

# JOURNALS

## OF THE

# LEGISLATIVE ASSEMBLY

OF THE PROVINCE OF

## BRITISH COLUMBIA

SESSION 1922

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Monday, 30th October, 1922.

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THREE O'CLOCK P.M.

This being the first day of the third meeting of the Fifteenth Parliament or Legislative Assembly of the Province of British Columbia, for the dispatch of business, pursuant to a Proclamation of the Honourable JAMES ALEXANDER MACDONALD, Administrator of the Province, dated the 12th day of September, 1922,

His Honour JAMES ALEXANDER MACDONALD, Administrator of the Province, having entered the House, took his seat on the Throne.

The Hon. Dr. *MacLean*, Provincial Secretary, said:—

*Members of the Legislative Assembly:*

I am commanded by His Honour the Administrator 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.

The Hon. the Premier, the first Member for Victoria City Electoral District, moved, seconded by the Hon. the Minister of Finance, the third Member for Victoria City Electoral District, That *Frederick Arthur Pauline*, Esquire, Member for Saanich Electoral District, do take the Speaker's Chair, and preside over the meeting of this Assembly, and it was so *Resolved*.

*William H. Langley*, Esquire, the Clerk of the House, having declared *Frederick Arthur Pauline*, 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 Administrator 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.

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 King and country, humbly claim all their undoubted rights and privileges, especially that they may have freedom of speech in their debates, access to Your Honour's person at all reasonable times, and that their proceedings may receive from Your Honour the most favourable interpretation.

The Hon. Dr. MacLean then said:—

MR. SPEAKER:

I am commanded by His Honour the Administrator to declare to you that he freely confides in the duty and attachment of the House of Assembly to His Majesty's person and Government, and not doubting that their proceedings will be conducted with wisdom, temper, and prudence, he grants, and upon all occasions will recognize and allow, their constitutional privileges.

I am commanded also to assure you that the Assembly shall have ready access to His Honour upon all reasonable occasions, and their proceedings, as well as your words and actions, will constantly receive from him the most favourable construction.

His Honour the Administrator was then pleased to open the Session by the following gracious Speech:—

*Mr. Speaker and Members of the Legislature:*

I welcome you to the Third Session of the Fifteenth Parliament of British Columbia.

Since you last met, Their Excellencies the Governor-General of Canada and Lady Byng have visited the Province and have been most loyally welcomed at all points.

During the period since your last Session, continued representations have been made to the Dominion Board of Railway Commissioners for the reduction of railway transportation rates, and for the entire removal of the discriminatory mountain scale which has been in force for many years in the Province. I am glad to state that a considerable reduction in general rates has been obtained, and that the excess of mountain over prairie rates has been reduced by one-half. It is the intention of the Government to persevere in its efforts for the entire removal of the excess mountain rates scale. To that end an appeal to His Excellency the Governor-General in Council is in course of preparation.

It is a matter of regret that the application of the Government to secure the prohibition of the importation of liquor into British Columbia, except by the Provincial Government, did not receive the approval of the Canadian Senate. It is the intention of the Government again to apply to the Dominion Parliament for the powers desired.

It will be satisfactory for you to know that the opinion expressed by the Honourable the Minister of Finance in his March, 1921, Budget Speech, respecting the stabilizing of rates of exchange between Canada and the United States, has been more than justified, that the exchange is now at par, and that the market for our long-term refunding bonds has very materially improved.

Substantial progress has been made with the cruising and reassessment of Crown-granted timber lands for the purpose of equalizing taxation.

Reports upon the condition and prospects of the Pacific Great Eastern Railway will be placed before you.

Satisfactory arrangements have been made for a complete consolidation and revision of the Statutes of British Columbia.

Substantial and gratifying progress has been made with the work of reclamation of Sumas Prairie lands.

The Government is taking steps to ascertain the value, for University purposes, of the lands mentioned in section 7, subsection (2), chapter 50 of the Statutes of 1920, and how said lands may best be dealt with to produce the maximum of value.

The following Bills will be submitted for your approval:—

- For the purpose of ratifying an agreement between the Dominion and the Province providing for a survey of the iron-ore resources of British Columbia;
- For the consolidation and revision of the "Public Schools Act";
- For the consolidation of the Statutes relating to public printing;
- For the amendment of the "Workmen's Compensation Act";
- For amending the "Forest Act," providing additional safeguards against fire;
- And for further amendments tending to the better enforcement of the "Government Liquor Act."

