for *Victoria City* (Hon. Mr. *Beaven*), on Friday introduced the following resolution:—

"That this House is of opinion that the principle of eight hours constituting a day's labour should be adopted in carrying on Provincial public works, and that a clause should be inserted in all contracts for such, to the effect that the hours making up a day's work of

“the workmen and labourers to be employed under it shall not be more than eight, and a penalty for the violation of such provision by the contractor or sub-contractor should be included.”

The point of order as to the resolution was raised by me during the discussion that ensued. I based my objection on the action of Mr. Speaker *Mara* in 1885, in ruling out of order a Bill providing for the regulation of day labour. Mr. Speaker *Mara* ruled that the Bill was an interference with trade and commerce, a class of legislation that is reserved for the Dominion Legislature. Neither a copy of the Bill nor the ruling has been preserved; but I am informed that the Bill dealt with all classes of labour, whether employed by the Government or by private parties. Such being the case, it was clearly out of order.

My impression while listening to the debate on Friday was, that the resolution of the Hon. Member for *Victoria City* covered the same ground, in effect if not in words, as the Bill ruled out in 1885; and that it was, also, an interference with the prerogative of the Crown, inasmuch as the instruction conveyed in the resolution, if accepted by the House, would increase the cost of government, and act prejudicially upon contractors for private as well as public works.

But upon reflection I think that the resolution, if adopted, would not necessarily increase the financial burden of the country; because, while it proposes to reduce the hours of labour on public works to eight hours a day, it does not demand that the labourer shall be paid for more than the time he has actually been employed. For instance, a labourer on Government works is paid at the rate of twenty cents per hour for ten hour's work, there is nothing in the resolution asking the Government to pay a higher rate per hour for eight hours' work. The number of labourers might be increased by the innovation, but the amount paid need not be greater than under the system now in force.

For the same reason private contractors would not be injuriously affected through the adoption of the eight-hours system on Government works, and the resolution is not an interference with trade and commerce.

On these grounds, contrary to my first impression, I rule that the resolution is within the powers of the House.

*Victoria, January 26th, 1891.*

D. W. HIGGINS,  
*Speaker.*

The debate was then proceeded with, and 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 5:40 o'clock, p. m.

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Tuesday, 27th January, 1891.

TWO O'CLOCK, P. M.

Mr. *Milne* asked leave to introduce a Bill (No. 6) intituled “An Act to amend the ‘Sunday Observance Act,’ (Chap. 108, Con. Stat.)”

Leave granted.

Bill introduced and read a first time.

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

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 7) intituled “An Act to make certain provisions respecting Municipalities.”

Leave granted.

Bill introduced and read a first time.

*Ordered*, to be read a second time on Thursday next.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 8) intituled "An Act to further amend the 'Land Registry Act.'"

Leave granted.

Bill introduced and read a first time.

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

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 9) intituled "An Act to amend the 'Jurors' Act.'"

Leave granted.

Bill introduced and read a first time.

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

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 10) intituled "An Act to further amend the 'Supreme Court Act.'"

Leave granted.

Bill introduced and read a first time.

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

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

That it is expedient to make the City of *Vancouver* and a portion of the *New Westminster District* into a new Judicial District, to be known as "*Vancouver Judicial District*," with head-quarters at the City of *Vancouver*. Said new district to be bounded as follows:—Commencing at *Point Grey*; thence in a south-easterly direction following the coast line to the North Arm of the *Fraser River*; thence along the north shore of the North Arm to the south-east corner of Lot 331, Group 1, *New Westminster District*; thence due north to the north-west corner of Lot 69, Group 1; thence due east to the north-east corner of Lot 8, Group 1; thence due north along the western boundary of the North Road, being the eastern boundary of Lots 15, 100, 101, 102, and 31, Group 1, to the south shore of *Burrard Inlet*; thence north-easterly across said *Inlet* to a point where its western shore is intersected by the boundary line between Lots 219 and 256, Group 1; thence due north to the north-westerly corner of Lot 234; thence along the easterly side of a small lake (not named) to the point where the dividing line between Sections 19 and 30, Township 39, intersects the shore of the said lake; thence due east to the point where the said line produced would intersect the western bank of *Pitt River*; thence following the western bank of *Pitt River* and *Lake* to the extreme northern point of *Pitt Lake*; thence on a line due north to the northern boundary of *New Westminster District*; thence westerly along the northern boundary of the said district to the shore of *Desolation Sound*; thence following the western boundary of the district to the place of commencement.

The Report on Bill (No. 3) intituled "An Act to secure compensation for personal injuries suffered by Workmen in certain cases," was considered and adopted.

Bill read a third time and passed.

Pursuant to Order, the adjourned debate on the motion of Mr. *Beaven* (23rd January), relative to eight hours constituting a day's labour on Provincial public works, was resumed.

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

*Grant,*  
*McKenzie,*

*Cotton,*  
*Milne,*

*Beaven,*  
*Forster,*

*Keith—7.*

NAYS:

Messieurs

*Semlin,*  
*Sword,*  
*Kitchen,*  
*Kellie,*  
*Horne,*  
*Smith,*

*Brown,*  
*Baker,*  
*Robson,*  
*Davie,*  
*Vernon,*  
*Eberts,*

*Stoddart,*  
*Booth,*  
*Hall,*  
*Nason,*  
*Pooley,*  
*Turner,*

*Martin,*  
*Croft,*  
*Hunter,*  
*Rogers,*  
*Anderson,*  
*Fletcher—24.*

Question proposed—"Shall the words (of the first amendment) proposed to be inserted stand part of the question," and *Resolved* in the affirmative on the following division:—

## YEAS:

## Messieurs

<i>Grant,</i>	<i>Horne,</i>	<i>Stoddart,</i>	<i>Martin,</i>
<i>McKenzie,</i>	<i>Smith,</i>	<i>Booth,</i>	<i>Hunter,</i>
<i>Kitchen,</i>	<i>Forster,</i>	<i>Hall,</i>	<i>Rogers,</i>
<i>Cotton,</i>	<i>Keith.</i>	<i>Nason,</i>	<i>Anderson,</i>
<i>Milne,</i>	<i>Baker,</i>	<i>Turner,</i>	<i>Fletcher—22.</i>
<i>Beaven,</i>	<i>Davie,</i>		

## NAYS:

## Messieurs

<i>Semlin,</i>	<i>Brown,</i>	<i>Vernon,</i>	<i>Pooley,</i>
<i>Sword,</i>	<i>Robson,</i>	<i>Eberts,</i>	<i>Croft—9.</i>
<i>Kellie,</i>			

Messrs. *Hall, Smith, Beaven, Forster,* and *Booth,* were nominated to form the Select Committee.

Resolution as amended put and carried.

The Honourable Mr. *Turner* presented a Return to an Order of the House showing all sums of money received and applied to the public use of the Province under the "Election Regulation Amendment Act, 1890," and all correspondence relating thereto.

