

Friday, 9th March, 1906.

TWO O'CLOCK, P.M.

Prayers by the Rev. *T. W. Gladstone*.

On the motion of Mr. *Ross*, Bill (No. 90) intituled "An Act to amend the 'Companies Act Amendment Act, 1904,'" was introduced, read a first time and *Ordered* to be read a second time at the next sitting of the House.

Pursuant to Order, the Report of the Committee of Ways and Means was adopted.

The Hon. Mr. *Tatlow* presented Bill (No. 89) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia."

Ordered, That the same be forthwith referred to a Committee of the Whole.

(IN THE COMMITTEE.)

Resolved, That Bill (No. 89) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia," be reported to the House.

The Chairman reported the Resolution and the Bill.

Report adopted.

Bill read a first time.

Ordered to be read a second time at the next sitting of the House.

Mr. *Hall* asked the Hon. the Chief Commissioner of Lands and Works the following questions:—

1. Has the Government received any communication or application from any person or persons or bodies corporate in respect to any application, or intended application, to acquire any portion of the Songhees Indian Reserve?

2. If so, will the Government produce copies of all such communications before the House for its information? And also, what action has been taken by the Government in respect to such communications?

3. Has the Government taken any steps looking to the removal of the Indians from said Reserve?

4. If so, what steps has the Government taken toward removing the said Indians?

The Hon. Mr. *Green* replied as follows:—

"1. Yes.

"2. Yes.

"3. No definite action.

"4. Negotiations are now in progress."

On the third reading of Bill (No. 48) intituled "An Act to amend the 'Columbia and Western Railway Subsidy Act, 1896,'" Mr. *Oliver* moved in amendment that the Order for the third reading be discharged and the Bill be re-committed for the purpose of considering the following amendment:—

To add as a new section:—

"This Act shall not come into force or effect unless and until the Company enters into a binding contract or agreement with the Government that the freight and passenger rates or tolls to be levied and taken by the Company shall be regulated and fixed, as provided by section 31 of chapter 163 of the Revised Statutes of British Columbia."

Negatived on the following division:—

YEAS :

Messieurs

Drury,
Brown,
McNiven,

Murphy,
Jones,
Evans,

Oliver,
J. A. Macdonald,
Henderson,

Munro,
Paterson,
Cameron—12.

NAYS :

Messieurs

<i>Hawthornthwaite,</i>	<i>Clifford,</i>	<i>Green,</i>	<i>Young,</i>
<i>Williams,</i>	<i>Bowser,</i>	<i>Fulton,</i>	<i>Gifford,</i>
<i>Tatlow,</i>	<i>Fraser,</i>	<i>Garden,</i>	<i>Grant,</i>
<i>McBride,</i>	<i>Ross,</i>	<i>Taylor,</i>	<i>Manson—18.</i>
<i>Cotton,</i>	<i>A. McDonald.</i>		

Mr. *Oliver* moved in amendment that the Order for the third reading of the Bill be discharged, and the Bill re-committed for the purpose of considering the following amendment :—

To add as a new section :—

“This Act shall not come into force until the security of fifty thousand dollars provided for by section 3 of chapter 8, Statutes of 1896, has been paid into the Provincial Treasury as liquidated and ascertained damages, provided by said section 3.”

Negatived on the following Division :—

YEAS :

Messieurs

<i>Drury,</i>	<i>Murphy,</i>	<i>Oliver,</i>	<i>Munro,</i>
<i>Brown,</i>	<i>Jones,</i>	<i>J. A. Macdonald,</i>	<i>Paterson,</i>
<i>McNiven,</i>	<i>Evans,</i>	<i>Henderson,</i>	<i>Cameron—12.</i>

NAYS :

Messieurs

<i>Hawthornthwaite,</i>	<i>Clifford,</i>	<i>Green,</i>	<i>Young,</i>
<i>Williams,</i>	<i>Bowser,</i>	<i>Fulton,</i>	<i>Gifford,</i>
<i>Tatlow,</i>	<i>Fraser,</i>	<i>Garden,</i>	<i>Grant,</i>
<i>McBride,</i>	<i>Ross,</i>	<i>Taylor,</i>	<i>Manson—18.</i>
<i>Cotton,</i>	<i>A. McDonald,</i>		

Bill read a third time on the same division.

Bill (No. 88) intituled “An Act to amend Chapter 54 of the Statutes of 1902,” was read a third time and passed.

The Report on Bill (No. 34) intituled “An Act to amend the ‘Public Schools Act,’” was considered.

Mr. *Hall* moved the following amendment :—

To add at the end of section 24 the following : “and by striking out the word ‘householder,’ in first line of said section, and substituting therefor the word ‘ratepayer.’”

Negatived.

Mr. *Hall* moved the following amendment :—

To strike out in the seventh line of section 29 all the words after “purposes.”

Negatived.

Report adopted.

Third reading to-morrow.

Bill (No. 46) intituled “An Act to Accelerate the Incorporation of the City of North Vancouver,” was committed.

Reported complete with amendments.

Report to be considered at the next sitting of the House.

Bill (No. 81) intituled “An Act to amend the ‘Water Clauses Consolidation Act, 1897,’” was committed.

Reported complete with amendments.

Report to be considered at the next sitting of the House.

Bill (No. 79) intituled "An Act to provide for the Establishment of a Provincial Stock-breeders' Association, and for the Introduction, Exhibition, Improvement, Purchase and Sale of Pure Bred Live Stock," was committed.

Progress reported.

Committee to sit again at the next sitting of the House.

Resolved, That the House, at its rising, do stand adjourned until 8:30 o'clock to-night.

And then the House adjourned at 6 P.M.

Friday, 9th March, 1906.

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

Mr. *Garden* moved, seconded by Mr. *Taylor*, that the report of the Kaien Island Investigation Committee be adopted.

