

Thursday, 17th March, 1892.

TWO O'CLOCK, P. M.

The Petition from *A. E. Green* and 209 others, opposing proposed re-opening of saloons on Sundays, was received and *Ordered* to be printed.

Mr. *Cotton* presented a Petition from *Geo. Bamfield* and many others, residents of *New Westminster District*, (*re* taxation of mortgages).

Ruled out of order.

Mr. *Smith* presented a Petition from *Geo. E. Bertram* and 508 others, residents of *Vancouver*, opposing *Twin Cities Tramway Bill*.

Received and *Ordered* to be printed.

Mr. *Kitchen* presented two Petitions from land owners and residents of *Sumas*, supporting *Sumas Reclamation Scheme and Bill*.

Received and *Ordered* to be printed.

The Honourable Mr. *Turner* presented a Return, in detail, showing the date, name, service, and amount paid out of the £200,000 issued under the "Loan Act, 1891," which reduced that sum to \$800,002.65, as per the answer of the Hon. the Minister of Finance and Agriculture on 3rd February, 1892.

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

LEGISLATIVE LIBRARY,
17th March, 1892.

MR. SPEAKER:

Your Committee on Private Bills and Standing Orders beg to report that your Committee have considered a Bill for "An Act to amend the 'Vancouver Incorporation Act, 1886,' and Amendments thereto," and find the Preamble proved, and beg to submit the Bill with amendments.

G. B. MARTIN,
Chairman.

The Report was read and received.

Mr. *Sword* asked leave to introduce a Bill (No. 57) intituled "An Act to amend the 'Marriage Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

The Honourable Mr. *Vernon* asked leave to introduce a Bill (No. 58) intituled "An Act to amend the 'Coal Mines Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

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

That although the export duty has been removed from Douglas fir logs exported from British Columbia in the same manner as the other pine woods in the other Provinces of the Dominion, the duty exacted by the Government of the United States on Douglas fir entering is still retained at two dollars per thousand feet, while pine and other woods of a similar nature which grow in the Eastern Provinces of the Dominion are admitted by the United States Government at the rate of one dollar per thousand;

That whereas under the Canadian tariff pitch pine, redwood, whitewood, and oak are all admitted free, British lumber is sent out to a large extent from the markets of the Eastern Provinces, the pitch pine coming into competition with Douglas fir, and redwood doing the same with British Columbia cedar;

Be it therefore resolved, That a respectful address be presented to His Honour the Lieutenant-Governor requesting him to strongly urge upon the Dominion Government the necessity of imposing a similar duty on pitch pine and redwood imported into Canada to that exacted by the United States Government upon Douglas fir entering the United States, unless the British Columbia Douglas fir is admitted free into the United States.

Mr. *Keith* asked the Hon. the Attorney-General the following question:—

Has any, and if so, what, action been taken by the Government upon the report of the Honourable Mr. Justice *Crease*, transmitting the presentment of the grand jurors at the *Nanaimo* Assizes, held in June, 1891, with respect to the violation of the "Coal Mines Regulation Amendment Act, 1890," by the Union Coal Mines Co., *Comox*, by employing Chinese underground in coal mines, in direct contravention to the laws of this Province?

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

"None."

Pursuant to Order, Bill (No. 21) intituled "An Act to amend the 'Municipal Act, 1891,'" and Bill (No. 27) intituled "An Act to amend the 'Municipal Act, 1891,'" were again committed, with Mr. *McKenzie* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

The Order for the second reading of Bill (No. 38) intituled "An Act to amend the 'Mineral Act, 1891,'" was discharged, and the Bill was referred to the Select Standing Committee on Mining.

The Order for the House to again resolve itself into Committee of the Whole on Bill (No. 28) intituled "An Act to regulate Mining Partnerships," was discharged, and the Bill was referred to the Select Standing Committee on Mining.

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.

Friday, 18th March, 1892.

TWO O'CLOCK, P. M.

Mr. *Kitchen* presented a Petition from *Geo. H. Cobb* and others, opposing Bill to validate certain Debentures of the *Surrey* Municipality.

Laid on the table.

The Hon. Mr. *Turner* asked leave to introduce a Bill (No. 59) intituled "An Act to create a Provincial Board of Horticulture."

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

Mr. *Eberts* asked leave to introduce a Bill (No. 60) intituled "An Act to amend the 'Bills of Sale Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

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

LEGISLATIVE ASSEMBLY,
18th March, 1892.

MR. SPEAKER:

Your Committee on Standing Orders and Private Bills beg to report that they have re-considered their report presented to the House on March 16th, and which report was referred back to your Committee to enable them to amend said report.

Your Committee beg to report the Bill intituled "An Act to Incorporate the Twin Cities Railway and Telephone Company," and, as your Committee are of opinion that the Bill is not in the interests of the public at present, they consider the Preamble not proved to their satisfaction.

Your Committee also beg to report a Bill for "An Act to enable the Corporation of the City of Victoria to borrow certain sums of money, and for other purposes," and submit the same with amendments.

Respectfully submitted.

G. B. MARTIN,
Chairman.

The Report was read and received.

Pursuant to Order, Bill (No. 21) intituled "An Act to amend the 'Municipal Act, 1891,'" and Bill (No. 27) intituled "An Act to amend the 'Municipal Act, 1891,'" were again committed, with Mr. *McKenzie* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for Monday next.

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

EIGHT O'CLOCK, P. M.

The Honourable Mr. *Turner* presented, by command of His Honour the Lieutenant-Governor, Abstract Statements of Public Accounts for the half-year ended 31st December, 1891—period from 1st July to 31st December, 1891.

Bill (No. 35) intituled "An Act to amend and consolidate the Acts for the protection of certain Animals, Birds, and Fishes," was read a second time.

Ordered to be committed on Monday next.

Bill (No. 39) intituled "An Act to amend the 'Agricultural Societies Incorporation Act,'" was read a second time and committed, with Mr. *Milne* in the Chair.

The Bill was reported complete without amendment.

Report adopted.

Bill read a third time and passed.

The Order for the second reading of Bill (No. 46) intituled "An Act to further amend the 'Constitution Act,'" was discharged.

Pursuant to Order, Mr. *Eberts* moved—That Bill (No. 32) intituled "An Act to Incorporate the Coquitlam Electric Company, Limited," be read a second time now.

A debate arose, which was, on the motion of the Hon. Mr. *Davie*, adjourned until Monday next.

Bill (No. 52) intituled "An Act to amend the 'British Columbia Railway Act, 1890,'" 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.

The Report on Bill (No. 11) intituled "An Act to Incorporate the Consumers' Water Works Company, Limited," was further considered and again adjourned until Monday next.

Bill (No. 48) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and Amendments thereto," was read a second time.

Ordered to be committed on Monday next.

Bill (No. 49) intituled "An Act to amend and consolidate the law with respect to Affidavits and Declarations," was read a second time.

Ordered to be committed on Monday next.

Bill (No. 54) intituled "An Act respecting the Cowichan and Salt Spring Island Agricultural Society," was read a second time.

Ordered to be committed on Monday next.

Bill (No. 25) intituled "An Act to amend the 'Cattle Ranges Act,'" was committed, with Mr. *Stoddart* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered on Monday next.

The Order for the House to resolve itself into Committee of the Whole on Bill (No. 26) intituled "An Act to amend the 'British Columbia Railway Act,'" was discharged.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, copies of all petitions, Orders in Council and correspondence in connection with the granting of a Commission of Enquiry into municipal affairs, or in connection with the validating of the election in Richmond Municipality for 1892.

Mr. *Kitchen* presented a Petition from *J. McCutchen* and others, residents of *Chilliwack*, opposing *Sumas* Drainage and Dyking Bill.

Read and received.

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

And then the House adjourned at 11:15 o'clock, p. m.

Monday, 21st March, 1892.

TWO O'CLOCK, P. M.

The Honourable Mr. *Robson* presented a Return giving the average attendance for the months of January and February, 1892, in each Division of all the Schools of *Victoria*, *New Westminster*, *Vancouver*, and *Nanaimo*; also showing the subjects required to be taught by the following:—

(a.) By the Monitor of the 4th Division of *Victoria* Boys' School.

(b.) By the Teachers of the 5th, 6th, 7th, and 8th Divisions of the *Victoria* Boys' School, respectively.

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

MR. SPEAKER:

Your Standing Committee on Railways has the honour to report the Preamble proved of a Bill intituled "An Act to Incorporate the Canadian Northern Railway," and the Bill complete with amendments.

JAMES BAKER,
Chairman.

The Report was read and received.

Pursuant to Order, Bill (No. 21) intituled "An Act to amend the 'Municipal Act, 1891,'" and Bill (No. 27) intituled "An Act to amend the 'Municipal Act, 1891,'" were again committed, with Mr. *McKenzie* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

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,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith a Bill intituled "An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia," and in accordance with the provisions contained in section 54 of "The British North America Act, 1867," he recommends the Bill to the Legislative Assembly.

Government House,
21st March, 1892.

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

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,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith a Bill intituled "An Act to encourage the Deep Sea Fisheries in British Columbia," and in accordance with the provisions contained in section 54 of "The British North America Act, 1867," he recommends the Bill to the Legislative Assembly.

Government House,
21st March, 1892.

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

The Hon. Mr. *Davie* presented a Petition from *John Park* and others, mechanics of the City of *Victoria*, (*re* staging on buildings).

Laid on the table.

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.

Tuesday, 22nd March, 1892.

TWO O'CLOCK, P. M.

The Petition from *Geo. H. Cobb* and others, opposing Bill to validate certain Debentures of the *Surrey* Municipality, was read and received.

The Petition from *John Park* and others, mechanics of the City of *Victoria* (*re* staging on buildings), was read and received.

Mr. *Milne* presented a Petition from *G. Luscombe* and others (*re* Carey Road).
Laid on the table.

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 February, 1891, and the 29th February, 1892, required by the "Revenue Act," chap. 102, sec. 42.

Ordered to be printed.

Pursuant to Order, the House resolved itself into a Committee of the Whole to consider the Message of His Honour the Lieutenant-Governor transmitting a Bill (No. 61) intituled "An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia," with Mr. *Keith* in the Chair.

(IN THE COMMITTEE.)

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

That a Bill intituled "An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia," be reported to the House.

Upon Mr. Speaker resuming the Chair, the Bill was reported, and the Report received.

Upon the motion of the Hon. Mr. *Turner*, Bill (No. 61) intituled "An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia," was read a first time.