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

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

Wednesday, 28th January, 1891.

TWO O'CLOCK, P. M.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, a Return of copies of the report or reports of the Examiners of public school teachers, respecting the examination of Mr. *J. N. Muir*, held at *Victoria* in July, 1890, and copies of any or all Orders in Council relating thereto.

The Honourable Mr. *Robson* presented the following documents:—

1. The annual statement, under section 11 of the "Revenue Act," of rates allowed to Collectors.
2. Statement of Bonds deposited in the Provincial Secretary's Office, under the "Civil Service Act."

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

That whereas by the Terms of Union the management of the Indian Reserves of the Province was assumed by the Dominion Government in trust for the use and benefit of the Indians;

And whereas, section 119, *Esquimalt District, Victoria* harbour, lying within the limits of the City of *Victoria*, is one of such Reserves, and is the residence of the *Songhees* tribe of Indians, now few in number;

And whereas, the position of the said Reserve renders it unsuitable as a place of residence for said tribe of Indians, and tends to their demoralization, and to prevent the progress and prosperity of said city, and makes it expedient that the tribe should be removed to some suitable locality, and the control of the said Reserve be resumed by the Provincial Government;

Be it therefore resolved, That a respectful Address be presented to His Honour the Lieutenant-Governor, praying His Honour to take whatever steps he may deem necessary to accomplish the above object.

On the motion of Mr. *Semlin*, seconded by Mr. *McKenzie*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, asking him to cause to be sent down to this House copies of instructions sent the Commissioners appointed to carry out Vote 192*b* of last Session, together with all correspondence in relation to the question.

Mr. *Smith* asked the Honourable the Provincial Secretary the following question:—

Is it the intention of the Government, during the present Session, to introduce an Act to extend the boundary of *Yale District* for all Governmental purposes so as to include that portion of *Lillooet District* which is now, according to the "Constitution Amendment Act, 1890," included in *Yale District* for election purposes.

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

"Yes."

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 11) intituled "An Act to amend an Act to authorize and facilitate the sale of the site of the Royal Hospital, with the buildings thereon.

Leave granted.

Bill introduced and read a first time.

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

Bill (No. 4) intituled "An Act for the benefit of Mechanics and Labourers," was read a second time and committed, with Colonel *Baker* in the Chair.

The Committee reported progress and asked leave to sit again.

*Ordered*, That leave be granted for 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.

Thursday, 29th January, 1891.

TWO O'CLOCK, P.M.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, copies of all Orders in Council, correspondence, and papers connected with the sending of a Militia Force to *Wellington* last summer, and of their maintenance while there.

*Ordered* to be printed.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, copies of all Orders in Council and correspondence relating to the closing of the *Cache Creek* Boarding School.

*Ordered* to be printed.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, the Nineteenth Annual Report of the Public Schools of the Province of British Columbia, for the year 1889-90.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, a Return, under section 47 of the "Revenue Act," relating to the remission of the tax of \$105 imposed by section 1 of the "Mineral Act Amendment Act, 1890."

*Ordered* to be printed.

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

By Mr. *Cotton*, from the *New Westminster and Burrard Inlet Telegraph Company, Ltd.* for a Private Bill to amend their Corporate Act.

By Mr. *Nason*, from *Joseph C. Armstrong, John M. Lefevre, Johann Wulffson*, and others, for a Private Bill to incorporate "The Vernon and Nelson Telephone Company."

By Mr. *Kitchen*, from *Donald McGillivray* and others, for a Private Bill to incorporate "The British Columbia Dyking and Improvement Company."

By Colonel *Baker*, from the *Crow's Nest and Kootenay Railway Company*, for a Private Bill to amend their Corporate Act.

The Order for the second reading of Bill (No. 7) intituled "An Act to make certain provisions respecting Municipalities," was discharged.

Mr. *Martin* moved, seconded by the Hon. Mr. *Davie*,—

That an Order of the House be granted for a return of all correspondence and telegrams between the Attorney-General and *I. Lehman*, Esq., J. P., of *Ashcroft*, relative to the prosecution and discharge of one *J. Carey*, for alleged embezzlement.

Mr. *Cotton* moved in amendment, seconded by Mr. *Kellie*,—

To strike out all the words after "That" in the first line, and insert:—"a respectful Address be presented to His Honour the Lieutenant-Governor, requesting His Honour to cause to be placed before this House copies of all Orders in Council, telegrams, papers and correspondence, or other information in the possession of the Government, or any of its members or officials, between the Attorney-General, or any official of his or any other department, and *Isaac Lehman*, Esq., J. P., of *Ashcroft*, and any other official of the Government, or any other person or persons, relative to the prosecution and discharge of one *Edward Charles Carey*, for alleged embezzlement, or any matters or proceedings connected therewith."

Amendment put and carried.

Original motion as amended put and carried.

Bill (No. 8) intituled "An Act to further amend the 'Land Registry Act,'" was read a second time and committed, with Mr. *Semlin* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for Monday next.

Bill (No. 9) intituled "An Act to amend the 'Jurors' Act,'" was read a second time and committed, with Mr. *Booth* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for Monday next.

Bill (No. 4) intituled "An Act for the benefit of Mechanics and Labourers," was again considered in Committee of the Whole, with Colonel *Baker* in the Chair.

The Bill was reported complete with amendments.

Report Ordered to be considered on Tuesday next.

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

And then the House adjourned at 5:30 o'clock, p. m.

Monday, 2nd February, 1891.

TWO O'CLOCK, P. M.

The Honourable Mr. *Robson* presented a Return to an Address showing all reserves, including school, naval or military, Indian, and other reserves for public purposes, included in the grant to the Esquimalt and Nanaimo Railway Company, and the areas thereof.

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

By Mr. *Cotton*, from the Corporation of the City of *Vancouver*, for a Private Bill to amend their Corporate Act.



By Mr. *Cotton*, from *Harry Abbott, J. M. Browning, and W. F. Salsbury*, for a Private Bill to incorporate "The Vancouver and Lulu Island Railway Company."

By Mr. *Cotton*, from *H. V. Edmonds* and others, for a Private Bill to incorporate "The Liverpool and Canoe Pass Railway Company."

By Mr. *Cotton*, from *John Hendry, Gideon Robertson*, and others, for a Private Bill to incorporate "The Vancouver Northern and Alaska Railway and Navigation Company."

By Mr. *Martin*, from *Frederick C. Innes* and others, for a Private Bill to incorporate "The Vernon and Okanagan Railway Company."

By Mr. *Martin*, from the *Okanagan Land and Development Company, Ltd.*, for a Private Bill (re Vernon water-works and tramways and telephone lines in *Vernon* and *Enderby*).

By Mr. *Cotton*, from the Corporation of the City of *Vancouver*, opposing Private Bill to amend the "Vancouver Water-works Act."

By Mr. *Kitchen*, from *R. H. Alexander* and others, for a Private Bill to incorporate "The Burrard Inlet and Fraser Valley Railway Company."