Mr. *Henderson* moved in amendment, seconded by Mr. *Brown*, to strike out all the words of the Resolution after the first word "That," and to substitute therefor the following words:—

"this House disagrees with the finding of said Select Committee in the particulars mentioned below, and hereby declares the opinion of this House to be as follows:—

"1. That the Provincial Reserve dated 12th October, 1891, did not extend to Kaien Island, and was not intended so to do.

"2. That the applications under the land laws of the Province, under the South African War Grant Act and under the Mineral Act, were not considered by the Government upon their merits; but that the same were rejected under the subterfuge of applying the reserve of 1891 to said lands, contrary to the purport and intention of the Order in Council creating the same.

"3. That the Government did not deal directly with the Grand Trunk Pacific Railway Company, but, on the contrary, with a band of adventurers (male and female) who applied for the said lands for purely speculative purposes, to the knowledge of the Government. That the Government had no communication, either verbal or written, with any representative of the Grand Trunk Pacific prior to the passing of the Order in Council of May, 1904, and that the telegram of the 29th of April was a mere move in the game to enable the speculators to contend that they could carry out their original intention of procuring the establishment of the Grand Trunk Pacific Terminus on these lands, and to give the Government a pretense—a very specious one at that—that they had heard, in an indirect way, if not in a direct way, from the Grand Trunk Pacific Company.

"4. That by the Order in Council of May, 1904, the Government placed in the hands of Messrs. *Anderson* and *Larsen* one of the most valuable public assets in the Province, for barter with the Grand Trunk Pacific; and that *Anderson*, shortly after the passing of the Order in Council, proceeded to Montreal, where he succeeded in getting an agreement from the Grand Trunk Pacific to pay himself and *Larsen* \$40,000 for the concession which they had obtained from the Government by said Order in Council.

"5. That no satisfactory evidence was offered to show the ultimate fate of this \$40,000 agreement.

"6. That the Government had no power to make this grant, either to Messrs. *Anderson* and *Larsen* or to the Grand Trunk Pacific, without the assent of the Legislature, and that the Ministers wrongly advised His Honour the Lieutenant-Governor and obtained the Order in Council contrary both to the spirit and to the letter of the law.

"7. That the Government took no steps whatever to ascertain whether or not the grant in question was in the public interest. That the Ministers had no knowledge upon which to proceed in deciding that question, and, beyond making one or two modifications in Mr. *Bodwell's* original proposal, were utterly reckless with the rights of the Province.

"8. That the provision to divide the foreshore into blocks of not less than 1,000 feet was a most unwise one, and enables the Grand Trunk Pacific to divide the foreshore into large blocks, and after the Government has selected its block, or blocks, to place its terminals and wharves in such a position as to render almost valueless that portion of the foreshore belonging to the Government.

"9. That by reason of the secrecy maintained by the Government and Messrs. *Larsen* and *Anderson*, the said *Larsen* and *Anderson* and their immediate associates were enabled to obtain other lands including North and South Porpoise Islands, contiguous to Kaien Island and the proposed railway line, to the extent of over 3,000 acres.

"10. That *James Anderson* received from his partner, *Larsen*, in settlement of their interests in Kaien Island and other adventures in the immediate neighbourhood, the sum of \$10,000, besides salary and expenses; that he also received one-sixteenth interest in North and South Porpoise Islands and in other lands contiguous to Kaien Island, located by him under South African War scrip, and also about five square miles of coal lands some distance down the Coast."

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>Davidson,</i>	<i>Cotton,</i>	<i>Ross,</i>	<i>Taylor,</i>
<i>Hawthornthwaite,</i>	<i>Ellison,</i>	<i>A. McDonald,</i>	<i>Wright,</i>
<i>Williams,</i>	<i>Clifford,</i>	<i>Green,</i>	<i>Young,</i>
<i>Tatlow,</i>	<i>Bowser,</i>	<i>Fulton,</i>	<i>Macgowan,</i>
<i>McBride.</i>	<i>Fraser,</i>	<i>Garden,</i>	<i>Manson—20.</i>

NAYS :

Messieurs

<i>Drury,</i>	<i>Evans,</i>	<i>J. A. Macdonald,</i>	<i>Paterson,</i>
<i>Brown,</i>	<i>Tanner,</i>	<i>Henderson,</i>	<i>Hall,</i>
<i>McNiven,</i>	<i>Oliver,</i>	<i>Munro,</i>	<i>Cameron—12.</i>

Debate resumed on the main question.

(The House continued to sit after midnight.)

Report adopted on the following division:—

YEAS :

Messieurs

<i>Davidson,</i>	<i>Cotton,</i>	<i>Ross,</i>	<i>Taylor,</i>
<i>Hawthornthwaite,</i>	<i>Ellison,</i>	<i>A. McDonald,</i>	<i>Wright,</i>
<i>Williams,</i>	<i>Clifford,</i>	<i>Green,</i>	<i>Young,</i>
<i>Tatlow,</i>	<i>Bowser,</i>	<i>Fulton,</i>	<i>Grant,</i>
<i>McBride,</i>	<i>Fraser,</i>	<i>Garden,</i>	<i>Manson—20.</i>

NAYS :

Messieurs

<i>Drury,</i>	<i>Jones,</i>	<i>J. A. Macdonald,</i>	<i>Wells,</i>
<i>Brown,</i>	<i>Tanner,</i>	<i>Henderson,</i>	<i>Hall,</i>
<i>McNiven,</i>	<i>Oliver,</i>	<i>Munro,</i>	<i>Cameron—12.</i>

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

And then the House adjourned at 4:30 a.m., Saturday, 10th March.

Saturday, March 10th, 1906.

TWO O'CLOCK, P.M.

Moved by Mr. *Garden*, seconded by Mr. *Bowser*, to amend the Rules and Orders by adding the following as a new Rule:—

All applications for changes in the Municipal Clauses Act shall require a notice clearly and distinctly specifying the nature and object of the application.

Such notice shall be published as follows, viz.: In the British Columbia Gazette and in one newspaper published at least once a week, having a large circulation throughout the Province.