Ordered to be read a second time on Friday next.

Pursuant to Order, the House resolved itself into a Committee of the Whole to consider the Message of His Honour the Lieutenant-Governor transmitting a Bill (No. 62) intituled "An Act to encourage the Deep Sea Fisheries of British Columbia," with Mr. *Martin* in the Chair.

(IN THE COMMITTEE.)

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

That a Bill intituled "An Act to encourage the Deep Sea Fisheries of British Columbia," be reported to the House.

Upon Mr. Speaker resuming the Chair, the Bill was reported, and the Report received.

Upon the motion of the Hon. Mr. *Turner*, Bill (No. 62) intituled "An Act to encourage Deep Sea Fisheries of British Columbia," was read a first time.

Ordered to be read a second time on Friday next.

The Honourable Mr. *Robson* moved, seconded by the Honourable Mr. *Davie*,—

That the attention of this House having been directed to a leading article appearing in the *Daily Columbian* newspaper, published on Thursday, the 17th March, 1892, intituled "OUTRAGEOUS PRESUMPTION;"

Resolved, That in the opinion of this House the said leading article is a scandalous libel against certain Members of this House, and is a high contempt of the privileges and of the constitutional authority of this House, and it appearing that the said *Daily Columbian* newspaper is published by *James M. Kennedy* and *Robert Kennedy*, both residents of the City of *New Westminster*;

Be it further resolved, that the said *James M. Kennedy* and *Robert Kennedy* be summoned to appear at the bar of this House on Tuesday next, the 29th day of March, inst., at the hour of two o'clock, P. M., to answer for the said scandalous libel and for the contempt aforesaid.

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

To strike out all the words after "That" and insert the following: "a Select Committee be appointed to take into consideration the circumstances in connection with the article complained of and report to the House what steps, if any, should be taken."

The amendment was negatived on the following division:—

YEAS :

Messieurs

Semlin,
Grant,

McKenzie,
Sword,

Kitchen,
Cotton,

Beaven,
Brown—8.

NAYS :

Messieurs

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

Original motion proposed, and *Resolved* in the affirmative on the following division :—

YEAS :

Messieurs

<i>Grant,</i>	<i>Robson,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Punch,</i>	<i>Davie,</i>	<i>Nason,</i>	<i>Hunter,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Anderson,</i>
<i>Keith,</i>	<i>Stoddart,</i>	<i>Martin,</i>	<i>Fletcher—22.</i>
<i>Baker,</i>	<i>Booth,</i>		

NAYS :

Messieurs

<i>Semlin,</i>	<i>Sword,</i>	<i>Cotton,</i>	<i>Brown—6.</i>
<i>McKenzie,</i>	<i>Kitchen,</i>		

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

EIGHT O'CLOCK, P. M.

Mr. *Sword* asked leave to introduce a Bill (No. 63) intituled "An Act to amend the 'Drainage Dyking, and Irrigation Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Thursday next.

Bill (No. 42) intituled "An Act to amend the 'Columbia and Kootenay Railway and Navigation Company's Act, 1890,'" was read a second time.

Ordered to be committed on Monday next.

Bill (No. 30) intituled "An Act to enable the Corporation of the City of Victoria to borrow certain sums of money, and for other purposes," was read a second time.

Ordered to be committed to-morrow.

Pursuant to Order, Bill (No. 21) intituled "An Act to amend the 'Municipal Act, 1891,'" and Bill (No. 27) intituled "An Act to amend the 'Municipal Act, 1891,'" were again committed, with Mr. *McKenzie* 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 11:30 o'clock, p. m.

Wednesday, 23rd March, 1892.

TWO O'CLOCK, P. M.

The Petition from *G. Luscombe* and others (*re* Carey Road), was read and received.

Mr. *Nason* presented a Petition from *Samuel Handy*, *A. C. McAlpin*, and 1,200 others, supporting amendment to "License Regulation Act."

Read and received.

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

MR. SPEAKER:

LEGISLATIVE LIBRARY,
23rd March, 1892.

Your Committee on Standing Orders and Private Bills beg to report that they have considered a Bill for "An Act relating to certain Public Works in the District of Surrey," and find the Preamble proved, and beg to report the same to the House with amendments, together with evidence taken before your Committee on consideration of the Bill.

G. B. MARTIN,
Chairman.

The Report was received.

Bill (No. 30) intituled "An Act to enable the Corporation of the City of Victoria to borrow certain sums of money, and for other purposes," was committed, with Mr. *Stoddart* 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 5:40 o'clock, p. m.

Thursday, 24th March, 1892.

TWO O'CLOCK, P. M.

Bill (No. 56) intituled "An Act respecting the profession of Architects," was read a second time.

Ordered to be committed on Saturday next.

Bill (No. 57) intituled "An Act to amend the 'Marriage Act,'" was read a second time.

Ordered to be committed on Saturday next.

Bill (No. 58) intituled "An Act to amend the 'Coal Mines Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 59) intituled "An Act to create a Provincial Board of Horticulture," was read a second time.

Ordered to be committed on Monday next.

Bill (No. 60) intituled "An Act to amend the 'Bills of Sale Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 18) intituled "An Act to amend the 'Victoria and Esquimalt Telephone Company's Act, 1880,'" was committed, with Mr. *Anderson* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 20) intituled "An Act to Incorporate the Association of the Sisters of Charity of Providence in British Columbia," was committed, with Mr. *Rogers* in the Chair.

The Bill was reported complete without amendment.

Report *Ordered* to be considered to-morrow.

Bill (No. 23) intituled "An Act to create the Roman Catholic Bishop of Vancouver Island, and his successor in office, a Corporation Sole," was read a second time.

Ordered to be committed to-morrow.

Bill (No. 22) intituled "An Act to Incorporate the Sisters of St. Anne in the Province of British Columbia," was read a second time.

Ordered to be committed to-morrow.

Bill (No. 16) intituled "An Act to Incorporate the Kaslo and Slocan Railway Company" was committed, with Mr. *Smith* in the Chair.

The Bill was reported complete without amendment.

Report *Ordered* to be considered to-morrow.

Bill (No. 29) intituled "An Act to authorize the Kootenay Power Company, Limited, to construct tramways and electric and other works in the vicinity of Nelson," was read a second time.

Ordered to be committed to-morrow.

The adjourned debate on the second reading of Bill (No. 24) intituled "An Act to make certain provision in respect to City Municipalities," was resumed.

The motion was negatived.

Pursuant to Order, Bill (No. 21) intituled "An Act to amend the 'Municipal Act, 1891,'" and Bill (No. 27) intituled "An Act to amend the 'Municipal Act, 1891,'" were again committed, with Mr. *McKenzie* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for this evening.

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

EIGHT O'CLOCK, P. M.

Pursuant to Order, Bill (No. 21) intituled "An Act to amend the 'Municipal Act, 1891,'" and Bill (No. 27) intituled "An Act to amend the 'Municipal Act, 1891,'" were again committed, with Mr. *McKenzie* 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 11 o'clock.

Friday, 25th March, 1892.

TWO O'CLOCK, P. M.

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

LEGISLATIVE LIBRARY,
25th March, 1892.

MR. SPEAKER:

Your Committee on Standing Orders and Private Bills beg to report "An Act to Incorporate the Sumas Reclamation Company," and submit the same with amendments.

Respectfully submitted,

G. B. MARTIN,
Chairman.

The Report was received.

Pursuant to Order, Bill (No. 21) intituled "An Act to amend the 'Municipal Act, 1891,'" and Bill (No. 27) intituled "An Act to amend the 'Municipal Act, 1891,'" were again committed, with Mr. *McKenzie* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

Bill (No. 34) intituled "An Act to amend the 'British Columbia University Amendment Act, 1891,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 41) intituled "An Act to repeal the 'Inferior Courts Practitioners' Act,' and to substitute other provisions therefor," was read a second time on the following division:—

YEAS:

Messieurs

<i>Smith,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Brown,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Robson,</i>	<i>Stoddart,</i>	<i>Martin,</i>	<i>Anderson,</i>
<i>Davie,</i>	<i>Nason,</i>	<i>Croft,</i>	<i>Fletcher—16.</i>

NAYS:

Messieurs

<i>Semlin,</i>	<i>Kitchen,</i>	<i>Milne,</i>	<i>Forster,</i>
<i>Grant,</i>	<i>Cotton,</i>	<i>Beaven,</i>	<i>Booth,</i>
<i>Sword,</i>	<i>Kellie,</i>	<i>Horne,</i>	<i>Keith—12.</i>

Ordered to be committed to-morrow.

Bill (No. 35) intituled "An Act to amend and consolidate the Acts for the protection of certain Animals, Birds, and Fishes," was committed, with Mr. *Grant* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for this evening.

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

EIGHT O'CLOCK, P. M.

The Honourable Mr. *Davie* presented the Second Annual Report of the Superintendent of Provincial Police on the condition and management of the Provincial Gaols of the Province.

The Hon. Mr. *Davie* presented the Report of the Royal Commissioner appointed to enquire into certain charges against *Isaac H. Hallett*, Esq., a Stipendiary Magistrate for the County of *Westminster*.

Pursuant to Order, Bill (No. 35) intituled "An Act to amend and consolidate the Acts for the protection of certain Animals, Birds, and Fishes," was again committed, with Mr. *Kitchen* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Mr. *Brown* moved—That Bill (No. 47) intituled "An Act to further amend the 'Provincial Voters' Act,'" be read a second time now.

The motion was negatived on the following division:—

YEAS:

Messieurs

<i>Semlin,</i>	<i>Kellie,</i>	<i>Milne,</i>	<i>Brown,</i>
<i>Forster,</i>	<i>Robson,</i>	<i>Booth,</i>	<i>Nason—8.</i>

NAYS:

Messieurs

<i>Kitchen,</i>	<i>Punch,</i>	<i>Cotton,</i>	<i>Beaven,</i>
<i>Horne,</i>	<i>Smith,</i>	<i>Baker,</i>	<i>Davie,</i>
<i>Eberts,</i>	<i>Stoddart,</i>	<i>Hall,</i>	<i>Turner,</i>
<i>Martin,</i>	<i>Croft,</i>	<i>Hunter,</i>	<i>Rogers—18.</i>
<i>Pooley.</i>	<i>Anderson,</i>		

Bill (No. 31) intituled "An Act to Incorporate the Victoria and Sidney Railway Company," was read a second time.

Ordered to be committed to-morrow.

The adjourned debate on the second reading of Bill (No. 32) intituled "An Act to Incorporate the Coquitlam Electric Company, Limited," was resumed.