By Mr. *Kitchen*, from the *Westminster and Vancouver Tramway Co.*, and the *Westminster Street Railway Co.*, for a Private Bill to amalgamate both Companies under the name of "The Westminster and Vancouver Tramway Company."

The following Petitions were read and received:—

From the *New Westminster and Burrard Inlet Telegraph Company, Ltd.*, for a Private Bill to amend their Corporate Act.

From *Joseph C. Armstrong, John M. Lefevre, Johann Wulffson*, and others, for a Private Bill to incorporate "The Vernon and Nelson Telephone Company."

From *Donald McGillivray* and others, for a Private Bill to incorporate "The British Columbia Dyking and Improvement Company."

From the *Crow's Nest and Kootenay Railway Company*, for a Private Bill to amend their Corporate Act."

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

That a Select Committee be appointed to examine the lease made by the Chief Commissioner of Lands and Works, in 1886, with Mr. *W. A. Baillie-Grohman* and others, relative to the reclamation and colonization of certain lands in *Kootenay*, and to ascertain whether the condition of said lease has been fully carried out on the part of the *Kootenay Syndicate, Limited*, and the said *W. A. Baillie-Grohman*. Such Committee to have power to send for papers and documents, &c., and to report to this House. Said Committee to consist of the following Members:—Messrs. *Baker, Booth, Kellie, Hunter, and Brown*.

On the motion of Mr. *Beaven*, seconded by Mr. *McKenzie*, it was *Resolved*,—

That a respectful address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be placed before this House copies of all Orders in Council, correspondence, papers, vouchers, and receipts relating to the issue and cancellation of Crown Grant No. 2608, dated 12th June, 1883, and the issue of Crown Grant No. 4097 in lieu thereof.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 12) intituled "An Act respecting the Corporation of New Westminster."

*Ordered*, That leave be granted.

Bill introduced and read a first time.

*Ordered*, That the Bill be read a second time on Wednesday next.

The Hon. Mr. *Robson* asked leave to introduce a Bill (No. 13) intituled "An Act relating to Gold and other Minerals excepting Coal."

Leave granted.

Bill introduced and read a first time.

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

Mr. *Beaven* moved—That Bill (No. 5) intituled "An Act relating to Libel in Civil Cases," be read a second time now.

The motion was negatived on the following division:—

YEAS :

Messieurs

*Semlin,*                      *McKenzie,*                      *Milne,*                      *Beaven— 4.*

NAYS :

Messieurs

*Sword,*                      *Keith,*                      *Stoddart,*                      *Craft*  
*Kitchen,*                      *Baker,*                      *Booth,*                      *Hunter,*  
*Cotton,*                      *Robson,*                      *Nason,*                      *Rogers,*  
*Kellie,*                      *Davie,*                      *Pooley,*                      *Anderson,*  
*Smith,*                      *Vernon,*                      *Turner,*                      *Fletcher—23.*  
*Forster,*                      *Eberts,*                      *Martin,*

Bill (No. 2) intituled "An Act to prevent the spread of Contagious Diseases among horses and other domestic animals," was again considered in Committee of the Whole, with Mr. *Smith* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for 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.

Tuesday, 3rd February, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. *P. McF. McLeod.*

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

By Mr. *Horne*, from *J. W. Seasmith* and others, for a Private Bill to incorporate "The Vancouver and Lulu Island Electrical Railway and Improvement Company, Limited."

By Mr. *Semlin*, from *John M. Lefevre*, *Stephen Tingley*, and others, for a Private Bill to incorporate "The Nicola Valley Railway Company."

✓ By Mr. *Kellie*, from *John Houston* and others, for a Private Bill to incorporate "The Kootenay Lake Telephone Company."

By Mr. *Brown*, from the Right Rev. *Paul Durien*, O.M.I., and others, for a Private Bill to incorporate "The Order of the Oblates of Mary Immaculate."

By Mr. *Rogers*, from *D. Oppenheimer* and others, for a Private Bill to amend the "Ashcroft and Cariboo Railway Act, 1890."

By Mr. *Kitchen*, from *R. P. Cooke* and others, for a Private Bill to incorporate "The Chilliwack Railway Company."

By Mr. *Eberts*, from *W. P. Sayward*, *Albion Iron Works*, and many others, traders and manufacturers of *Victoria*, opposing repeal of Mechanics Lien Law.

The following Petitions were read and received:—

From the Corporation of the City of *Vancouver*, for a Private Bill to amend their Corporate Act.

From *Harry Abbott*, *J. M. Browning*, and *W. F. Salisbury*, for a Private Bill to incorporate "The Vancouver and Lulu Island Railway Company."

From *H. V. Edmonds* and others, for a Private Bill to incorporate "The Liverpool and Canoe Pass Railway Company."

From *John Hendry, Gideon Robertson*, and others, for a Private Bill to incorporate "The Vancouver Northern and Alaska Railway and Navigation Company."

From *Frederick C. Innes* and others, for a Private Bill to incorporate "The Vernon and Okanagan Railway Company."

From the *Okanagan Land and Development Company, Ltd.*, for a Private Bill (*re* Vernon water-works and tramways and telephone lines in *Vernon* and *Enderby*).

From the Corporation of the City of *Vancouver*, opposing Private Bill to amend the "Vancouver Water-works Act."

From *R. H. Alexander* and others, for a Private Bill to incorporate "The Burrard Inlet and Fraser Valley Railway Company."

From the *Westminster and Vancouver Tramway Co.*, and the *Westminster Street Railway Co.*, for a Private Bill to amalgamate both Companies under the name of "The Westminster and Vancouver Tramway Company."

Mr. *Hunter* asked leave to introduce a Bill (No. 14) intituled "An Act for the protection of certain Animals, Birds, and Fishes."

Leave granted.

Bill introduced and read a first time.

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

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 15) intituled "An Act to amend the 'Shuswap Railway Guarantee Act.'"

Leave granted.

Bill introduced and read a first time.

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

The Honourable Mr. *Robson* presented the Annual Return of Commons established and Revenue collected under section 9 of the "Cattle Ranges Act."

Mr. *Horne* asked the Hon. the Provincial Secretary the following question:—

Do the Government intend to open a Land Registry Office at the City of *Vancouver*; and if so, at what date will said office be opened and ready to transact business?

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

"Yes, it is the intèntion of the Government to open such an office as soon as the necessary books and records (which have been in course of preparation for some time) are ready. But the increase of current work in the *New Westminster* Office has been so great as to seriously impede the progress of preparation for the *Vancouver* Office."

The Order for the House to again consider Bill (No. 2) intituled "An Act to prevent the spread of Contagious Diseases among horses and other domestic animals," being called,

Mr. *Beaven* raised the point of order—"That as clause 18 contemplates the appropriation of part of the public revenue, the Bill should have been recommended by Message, and was, therefore, not properly introduced."