Such notice shall continue in each case for a period of at least six weeks during the interval of time between the close of the next preceding Session and the consideration of the proposed changes by the Municipal Committee, and copies of such notice shall be sent by the parties inserting such notice to the Clerk of the House.

Negatived.

On the motion of Mr. *Hawthornthwaite*, seconded by Mr. *Williams*, it was Resolved,—

Whereas the condition of certain private slaughter houses in this Province is such as to endanger the health of the community:

Therefore be it Resolved, That in the opinion of this House the Government should take into immediate consideration some method that will remedy this condition of affairs.

Mr. *Murphy* asked the Hon. the Provincial Secretary the following questions:—

1. Are Indians allowed to slaughter deer during the close season?

2. Is it not the duty of all Provincial Constables to enforce the game laws, and have they been instructed so to do?

3. Is it the intention of the Government at the present Session to bring down a Bill to amend the Game Act, as promised in the speech from the Throne?

The Hon. Mr. *Fulton* replied as follows:—

"1. Under section 12, 'Game Protection Act, 1898,' as re-enacted by section 6 of the 'Game Protection Act Amendment Act, 1905,' Indians are allowed in unorganised parts of the Province to kill deer for their own or their families' use, for food only.

"2. Yes. Instructions have been sent by the Superintendent of Provincial Police, by circular, to all Provincial Constables.

"3. No."

Bill (No. 34) intituled "An Act to amend the 'Public Schools Act,'" was read a third time and passed.

The Report on Bill (No. 36) intituled "An Act to amend the 'Provincial Elections Act,'" was considered.

The Hon. Mr. *Fulton* moved to strike out all the words and figures after the word "section," in line five, section 2, and substitute the figure and words "4 of this Act."

Carried.

The Hon. Mr. *Fulton* moved to add a new section 3, and re-number the following sections:—

"3. Sub-section (e) of section 10 of said Act is hereby amended by inserting in line 35 thereof, between the words "and" and "it," the following words: "with any additions made thereto under the provisions of section 4 of this Act."

Carried.

The Hon. Mr. *Fulton* moved to amend section 3 by inserting between the words "provided" and "place," in the fifth line, the following words: "but at least thirty days before the date fixed for an election."

Carried.

Report, as amended, adopted.

Third reading at the next sitting of the House.

Bill (No. 86) intituled "An Act to authorise, under certain conditions, the Sale by the Corporation of the City of Victoria of certain lands held for Park Purposes in the City of Victoria," was introduced, read a first and second time and committed.

Reported complete with amendments.

Report to be considered at the next sitting of the House.

The Report on Bill (No. 46) intituled "An Act to Accelerate the Incorporation of the City of North Vancouver," was adopted.

Bill read a third time and passed.

Bill (No. 79) intituled "An Act to provide for the Establishment of a Provincial Stock-breeders' Association, and for the Introduction, Exhibition, Improvement, Purchase and Sale of Pure Bred Live Stock," was again committed.

Reported complete without amendment.

Report to be considered at the next sitting of the House.

Bill (No. 89) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia," was read a second time.

Ordered to be committed at the next sitting of the House.

Bill (No. 82) intituled "An Act to amend the 'Liquor Licence Act, 1900,'" was committed.

Reported complete with amendments.

Report to be considered at the next sitting of the House.

Bill (No. 80) intituled "An Act to amend Chapter 18 of the Revised Statutes, 1897," was committed.

Reported complete without amendment.

Report to be considered at the next sitting of the House.

Bill (No. 85) intituled "An Act to amend the 'Victoria Terminal Railway and Ferry Act, 1901,'" was committed.

Reported complete with amendments.

Report to be considered at the next sitting of the House.

Bill (No. 84) intituled "An Act to incorporate The Life-boat and Life-saving Association of British Columbia," was committed.

Reported complete with amendments.

Report to be considered at the next sitting of the House.

Bill (No. 56) intituled "An Act to amend the 'Midway and Vernon Railway Company Act, 1901,'" was read a third time and passed.

The Report on Bill (No. 50) intituled "An Act to incorporate the Royal Plate Glass Insurance Company of Canada," was adopted.

Bill read a third time and passed.

Bill (No. 61) intituled "An Act to amend the 'Vancouver Incorporation Act, 1900,'" was again committed.

Reported complete with amendments.

Report to be considered at the next sitting of the House.

Bill (No. 69) intituled "An Act to amend the 'West Kootenay Power and Light Company (Limited) Act, 1897,'" was committed.

Progress reported.

Committee to sit again at the next sitting of the House.

Resolved, That the House, at its rising, do stand adjourned until 8:30 o'clock to-night.

And then the House adjourned at 6:05 P.M.

Saturday, 10th March, 1906.

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

Bill (No. 36) intituled "An Act to amend the 'Provincial Elections Act,'" was read a third time and passed.

The Report on Bill (No. 81) intituled "An Act to amend the 'Water Clauses Consolidation Act, 1897,'" was adopted.

Bill read a third time and passed.

The Report on Bill (No. 79) intituled "An Act to provide for the Establishment of a Provincial Stock-breeders' Association, and for the Introduction, Exhibition, Improvement, Purchase and Sale of Pure Bred Live Stock." was considered.

The Hon. Mr. *Taitlow* moved to strike out lines 6 and 7 of section 2, and insert in lieu thereof: "'Live stock' shall include the following, viz.: horses, cattle, sheep, pigs, goats, donkeys, dogs, turkeys, geese, ducks, fowl, pigeons, rabbits"

Carried.

Report, as amended, adopted.

Third reading on Monday next.

The Report on Bill (No. 82) intituled "An Act to amend the 'Liquor Licence Act, 1900,'" was adopted.

Bill read a third time and passed.

The Report on Bill (No. 80) intituled "An Act to amend Chapter 18 of the Revised Statutes, 1897," was adopted.

Bill read a third time and passed.

The Report on Bill (No. 85) intituled "An Act to amend the 'Victoria Terminal Railway and Ferry Act, 1901,'" was adopted.

Third reading on Monday next.