Bill read a second time.

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

Bill (No. 33) intituled "An Act to Incorporate the North Vancouver Electric Company, Limited," was read a second time.

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 10:45 o'clock, p. m.

Monday, 28th March, 1892.

TWO O'CLOCK, P. M.

Mr. *Horne* presented a Petition from "The Moodyville Lands and Saw Mills Company, Limited," and others, owners of land in District of *North Vancouver*, (*re* amendments to Bill incorporating "The North Vancouver Electric Company").

Received and *Ordered* to be printed.

Mr. *Kellie* asked leave to introduce a Bill (No. 64) intituled "An Act to amend the 'Mineral Act, 1891.'"

Leave granted.

Bill introduced and read a first time.

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

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

Whether, in pursuance of the promise made by the Government last Session, during the debate on the "Act to amend the Assessment Act," any instructions were issued to the Provincial Assessors to prepare a return showing separately the value of land, and the value of improvements on land; and, if so, whether such return is now available?

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

"As section 46 of the 'Assessment Act' clearly defines the duties of Assessors in the preparation of their rolls, according to the forms set forth in the Schedule to the Act, it was deemed advisable not to deviate therefrom. No instructions have, therefore, been issued to the Assessors to make any distinction in the value of land, and the value of improvements on land; as such instructions, if practically carried out, would necessitate an alteration in the form of the rolls, which might invalidate the assessment."

The Honourable Mr. *Turner* moved—That Bill (No. 61) intituled "An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia," be read a second time now.

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

To strike out all the words after "That" and insert "the further consideration of Bill No. 61 be deferred until the correspondence, and any agreements it is proposed to enter into, in connection with the subjects referred to in Bills Nos. 61 and 62 be placed before the House in printed form."

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

The further consideration of the Report on Bill (No. 11) intituled "An Act to Incorporate the Consumers' Water Works Company, Limited," was resumed.

Colonel *Baker* moved to insert as clause 50 in the said Bill the following words and figures:—

"50. The books of the said Company, and the entries therein, shall be deemed and taken for all purposes of the preceding section of this Act to be *primâ facie* evidence of the payment of any and all sums of money referred to in the said section: Provided that the said books shall at all reasonable times be open to the inspection of the said municipality after it shall be incorporated; and provided also that the said books shall be annually audited by an auditor to be appointed by the company and to be approved by the Lieutenant-Governor in Council."

And to amend the numbering of the subsequent sections accordingly.

Carried.

Mr. *Beaven* moved to insert the following sections:—

"Sec. 51. This Act is passed upon the express understanding that no Chinese, either directly or indirectly, shall be employed in or about, or concerning any work or services authorized by this Act, or required by the Company to be done or performed. In the event of any Chinese being employed by the Company, the Company shall be liable, upon summary conviction before any two Justices of the Peace or functionary having the power of two Justices of the Peace, upon the oath or affirmation of one or more credible witness or witnesses, to a penalty not exceeding twenty-five dollars, nor less than ten dollars, for every Chinese employed; and in default of immediate payment of the penalty, the same may be levied by distress and sale of the goods and chattels of the Company. And in the event of any Chinese being employed by any of the Company's contractors or sub-contractors, contrary to the provisions of this Act, then any such contractor or sub-contractor shall be liable, upon summary conviction as aforesaid, to a penalty not exceeding twenty-five dollars, nor less than ten dollars, for every Chinese employed; and in case of default in immediate payment of such last-mentioned penalty, the same may be recovered by distress and sale of the goods and chattels of the offender; and in default of sufficient distress, the offender may be committed to any gaol or place of confinement situate within the territorial jurisdiction of the convicting Justices, and there imprisoned for any term not exceeding thirty days; and any director or officer of the Company who causes or procures any Chinese to be employed, contrary to the provisions of this Act, or permits or connives at such employment, shall be liable, upon summary conviction as aforesaid, to the like penalties as hereinbefore in this section provided, recoverable in manner secondly hereinbefore mentioned.

"Sec. 52. The offender shall be liable to separate and successive penalties for each and every day during which any Chinese shall be employed.

"Sec. 53. The term 'Chinese,' wherever used in this Act, shall mean any native of the Chinese Empire or its dependencies not born of British parents, and shall include any person of the Chinese race.

"Sec. 54. Upon any prosecution under section of this Act, evidence under oath of any witness that to the best of his knowledge and belief any person alleged to have been employed contrary to the provisions of this Act is a Chinese, shall be *primâ facie* evidence that such person is a Chinese within the meaning of this Act, and shall cast upon the defendant the burden of proving that such person is not a Chinese. The Justices may also decide upon their own view and judgment whether any person produced before them is a Chinese within the meaning of this Act.

"Sec. 55. No conviction or warrant for enforcing the same, or any other process or proceeding under this Act, shall be held insufficient or invalid by reason of any variance between the information and the conviction, or by reason of any other defect in form or substance, provided it can be understood from such conviction, warrant, process, or proceeding, that the same was made for an offence against some provisions of this Act, and provided there is evidence to prove such an offence, and that it can be understood from such conviction, warrant, or process that the appropriate penalty or punishment for such offence was intended to be thereby adjudged. Upon any application to quash any such conviction, or the warrant for enforcing the same, or other process or proceeding, whether in appeal or upon habeas corpus, or by way of certiorari or otherwise, the Court or Judge to which such appeal is made, or to which such application has been made upon habeas corpus, or by way of certiorari or other-

wise, shall dispose of such appeal or application upon the merits, notwithstanding any such variance or defects as aforesaid; and in all cases where it appears that the merits have been tried, and that the conviction, warrant, process, or proceeding is sufficient and valid under this section or otherwise, such conviction, warrant, process, or proceeding shall be affirmed, or shall not be quashed (as the case may be); and such Court or Judge may, in any case, amend the same if necessary, and any conviction, warrant, process, or proceeding so affirmed, or affirmed and amended, shall be enforced in the same manner as convictions affirmed on appeal, and the costs thereof shall be recoverable as if originally awarded."

The motion was negatived on the following division:—

YEAS :

Messieurs

<i>Kitchen,</i>	<i>Kellie,</i>	<i>Horne,</i>	<i>Keith,</i>
<i>Punch,</i>	<i>Milne,</i>	<i>Brown,</i>	<i>Fletcher—11.</i>
<i>Cotton,</i>	<i>Beaven,</i>	<i>Forster,</i>	

NAYS :

Messieurs

<i>Sword,</i>	<i>Davie,</i>	<i>Nason,</i>	<i>Croft,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Baker,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Robson,</i>	<i>Booth,</i>	<i>Martin,</i>	<i>Anderson—16.</i>

The further consideration of the Report was adjourned until Wednesday next.

The Report on Bill (No. 12) intituled "An Act to incorporate the Nelson Electric Light Company, Limited," was considered.

Mr. *Eberts* moved to amend section 18 by adding thereto the following words:—"and provided further, that nothing in this Act contained shall be deemed to in anywise restrict the Nelson Saw-mill Company, Limited, from utilizing so much of the waters of Cottonwood-Smith Creek (not exceeding forty inches) and Give Out Creek (not exceeding 60 inches) as have heretofore been used by them in their milling operations, and their right of user thereof is hereby ratified and confirmed."

Carried.

Mr. *Kellie* moved to amend section 18 by striking out all the words after "point" in the tenth line thereof, and adding the following to the said section:—"Provided that such water shall be taken at any point between one hundred yards above the Falls of the said creek and half a mile above the Falls aforesaid, and shall be returned to the said creek within such limits; and provided also, that in diverting, taking, or using such water the company shall not in any way interfere with the existing rights or privileges of any person to divert, use, or take water from the said creek. And further provided that in the event of the incorporation of the Town of Nelson at any future time, the privileges now granted to the company are subject to the condition that the town so incorporated shall have the right to take as much water as it requires on any point on Cottonwood Creek, above the junctions of the east fork with the main stream, or from Cottonwood Lake, without being liable to the company for any damage they may occasion the said company.

The motion was carried on the following division:—

YEAS :

Messieurs

<i>Semlin,</i>	<i>Punch,</i>	<i>Milne,</i>	<i>Smith,</i>
<i>Grant,</i>	<i>Cotton,</i>	<i>Beaven,</i>	<i>Brown,</i>
<i>Sword,</i>	<i>Kellie,</i>	<i>Horne,</i>	<i>Keith—13.</i>
<i>Kitchen,</i>			

NAVS :

Messieurs

Baker,
Robson,
Davie,
Eberts,

Stoddart,
Booth,
Nason,

Pooley,
Turner
Martin

Croft,
Hunter,
Rogers—13.

Mr. Speaker voted with the Yeas.

The further consideration of the Report was adjourned until Wednesday next.

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

EIGHT O'CLOCK, P. M.

The Honourable Mr. *Turner* presented Papers relating to the Vancouver Island Development Syndicate.

Bill (No. 48) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886, and Amendments thereto,'" was committed, with Mr. *Nason* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 50) intituled "An Act to Incorporate the Canadian Northern Railway Company," was read a second time.

Ordered to be committed to-morrow.

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

And then the House adjourned at 11:20 o'clock, p. m.

 Tuesday, 29th March, 1892.

TWO O'CLOCK, P. M.

Mr. *Smith* presented the First Report from the Select Standing Committee on Mining, as follows:—

MR. SPEAKER:

LEGISLATIVE ASSEMBLY,
29th March, 1892.

Your Committee on Mining have the honour to report that they have carefully considered Bill (No. 38) intituled "An Act to amend the 'Mineral Act, 1891.'" The Committee has made several amendments to the Bill, and propose some further amendments to the "Mineral Act, 1891," all of which are herewith submitted.

Your Committee further report that amendments to the "Mineral Act, 1891," as proposed by the Bill introduced in the House by the Member for West Kootenay (Mr. *Kellie*), and referred to your Committee by the House, should not be adopted.

The Report was received.

A. W. SMITH,
Chairman.

The Honourable Mr. *Davie* moved, seconded by the Honourable Mr. *Robson*,—

Whereas on the 22nd day of March, instant, *James M. Kennedy* and *Robert Kennedy*, both of the City of *New Westminster*, were duly summoned to appear at the Bar of this House on Tuesday, the 29th March, A. D. 1892, at two o'clock p. m., to answer for a certain scandalous libel and contempt;

And whereas default has been made by the said *James M. Kennedy* and *Robert Kennedy* in appearing upon the said summons, although due notice of the same has been served upon them, as by the affidavit of *Thomas J. Armstrong* appears;

Be it therefore Resolved, That the matter of the scandalous libel and contempt aforesaid be referred to a Select Committee, to consist of Messrs. *Pooley, Baker, Croft, Horne, and Forster*, with power to call for persons, books, and papers, and to report to the House from time to time.