Mr. Speaker *Higgins* referred to the decision of Mr. Speaker *Pooley* on a similar question (*see* Journals, 1888, page 71), and ruled the Bill out of order.

The order for Committee was then discharged.

Pursuant to Order, Mr. *Milne* moved—That Bill (No. 6) intituled "An Act to amend the 'Sunday Observance Act,'" be read a second time now.

After some debate the motion and the Bill were withdrawn.

Bill (No. 10) intituled "An Act to further amend the 'Supreme Court Act,'" was read a second time and *Ordered* to be committed to-morrow.

The Honourable Mr. *Davie* presented, by command of His Honour the Lieutenant-Governor, copies of all correspondence, Orders in Council, or other papers, that have passed between any department of the Government and any other department or officials of it, or any other persons, concerning the seizure of the schooner "*Hesperus*," on or about October 10th, 1889, and the arrest of the owners and crew of the said vessel.

The Honourable Mr. *Davie* presented, by command of His Honour the Lieutenant-Governor, copies of all Orders in Council, telegrams, papers, and correspondence, or other information in the possession of the Government, or any of its members or officials, between the Attorney-General, or any official of his or any other department, and *Isaac Lehman*, Esq., J. P., of *Ashcroft*, and any other official of the Government, or any other person or persons, relative to the prosecution and discharge of one *Edward Charles Carey*, for alleged embezzlement, or any matters or proceedings connected therewith.

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

And then the House adjourned at 4:05 o'clock, p. m.

Wednesday, 4th February, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. *P. McF. McLeod*.

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

By Mr. *Martin*, from the *Vancouver Water-works Company*, for a Private Bill to amend Corporate Act.

By Mr. *Kellie*, from *C. T. Dupont* and others, for a Private Bill to incorporate "The Nelson and Fort Sheppard Railway Company."

By Mr. *Cotton*, from *George G. McKay* and others, for a Private Bill to incorporate "The Burrard Inlet Railway and Ferry Company."

The following Petitions were read and received:—

From *J. W. Seesmith* and others, for a Private Bill to incorporate "The Vancouver and Lulu Island Electrical Railway and Improvement Company, Limited."

From *John M. Lefevre*, *Stephen Tingley*, and others, for a Private Bill to incorporate "The Nicola Valley Railway Company."

From *John Houston* and others, for a Private Bill to incorporate "The Kootenay Lake Telephone Company."

From the Right Rev. *Paul Durien*, O.M.I., and others, for a Private Bill to incorporate "The Order of the Oblates of Mary Immaculate."

From *D. Oppenheimer* and others, for a Private Bill to amend the "Ashcroft and Cariboo Railway Act, 1890."

From *R. P. Cooke* and others, for a Private Bill to incorporate "The Chilliwack Railway Company."

The Petition from *W. P. Sayward*, *Albion Iron Works*, and many others, traders and manufacturers of *Victoria*, opposing repeal of Mechanics Lien Law, was read and received and *Ordered* to be printed.

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

4th February, 1891.

MR. SPEAKER:

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

1. The New Westminster and Burrard Inlet Telephone Company, Limited;
  - ✓ 2. The Vernon and Nelson Telephone Company;
  3. For Dyking the Fraser River;
  4. The Crow's Nest and Kootenay Lake Railway Company;
  5. The Vernon and Okanagan Railway Company;
  6. The Burrard Inlet and Fraser Valley Railway Company;
- For an Act to amend the "Vancouver Corporation Act, 1886."

The Standing Orders in connection with the three following Bills have not been complied with, viz. :—

The Okanagan Land and Development Company, Limited ;  
The Liverpool and Canoe Pass Railway Company ;  
The Vancouver and Lulu Island Railway Company.

And your Committee beg, therefore, to recommend that the time for receiving Petitions for Private Bills be extended for fourteen days.

GEO. B. MARTIN,  
*Chairman.*

The Report was received, the Standing Rules and Orders suspended, and the Report adopted.

The Honourable Mr. *Vernon* presented, by command of His Honour the Lieutenant-Governor, copies of instructions sent the Commissioners appointed to carry out Vote 192*b* of last Session, together with all correspondence in relation to the question.

Mr. *Milne* asked the Hon. the Provincial Secretary the following question:—

Is it the intention of the Government to place a sum on the estimates for 1891-92 for the establishment of a Normal School in the City of *Victoria*?

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

“The matter has not yet been considered.”

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

Was there any correspondence passed between the Provincial Government and Dominion Government relating to the sending of a militia force to *Wellington* last summer; and, if so, does the Government intend to place such correspondence before this House?

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

“There has been no such correspondence. Had there been it would have come down in response to the Hon. Member’s motion on the same subject.”

Bill (No. 12) intituled “An Act respecting the Corporation of New Westminster,” was read a second time and committed, with Mr. *Martin* in the Chair.

(IN THE COMMITTEE.)

On the motion of the Hon. Mr. *Davie* it was *Resolved*,—

That the Committee rise, report progress, ask leave to sit again, and recommend to the House that the Bill be referred to a Select Committee consisting of the Members forming the Private Bills Committee, with instructions to give fourteen days’ notice, by advertisement in the *New Westminster* papers, so as to afford private parties (if any) affected by the Bill an opportunity to appear before the Committee, and with power to hear evidence and to report to the House.

The Committee reported the Resolution.

Report considered forthwith, adopted, and agreed to.

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:—

The Lieutenant-Governor transmits herewith a Bill intituled “An Act to amend the ‘Assessment Act,’” and recommends the same to the Legislative Assembly.

HUGH NELSON,  
*Lieutenant-Governor.*

*Government House,*  
*4th February, 1891.*

*Ordered*, That the said Message of His Honour the Lieutenant-Governor, with the accompanying “Assessment Act,” be referred to a Committee of the Whole House to-morrow to report thereon.

Bill (No. 8) intituled "An Act to further amend the 'Land Registry Act,'" was again considered in Committee of the Whole, with Mr. *Semlin* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered on Monday next.

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

And then the House adjourned at 4:20 o'clock, p. m.

Thursday, 5th February, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. *P. McF. McLeod*.

The following Petitions were read and received:—

From the *Vancouver Water-works Company*, for a Private Bill to amend Corporate Act.

From *C. T. Dupont* and others, for a Private Bill to incorporate "The Nelson and Fort Sheppard Railway Company."

From *George G. McKay* and others, for a Private Bill to incorporate "The Burrard Inlet Railway and Ferry Company."

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, a Return to an Address for copies of all Orders in Council, correspondence, papers, vouchers and receipts, relating to the issue and cancellation of Crown Grant No. 2608, dated 12th June, 1883, and the issue of Crown Grant No. 4097 in lieu thereof.

The Honourable Mr. *Robson* stated to the House that the Registrar of the Supreme Court had reported that a Return to an Order of the House for a statement showing the number of votes polled in each Electoral District of the Province at the general election in June, 1890, is unattainable.