Copies of Balance-sheets and Statements of Profit and Loss under the operation of the "Government Liquor Act" will shortly be placed before you.

The Public Accounts for the fiscal year 1921-22 will be brought down at an early date.

The Estimates of Revenue and Expenditure, prepared with due regard to economy and to the necessities of the Province, will be submitted for your approval.

*Members of the Legislature:*

In leaving you to your deliberations, I have confidence that you will apply your best endeavours to the solution of the problems before you, and I pray the blessing of Providence on your labours.

His Honour the Administrator was then pleased to retire.

Prayers by the Rev. W. L. Clay, D.D.

The Hon. the Premier reported that under the powers conferred by subsection (2) of section 6 of the "Civil Service Act Amendment Act," being chapter 13 of the Statutes of 1920, His Honour the Lieutenant-Governor, by and with the advice of his Executive Council, was pleased to appoint on the 23rd day of February, 1922, John Lillie White, Esquire, of Victoria, Clerk of the Legislative Assembly, *vice* John Keen, Esquire, deceased.

And that the said John Lillie White, Esquire, having since resigned as Clerk of the Legislative Assembly, the Hon. the Administrator, by and with the advice of his Executive Council, has been pleased to appoint on the 21st day of October, 1922, William Henry Langley, Esquire, of Victoria, B.C., Clerk of the Legislative Assembly.

On the motion of the Hon. Mr. *Oliver*, seconded by the Hon. Mr. *Hart*, it was *Resolved*, That the said appointments be now ratified under the said Act.

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

The Certificates of the Deputy Provincial Secretary of the result of the election of Members to represent the respective Electoral Districts of Omineca, Revelstoke, Nelson, and Cranbrook were read and *Ordered* to be placed on the Journals of the House, as follows:—

"PROVINCIAL SECRETARY'S OFFICE,

"VICTORIA, October 27th, 1922.

"Whereas a vacancy occurred in the Legislative Assembly by reason of the acceptance of office by the Hon. *Alexander Malcolm Manson*, late Member for the Omineca Electoral District; and

"Whereas on the 2nd day of February, 1922, a writ for the election of a Member to represent such Electoral District was duly issued to the Returning Officer of the said District:

"Now I do hereby certify that on the 25th day of February, 1922, the said writ was returned to me by the Returning Officer, with his certificate endorsed thereon, whereby it appears that the electors of the said District have chosen the Hon. *Alexander Malcolm Manson* by acclamation to represent the Omineca Electoral District in the Legislative Assembly.

"J. L. WHITE,

"Deputy Provincial Secretary.

"To the Clerk of the Legislative Assembly."

“PROVINCIAL SECRETARY’S OFFICE,

“VICTORIA, October 27th, 1922.

“Whereas a vacancy occurred in the Legislative Assembly by reason of the acceptance of office by *William Henry Sutherland*, late Member for the Revelstoke Electoral District; and

“Whereas on the 6th day of February, 1922, a writ for the election of a Member to represent such Electoral District was duly issued to the Returning Officer of the said District:

“Now I do hereby certify that on the 6th day of March, 1922, the said writ was returned to me by the Returning Officer, with his certificate endorsed thereon, whereby it appears that the electors of the said District have chosen the Hon. *William Henry Sutherland* to represent the Revelstoke Electoral District in the Legislative Assembly.

“J. L. WHITE,

“Deputy Provincial Secretary.

“To the Clerk of the Legislative Assembly.”

“PROVINCIAL SECRETARY’S OFFICE,

“VICTORIA, October 27th, 1922.

“Whereas a vacancy occurred in the Legislative Assembly by reason of the resignation of *William Oliver Rose*, the late Member for the Nelson Electoral District; and

“Whereas on the 6th day of March, 1922, a writ for the election of a Member to represent such Electoral District was duly issued to the Returning Officer of the said District:

“Now I do hereby certify that on the 25th day of March, 1922, the said writ was returned to me by the Returning Officer, with his certificate endorsed thereon, whereby it appears that the electors of the said District have chosen *Kenneth Campbell* to represent the Nelson Electoral District in the Legislative Assembly.

“J. L. WHITE,

“Deputy Provincial Secretary.

“To the Clerk of the Legislative Assembly.”

“PROVINCIAL SECRETARY’S OFFICE,

“VICTORIA, October 27th, 1922.