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

To strike out all the words after the word "Resolved," and insert the following:—"That the matter, as far as this Legislative Assembly is concerned, be now allowed to drop."

The amendment was negatived on the following division:—

YEAS:

Messieurs

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

NAYS:

Messieurs

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

Original resolution carried on the following division:—

YEAS:

Messieurs

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

NAYS:

Messieurs

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

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

EIGHT O'CLOCK, P. M.

Bill (No. 45) intituled "An Act relating to certain Public Works in the District of Surrey," was read a second time.

Ordered to be committed to-morrow.

Bill (No. 60) intituled "An Act to amend the 'Bills of Sale Act,'" was committed, with Mr. *Croft* in the Chair.

The Bill was reported complete without amendment.

Report *Ordered* to be considered to-morrow.

The Report on Bill (No. 25) intituled "An Act to amend the 'Cattle Ranges Act,'" was considered.

Mr. *Smith* moved to insert in section 3, line 2, between the words "any" and "polling," the words "part of any."

Carried.

Mr. *Smith* moved to insert in line 8 of section 6, between the words "overseers" and "appointed," the words "(if any)," and between the words "appointed" and "under" the words "for such district or polling division."

Carried.

Report as amended adopted.

Bill read a third time and passed.

Bill (No. 6) intituled "An Act to amend the 'Esquimalt Water Works Act, 1885,'" was committed, with Mr. *Smith* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for to-morrow.

The House continued to sit until after midnight.

WEDNESDAY, 30TH MARCH.

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

And then the House adjourned at 12:20 o'clock, a. m.

Wednesday, 30th March, 1892.

TWO O'CLOCK, P. M.

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

Do the Government intend to proclaim the "Fraser River Dyking Act, 1891," as provided for in section 56 of the said Act?

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

"I am not in a position to answer the question at the present time."

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

Have the Government decided to refuse to proclaim the "Fraser River Dyking Act, 1891?"

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

"No."

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

When will the Government be prepared to say whether or not they intend to proclaim the "Fraser River Dyking Act, 1891?"

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

"I do not know."

The Report on Bill (No. 18) intituled "An Act to amend the 'Victoria and Esquimalt Telephone Company's Act, 1880,'" was adopted.

Bill read a third time and passed.

The Report on Bill (No. 20) intituled "An Act to Incorporate the Association of the Sisters of Charity of Providence in British Columbia," was adopted.

Bill read a third time and passed.

The Report on Bill (No. 16) intituled "An Act to Incorporate the Kaslo and Slocan Railway Company," was considered.

Mr. *Kellie* moved to strike out section 20.

Carried.

Report as amended adopted.

Bill read a third time and passed.

Mr. Speaker gave the following decision relating to the reference of Bills, &c., to the Mining Committee :—

With respect to the point raised by the Hon. Member for East Kootenay, as to whether the Standing Committee on Mines is on the same footing as the Standing Committees on Private Bills and Railways, Rule 57 of our Rules and Orders provides that Private Bills shall, on motion, be referred to the Committee on Private Bills, or to some other Committee of the same character; and all petitions before the House for or against the Bill are considered as referred to such Committee. The procedure with regard to Mineral Bills is the same, with this exception, that all petitions for or against a Bill dealing with mines or mining can only reach the Standing Committee on Mines on motion.

D. W. HIGGINS,
Speaker.

Bill (No. 29) intituled "An Act to authorize the Kootenay Power Company, Limited, to construct Tramways and Electrical and other works in the vicinity of Nelson," was committed, with Mr. *Booth* in the Chair.

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

Bill (No. 23) intituled "An Act to create the Roman Catholic Bishop of Vancouver Island, and his successors in office, a Corporation Sole," was committed, with Mr. *Anderson* in the Chair.

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

Bill (No. 22) intituled "An Act to Incorporate the Sisters of St. Ann in the Province of British Columbia," was committed, with Mr. *Cotton* in the Chair.

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

Bill (No. 44) intituled "An Act to Incorporate the Sumas Reclamation Company," was read a second time.

Ordered to be committed to-morrow.

Bill (No. 57) intituled "An Act to amend the 'Marriage Act,'" was committed, with Mr. *Rogers* in the Chair.

The Bill was reported complete without amendment.
Report adopted.
Bill read a third time and passed.

Bill (No. 59) intituled "An Act to create a Provincial Board of Horticulture," was committed, with Mr. *Forster* in the Chair.

The Bill was reported complete without amendment.
Report adopted.
Bill read a third time and passed.

Bill (No. 34) intituled "An Act to amend the 'British Columbia University Amendment Act, 1891.'" was committed, with Mr. *Kitchen* in the Chair.

The Committee reported progress and asked leave to sit again.
Ordered, That leave be granted for to-morrow.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 65) intituled "An Act to amend the 'Supreme Court Act.'"

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. 66) intituled "An Act to amend the 'Sheriffs' Act.'"

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. 67) 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 Friday next.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 68) intituled "An Act to regulate travelling on Public Highways and Bridges."

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Friday 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.

Thursday, 31st March, 1892.

TWO O'CLOCK, P. M.

Mr. *Horne*, presented a Petition from the British Columbia Fishing and Trading Company (*re* Bills Nos. 61 and 62).

Received and *Ordered* to be printed.

Mr. *Kitchen* presented a Report from the Select Committee appointed to enquire into the subject matter of the Petition of *John Cross*, as follows:—

MR. SPEAKER:

Your Committee appointed to enquire into the subject matter of the Petition of *John Cross*, have the honour to report that they have examined all evidence taken before the Special Commissioner, Mr. J. P. Planta, and such documents as are in possession of the Lands and Works Department, and report as follows:—

That *Henry Kipp* bases his claim to Lot 374, Group II., New Westminster District, on an application to purchase dated March 18th, 1881; which application was made while *John Cross* was actually settled on and improving said lot.

That *Henry Kipp* never resided on or improved the said lot.

That *John Cross bona fide* settled on said lot in the fall of 1880, and has continuously improved it since that date.

That the spirit and intent of the Land Laws is in favour of the settler as against the purchaser.

That we consider the agreement entered into between *John Cross* and *Henry Kipp* is a matter which concerns themselves alone, and that *John Cross* has fully complied with the requirements of the "Land Act."

All of which is respectfully submitted.

THOS. E. KITCHEN,
Chairman.

The Report was received.

Bill (No. 49) intituled "An Act to amend and Consolidate the Law with respect to Affidavits and Declarations," was committed, with Mr. *Nason* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Mr. *Rogers* asked leave to introduce a Bill (No. 69) intituled "An Act to amend the 'Breeding Stock Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

Bill (No. 51) intituled "An Act to amend 'An Act to provide an Official Stenographer for the Supreme and County Courts,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 54) intituled "An Act respecting the Cowichan and Salt Spring Island Agricultural Society," was committed, with Mr. *Hunter* in the Chair.

The Bill was reported complete without amendment.

Report adopted.

Bill read a third time and passed.

The adjourned debate on the motion of the Honourable Mr. *Turner*,—

That Bill (No. 61) intituled "An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia," be a read a second now.

And the amendment moved by Mr. *Beaven*,—

To strike out all the words after "That" and insert "the further consideration of Bill No. 61 be deferred until the correspondence, and any agreement it is proposed to enter into, in connection with the subjects referred to in Bills Nos. 61 and 62 be placed before the House in printed form," was resumed.

The amendment was negatived on the following division:—

YEAS :

Messieurs

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

NAYS :

Messieurs

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

The original motion was *Resolved* in the affirmative on the following division:—

YEAS :

Messieurs

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

NAYS :

Messieurs

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

Ordered to be committed to-morrow.

Pursuant to Order the Hon. Mr. *Turner* moved—That Bill (No. 62) intituled "An Act to encourage the Deep Sea Fisheries of British Columbia," be read a second time now.

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

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,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith a Bill intituled "An Act to provide for a grant to the Corporation of the City of New Westminster of certain lands in the City of New Westminster," and recommends the same to the Legislative Assembly.

*Government House,
30th March, 1892.*

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

Mr. Speaker Higgins gave the following decision, ruling that Bill (No. 56) intituled "An Act respecting the profession of Architects," was a Public Bill:—

I have been asked if Bill No. 56, relating to Architects, is properly before the House, the contention being that it should have been brought in as a Private Bill.

I find that the Dental Bill, the Medical Bill, the Pharmaceutical Bill, and the Legal Professions Bill were all introduced as public measures. In the Session of 1881, objection being made to the Legal Professions Bill that it should have come in as a Private Bill, Mr. Speaker Williams (page 25, Journals of the House) sustained the objection.

In Session of 1883 (page 59, Journals of the House), Mr. Speaker Mara ruled that a Bill intituled "An Act relating to the Legal Professions" was a Public Bill.

In the Session of 1886 (page 36, Journals of the House), objection was taken to proceeding with a Bill respecting the profession of Medicine and Surgery, on the ground that it was properly a Private Bill. Mr. Speaker Pooley held that the Bill was in the interest of the public, and could be proceeded with as such.

The weight of the authorities and precedents established by this House is in favour of Bill No. 56 being a Public Bill, and I so rule.

D. W. HIGGINS,
Speaker.

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

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

The Standing Rules and Orders were suspended to enable the following Resolution to be moved, and it was then moved by Mr. *Kellie*, seconded by Mr. *Brown*,—

Whereas a Company known as "The Nelson and Fort Sheppard Railway Company" has applied to the Parliament of Canada for a charter for a railway from a point on the outlet of *Kootenay Lake* near the town of *Nelson*; thence to a point at or near *Fort Sheppard*, by way of the valley of *Cottonwood-Smith Creek* and the *Salmon River*;

And whereas the construction of such a line would be very advantageous to the interests of this Province, and would at all seasons of the year allow direct communication between the *Kootenay Lake* District and the boundary of the Province near *Fort Sheppard*, thereby being a great benefit to trade;

And whereas it is understood that strenuous opposition, not in the interest of the Province, is being offered, in order to defeat the passing of the Bill for the said charter through the Dominion House;

Therefore, be it Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor, praying that His Honour will, without prejudice to Provincial rights, immediately move the Dominion Government that the charter applied for by "The Nelson and Fort Sheppard Railway Company" may be granted, and that a copy of the purport of this Resolution be at once transmitted by telegraph to the Dominion Government.