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

LEGISLATIVE LIBRARY,  
5th February, 1891.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg leave to report that the Standing Orders in connection with the following Petitions have been complied with, viz.:—

1. Bill to incorporate the Order of the Oblates of Mary Immaculate in British Columbia;
2. The Chilliwack Railway Company;
3. To amend the Ashcroft and Cariboo Railway Act, 1890;
4. To amalgamate the Westminster Street Railway Company and the Westminster and Vancouver Tramway Company.

GEO. B. MARTIN,  
*Chairman.*

The Report was received and adopted.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 17) intituled "An Act respecting Actions of Libel and Slander."

Leave granted.

Bill introduced and read a first time.

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

Mr. *Beaven* asked leave to introduce a Bill (No. 18) intituled "An Act respecting Actions of Libel and Slander."

Leave granted.

Bill introduced and read a first time.

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

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, asking him to cause to be sent down to this House returns concerning the intestate estate of the late *Armstead Buckner*, specifying therein the amount realized, the expenses incurred, and what disposition has been made of the balance, if any.

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

That whereas the commercial importance of the harbour of the City of *Vancouver* is daily increasing, and there is every reason to believe that during the ensuing season, and in the near future, a great number of ships of large tonnage will be passing in and out thereof;

And whereas it is desirable to increase the facilities of the shipping, and it is necessary, in furtherance of that object, that certain natural obstructions in *The Narrows* and in the harbour should be removed, and that certain parts of the entrance thereto should be widened by dredging, and that a fog alarm should be placed at the point known as *Prospect Point*, and that *Burnaby Shoal* should be dredged, or a fog alarm placed thereon;

Therefore, be it Resolved, That a respectful Address be presented to His Honour the Lieutenant-Governor, praying His Honour to urgently request the Dominion Government to take immediate steps for widening and the removal of obstructions in *The Narrows*, at the entrance of said harbour, and for the placing of a fog alarm on *Prospect Point*, and at *Burnaby Shoal*, in said harbour, and the dredging of the said *Burnaby Shoal*; and that His Honour be further respectfully requested to transmit a copy of the Address and this Resolution to the Dominion Government.

Mr. *Brown* asked leave to introduce a Private Bill (No. 19) intituled “An Act to incorporate the Order of the Oblates of Mary Immaculate in the Province of British Columbia.”

Leave granted.

Bill introduced and read a first time.

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

Mr. *Kitchen* asked leave to introduce a Private Bill (No. 20) intituled “An Act respecting the Westminster and Vancouver Tramway Company and the Westminster Street Railway Company.”

Leave granted.

Bill introduced and read a first time.

On the motion to refer the Bill to the Select Standing Committee on Standing Orders and Private Bills,

Mr. *Beaven* moved, seconded by Mr. *Milne*, the following amendment:—

To add:—“With a request to the Committee to insert sections providing against the employment of Chinese on the work to be undertaken in pursuance of the Bill.”

The amendment was negatived on the following division:—

YEAS:

Messieurs

<i>Semlin,</i>	<i>McKenzie,</i>	<i>Milne,</i>	<i>Beaven—6.</i>
<i>Grant,</i>	<i>Cotton,</i>		

NAYS:

Messieurs

<i>Sword,</i>	<i>Keith,</i>	<i>Stoddart,</i>	<i>Croft,</i>
<i>Kitchen,</i>	<i>Baker,</i>	<i>Booth,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Robson,</i>	<i>Hall,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Davie,</i>	<i>Nason,</i>	<i>Anderson,</i>
<i>Brown,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Fletcher—23.</i>
<i>Forster,</i>	<i>Eberts,</i>	<i>Turner,</i>	

Bill referred to Select Standing Committee on Standing Orders and Private Bills.

Bill (No. 15) intituled "An Act to amend the Act intituled 'An Act in aid of the Shuswap and Okanagan Railway Company,'" was read a second time and committed, with Mr. *Cotton* in the Chair.

The Bill was reported complete with amendments.  
Report *Ordered* to be considered to-morrow.

Pursuant to Order, the House went into Committee of the Whole to consider the Message of His Honour the Lieutenant-Governor transmitting Bill (No. 16) intituled "An Act to amend the 'Assessment Act.'"

(IN THE COMMITTEE.)

Moved by the Honourable Mr. *Turner*, seconded by the Honourable Mr. *Davie*.—

That the Committee report to the House a Bill intituled "An Act to amend the 'Assessment Act.'"

Upon Mr. Speaker resuming the Chair, Mr. *McKenzie*, Chairman of the Committee, reported progress and asked leave to sit again.

Leave granted for to-morrow.

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

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

Friday, 6th February, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. *P. McF. McLeod*.

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

By Colonel *Baker*, from *F. P. Armstrong*, for a Private Bill to incorporate "The Upper Columbia and Kootenay Navigation and Railway Company."

By Mr. *Eberts*, from *E. C. Baker* and others, for a Private Bill to incorporate "The Victoria and Beecher Bay Railway."

✓ Mr. *Cotton* asked leave to introduce a Private Bill (No. 21) intituled "An Act to amend the 'New Westminster and Burrard Inlet Telephone Company's Incorporation Act, 1886.'"

Leave granted.

Bill introduced and read a first time.

On the motion to refer the Bill to the Select Standing Committee on Standing Orders and Private Bills,

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

To add:—"With a request to the Committee to insert sections providing against the employment of Chinese on the work to be undertaken in pursuance of the Bill and the Act which it amends."

The amendment was negatived on the following division:—

YEAS:

Messieurs

*Semlin,*  
*McKenzie,*

*Cotton,*

*Milne,*

*Beaven—5.*



## NAYS:

## Messieurs

<i>Sword,</i>	<i>Baker,</i>	<i>Stoddart,</i>	<i>Turner,</i>
<i>Kitchen,</i>	<i>Robson,</i>	<i>Booth,</i>	<i>Croft,</i>
<i>Smith,</i>	<i>Davie,</i>	<i>Hall,</i>	<i>Rogers,</i>
<i>Brown,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Fletcher—16.</i>

Bill referred to Select Standing Committee on Standing Orders and Private Bills.

Mr. *Kitchen* asked leave to introduce a Private Bill (No. 22) intituled "An Act to incorporate the British Columbia Dyking and Improvement Company."

Leave granted.

Bill introduced and read a first time.

On the motion to refer the Bill to the Select Standing Committee on Standing Orders and Private Bills,

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

To add:—"With a request to the Committee to insert sections providing against the employment of Chinese on the work to be undertaken in pursuance of the Bill."

The motion was negatived on the following division:—

## YEAS:

## Messieurs

<i>Semlin,</i>	<i>Cotton,</i>	<i>Milne,</i>	<i>Beaven.—5.</i>
<i>McKenzie,</i>			

## NAYS:

## Messieurs

<i>Sword,</i>	<i>Baker,</i>	<i>Stoddart,</i>	<i>Turner,</i>
<i>Kitchen,</i>	<i>Robson,</i>	<i>Booth,</i>	<i>Croft,</i>
<i>Smith,</i>	<i>Davie,</i>	<i>Hall,</i>	<i>Rogers,</i>
<i>Brown,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Fletcher—16.</i>

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

Mr. *Cotton* asked leave to introduce a Private Bill (No. 23) intituled "An Act to incorporate the Burrard Inlet and Fraser Valley Railway Company."