“Whereas a vacancy occurred in the Legislative Assembly by reason of the resignation of the Hon. *James Horace King*, the late Member for the Cranbrook Electoral District; and

“Whereas on the 28th day of July, 1922, a writ for the election of a Member to represent such Electoral District was duly issued to the Returning Officer of the said District:

“Now I do hereby certify that on the 14th day of September, 1922, the said writ was returned to me by the Returning Officer, with his certificate endorsed thereon, whereby it appears that the electors of the said District have chosen *Noel Stirling Austin Arnold Wallinger* to represent the Cranbrook Electoral District in the Legislative Assembly.

“J. L. WHITE,

“Deputy Provincial Secretary.

“To the Clerk of the Legislative Assembly.”

The Hon. *Alexander Malcolm Manson*, having been duly sworn, was introduced by the Hon. the Premier and the Hon. the Minister of Lands, and took his seat.

The Hon. *William Henry Sutherland*, having been duly sworn, was introduced by the Hon. the Premier and the Hon. the Provincial Secretary, and took his seat.

*Kenneth Campbell*, Esquire, having been duly sworn, was introduced by the Hon. the Premier and the Hon. the Minister of Finance, and took his seat.

*Noel Stirling Austin Arnold Wallinger*, Esquire, having been duly sworn, was introduced by *W. J. Bowser*, Esquire, and *James Schofield*, Esquire, and took his seat.

On the motion of the Hon. Mr. *Manson*, Bill (No. 1) intituled “An Act to amend the ‘Inferior Courts Practitioners Act’” was introduced, read a first time, and *Ordered* to be read a second time at the next sitting.

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On the motion of the Hon. Mr. *Oliver*, seconded by the Hon. Mr. *Pattullo*, it was *Resolved*, That the Speech of His Honour the Administrator be taken into consideration to-morrow, and that this Order have precedence over all other business, except the introduction of Bills, until disposed of.

*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;
6. On Agriculture;
7. On Municipal Matters;

which said Committees shall severally be empowered to examine and inquire into all such matters and things as shall be referred to them by this House, and to report from time to time their observations and opinions thereon, with power to send for persons, papers, 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 following papers were presented:—

By the Hon. the Minister of Finance—The Public Accounts of the Province of British Columbia for the Fiscal Year ended 31st March, 1922.

By the Hon. the Attorney-General—The Annual Report of the Department of Labour for the Year ended 31st December, 1921.

By the Hon. the Attorney-General—The Report of the Inspector of Municipalities for the Year ended December 31st, 1921.

By the Hon. the Attorney-General—The Annual Report of the Provincial Game Warden, 1921.

*Resolved*, That the House, at its rising, do stand adjourned until 2 o'clock p.m. to-morrow.

And then the House adjourned at 3.37 p.m.

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Tuesday, 31st October, 1922.

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TWO O'CLOCK P.M.

Prayers by the Rev. W. *Stevenson*.

Mr. *Clearihue* presented a petition from the Corporation of the City of Victoria, for leave to introduce a Private Bill amending the "Victoria City Act, 1921," and for further powers. (No. 1.)

Pursuant to Order, the House proceeded to take into consideration the Speech of His Honour the Administrator at the opening of the Session.

Dr. *K. C. MacDonald* (North Okanagan) moved, seconded by Mr. *Campbell* (Nelson City),—

That the following humble Address be presented to His Honour the Administrator:—

“We, His Majesty’s most dutiful and loyal subjects, the Legislative Assembly of British Columbia in Session assembled, beg leave to thank Your Honour for the gracious Speech which Your Honour has addressed to us at the opening of the present Session.”

Mr. *Neelands* moved in amendment, seconded by Mr. *Guthrie*,—

That the motion of the Hon. Member for North Okanagan and seconded by the Hon. Member for Nelson City be amended by adding thereto the following words:—

“And, further, we humbly desire to express our regret that Your Honour has not been advised to refer to the widespread misery due to large numbers of the working class being unable to find employment, and to direct this Legislature to legislate promptly and effectively in the interests of the unemployed.”

The House divided, and the amendment was negatived on the following division:—

YEAS—19.