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

The adjourned debate on the second reading of Bill (No. 62) intituled "An Act to authorize the Deep Sea Fisheries of British Columbia," was resumed.

The House continued to sit after midnight.

SATURDAY, 1ST APRIL.

Bill read a second time on the following division:—

YEAS :

Messieurs

<i>Grant,</i>	<i>Vernon,</i>	<i>Nason,</i>	<i>Hunter,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Baker,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Anderson,</i>
<i>Robson,</i>	<i>Booth,</i>	<i>Martin,</i>	<i>Fletcher.—19.</i>
<i>Davie,</i>	<i>Hall,</i>	<i>Croft,</i>	

NAYS :

Messieurs

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

Ordered to be committed to-morrow.

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

And then the House adjourned at 12:50 o'clock, a. m.

Friday, 1st April, 1892.

TWO O'CLOCK, P. M.

Colonel *Baker* presented a Report from the Select Committee appointed to enquire into the Cancellation of the Certificate of Mr. *J. P. McLeod*.

Also a Minority Report from the same Committee.

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

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

Whereas the "Chinese Immigration Act of Canada" has proven in a great measure beneficial, but in some respects defective, more especially as the fifth section permits vessels to carry one Chinese immigrant to any part of Canada for every fifty tons of its tonnage; but we are of opinion that a much larger restriction should be imposed, and fewer Chinese carried on each vessel, or their importation prohibited;

And whereas the eighth section imposes only an entrance duty of fifty dollars on every person of Chinese origin entering Canada, when five hundred dollars is in our opinion the lowest entrance duty that should be charged, if Chinese are allowed to enter Canada at all;

And whereas the fourth sub-section of the eighth section provides that the entrance duty of fifty dollars shall not apply to any Chinese person who resided or was within Canada on 1st January, 1886; and the 13th section authorizes the issuance of a certificate of leave to depart and return to Chinese who wish to leave and return to Canada; but, in our opinion, the entrance duty should apply to all Chinese other than those mentioned in sub-sections (a) and (b) of section 8, and the issuance of the above mentioned certificates should be entirely abolished;

Be it therefore resolved, That a respectful address be presented to His Honour the Lieutenant-Governor, requesting him to move the Dominion Government to cause the "Chinese Immigration Act of Canada" to be made more restrictive in the manner indicated.

Mr. *Croft* moved the "previous question," which was carried.

The motion was then *Resolved* in the negative on the following division:—

YEAS:

Messieurs

Semlin,
McKenzie,
Cotton,
Kellie,

Milne,
Beaven,
Horne,

Brown,
Forster,
Keith,

Davie,
Stoddart,
Fletcher—13.

NAYS:

Messieurs

Sword,
Baker,
Robson,
Vernon,

Eberts,
Booth,
Hall,
Nason,

Pooley,
Turner,
Martin,

Croft,
Hunter,
Anderson—14.

The adjourned debate on the motion of Mr. *Kellie*, moved yesterday, relative to the application of "The Nelson and Fort Sheppard Railway Company" to the Dominion House of Commons for a charter, was resumed.

The Hon. Mr. *Davie* moved in amendment,—

To strike out all the words after "Whereas" and insert—"the promoters of the Nelson and Fort Sheppard Railway have applied to the Parliament of Canada for leave to construct a line of railway from *Nelson*, or thereabouts, to the International Boundary, so as to connect with the railway systems of the State of Washington, and the United States ;

And whereas communication between the District of *Kootenay Lake* and the boundary of the Province, which is principally by water, is blocked by frost during a considerable portion of the year, and the construction of such road would be of immense advantage to the Province by opening direct communication at all seasons ;

Therefore be it Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor, praying that His Honour will move the Dominion Government that the charter applied for by the Nelson and Fort Sheppard Railway Company may be granted, and that a copy of this resolution be forthwith transmitted by telegraph to the Dominion Government.

Amendment put and carried.

Motion as amended put and carried.

The Report on Bill (No. 49) intituled "An Act to amend and consolidate the law with respect to Affidavits and Declarations," was considered.

Report adopted.

Bill read a third time and passed.

Bill (No. 51) intituled "An Act to amend 'An Act to provide an Official Stenographer for the Supreme and County Courts,'" was committed, with Mr. *Booth* in the Chair.

The Bill was reported complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 61) intituled "An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia," was committed, with Mr. *Smith* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 62) intituled "An Act to encourage the Deep Sea Fisheries of British Columbia," was committed, with Mr. *Martin* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 58) intituled "An Act to amend the 'Coal Mines Act,'" was committed, with Mr. *Smith* in the Chair.

The Bill was reported complete without amendment.

Report adopted.

Bill read a third time and passed.

Pursuant to Order the House resolved itself into a Committee of the Whole on the Message of His Honour the Lieutenant-Governor with Bill intituled "An Act to provide for a grant to the Corporation of the City of New Westminster of certain lands in the City of New Westminster," with Mr. *Stoddart* in the Chair.

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House a Bill intituled "An Act to provide for a grant to the Corporation of the City of New Westminster of certain lands in the City of New Westminster."

Upon Mr. Speaker resuming the Chair, the Resolution was reported.
Report adopted.

Bill (No. 70) intituled "An Act to provide for a grant to the Corporation of the City of New Westminster of certain lands in the City of New Westminster," was then read a first time.

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

Bill (No. 41) intituled "An Act to repeal the 'Inferior Courts Practitioners' Act,' and to substitute other provisions therefor," was committed, with Mr. *Hall* in the Chair.

The Bill was reported complete with amendments.

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

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

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

Bill (No. 31) intituled "An Act to Incorporate the Victoria and Sidney Railway Company," was committed, with Mr. *Semlin* in the Chair.

The Bill was reported complete without amendment.

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

The Report on Bill (No. 35) intituled "An Act to amend and consolidate the Acts for the protection of certain Animals, Birds, and Fishes," was considered.

Mr. *Hunter* moved to amend section 3 by adding thereto the following as sub-section (a):
"(a.) No bull wapiti or bull moose shall be hunted, trapped, taken, killed, shot at, wounded or injured, within three years from the passing of this Act."

Carried.

Mr. *Croft* moved to amend section 6 by inserting, in line two, between the words "pheasant" and "or," the words "willow grouse."

The motion was negatived.

Mr. *Croft* moved to add the following as a new clause:—

"6. It shall not be lawful at any time of the year to shoot any wild fowl or discharge a fire-arm within that part of Victoria Harbour to the north of a line drawn from Shoal Point, in the City of Victoria, to Work Point, in the District of Esquimalt."

Carried.

Mr. *Hall* moved to strike out clause 7.

Negatived.

Colonel *Baker* moved to insert the following clause:—"Any free miner or cattle rancher shall be permitted to kill game for his own food at any season of the year, east of the Cascade Range."

Carried.

The Hon. Mr. *Turner* moved to amend section 21 by striking out the word "fifty," on the first line, and inserting in place thereof the word "ten"; and by striking out in line six of the same section the words "ten deer."

Negatived.

Mr. *Hunter* moved as a new clause:—

“Section 21 is hereby amended by striking out the words “two bull wapiti or elk, two bull moose,” in line 7, and adding to the end of the section the words “and at the expiration of three years from the passing of this Act, give the additional right to kill two bull wapiti or elk and two bull moose.”

Carried.

Mr. *Sword* moved to amend section 22 by striking out on 6th line the words “and not less than twenty-five dollars.”

Negatived.

Mr. *Hall* moved to amend section 25 by striking out lines 2, 3, 4, 5 and 6 of the section.

Negatived.

The Hon. Mr. *Turner* to add as new sections:—

“29. Notwithstanding the provisions of this Act, it shall be lawful to export deer skins from the ports of this Province, providing that the said skins were on hand for export prior to the passage of this Act; and provided the same are exported within thirty days from the passing of this Act.”

“30. Any person giving information leading to the conviction of any person under this Act shall be entitled to receive one-half of any pecuniary penalty inflicted under this Act.”

Carried.

Report as amended adopted.

Ordered to be read a third time on Monday next.

Bill (No. 32) intituled “An Act to Incorporate the Coquitlam Electric Company, Limited,” was committed, with Mr. *Croft* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for Monday next.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 71) intituled “An Act respecting the Legislative Assembly.”

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 72) intituled “An Act to amend the Employers' Liability Act, 1891.”

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 73) intituled “An Act to amend the ‘Execution Act.’”

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

The Report on Bill (No. 48) intituled “An Act to amend the ‘Vancouver Incorporation Act, 1886,’ and amendments thereto,” was considered.

Mr. *Cotton* moved to strike out out clause 1 of the Bill, and insert in lieu thereof the following:—

“1. Section 4 of the ‘Vancouver Incorporation Act, 1886,’ section 2 of the ‘Vancouver Incorporation Act, 1886, Amendment Act, 1887,’ sections 2 and 3 of the ‘Vancouver Incorporation Amendment Act, 1889,’ and section 1 of the Act passed on the 20th day of April, 1891, intituled ‘An Act to amend the Vancouver Incorporation Act, 1886, and Amendments thereto,’ are hereby repealed, and in lieu thereof the following sections shall apply as to the qualification for and tenure of office of the Mayor and Aldermen:—

“(a.) There shall be elected from time to time in manner hereinafter mentioned, a fit and proper person who shall be, and be called the Mayor of the City of Vancouver, and shall hold office until his successor is appointed, as herein provided.

“(b.) There shall be elected from time to time as hereinafter mentioned, fit and proper persons, duly qualified as hereinafter appearing, who shall be, and shall be called Aldermen of the City of Vancouver, and shall be designated as such, and shall represent for all purposes whatsoever the Corporation of the City of Vancouver, and shall hold office as follows:—

“(c.) There shall be elected for the year 1893, two persons for each ward, of these two persons the one receiving the highest number of votes shall hold office for two years; the one receiving the next lowest number for one year.

“(d.) There shall subsequently to the year 1893 be elected one person for each ward, who shall hold office for two years, or until their successors are appointed as hereinafter provided, and in the event of there being only two candidates for any one ward for the year 1893 there shall notwithstanding be an election held in the same manner and time as that for the election of aldermen, to decide which of the two shall hold office for the one year, and the one not being elected so to do shall only hold office for the one year.