Leave granted.

Bill introduced and read a first time.

On the motion to refer the Bill to the Select Standing Committee on Railways,

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

To add—"With a request to the Committee to insert sections providing against the employment of Chinese on the work to be undertaken in pursuance of the Bill."

The amendment was negatived on the following division:—

## YEAS:

## Messieurs

<i>McKenzie,</i>	<i>Cotton,</i>	<i>Beaven—3.</i>
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## NAYS:

## Messieurs

<i>Sword,</i>	<i>Forster,</i>	<i>Eberts,</i>	<i>Turner,</i>
<i>Kitchen,</i>	<i>Keith,</i>	<i>Stoddart,</i>	<i>Croft,</i>
<i>Kellie,</i>	<i>Baker,</i>	<i>Booth,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Robson,</i>	<i>Hall,</i>	<i>Fletcher—19.</i>
<i>Brown,</i>	<i>Davie,</i>	<i>Pooley,</i>	

Bill referred to the Select Standing Committee on Railways.

On the motion of Mr. *Milne*, seconded by Mr. *Beaven*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be placed before this House copies of all Orders in Council and correspondence, not already printed in the Sessional Papers of British Columbia, relating to the transfer to the City of *Victoria* of public land covered with water, or otherwise, lying between *James Bay Bridge* and *McClure Street, Victoria*.

Mr. *Sword* asked leave to introduce a Bill (No. 24) intituled "An Act to amend the 'British Columbia Railway Act, 1890.'"

Leave granted.

Bill introduced and read a first time.

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

Mr. *Milne* asked leave to introduce a Bill (No. 25) intituled "An Act to establish a Pharmaceutical Association in the Province of British Columbia."

Leave granted.

Bill introduced and read a first time.

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

The Election Returns relating to the vacancy in *Cariboo District*, caused by the death of Mr. *Joseph Mason*, and the election of Mr. *I. B. Nason* to fill the vacancy, were read and *Ordered* to be placed on the Journals of the House.

"SUPREME COURT,

"5th February, 1891.

Whereas a vacancy occurred in the Legislative Assembly in consequence of the death of *Joseph Mason*, a Member for the *Cariboo* Electoral District;

"And whereas on the 13th day of December, 1890, a Writ for the election of a Member to represent such district was duly issued to the Returning Officer for the said District.

"Now I do hereby certify that the said Writ has been duly returned to me by the said Returning Officer, with his certificate attached thereto, whereby it appears that *Ithiel Blake Nason* has been, under and by virtue of the said Writ, elected a Member to represent the said Electoral District of *Cariboo* in the Legislative Assembly.

"JAMES C. PREVOST,

"Registrar, Supreme Court, B. C."

Colonel *Baker* asked leave to introduce a Private Bill (No. 26) intituled 'Act to amend the 'Crow's Nest and Kootenay Lake Railway Company Act, 1888.'"

Leave granted.

Bill introduced and read a first time.

On the motion to refer the Bill to the Select Standing Committee on Railways,

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

To add:—"With a request to the Committee to insert sections providing against the employment of Chinese on the work to be undertaken in pursuance of the Bill and the Act which it amends."

The amendment was negatived on the following division:—

YEAS:

Messieurs

*Semin,*  
*Grant,*

*McKenzie,*  
*Cotton,*

*Milne,*

*Beaven—6.*

NAYS:

Messieurs

*Sword,*  
*Kitchen,*  
*Kellie,*  
*Smith,*  
*Brown,*

*Keith,*  
*Baker,*  
*Robson,*  
*Davie,*  
*Vernon,*

*Eberts,*  
*Stoddard,*  
*Booth,*  
*Hall,*  
*Nason,*

*Pooley,*  
*Turner,*  
*Croft,*  
*Rogers,*  
*Fletcher—20.*

Bill referred to Select Standing Committee on Railways.

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

Is it the intention of the Government to construct, during this year, a traffic bridge across the *Pitt River* at some point near its confluence with the *Fraser*?

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

“I regret that I am at present unable to inform the Hon. Member what the intention of the Government is with respect to the subject referred to.”

Mr. *Brown* asked the Hon. the Leader of the Government the following questions:—

Would the Government look upon a traffic bridge across the *Fraser* at *New Westminster* as a work of Provincial importance, ranking as an undertaking entitled to substantial aid from the Provincial treasury?

Also, in the event of the Municipalities directly interested undertaking, with the assistance of the Dominion Government, to build a traffic bridge, or in conjunction with a Railway Company, a combined railway and traffic bridge, across the *Fraser* at *New Westminster*, would the Provincial Government aid the work by a grant of money?

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

“Yes; but as to what material aid (if any) the Government would be prepared to ask this House to grant must be a matter for consideration.”

The Honourable Mr. *Davie* moved—That the report on Bill (No. 15) intituled “An Act to amend the Act intituled ‘An Act in aid of the Shuswap and Okanagan Railway Company,’” be adopted.

The motion was withdrawn with leave of the House.

Pursuant to Order, the House again went into Committee of the Whole to consider the Message of His Honour the Lieutenant-Governor transmitting Bill (No. 16) intituled “An Act to amend the ‘Assessment Act,’” with Mr. *McKenzie* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for Monday next.

Bill (No. 17) intituled “An Act respecting actions of Libel and Slander,” was read a second time and *Ordered* to be committed on Monday next.

*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, 9th February, 1891.

TWO O’CLOCK, P. M.

Prayers by the Rev. *C. Watson*.

The following Petitions were read and received:—

From *F. P. Armstrong*, for a Private Bill to incorporate “The Upper Columbia and Kootenay Navigation and Railway Company.”

From *E. C. Baker* and others, for a Private Bill to incorporate “The Victoria and Beecher Bay Railway Company.”

Mr. *Milne* asked leave to introduce a Bill (No. 27) intituled “An Act respecting the Observance of Sunday.”

Leave granted.

Bill introduced and read a first time.

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

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

9th February, 1891.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg leave to report that the Standing Orders in connection with the following Petition have been complied with:—"The Burrard Inlet Railway and Ferry Company."

GEO. B. MARTIN,  
*Chairman.*

The Report was received and adopted.

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

That a respectful Address be presented to His Honour the Lieutenant Governor, asking him to cause to be sent down to this House all returns, correspondence, and telegrams concerning the intestate estate of the late *D. McMartin*, who died in *Lillooet District* about the month of October, 1889; specifying therein whether the property was sold by private sale or public auction; the total amount realized by such sale; the expenses incurred by the Government in connection with the estate, and what disposition has been made of the balance, if any.