Messieurs

<i>Hanes,</i>	<i>McRae,</i>	<i>Schofield,</i>	<i>McKenzie, W. A.,</i>
<i>Neelands,</i>	<i>Catherwood,</i>	<i>Burde,</i>	<i>Jones,</i>
<i>Guthrie,</i>	<i>Pearson,</i>	<i>Hunter,</i>	<i>Bowser,</i>
<i>Uphill,</i>	<i>McDonald, A.,</i>	<i>Hinchliffe,</i>	<i>Pooley.</i>
<i>Wallinger,</i>	<i>Esling,</i>	<i>Lister,</i>	

NAYS—24.

Messieurs

<i>Menzies,</i>	<i>Anderson,</i>	<i>Campbell,</i>	<i>Whiteside,</i>
<i>Clearihue,</i>	<i>Paterson,</i>	<i>Ramsay,</i>	<i>Smith, Mrs.</i>
<i>Jackson,</i>	<i>Hart,</i>	<i>Henniger,</i>	<i>Barrow,</i>
<i>Perry,</i>	<i>Oliver,</i>	<i>Kerwin,</i>	<i>Sutherland,</i>
<i>Yorston,</i>	<i>Manson,</i>	<i>Mackenzie, I. A.,</i>	<i>Pattullo,</i>
<i>MacDonald, K. C.,</i>	<i>Stoan,</i>	<i>Buckham,</i>	<i>MacLean.</i>

Debate resumed.

Mr. *Hinchliffe* moved in amendment, seconded by Mr. *Lister*,—

That the following words be added to the motion on the Address in reply to the Speech from the Throne:—

“This House regrets that the Government has not caused to be made by independent investigators an open and comprehensive investigation of the public educational system of, and the public education provided in, this Province, in order that methods for remedying any defects, deficiencies, or excesses that might be found in such public educational system and public education might have been considered by this Legislature at its present Session.”

The debate continuing, a point of order was raised by the Hon. the Premier.

Mr. Speaker reserved his decision.

On the motion of Mr. *Hinchliffe*, the debate was adjourned to the next sitting.

The Hon. the Attorney-General presented the following papers:—

First Annual Report of the Liquor Control Board for the Period June 15th, 1921, to March 31st, 1922.

Balance-sheet of the Liquor Control Board for the Six Months ending September 30th, 1922.

Report of the Superintendent of the Provincial Industrial School for Girls for the Year ending October 31st, 1922.

The Hon. the Premier presented the following papers:—

Report of the Engineering and Economic Features of the Pacific Great Eastern Railway.

Report of Examination of Natural Resources of the Pacific Great Eastern Railway.

Report of the Pacific Great Eastern Railway.

Annual Report of the Workmen’s Compensation Board for the Year ending December 31st, 1921.

The Hon. Mr. *Manson* presented to Mr. Speaker a Message from His Honour the Administrator, which read as follows:—

J. A. MACDONALD,  
*Administrator.*

The Administrator transmits herewith a Bill intituled "An Act to amend the 'Summary Convictions Act,'" and recommends the same to the Legislative Assembly.

*Government House,*  
*October 30th, 1922.*

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

(IN THE COMMITTEE.)

*Resolved,* That the Committee rise and report to the House, recommending the introduction of a Bill (No. 10) intituled "An Act to amend the 'Summary Convictions Act,'" a draft of which is annexed to this Resolution.

Resolution and Bill reported.  
Bill introduced and read a first time.  
Second reading at the next sitting.

The Hon. Mr. *Manson* presented to Mr. Speaker a Message from His Honour the Administrator, which read as follows:—

J. A. MACDONALD,  
*Administrator.*

The Administrator transmits herewith a Bill intituled "An Act to provide for the Maintenance of Children of Unmarried Parents," and recommends the same to the Legislative Assembly.

*Government House,*  
*October 30th, 1922.*

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

(IN THE COMMITTEE.)

*Resolved,* That the Committee rise and report to the House, recommending the introduction of a Bill (No. 11) intituled "An Act to provide for the Maintenance of Children of Unmarried Parents," a draft of which is annexed to this Resolution.

Resolution and Bill reported.  
Bill introduced and read a first time.  
Second reading at the next sitting.

On the motion of the Hon. Mr. *Manson*, Bill (No. 7) intituled "An Act to provide for the Maintenance of Parents by their Children" was introduced, read a first time, and *Ordered* to be read a second time at the next sitting.

*Resolved,* That the House, at its rising, do stand adjourned until 2 o'clock p.m. to-morrow.

And then the House adjourned at 5.35 p.m.