“(e.) Any person being in holy orders, or the minister of any religious denomination whatever, or any Judge of any Court of Record of this Province, sheriffs or officers of the said Courts, or officers of Her Majesty's army or navy on full pay, or provincial, county or city license commissioners or inspectors, or the holders of hotel, saloon or shop licenses within the city or salaried officers of the city, or any person having any unsettled disputed account against or due by the city, or any person accountable for the revenues of the city, or any officer or person presiding at the election of mayor or aldermen while so employed, or any person who shall have been convicted of treason or felony in any court of law within Her Majesty's dominions or elsewhere, or any person having by himself or through his partner or as a director in any incorporated company, any contract whatever, or interest in any contract with or for the city, either directly or indirectly, shall not be capable of being elected or serving as mayor or alderman; but no person shall be held to be disqualified from being elected mayor or alderman of the city by reason of his being a shareholder in any incorporated company having dealings or contracts with the City Council of the city, but no such shareholder shall vote in the Council on any question affecting such company.

“(f.) No person shall be qualified to be elected mayor or alderman unless such person resides within the city, or within two miles thereof, and is a natural-born or naturalized subject of Her Majesty, and a male of the full age of twenty-one years, and is not disqualified under this Act, and has been for one month next preceding the day of nomination the registered owner in fee simple in the Land Registry Office of real property within the city limits of the assessed value over and above all charges, liens and encumbrances affecting the same in the case of the mayor to the value of one thousand dollars, and in the case of aldermen to the value of five hundred dollars (\$500.00), all of which shall, in the case of alderman, be in the ward for which he is nominated, or the registered owner for three months preceding the day of nomination of leasehold property for a term of three years to the assessed value of three thousand dollars, and the whole of which must be situate in the ward for which such alderman is a candidate, and which lease must extend over the whole term of his office.”

Carried.

Report as amended adopted.

Bill read a third time and passed.

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

And then the House adjourned at 11:35 o'clock, p. m.

Monday, 4th April, 1892.

TWO O'CLOCK, P. M.

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

Whereas it is most necessary for the due development of the great mineral wealth of the District of West Kootenay that reliable information as to the geological formation of the various portions of the district may be readily obtained by the general public;

Therefore, be it resolved, That a respectful Address be presented to His Honour the Lieutenant-Governor in Council, requesting him to strongly urge upon the Dominion Government the necessity of having a geological survey made of the West Kootenay District during the present year.

Colonel *Baker* asked the Honourable the Provincial Secretary the following question:—

What are the names of all the candidates nominated during last year by the Members of Convocation to represent them on the Senate of the British Columbia University, specially indicating those who were elected and rejected at the same meeting?

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

“The Government received no official intimation of the result of the election of Senators. I have, therefore, to refer the Honourable Member to the issue of the ‘Daily Colonist’ of the 3rd of June last for the information desired.”

Pursuant to Order, Bill (No. 21) intituled “An Act to amend the ‘Municipal Act, 1891,’” and Bill (No. 27) intituled “An Act to amend the ‘Municipal Act, 1891,’” were again committed, with Mr. *McKenzie* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

Bill (No. 71) intituled “An Act respecting the Legislative Assembly,” was read a second time.

Ordered to be committed to-morrow.

Bill (No. 68) intituled “An Act to regulate the travelling on Public Highways and Bridges,” was read a second time.

Ordered to be committed to-morrow.

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

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

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,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith a Bill intituled “An Act to authorize the granting of a certain Land Subsidy for and in aid of the Nelson and Fort Sheppard Railway,” and recommends the same to the Legislative Assembly.

Government House,
4th April, 1892.

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

On the motion of Mr. *Kellie*, the order for the consideration of the Report on Bill (No. 12) intituled “An Act to Incorporate the Nelson Electric Light Company, Limited,” was discharged, and the Bill re-committed for the purpose of reconsidering clause 18 and the amendments made thereto by the resolutions passed on the 28th March, 1892.

Upon Mr. Speaker resuming the Chair, Mr. *Kitchen*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

The Report on Bill (No. 61) intituled “An Act to authorize an agreement with Her Majesty's Government for the settling of Fishermen and others in British Columbia,” was considered.

Mr. *Milne* moved the following as a new clause:—

“That no agreement entered into by the Lieutenant-Governor in Council under the provisions of this Act shall be valid until submitted to and approved by the Legislative Assembly of this Province.”

Negatived.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 62) intituled "An Act to encourage the Deep Sea Fisheries of British Columbia," was considered.

The Hon. Mr *Turner* moved to amend section 2 by adding at the end of the section the words "such locations for the colonists to be selected by a representative of the Provincial Government and a representative of the Company."

Carried.

Report as amended adopted.

Bill read a third time and passed.

Bill (No. 70) intituled "An Act to provide for a grant to the Corporation of the City of New Westminster of certain lands in the City of New Westminster," was read a second time
Ordered to be committed to-morrow.

Bill (No. 65) intituled "An Act to amend the 'Supreme Court Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 66) intituled "An Act to amend the 'Sheriffs' Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 67) intituled "An Act to amend the 'Jurors' Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 72) intituled "An Act to amend the 'Employers' Liability Act, 1891,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 73) intituled "An Act to amend the 'Execution Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 50) intituled "An Act to Incorporate the Canadian Northern Railway Company," was committed, with Mr. *Sword* in the Chair.

The Bill was reported complete without amendment.

Report *Ordered* to be considered to-morrow.

Mr. *Kitchen*, presented a petition from *C. C. Cameron* and others, land owners in the valley of the *Serpentine* (opposing Bill to validate certain debentures).

Received and *Ordered* to be printed.

Bill (No. 63) intituled "An Act to amend the Drainage, Dyking and Irrigation Act," was read a second time.

Ordered to be committed to-morrow.

The Report on Bill (No. 11) intituled "An Act to incorporate the Consumers' Water Works Company, Limited," was further considered.

Colonel *Baker* moved to strike out clause 44 and substitute therefor the following:—

"The Company shall regulate the distribution and use of the water on all places and for all purposes, and shall from time to time fix the rent or price which any owner or occupant of any house or building who shall use such water shall pay for the use thereof; but in no case shall the said Company fix a greater rent than one dollar a thousand gallons for water, or one dollar and fifty cents a month from the owner or occupant of any house or building wherein the flooring is not greater than one thousand square feet, and for any house or building wherein the flooring shall exceed one thousand square feet, the Company shall be at liberty to fix a rent not greater than the above rate of one dollar and fifty cents per month, with an additional sum of one dollar per month for each additional one thousand square feet of flooring, or fractional part thereof, and the Company shall have the power of electing whether they shall charge parties using water from their works by the gallon or according to the area of the flooring, as aforesaid: Provided, always, the Company shall, upon the application of any person or persons, furnish a supply of water within a reasonable time from the date of said such application; provided, always, that the applicant or applicants deposit with the

Company a sum sufficient to pay for the actual cost of laying the necessary service pipe. If after the said service pipe is laid, the applicant or applicants shall pay to the Company for water supplied through such pipe a sum amounting to double the cost of laying such pipe, then the said deposit shall be returned by the Company to the said applicant or applicants; otherwise the same shall be forfeited to the Company. The said service pipe shall in all cases become and be the property of the Company."

Negatived.

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

The House continued to sit until after midnight.

TUESDAY, 5TH APRIL.

Bill (No. 45) intituled "An Act relating to certain Public Works in the District of Surrey," was committed, with Mr. *Smith* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

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

And then the House adjourned at 1:05 o'clock, a. m.

Tuesday, 5th April, 1892.

TWO O'CLOCK, P. M.

Pursuant to Order, the House resolved itself into a Committee of the Whole on the Message of His Honour the Lieutenant-Governor on Bill (No. 74) intituled "An Act to authorize the granting of a certain land subsidy for and in aid of the Nelson and Fort Sheppard Railway."

(IN THE COMMITTEE.)

Resolved, That a Bill intituled "An Act to authorize the granting of a certain Land Subsidy for and in aid of the Nelson and Fort Sheppard Railway," be reported to the House.

Resolved, That the Committee rise and report the Resolution and the Bill.

Upon Mr. Speaker resuming the Chair, Mr. *Martin*, Chairman of the Committee, reported the Resolution.

Report adopted.

On the motion of the Hon. Mr. *Turner*, Bill (No. 74) intituled "An Act to authorize the granting of a certain Land Subsidy for and in aid of the Nelson and Fort Sheppard Railway," was read a first time.

Ordered to be read a second time to-morrow.

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

Whereas by an Act intituled "An Act authorizing the transfer of certain public property to the Provincial Government," chapter 7, 54 and 55 Victoria, the Governor-General in Council may by such instrument as he authorizes for that purpose transfer, without pecuniary consideration to the Province of British Columbia, all the interests of Her Majesty in the rights of Canada in the foreshore and bed of every or any stream, river, lake, harbour, bay, open sea, or other territorial waters of Canada within the limits of this Province;

And whereas the Corporation of the City of *Vancouver* is extremely desirous of obtaining for public purposes all that portion of *False Creek* lying to the east of *Westminster Avenue*, in the City of *Vancouver*, together with the tidal lands of the same, and the right to dam and drain the said portion of *False Creek*;

Be it therefore resolved, That a respectful Address be presented to His Honour the Lieutenant-Governor in Council praying His Honour to take such steps as he may deem necessary to have that portion of *False Creek* referred to transferred to the Province of British Columbia for the purpose of having said land conveyed to the Corporation of the City of *Vancouver*.

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

That an Order of the House be granted for a printed return of all papers and correspondence which have passed between Mr. *J. Vantrough* and the Hon. Provincial Secretary, or any officer of the Government, with reference to educational matters.

Mr. *Brown* asked the Honourable the Premier the following question:—

Is it the intention of the Government to introduce a Redistribution Bill during the present Session of the Legislature?

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

“No.”

Pursuant to Order, Bill (No. 21) intituled “An Act to amend the ‘Municipal Act, 1891,’” and Bill (No. 27) intituled “An Act to amend the ‘Municipal Act, 1891,’” were again committed, with Mr. *McKenzie* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered on Monday next.

Bill (No. 38) intituled “An Act to amend the ‘Mineral Act, 1891,’” was read a second time.

Ordered to be committed to-morrow.

Bill (No. 70) intituled “An Act to provide for a grant to the Corporation of the City of New Westminster of certain Lands in the City of New Westminster,” was committed, with Mr. *Hunter* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 65) intituled “An Act to amend the ‘Supreme Court Act,’” was committed, with Mr. *Semlin* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered 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.

Wednesday, 6th April, 1892.

TWO O’CLOCK, P. M.