Mr. *Rogers* asked leave to introduce a Private Bill (No. 28) intituled "An Act to amend the 'Ashcroft and Cariboo Railway Company Act, 1890.'"

Leave granted.

Bill introduced and read a first time.

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

Mr. *Martin* asked leave to introduce a Private Bill (No. 29) intituled "An Act to incorporate the Vernon and Nelson Telephone Company."

Leave granted.

Bill introduced and read a first time.

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

Mr. *Martin* asked leave to introduce a Private Bill (No. 30) intituled "An Act to incorporate the Vernon and Okanagan Railway Company."

Leave granted.

Bill introduced and read a first time.

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

Mr. *Cotton* asked leave to introduce a Private Bill (No. 31) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and amendments thereto."

Leave granted.

Bill introduced and read a first time.

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

Mr. *Kitchen* asked leave to introduce a Private Bill (No. 32) intituled "An Act to incorporate the Chilliwack Railway Company."

Leave granted.

Bill introduced and read a first time.

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

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

That a Select Committee be appointed to enquire into the cause that led to the late strike or lock-out at the *Wellington* coal mines, with power to send for persons and papers. Said Committee to consist of Messrs. *Forster*, *Semlin*, *Booth*, *Hall* and the mover.

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

That a Select Committee, composed of Messrs. *Milne*, *Brown*, *Cotton*, *Baker* and the mover, be appointed for the purpose of enquiring into all the circumstances connected with the refusal of the Board of Examiners for 1890 to grant a certificate of qualification to teach in

the Public Schools to *J. N. Muir*, or to any other teacher applying for a certificate on grounds other than a qualifying examination, with power to call for persons, papers, and the documents bearing on the subject, and to examine witnesses in connection therewith, and to report to this House.

The resolution was negatived upon the following division:—

## YEAS:

## Messieurs

*Semlin,*  
*Grant,*

*McKenzie,*  
*Kellie,*

*Milne,*  
*Beaven,*

*Forster,*  
*Keith—8.*

## NAYS:

## Messieurs

*Sword,*  
*Cotton,*  
*Smith,*  
*Brown,*  
*Baker,*

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

*Hall,*  
*Nason,*  
*Pooley,*  
*Turner,*  
*Martin,*

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

The Honourable Mr. *Robson* 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:—

## HUGH NELSON.

The Lieutenant-Governor transmits herewith a Bill intituled "An Act respecting the Public Schools," and in pursuance of section 54 of the "British North America Act, 1867," recommends the same to the Legislative Assembly.

*Government House,*

*9th February, 1891.*

*Ordered,* That the said Message and the Bill accompanying the same be referred to a Committee of the Whole on Wednesday next to report thereon.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor asking him to cause to be sent down to the House returns showing:—

The acreage, ownership, and situation of all lands assessed for wild land tax where the acreage in any individual assessment exceeds 500 acres;

The acreage, ownership, and situation of all lands (not being the property of the Crown) exempted from taxation, and the reasons for such exemption;

What timber lands under lease are assessed, the holders of same, and valuation;

All existing timber leases, the holders, situation of limits, terms, and how far these terms have been complied with.

*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.

Tuesday, 10th February, 1891

TWO O'CLOCK, P. M.

Prayers by the Rev. *C. Watson*.

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

By Mr. *Kellie*, from *J. E. Walsh* and others, for a Private Bill to incorporate "The Kootenay Lake Telephone Company."

By Mr. *Kellie*, from *Robert Day, Jr.*, and others, for a Private Bill to incorporate "The Toad Mountain and Nelson Tramway Company."

✓ Mr. *Brown* asked leave to introduce a Bill (No. 34) intituled "An Act to prohibit the sale or gift of Tobacco to Minors in certain cases."

Leave granted.

Bill introduced and read a first time.

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

Mr. *Beaven* moved—That Bill (No. 18) intituled "An Act respecting Actions of Libel and Slander," be read a second time now.

The motion was negatived on the following division:—

YEAS:

Messieurs

<i>Semlin,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Keith,</i>
<i>Grant,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Stoddart,</i>
<i>McKenzie,</i>	<i>Milne,</i>	<i>Forster,</i>	<i>Booth—13.</i>
<i>Sword,</i>			

NAYS:

Messieurs

<i>Horne,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Baker,</i>	<i>Hall,</i>	<i>Martin,</i>	<i>Anderson,</i>
<i>Robson,</i>	<i>Nason,</i>	<i>Croft,</i>	<i>Fletcher—17.</i>
<i>Davie,</i>			

Mr. *Sword* moved—That Bill (No. 24) intituled "An Act to amend the 'British Columbia Railway Act, 1890,'" be read a second time now.

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

Bill (No. 17) intituled "An Act respecting Actions of Libel and Slander," was committed, with Mr. *Keith* in the Chair.

The Bill was 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:—

HUGH NELSON.

The Lieutenant-Governor transmits herewith a Bill intituled "An Act to amend 'An Act to provide for the collection of a Tax on Persons,'" and recommends the same to the Legislative Assembly.

*Government House,*  
*10th February, 1891.*

*Ordered,* That the said Message, and the Bill accompanying the same, be referred to a Committee of the Whole to-morrow.

The Honourable Mr. *Vernon* presented, by command of His Honour the Lieutenant-Governor, the Report of the Chief Commissioner of Lands and Works of the Province for the year ending 31st December, 1890.

The Honourable Mr. *Turner* presented a Statement of Special Warrants, signed by His Honour the Lieutenant-Governor, together with the expenditure incurred thereon, between the 1st March, 1890, and 31st January, 1891, required by the "Revenue Act," chap. 102, s. 42.

*Ordered* to be printed.

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The Report on Bill (No. 15) intituled "An Act to amend the Act intituled 'An Act in aid of the Shuswap and Okanagan Railway Company,'" was considered and adopted.  
Bill read a third time and passed.

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

10th February, 1891.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg leave to report that the Standing Orders in connection with the following Petitions have been complied with:—  
The Nelson and Fort Sheppard Railway Company.  
The Vancouver Water-works Company.

GEO. B. MARTIN,  
*Chairman.*

The Report was received and adopted.

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

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

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Wednesday, 11th February, 1891.

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TWO O'CLOCK, P. M.

Prayers by the Rev. *C. Watson*.

Mr. *Brown*, presented a Memorial from the *Woman's Christian Temperance Union* (re Cigarette smoking by Minors).  
Laid on the table.

The following Petitions were read and received:—

From *J. E. Walsh* and others, for a Private Bill to incorporate "The Kootenay Lake Telephone Company.

From *Robert Day, Jr.*, and others, for a Private Bill to incorporate "The Toad Mountain and Nelson Tramway Company."

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

LEGISLATIVE LIBRARY,  
11th February, 1891.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg to recommend the suspension of the Standing Orders until the 26th instant for the presentation of Private Bills.

GEO. B. MARTIN,  
*Chairman.*

The Report was received and adopted.