The Report on Bill (No. 84) intituled "An Act to incorporate The Life-boat and Life-saving Association of British Columbia," was adopted.

Bill read a third time and passed.

The Report on Bill (No. 86) intituled "An Act to authorise, under certain conditions, the Sale by the Corporation of the City of Victoria of certain lands held for Park Purposes in the City of Victoria," was adopted.

Bill read a third time and passed.

Bill (No. 15) intituled "An Act to consolidate and amend the 'Municipal Clauses Act,' and amending Acts," was again committed.

Reported complete with amendments.

Report to be considered on Monday next.

Bill (No. 89) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia," was committed.

Reported complete without amendment.

Report to be considered on Monday next.

The Report on Bill (No. 61) intituled "An Act to amend the 'Vancouver Incorporation Act, 1900,'" was adopted.

Third reading on Monday next.

Bill (No. 69) intituled "An Act to amend the 'West Kootenay Power and Light Company (Limited) Act, 1897,'" was again committed.

Reported complete with amendments.

On the consideration of the Report Mr. *Fraser* moved that the Bill be withdrawn.

The Hon. Mr. *Cotton* moved in amendment that the further consideration of the Report be adjourned until Monday next.

Amendment carried.

Bill (No. 52) intituled "An Act to amend the 'Pacific Coast Fire Insurance Company's Act, 1890,'" was committed.

Reported complete with amendments.

Report to be considered on Monday next.

Bill (No. 47) intituled "An Act to amend the 'Municipal Elections Act,'" was committed.

Reported complete with amendments.

Report to be considered on Monday next.

Bill (No. 83) intituled "An Act to amend the 'Steam Boiler Inspection Act, 1901,'" was committed.

Progress reported.

Committee to sit again 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 11:55 P.M.

Monday, 12th March, 1906.

TWO O'CLOCK, P.M.

Prayers by the Rev. Canon *Beanlands*.

Mr. *J. A. Macdonald* moved, seconded by Mr. *Oliver*,—

This House declares that the Order in Council of the 3rd of May, 1904, dealing with 10,000 acres of land on Kaien Island was not passed in the public interest.

Negatived on the following division :—

YEAS :

Messieurs :

Drury,
King,
Brown,

Murphy,
Jones,
Evans,

Oliver,
J. A. Macdonald,
Henderson,

Paterson,
Hall,
Cameron—12.

NAYS :

Messieurs :

Davidson,
Hawthornthwaite,
Williams,
Tatlow,
McBride,

Cotton,
Clifford,
Bowser,
Fraser,
Ross,

A. McDonald,
Green,
Fulton,
Garden,
Taylor,

Wright,
Young,
Shatford,
Grant,
Manson—20.

Mr. *Henderson* moved, seconded by Mr. *Brown*,—

Whereas a subsidy of 20,000 acres per mile was granted to the British Columbia Southern Railway Company (then known as the Crow's Nest and Kootenay Railway) by chapter 40 of the Statutes of 1890 :

And whereas, in pursuance of said recited Act, the following lots of land were granted to the said railway :

(A.) 4,588	112,640,	18th August, 1899.
4,589	498,893,	" "
4,590	518,400,	3rd October, 1901.
4,591	358,400,	" "
4,592	769,800,	" "
4,595	627,200,	" "
4,596	870,400,	" "

3,755,733.

(B.) From which the following must be subtracted :—

Sold and agreed	76,417.73
Dominion Government	50,000.00
Morrissey Townsite	371.00
Fernie Townsite	640.00
Crow's Nest Coal Co.	215,120.00

342,548.73

Leaving a balance of 3,413,184.00 acres.

And whereas by section 11 of said Act it is provided as follows :—

"11. The lands acquired by the Company shall not be subject to taxation unless and until the same are used by the Company for other than railway purposes, or leased, sold or alienated, so long as such lands shall be offered by the Company for sale and settlement upon liberal terms, to the satisfaction of the Lieutenant-Governor in Council, and the capital stock and all property, other than lands aforesaid, shall be free from Provincial and Municipal taxation until the expiration of ten years from the completion of the railway."

And whereas by Order in Council 781, dated 6th December, 1899, by arrangement between the Railway Company and the Province, it was provided as follows :—

"On the recommendation of the Hon. the Chief Commissioner of Lands and Works, and under the provisions of 53 Vic., Chap. 40, His Honour the Lieutenant-Governor of British Columbia, by and with the advice of the Executive Council, doth order as follows :—

"That the terms upon which the British Columbia Southern Railway Company shall offer their lands for sale and settlement shall be the same as are provided for by the land laws of this Province.

"That a certified copy of the enclosed Report of the Chief Commissioner of Lands and Works be forwarded to Mr. L. A. Hamilton, the Local Commissioner for the British Columbia Southern Railway Company."

And whereas, the said 3,413,184 acres are not offered for sale under the conditions set out in the said Order in Council, which has, as a matter of fact, been absolutely ignored by the said Company :

And whereas, no portion of the said lands has been assessed or taxed as required by the laws of this Province :

And whereas, notice has been given the Government of the day that this is the actual state of affairs, and they have not taken any action or steps to assess or tax such lands :

And whereas, further, by chapter 8 of the Statutes of 1896, a subsidy was granted to the Columbia and Western Railway Company of certain lands on certain conditions therein named :

And whereas, under said Act 543,312 acres of land were conveyed to the said last-mentioned Railway Company, which said grant was dated October 3rd, 1903 :

And whereas, said lands were to be taxed when alienated by the Company or agreed to be sold :

And whereas, the said Railway conveyed or agreed to sell 271,656 acres to one *F. A. Heinze*, of Butte, Montana, as appears by the public records of this Province, by agreement March 18th, 1898 :

And whereas, this Government came into office June 1st, 1903, and have neglected their manifest duty since that time to tax the lands of the British Columbia Southern Railway Company and the lands of *F. A. Heinze* :

And whereas, the loss of revenue to this Province by reason of this neglect is upwards of \$450,000 since the first day of June, A. D. 1903 :

Be it Resolved, That the present Administration is unworthy the confidence of this House.