Bill (No. 33) intituled “An Act to Incorporate the North Vancouver Electric Company, Limited,” was committed, with Mr. *Anderson* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for to-morrow.

The Report on Bill (No. 60) intituled "An Act to amend the 'Bills of Sale Act,'" was considered.

The Hon. Mr. *Davie* moved to insert the following section:—

"Section 3 of the 'Bills of Sale Act' is hereby amended by striking out all the words after 'follows,' in the 16th line of said section, to and inclusive of 'therein,' in the 19th line thereof, and by inserting in lieu thereof the words "If affecting property on Vancouver Island, by filing the same in the office of the Registrar-General of Titles at Victoria; if affecting property on the Mainland of British Columbia, and within any District for the time being established under this Act, by filing the same in the office of the Registrar of the District in which the property affected is situate; if affecting property elsewhere on the Mainland of British Columbia'; and by inserting after the word 'issued,' in the 34th line of said section, the words 'and as against subsequent purchasers or mortgagees in good faith for valuable consideration'; and by inserting after the word 'process,' in the 40th line of said section, the words 'or of such purchase or mortgage.'"

Carried.

Report adopted.

Bill read a third time and passed.

Bill (No. 6) intituled "An Act to amend the 'Esquimalt Water Works Act, 1885,'" was again committed, with Mr. *Smith* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 43) intituled "An Act to amend the 'Westminster and Vancouver Short Line Railway Act,'" was read a second time

Ordered to be committed to-morrow.

Bill (No. 30) intituled "An Act to enable the Corporation of the City of Victoria to borrow certain sums of money, and for other purposes," was committed, with Mr. *Stoddart* in the Chair.

(IN THE COMMITTEE).

The Bill was divided into two Bills as follows:—

Bill (No. 30) intituled "An Act to enable the Corporation of the City of Victoria to borrow certain sums of money and for other purposes," and

Bill (No. 30A) intituled "An Act to amend the 'Corporation of Victoria Water Works Act, 1873.'"

The Bills were reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Order for Committee on Bill (No. 7) intituled "An Act to amend the 'County Court Act,'" was discharged.

Bill (No. 23) intituled "An Act to create the Roman Catholic Bishop of Vancouver Island, and his successor in office, a Corporation Sole," was read a third time and passed.

Bill (No. 22) intituled "An Act to Incorporate the Sisters of St. Ann in the Province of British Columbia," was read a third time and passed.

The Report on Bill (No. 29) intituled "An Act to authorize the Kootenay Power Company, Limited, to construct tramways and electric and other works in the vicinity of Nelson," was considered.

Mr. *Sword* moved to amend section 1 by inserting before the word "supervision," on 7th line, the words "permission and."

Carried.

The Hon. Mr. *Davie* moved to strike out clause 37 and substitute therefor the following:

"37. The electric works hereby authorized shall be commenced within twenty months after the passage of this Act, and unless the said works are commenced within the said period the powers conferred by this Act with reference to such works shall cease.

“(a.) The tramway system shall be commenced and be in operation within four years of the same date, and unless the operation of such tramway shall have commenced within such period, then the powers conferred by this Act with reference to constructing and operating tramways shall cease: Provided, however, the time limited for the commencement of the operation of the tramway may be extended by the Lieutenant-Governor in Council, upon such terms and conditions as the Lieutenant-Governor in Council shall think fit: Provided, however, that the said time shall not be extended unless the Company shall have commenced their electric works within the time limited in that behalf.”

Carried.

Mr. *Beaven* moved to add the usual Chinese clauses.

The motion was negatived on the following division:—

YEAS:

Messieurs

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

NAYS:

Messieurs

<i>Sword,</i>	<i>Vernon,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Baker,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Robson,</i>	<i>Booth,</i>	<i>Martin,</i>	<i>Anderson—17.</i>
<i>Davie,</i>			

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

Bill (No. 44) intituled “An Act to Incorporate the Sumas Reclamation Company,” was committed, with Mr. *Grant* 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 5:50 o'clock, p. m.

Thursday, 7th April, 1892.

TWO O'CLOCK, P. M.

Bill (No. 34) intituled “An Act to amend the ‘British Columbia University Amendment Act, 1891,’” was again committed, with Mr. *Kitchen* in the Chair.

The Committee rose without report.

The Report on Bill (No. 70) intituled “An Act to provide for a grant to the Corporation of the City of New Westminster of certain lands in the City of New Westminster,” was considered.

Report adopted.

Bill read a third time and passed.

Mr. *Milne* asked the Honourable the Chief Commissioner of Lands and Works the following questions:—

1. On what grounds were the application of *J. C. Blackett* and others for mining claims on the *Work* Estate refused?
2. Do the Government intend to allow the applicants to submit the case for trial?

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

“1st. On the ground that the *Work Estate* is apparently not land whereon the right to enter and mine for gold and silver has been reserved to the Crown; and also because it is questionable whether section 10 of the ‘Mineral Act’ would apply within the limits of the City of *Victoria*.

“2nd. The Government will interpose no obstacle to any legal steps which the applicants may be entitled to take.”

The Report on Bill (No. 65) intituled “An Act to amend the ‘Supreme Court Act,’” was considered.

Mr. *Horne* moved to strike out of clause 8 all the words after the word “Gazette,” on the third line.

Carried.

Report adopted.

Bill read a third time and passed.

Bill (No. 68) intituled “An Act to regulate travelling on Public Highways and Bridges,” was committed, with Mr. *Semlin* in the Chair.

The Bill was reported complete without amendment.

Report adopted.

Ordered to be read a third time to-morrow.

Bill (No. 71) intituled “An Act respecting the Legislative Assembly,” was committed, with Mr. *Kellie* in the Chair.

The Committee reported the Bill complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 72) intituled “An Act to amend the ‘Employers’ Liability Act, 1891,’” was committed, with Mr. *Hall* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 73) intituled “An Act to amend the ‘Execution Act,’” was committed with Mr. *Rogers* in the Chair.

The Committee reported the Bill complete with amendments.

Report adopted.

Bill read a third time and passed.

✓ Bill (No. 74) intituled “An Act to authorize the granting of a certain Land Subsidy for and in aid of the Nelson and Fort Sheppard Railway,” was read a second time on the following division:—

YEAS :

Messieurs

<i>Kellie,</i>	<i>Davie,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Nason,</i>	<i>Hunter,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Baker,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Anderson,</i>
<i>Robson,</i>	<i>Booth,</i>	<i>Martin,</i>	<i>Fletcher—20.</i>

NAYS :

Messieurs

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

Bill (No. 56) intituled “An Act respecting the profession of Architects,” was committed with Mr. *Fletcher* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for this evening.

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

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

Pursuant to Order, Bill (No. 56) intituled "An Act respecting the profession of Architects," was again committed, with Mr. *Fletcher* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Report on Bill (No. 41) intituled "An Act to limit the operations of the 'Inferior Courts Practitioners' Act,'" was adopted.

Bill read a third time and passed.

Bill (No. 38) intituled "An Act to amend the 'Mineral Act, 1891,'" was committed, with Mr. *Booth* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

The Order for the third reading of Bill (No. 35) intituled "An Act to amend and consolidate the Acts for the protection of certain Animals, Birds, and Fishes," was discharged, and the Bill re-committed, with Mr. *Stoddart* in the Chair, for the purpose of considering the following amendments:—

To strike out sub-section (a) of section 3 and insert:—

"No person shall in any one year kill more than two bull wapiti or elk and two bull moose."

To strike out, in clause 23, the word "and" in line 7, and to strike out the words "and at the expiration of three years from the passing of this Act the right to kill."

To add a clause protecting Virginia Quail and Partridge.

The Committee reported the Bill complete with amendments.

The motion to adopt the Report was negatived.

The Report on Bill (No. 31) intituled "An Act to Incorporate the Victoria and Sidney Railway Company," was considered.

Mr. *Beaven* moved to add the usual Chinese clauses.

The motion was negatived on the following division:—

YEAS:

Messieurs

Semlin,
Kellie,
Brown,
Fletcher

McKenzie,
Milne,
Forster,

Kitchen,
Beaven,
Keith,

Cotton,
Horne,
Stoddart—13.

NAYS:

Messieurs

Sword,
Davie,
Nason,
Croft,

Smith,
Vernon,
Pooley,
Hunter,

Baker,
Booth,
Turner,
Rogers,

Robson,
Hall,
Martin,
Anderson—16.

Report adopted.

Bill read a third time and passed.

Mr. *Nason* moved—That Bill (No. 36) intituled "An Act to amend the 'Liquor License Regulation Act, 1891,'" be read a second time now.

Mr. *McKenzie* moved the "previous question," which was *Resolved* in the affirmative.

The motion was negatived on the following division:—

YEAS:

Messieurs

Punch,
Nason,

Davie,
Pooley,

Vernon,
Turner,

Hall,
Martin—8.

NAYS :

Messieurs

<i>McKenzie,</i>	<i>Sword,</i>	<i>Kitchen,</i>	<i>Cotton,</i>
<i>Kellie,</i>	<i>Milne,</i>	<i>Beaven,</i>	<i>Horne,</i>
<i>Smith,</i>	<i>Brown,</i>	<i>Forster,</i>	<i>Keith,</i>
<i>Baker,</i>	<i>Robson,</i>	<i>Eberts,</i>	<i>Stoddart,</i>
<i>Booth,</i>	<i>Croft,</i>	<i>Hunter,</i>	<i>Rogers—22.</i>
<i>Anderson,</i>	<i>Fletcher,</i>		

The Report on Bill (No. 52) intituled "An Act to amend the 'British Columbia Railway Act, 1890,'" was considered.

The Hon. Mr. *Davie* moved to add four new sections as follows :—

"3. Sub-section (12) of section 3 of the 'British Columbia Railway Act' is hereby amended by adding the words 'and the word Registrar shall have a corresponding meaning.'

"4. Sub-section (14) of section 3 of the 'British Columbia Railway Act' is hereby amended by striking out the words 'Clerk of the Peace' in the third line of said sub-section, and the words 'or the expression Clerk of the Peace' in the fourth line of said sub-section, and the words 'or Clerk of the Peace' in the fifth and sixth lines of said sub-section and in the tenth line thereof.

"5. Section 10 of the 'British Columbia Railway Act' is hereby amended by striking out sub-section (2) thereof and substituting therefor the following sub-section, viz. :—

"(2.) The map or plan and book of reference shall be examined and certified by the Chief Commissioner of Lands and Works, and a duplicate thereof, so examined and certified, shall be deposited at the department; and the Company shall deposit copies of such map or plan and book of reference, or of such parts thereof as relate to each registration district through which the railway is to pass in the Registry Office for such districts respectively."