The Standing Rules and Orders were suspended, and upon the motion of Mr. *Kitchen*, seconded by Mr. *Cotton*, it was *Resolved*,—

That the number of members to form a quorum of the Select Committee to whom was referred the Bill to amend the Municipalities Acts, be reduced from four to three.

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

That whereas considerable excitement is created in the minds of the *Upper Kootenay* Indians by the warlike action taken by the Indians across the boundary;

And whereas such excitement is likely to lead to trouble if it is not allayed;

Therefore be it enacted, That a respectful Address be presented to His Honour the Lieutenant Governor, praying him to move the Dominion Government to cause a patrol of Mounted Police to be sent, during the coming spring, from *Fort McLeod* to *Fort Steele* in the *Upper Kootenay* Valley, there to patrol the country between *Fort Steele* and the *Boundary*.

Mr. *Milne* moved—That Bill (No. 27) intituled “An Act respecting the Observance of Sunday,” be read a second time now.

The motion was negatived upon the following division:—

YEAS :

Messieurs

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

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

*Robson,*  
*Stoddart,*  
*Booth,*

*Turner,*  
*Hunter,*  
*Anderson— 14.*

NAYS :

Messieurs

*Grant.*  
*Kitchen,*  
*Horne,*  
*Smith,*

*Forster,*  
*Keith,*  
*Baker,*  
*Davie,*

*Vernon,*  
*Eberts,*  
*Nason,*  
*Pooley,*

*Martin,*  
*Croft*  
*Rogers,*  
*Fletcher—16.*

Mr. *Martin* asked leave to introduce a Private Bill (No. 36) intituled “An Act to amend the ‘Vancouver Water-works Act, 1886.’”

Leave granted.

Bill introduced and read a first time.

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

*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.

Thursday, 12th February, 1891.

TWO O'CLOCK, P. M.

✓ Prayers by the Rev. *C. Watson*.

Mr. *Keith* presented a Petition from *George Norris* and others, for a Private Bill to incorporate “The Nanaimo Electric Tramway Company, Limited.”

Laid on the table.

The Memorial from the *Woman's Christian Temperance Union* (re Cigarette smoking by Minors), was read and received and *Ordered* to be printed.

Colonel *Baker* presented the First Report from the Select Standing Committee on Railways, as follows:—

12th February, 1891.

MR. SPEAKER:

Your Standing Committee on Railways respectfully recommend to the House that before any of the present Private Railway Bills, before the House, be taken into consideration, the



Government be requested to consider the advisability of amending the present "Railway Act," by introducing a clause which will provide that the right of eminent domain, upon special conditions, but without the necessity for a special charter, be granted as a right to applicants for railway lines.

JAMES BAKER,  
*Chairman.*

The Report was received.

Mr. *Cotton* asked leave to introduce a Private Bill (No. 37) intituled "An Act to incorporate the Burrard Inlet Railway and Ferry Company."

Leave granted.

Bill introduced and read a first time.

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

Pursuant to Order, the House went into Committee of the Whole, with Mr. *Cotton* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of the 9th February, instant, enclosing "An Act respecting Public Schools."

(IN THE COMMITTEE.)

On the motion of the Honourable Mr. *Robson*, seconded by the Honourable Mr. *Turner*, it was *Resolved*,—

That a Bill intituled "An Act respecting the Public Schools," be reported to the House.

The Committee reported the Resolution and the Bill.

Report received and adopted.

Bill (No. 33) intituled "An Act respecting the Public Schools," was then read a first time.

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

Pursuant to Order, the House went into Committee of the Whole, with Mr. *Forster* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of 10th February, instant, enclosing "An Act to amend 'An Act to provide for the Collection of a Tax on Persons.'"

(IN THE COMMITTEE.)

On the motion of the Honourable Mr. *Turner*, seconded by the Honourable Mr. *Davie*, it was *Resolved*,—

That the Committee report to the House a Bill intituled "An Act to amend 'An Act to Provide for the Collection of a Tax on Persons.'"

The Committee reported the Resolution and the Bill.

Report received and adopted.

Bill (No. 35) intituled "An Act to amend 'An Act to Provide for the Collection of a Tax on Persons,'" was read a first time.

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

Pursuant to Order, the House again went into Committee of the Whole, with Mr. *McKenzie* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of 4th February, instant, enclosing a Bill intituled "An Act to amend the 'Assessment Act.'"

(IN THE COMMITTEE.)

Moved by the Honourable Mr. *Turner*, seconded by the Honourable Mr. *Davie*,—

That the Committee report to the House a Bill (No. 16) intituled "An Act to amend the 'Assessment Act.'"

Mr. *Beaven* moved in amendment,—

To strike out all the words after the word “That,” in the first line, and insert:—“in the opinion of the Committee the amendments now proposed to the ‘Assessment Act’ are, in several respects, insufficient, more especially as there is no provision authorizing the Assessor to make a distinction, for the purposes of assessment, between the land itself and the improvements made by the actual settler or the owner (other than improvements made by a railway corporation upon its right of way in the construction of its road bed), so as to reduce the taxation on improvements, or exempt improvements from taxation under the ‘Assessment Act’”

Amendment put and lost.

Original motion put and carried.

The Committee reported the Resolution and the Bill.

The Report was received.

The Honourable Mr. *Turner* moved—That the Report be adopted.

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

“That the Report from the Committee of the Whole on the Message of His Honour the Lieutenant-Governor enclosing a Bill (No. 16) intituled ‘An Act to amend the Assessment Act,’ be not adopted, as this House is of opinion that the Act referred to is of itself insufficient in several respects, amongst other things, it does not authorize the Assessor to make a distinction, for the purposes of assessment, between the land itself and the improvements made by the actual settler or owner (other than improvements made by a railway corporation upon its right of way in the construction of its road bed), so as to reduce the taxation on improvements, or exempt improvements from taxation under the ‘Assessment Act.’”

The amendment was negatived upon the following division:—

YEAS:

Messieurs

*Semlin,*  
*McKenzie,*

*Grant,*

*Milne,*

*Beaven—5.*

NAYS:

Messieurs

*Sword,*  
*Kitchen,*  
*Kellie,*  
*Horne,*  
*Smith,*  
*Brown,*

*Forster,*  
*Keith,*  
*Baker,*  
*Robson,*  
*Davie,*  
*Vernon,*

*Eberts,*  
*Stoddart,*  
*Booth,*  
*Hall,*  
*Nason,*  
*Pooley,*

*Turner,*  
*Croft,*  
*Hunter,*  
*Rogers,*  
*Fletcher—23.*

Original question—“That the Report be adopted,” put and carried.

Bill (No. 16) intituled “An Act to amend the ‘Assessment Act,’” was then read a first time.

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

The Report on Bill (No. 8) intituled “An Act to amend the ‘Land Registry Act,’” was considered and adopted.

Bill read a third time and passed.

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

The Committee reported progress and asked leave to sit again.

*Ordered*, That leave be granted for Monday next.

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

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