Negatived on the following division :—

YEAS :

Messieurs

<i>Drury,</i>	<i>Murphy,</i>	<i>Oliver,</i>	<i>Paterson.</i>
<i>King,</i>	<i>Jones,</i>	<i>J. A. Macdonald,</i>	<i>Hall,</i>
<i>Brown,</i>	<i>Evans,</i>	<i>Henderson,</i>	<i>Cameron—12.</i>

NAYS :

Messieurs

<i>Davidson,</i>	<i>Cotton,</i>	<i>A. McDonald,</i>	<i>Wright,</i>
<i>Hawthornthwaite,</i>	<i>Clifford,</i>	<i>Green,</i>	<i>Young,</i>
<i>Williams,</i>	<i>Bowser,</i>	<i>Fulton,</i>	<i>Shatford,</i>
<i>Tatlow,</i>	<i>Fraser,</i>	<i>Garden,</i>	<i>Grant,</i>
<i>McBride,</i>	<i>Ross,</i>	<i>Taylor,</i>	<i>Manson—20.</i>

The following Bills were read a third time and passed :—

Bill (No. 79) intituled "An Act to provide for the Establishment of a Provincial Stock-breeders' Association, and for the Introduction, Exhibition, Improvement, Purchase and Sale of Pure Bred Live Stock."

Bill (No. 85) intituled "An Act to amend the 'Victoria Terminal Railway and Ferry Act, 1901.'"

Bill (No. 61) intituled "An Act to amend the 'Vancouver Incorporation Act, 1900.'"

The Report on Bill (No. 15) intituled "An Act to consolidate and amend the 'Municipal Clauses Act' and amending Acts," was considered.

Mr. *Evans* moved to add after section 206 the following sections, and the re-numbering of subsequent sections accordingly :—

"207. A Local Option By-law shall be voted on by the people, as hereinafter provided and shall be submitted on the Council receiving a petition from twenty-five per cent. of the resident electors whose names appear on the last Revised Municipal Voters' List of said Municipality, asking them to do so.

"208. Any such By-law shall require the assent of three-fifths of the electors of the Municipality on the Voters' List, voting thereon, and the following proceedings shall be taken for ascertaining such assent.

"209. The Municipal Voters' List referred to in the last preceding section shall include the last Revised List for any Territory added to the Municipality, if the list for such Municipality has been revised.

"210. The Council of such Municipality shall, by a By-law, fix the day, hour and place for taking the vote of the electors on the By-law to be submitted to them at the place designated, which shall be the same as that at which the last Municipal election was held, and shall allot, name and appoint returning officers to take the votes at such place; and such day shall not be less than six, nor more than eight weeks after the passing of the By-law.

"211. The Council shall, after the first and second readings of the proposed By-law, and before the third reading and passing thereof, publish in some newspaper in the Municipality, if one be published therein, and if not, in the newspaper published nearest such Municipality, a notice stating the object or purpose of the proposed By-law, that same has been submitted to the Council and has received its first and second readings, and that a vote thereon of the electors entitled to vote will be taken on the day and at the hour and place fixed under this Act, that the proposed By-law, or a true copy thereof, can be seen on file, until the day of taking the votes, at the office of the Clerk of the Municipality, and that the further considera-

tion of the proposed By-law, after taking such vote, is fixed for the time and place appointed therefor by the Council, naming the time and place, and such notice shall be sent by the Clerk of the Municipality in which the vote is to be taken, and such notice shall be published at least one month before the vote is taken, but no more than one insertion each week shall be necessary.

"212. The Clerk of such Municipality shall prepare and make a list of those entitled to vote on such proposed By-law, and shall, at least ten days before the day of polling, post up a copy of such list in his office in Rural Municipalities, and in the nearest post office, and shall supply a copy of such list to each Deputy Returning Officer.

"213. At such day, hour and place a poll shall be taken, and all proceedings thereon, and for the purpose thereof, shall be conducted in the same manner as voting upon any By-law required by the Municipal Act to be voted upon, except that all Municipal electors shall be entitled to vote thereon.

"214. If any person offering to vote on such By-law be challenged by any voter as being disqualified, the Deputy Returning Officer shall require such person offering to vote the following oath:—

"You swear (or do solemnly affirm) that you are the person whose name is entered, or intended to be entered, on the list which I show you [*the one to be supplied by the Clerk*], that you are twenty-one years of age and a British subject by birth or naturalisation, that you have not voted at this election, that you have not accepted any promise, directly or indirectly, to influence you to vote or indemnify you for your loss of time, or any service connected with the voting on this By-law, that you are entitled to vote on this election, and that you have not been guilty of any act of corruption disintitling you to vote at this election. So help you God.' [*Omit the last four words if party affirms.*]

"215. In case of a dispute as to the result of the voting, any Judge of the Supreme Court, or the Judge of the County Court, within whose jurisdiction the Municipality lies, shall have the same power of determining the question as he has in any case of a contested election under the 'Municipal Elections Act' in force for the time being.

"216. The petition to the Judge may be by an elector of such Municipality, or by the Council thereof, and the proceedings for obtaining the Judge's decision shall be as nearly as may be as in the case of a contested election as aforesaid.

"217. Any such By-law which is carried by the majority required of the duly qualified electors, shall, within six weeks thereafter, be read a third time and passed by the Council of the Municipality.

"218. No licence for the sale of intoxicating or spirituous liquors shall be granted in any Municipality where a By-law has been passed under or by virtue of the last preceding eleven sections hereof, or in any ward of a Municipality where a By-law has been passed in pursuance of the second section following.

"219. Twenty-five per cent. of the electors of a Municipality may petition for a reduction of the number of licences in a Municipality to a stated number, and the same proceedings shall be had as specified in the preceding twelve sections, and in case of a three-fifths vote, as aforesaid, no licence in excess of said stated number shall be granted.

"220. Twenty-five per cent. of the electors of any ward of any Municipality may petition in like manner as before stated, and the like proceedings and the like results, as in the last preceding 13 sections, shall be taken and had with respect to such ward only, as in the case of the whole Municipality *mutatis mutandis*.

"221. The preceding 14 sections shall apply to all Municipalities incorporated under private Acts, including the Cities of Vancouver and New Westminster.

"222. The same proceedings shall be taken, and the same penalties imposed for sale without licence in Municipalities or Wards under Local Option By-law, as for sale without licences in Municipalities or Wards where the issue of licences is allowed.

"223. In case of a petition being presented against such By-law, the By-law shall not be read a third time, and passed by the Council until after the petition has been disposed of, and the time which intervenes between the presenting of the petition and the final disposing thereof, shall not be reckoned as part of the six weeks from the time the same was carried within which the By-law is to receive its third reading and be passed.

"224. At any time after a By-law passed under the preceding sections numbers has been in force for at least three years, the Council of any Municipality, on receiving a petition of twenty-five per cent. of the resident electors, who appeared on the last Revised

Voters' List, shall submit a By-law to repeal such By-law, and all provisions of the seventeen last preceding sections shall apply to the repealing of such By-law."

Negatived on the following division :—

YEAS :

Messieurs

<i>Drury,</i>	<i>Jones,</i>	<i>Henderson,</i>	<i>Cameron</i>
<i>King,</i>	<i>Evans,</i>	<i>Paterson,</i>	<i>Wright,</i>
<i>Brown,</i>	<i>Oliver,</i>	<i>Hall,</i>	<i>Manson,—12.</i>

NAYS :

Messieurs

<i>Murphy,</i>	<i>McBride,</i>	<i>Ross,</i>	<i>Taylor,</i>
<i>Davidson,</i>	<i>Clifford,</i>	<i>Green,</i>	<i>Young,</i>
<i>Hawthornthwaite,</i>	<i>Bowser,</i>	<i>Fulton,</i>	<i>Shatford—15.</i>
<i>Williams,</i>	<i>Fraser,</i>	<i>Garden,</i>	

Mr. *Ross* moved to fill in the blanks in section 324 so as to make the same read :—

"324. This Act shall come into force on the fourteenth day of June, A.D. 1906."

Carried.

Report, as amended, was adopted.

Bill read a third time and passed.

The Report on Bill (No. 89) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia," was adopted.

Third reading at the next sitting of the House.

The Report on Bill (No. 69) intituled "An Act to amend the 'West Kootenay Power and Light Company (Limited) Act, 1897,' " was considered.

Mr. *Brown* moved to strike out section 3 as adopted March 10th, and insert in lieu thereof the following :—

"3. The Lieutenant-Governor in Council shall have the right from time to time to fix the maximum and minimum rate or rates which may be charged by the said Company for power, light and heat supplied, or which may be supplied, by the said Company to the inhabitants, cities, towns, mines, smelters, railways and tramways for any purpose whatever in the Districts of Yale and Kootenay, and the said Company shall not have the right or power to charge or collect any rate or charge in excess thereof."

Negatived on the following division :—

YEAS :

Messieurs

<i>King,</i>	<i>J. A. Macdonald,</i>	<i>Bowser,</i>	<i>Taylor,</i>
<i>Brown,</i>	<i>Henderson,</i>	<i>Fraser,</i>	<i>Grant—11.</i>
<i>Murphy,</i>	<i>Cameron,</i>	<i>Garden,</i>	

NAYS :

Messieurs

<i>Jones,</i>	<i>Hall,</i>	<i>Clifford,</i>	<i>Wright,</i>
<i>Evans,</i>	<i>Tatlow,</i>	<i>Ross,</i>	<i>Young—14.</i>
<i>Oliver,</i>	<i>McBride,</i>	<i>A. McDonald,</i>	
<i>Paterson,</i>	<i>Cotton,</i>	<i>Green,</i>	

The further consideration of the Report was adjourned.

The Report on Bill (No. 52) intituled "An Act to amend the 'Pacific Coast Fire Insurance Company's Act, 1890,'" was adopted.

Bill read a third time and passed.

The Report on Bill (No. 47) intituled "An Act to amend the 'Municipal Elections Act,'" was considered.

Mr. *Hall* moved the following new clauses :—

"The said chapter 68 is hereby amended by adding thereto the following section :—

It shall be unlawful at any Municipal election to provide to or for any elector, or to or for any inhabitant of the Municipality, or any person being within the Municipality, from the day of nomination until after the day of said election, any cockade, ribbon, or other mark of distinction, and no person shall use at any Municipal election flags, banners, placards or bills in any way concerning or having reference to the Municipal election, whether carried by hand or upon vehicles at any such Municipal election. Any person committing an offence against the provision of this section shall, in addition to any other punishment or consequence provided for by Statute, be liable upon summary conviction before a Justice of the Peace to a penalty not exceeding fifty dollars.

It shall be unlawful for any candidate for election at any Municipal election on the day of election to distribute in or in the vicinity of any polling station, cards or printed matter containing representations of ballot papers or ballot marks, or any invitation to vote for any candidate or candidates.

Carried.

Report, as amended, adopted.

Bill read a third time and passed.

Bill (No. 83) intituled "An Act to amend the 'Steam-boiler Inspection Act, 1901,'" was again committed.

Progress reported.

Committee to sit again this evening.

Resolved, That the House, at its rising, do stand adjourned until 8:30 o'clock to-night.

And then the House adjourned at 6:20 P.M.

Monday, 12th March, 1906.

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

Bill (No. 89) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia," was read a third time and passed.

The Report on Bill (No. 69) intituled "An Act to amend the 'West Kootenay Power and Light Company (Limited) Act, 1897,'" was further considered.

Mr. *Bowser* moved to strike out of section 3, as adopted on the 10th of March, all the words after the word "Council," in the fourth line thereof.

Question proposed—"Shall the words proposed to be struck out stand part of the question," and negatived on the following division :—

YEAS :

Messieurs

Jones,
Evans,
Oliver,
Paterson,

Hall,
Tatlow,
McBride,
Cotton,

Ross,
Green,
Fulton,

Wright
Young,
Manson—14.

NAYS :

Messieurs

<i>Drury,</i>	<i>Davidson,</i>	<i>Bowser,</i>	<i>Taylor,</i>
<i>King,</i>	<i>J. A. Macdonald,</i>	<i>Fraser,</i>	<i>Shatford,</i>
<i>Brown,</i>	<i>Henderson,</i>	<i>A. McDonald,</i>	<i>Grant—15.</i>
<i>Murphy,</i>	<i>Cameron,</i>	<i>Garden,</i>	

Report, as amended, adopted.

Third reading at the next sitting of the House.

Bill (No. 83) intituled "An Act to amend the 'Steam Boiler Inspection Act, 1901,'" was again committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 87) intituled "An Act to amend the 'Liquor Traffic Regulation Act,' " was committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

The House resumed the adjourned debate on Bill (No. 77) intituled "An Act to make Provision for Securing the Safety of Passengers travelling on, and for preventing Accidents and Injuries to Employees on, Tramways and Street Railways."

Negatived on the following division :—

YEAS :

Messieurs

<i>Drury,</i>	<i>Jones,</i>	<i>J. A. Macdonald,</i>	<i>Cameron,</i>
<i>Brown,</i>	<i>Evans,</i>	<i>Henderson,</i>	<i>Hawthornthwaite,</i>
<i>McNiven,</i>	<i>Davidson,</i>	<i>Paterson,</i>	<i>Williams—15.</i>
<i>Murphy,</i>	<i>Oliver,</i>	<i>Hall,</i>	

NAYS :

Messieurs

<i>Tatlow,</i>	<i>Bowser,</i>	<i>Garden,</i>	<i>Shatford,</i>
<i>McBride,</i>	<i>Ross,</i>	<i>Taylor,</i>	<i>Grant,</i>
<i>Cotton,</i>	<i>Green,</i>	<i>Wright,</i>	<i>Manson—15.</i>
<i>Clifford,</i>	<i>Fulton,</i>	<i>Young,</i>	

Mr. Speaker voted with the nays.

The Order for the second reading of Bill (No. 20) intituled "An Act to amend the 'Shops Regulation Act, 1900,'" was discharged and the Bill withdrawn.

The House resumed the adjourned debate on the second reading of Bill (No. 42) intituled "An Act for the Protection of Persons Improving Land under a Mistake of Title."

The second reading was negatived on the following division :—

YEAS :

Messieurs

<i>Drury,</i>	<i>Jones,</i>	<i>Henderson,</i>	<i>Cotton,</i>
<i>King,</i>	<i>Evans,</i>	<i>Cameron,</i>	<i>Clifford,</i>
<i>Brown,</i>	<i>Oliver,</i>	<i>McBride,</i>	<i>Fraser—14.</i>
<i>Murphy,</i>	<i>J. A. Macdonald,</i>		

NAYS :

Messieurs

<i>Davidson,</i>	<i>Williams,</i>	<i>Green,</i>	<i>Young,</i>
<i>Paterson,</i>	<i>Tatlow,</i>	<i>Garden,</i>	<i>Shatford,</i>
<i>Hall,</i>	<i>Bowser,</i>	<i>Taylor,</i>	<i>Grant—15.</i>
<i>Hawthornthwaite,</i>	<i>Ross,</i>	<i>Wright,</i>	

The Order for the second reading of Bill (No. 90) intituled "An Act to amend the 'Companies Act Amendment Act, 1904,'" was discharged and the Bill withdrawn.

The Hon. Mr. *Fulton* presented the following papers :—

Copy of the Order in Council relative to the retirement of Mr. *B. H. John*, together with copies of all correspondence passing between Mr. *B. H. John* and any Member of the Government relative to such retirement, and between any Member of the House and the Government.

Return of the Report of the Secretary of the Provincial Board of Health dealing with patent medicines.

His Honour the Lieutenant-Governor having entered the House, and being seated in the Chair,

Mr. *Fell*, the Clerk of the House, read the titles to the following Bills :—

- (No. 2) An Act to amend the "General Trusts Corporation Act, 1905."
- (No. 4) An Act to declare the Law with respect to Ancient Lights."
- (No. 5) An Act to amend the "British Columbia Securities Company Act, 1905."
- (No. 6) An Act respecting the County Court of Atlin.
- (No. 8) An Act to amend the "Provincial Elections Act."
- (No. 9) An Act to amend the "Coal Mines Regulation Act."
- (No. 10) An Act to amend the "Small Debts Act."
- (No. 12) An Act to amend the "Companies Act by providing for the Registration of Companies' Mortgages."
- (No. 13) An Act respecting the Use and Manufacture, within British Columbia, of Timber cut on Lands of the Crown.
- (No. 14) An Act for the Relief and Disincorporation of the Municipality of Dewdney.
- (No. 15) An Act to consolidate and amend the 'Municipal Clauses Act' and amending Acts."
- (No. 16) An Act to amend the "Assessment Act, 1903."
- (No. 17) An Act to give Legislative Sanction to the "Supreme Court Rules, 1906."
- (No. 18) An Act to amend the "Land Act."
- (No. 19) An Act to amend the "Dyking Assessments Adjustment Act, 1905."
- (No. 21) An Act respecting Distress.
- (No. 22) An Act to Ratify an Agreement which has been arrived at between the Dominion and Provincial Governments, respecting the Western Boundary of the Railway Belt,
- (No. 23) An Act to incorporate the Royal Institution for the Advancement of Learning of British Columbia.
- (No. 24) An Act respecting McGill University.
- (No. 25) An Act relating to the Transfer of Land, and to provide for the Registration of Titles to Land."
- (No. 27) An Act respecting the Cancellation and Amendment of Plans.
- (No. 32) An Act to amend the "Statutes and Journals Act."
- (No. 34) An Act to amend the "Public Schools Act."
- (No. 35) An Act for the Extermination of Wild Horses."
- (No. 36) An Act to amend the "Provincial Elections Act."

- (No. 37) An Act to amend the "County Courts Act."
- (No. 39) An Act to amend the "British Columbia Land Surveyors Act, 1905."
- (No. 40) An Act respecting the Measurement of Timber."
- (No. 41) An Act to Cancel the Assessment Roll for the District of North Vancouver for 1906, and to authorise a new Assessment Roll to be prepared.
- (No. 43) An Act to amend the "Benevolent Societies Act."
- (No. 44) An Act to amend the "Health Act."
- (No. 46) An Act to Accelerate the Incorporation of the City of North Vancouver.
- (No. 47) An Act to amend the "Municipal Elections Act."
- (No. 48) An Act to amend the "Columbia and Western Railway Subsidy Act, 1896."
- (No. 49) An Act to amend the "Placer Mining Act."
- (No. 50) An Act to incorporate the Royal Plate Glass Insurance Company of Canada.
- (No. 52) An Act to amend the "Pacific Coast Fire Insurance Company's Act, 1890."
- (No. 53) An Act to incorporate the Kamloops and Yellowhead Pass Railway Company.
- (No. 54) An Act to incorporate the Canadian Plate Glass Insurance Company.
- (No. 55) An Act to incorporate the British Columbia Northern and Alaska Railway Company.
- (No. 56) An Act to amend the "Midway and Vernon Railway Company Act, 1901."
- (No. 57) An Act to Revive, Ratify and Confirm the Cowichan, Alberni and Fort Rupert Railway Company Act.
- (No. 58) An Act to amend the "Lightning Creek Gold Gravels and Drainage Company (Limited Liability) Act, 1906."
- (No. 60) An Act respecting the British Columbia Northern and Mackenzie Valley Railway Company.
- (No. 61) An Act to amend the "Vancouver Incorporation Act, 1900."
- (No. 62) An Act to incorporate the Bella Coola and Fraser Lake Railway Company.
- (No. 63) An Act to incorporate the South-East Kootenay Railway Company.
- (No. 64) An Act to incorporate the St. Mary's and Cherry Creek Railway Company.
- (No. 65) An Act to incorporate the St. Mary's Valley Railway Company.
- (No. 66) An Act relating to the Union Steamship Company of British Columbia, Limited.
- (No. 67) An Act to incorporate the Ashcroft, Barkerville and Fort George Railway Company.
- (No. 70) An Act to incorporate the British Columbia Central Railway Company.
- (No. 71) An Act to amend the "False Creek Foreshore Act, 1904."
- (No. 72) An Act to amend "The Granby Consolidated Mining, Smelting and Power Company Act, 1901."
- (No. 73) An Act to incorporate the Southern Okanagan Railway Company.
- (No. 75) An Act further to amend the "Vancouver General Hospital Act, 1902."
- (No. 79) An Act to provide for the Establishment of a Provincial Stockbreeders' Association, and for the Introduction, Exhibition, Improvement, Purchase and Sale of Pure Bred Live Stock.
- (No. 80) An Act to amend Chapter 18 of the Revised Statutes, 1897."
- (No. 81) An Act to amend the "Water Clauses Consolidation Act, 1897."
- (No. 82) An Act to amend the "Liquor Licence Act, 1900."
- (No. 83) An Act to amend the 'Steam Boiler Inspection Act, 1901.'"
- (No. 84) An Act to incorporate The Life-boat and Life-saving Association of British Columbia.
- (No. 85) An Act to amend the "Victoria Terminal, Railway and Ferry Act, 1901."
- (No. 86) An Act to authorise, under certain conditions, the Sale by the Corporation of the City of Victoria of certain lands held for Park Purposes in the City of Victoria.

(No. 87) An Act to amend the "Liquor Traffic Regulation Act."

(No. 88) An Act to amend Chapter 54 of the Statutes of 1902.

His Honour was pleased, in His Majesty's name, to give assent to these Bills.

The same was announced by the Clerk of the House in the following words:—

"In His Majesty's name, His Honour the Lieutenant-Governor doth assent to these Bills."

Then the Honourable Mr. Speaker addressed His Honour the Lieutenant-Governor as follows:—

MAY IT PLEASE YOUR HONOUR:

We, His Majesty's most dutiful and loyal subjects, the Legislative Assembly of the Province of British Columbia, in Session assembled, approach Your Honour at the close of our labours with sentiments of unfeigned devotion and loyalty to His Majesty's person and Government, and humbly beg to present for Your Honour's acceptance Bill (No. 89) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia."

To this Bill the Clerk of the Legislative Assembly, by His Honour's command, did thereupon say:—

"In His Majesty's name, His Honour the Lieutenant-Governor doth thank His Majesty's loyal subjects, accept their benevolence, and assent to this Bill."

Then His Honour the Lieutenant-Governor was pleased to deliver the following gracious Speech:—

Mr. Speaker and Gentlemen of the Legislative Assembly:

In relieving you from further attendance on your legislative duties, it affords me pleasure to express my appreciation of the earnestness and care which you have displayed in dealing with the many important subjects that have occupied your attention.

The present satisfactory state of the Provincial finances and the prosperous condition of the leading industries of the country are proofs that the measures passed by you at previous Sessions of the Legislature have achieved the desired results.

I thank you for the supplies granted for the administration of the Province, and I am glad to see the liberal provision made for expenditures on public works.

In releasing you for a time from the performance of your legislative work, I sincerely hope that the labours of the Session may tend still further to promote the welfare of the people and the prosperity of the Province.

The Hon. Mr. *Fulton*, Provincial Secretary, then said:—

Mr. Speaker and Gentlemen of the Legislative Assembly:

It is His Honour the Lieutenant-Governor's will and pleasure that the Legislative Assembly be prorogued until it shall please His Honour to summon the same for dispatch of business, and this Provincial Legislative Assembly is hereby prorogued accordingly.

CHAS. E. POOLEY, *Speaker*.