And by striking out the words 'Clerk of the Peace' and the words 'Clerks of the Peace,' wherever they occur in sub-sections (3), (4), (6), (7), (9) and (10) of said section, and substituting therefor respectively the words 'Registrar' or 'Registrars'; and by striking out the words 'or county' where they occur in sub-section (3) of said section, and the words 'or counties' where they occur in sub-sections (6) and (7) of said section.

"6. Section 85 of the 'British Columbia Railway Act' is hereby amended by striking out the words 'Clerk of the Peace' where they occur in the second and eighth lines of said section, and substituting therefor the words 'Government Agent,' and by striking out the word 'county' in the second line of said section, and substituting therefor the word 'district.'"

Change present section 3 to 7.

Carried.

Mr. *Brown* moved to insert the following as section 7 :—

"7. Nothing in this Act contained shall in any way relieve any company taking the benefit of the provisions of this Act from the liability (if any) existing, or damages caused, by the acts of such company previous to the passing of this Act"

Change section 3 to section 8.

Carried.

Report as amended adopted.

Bill read a third time and passed.

Mr. *McKenzie* moved that Bill (No. 53) intituled "An Act to amend "An Act relating to the Island Railway, the Graving Dock, and Railway Lands of the Province," be read a second time now.

Mr. *Hall* moved the "previous question," which was *Resolved* in the affirmative.

The motion for second reading was negatived on the following division :—

YEAS :

Messieurs

<i>McKenzie,</i>	<i>Brown,</i>	<i>Forster,</i>	<i>Keith—5.</i>
<i>Fletcher,</i>			

NAYS :

Messieurs

<i>Sword,</i>	<i>Kitchen,</i>	<i>Punch,</i>	<i>Cotton,</i>
<i>Kellie,</i>	<i>Horne,</i>	<i>Smith,</i>	<i>Baker,</i>
<i>Robson,</i>	<i>Davie,</i>	<i>Vernon,</i>	<i>Eberts,</i>
<i>Stoddart,</i>	<i>Hall,</i>	<i>Nason,</i>	<i>Pooley,</i>
<i>Turner,</i>	<i>Martin,</i>	<i>Croft,</i>	<i>Hunter—22.</i>
<i>Rogers,</i>	<i>Anderson</i>		

The Report on Bill (No. 50) intituled "An Act to incorporate the Canadian Northern Railway Company," was considered.

Mr. *Beaven* moved to strike out section 42 and insert in lieu thereof the following :—

"42. The main terminus of the railway, the terminal workshops and other structures, works, docks, and equipments, suitable for the terminus of a transcontinental railway, shall be erected in the immediate vicinity of the harbour of Victoria or Esquimalt."

Carried.

Mr. *Beaven* moved to add the usual Chinese clauses.

Negatived.

Report as amended adopted.

Bill read a third time and passed.

Bill (No. 63) intituled "An Act to amend the 'Drainage, Dyking, and Irrigation Act,' was committed, with Mr. *Cotton* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

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

And then the House adjourned at 11:50 o'clock, p. m.

Friday, 8th April, 1892.

TWO O'CLOCK, P. M.

✓ Mr. *Brown* presented a Report from the Select Committee appointed to enquire into the circumstances connected with the refusal of the application of the Bishop of *New Westminster* to purchase a piece of Crown land in Suburban Block XII., *New Westminster City*, as follows:

LEGISLATIVE ASSEMBLY,

7th April, 1892.

MR. SPEAKER :

Your Select Committee appointed to enquire into the circumstances connected with the refusal of the application of the Bishop of *Westminster* to purchase a certain piece of Crown land in Suburban Block XII., *New Westminster City*, beg to report—

That the lot in question was marked on the original field-notes (1863) as a reserve for the See of *Columbia*.

That an application made in 1881 for a grant of the lot to the See of *New Westminster* was finally refused by the Government on the 16th July, 1884, the Government stating at the time that the reservation (in 1863) was considered by them to be one which had been made in consequence of an application by the Bishop of *Columbia* to purchase the lot.

That the Bishop of *New Westminster*, upon receipt of this refusal to make a grant of the lot, applied immediately for leave to purchase, the letter of application being dated 30th July, 1884.

That in reply to the application he received the following letter :—

“ VICTORIA, B. C., August 8th, 1884.

“ MY LORD,—I have the honour to acknowledge the receipt of your letter of the 30th ult., making application to purchase a certain piece of land in the suburbs of New Westminster. In reply I beg to state that your application has been placed on file, and will receive every consideration as soon as the lands which are now under reservation are thrown open for sale.

“ I have, &c.,

(Signed) “ WM. SMITHE,

“ *Chief Commissioner of L. and W.*

“ *The Right Rev. the Lord Bishop of New Westminster.*”

That the reservation alluded to was placed upon the land on the 7th August, 1884—the day before the letter was written.

That the said reservation is still in force.

That notice was given on the 10th of May, 1884, that these lands were not open to sale or pre-emption.

That John Patterson made a claim to purchase lot 11, block 13, on account of some “squatter” improvements made by him.

That the lot was sold to him at private sale in November, 1887, together with lot 8, block 13, adjoining.

That the report of the Commission instructed to examine the squatter claim above referred to appears to have been mislaid and cannot now be found.

That no evidence can be obtained as to the reasons which induced the Government to sell the said lot 8, block 13, to John Patterson.

All of which is respectfully submitted.

J. C. BROWN,

The Report was received.

Chairman.

The Honourable Mr. *Robson* presented a Return to an Order of the House for a return of all papers and correspondence which have passed between Mr. *J. Vantreight* and the Hon. Provincial Secretary, or any officer of the Government, with reference to educational matters.

Bill (No. 74) intituled “An Act to authorize the granting of a certain Land Subsidy for and in aid of the Nelson and Fort Sheppard Railway,” was committed, with Mr. *Keith* in the Chair.

The Committee reported the Bill complete without amendment.

Report considered forthwith.

Mr. *Beaven* moved to add the usual Chinese clauses.

Negatived.

Report adopted.

Bill read a third time and passed.

THREE O’CLOCK, P. M.

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

The Clerk of the House read the titles to the following Bills :—

(No. 61) An Act to authorize an agreement with Her Majesty’s Government for the settling of Fishermen and others in British Columbia.

(No. 62) An Act to encourage the Deep Sea Fisheries of British Columbia.

(No. 71) An Act respecting the Legislative Assembly.

(No. 74) An Act to authorize the granting of a certain Land Subsidy for and in aid of the Nelson and Fort Sheppard Railway.

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

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

“ In Her Majesty’s name, His Honour the Lieutenant-Governor doth assent to these Bills.”

Bill (No. 38) intituled “An Act to amend the ‘Mineral Act, 1891,’” was again committed, with Mr. *Booth* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 68) intituled "An Act to regulate the travelling on Public Highways and Bridges," was read a third time and passed.

Mr. Speaker gave the following decision:—

With respect to the question asked by the Hon. Member for Westminster (Mr. Kitchen) regarding Bill No. 35, the report of the Committee of the Whole having been negatived on a motion to adopt, the Bill disappears from the Orders of the Day. The only means by which a negative vote can be revoked is by proposing another question, similar in its general purport to that which has been rejected, but with sufficient variance to constitute a new question; and the House will determine whether it is substantially the same question or not. *May*, 9th ed., page 328.

The Report on Bill (No. 45) intituled "An Act relating to certain public lands in the District of Surrey," was considered.

Mr. *Sword* moved the following amendment:—

"To amend section 1 by inserting after the word 'security,' on the sixth line, the words 'to the extent of twelve thousand dollars and interest thereon,' and after the word 'debentures,' on the seventh line, by inserting the words 'to the said amount,' and after the word 'sum,' on the eighth line, by inserting the words 'to the said amount,' and by inserting after the word 'debentures,' on the ninth line, the words 'to the said amount.'

Negatived.

Mr. *Horne* moved to strike out the words "to pay the interest on the said Debentures and," in the seventh line of clause 3 of said Bill.

Carried.

Mr. *McKenzie* moved to strike out section 3 and insert the following in lieu thereof:—

"3. For the purpose of raising the moneys required for the payment of the interest on the said debentures, and to provide a sinking fund for their redemption at maturity, the Corporation shall, in addition to all other rates, during the currency of the said debentures, or any of them, raise, levy and collect in each year, upon all the lands in the District of Surrey set out in the schedule hereto, a sum sufficient to pay the interest on the said debentures, and to provide a sinking fund for their redemption at maturity; and for the purpose of providing for the payment of the accrued interest on the said debentures, two or more such rates may be raised, levied and collected in any one year."

Negatived.

Mr. *Kitchen* moved to add the following as a new section:—

"Notwithstanding anything to the contrary contained in the 'Municipal Act, 1891,' sections 258 and 260 of the 'Municipal Act, 1891,' shall not be operative within the area of lands embraced by the schedule hereto annexed until a petition shall have been presented to the Council of the said Municipality, signed by the majority in number and value (as shewn by the last revised assessment roll) of the owners, whether resident or non-resident, of the lands included in the schedule annexed hereto, and until the said Council by by-law shall so direct."

Negatived.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 6) intituled "An Act to amend the 'Esquimalt Water Works Act, 1885,'" was considered.

Report adopted.

Bill read a third time and passed.

Bill (No. 43) intituled "An Act to amend the 'Westminster and Vancouver Short Line Railway Act,'" was committed, with Mr. *Croft* in the Chair.

The Bill was reported complete with amendments.

Report adopted.

Bill read a third time and passed.

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

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

The Report on Bill (No. 30) intituled "An Act to enable the Corporation of the City of Victoria to borrow certain sums of money, and for other purposes," was considered.

Mr. *Beaven* moved the following amendments:—

Section 5, sub-section (b), line 5—To insert after the figures "1891" the words "or any amendments thereto."

Section 10, line 2—To insert after the figures "1891" the words "or any amendments thereto."

Section 11, line 2—To strike out "Act" and insert "Acts."

Section 14, line 6—To insert after the figures "1891" the words "or any amendments thereto."

Carried.

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

The Report on Bill (No. 30A) intituled "An Act to amend the 'Corporation of Victoria Water Works Act, 1873,'" was considered.

Mr. *Beaven* moved the following amendments:—

To amend section 2 by adding the following to the section:—"and in line 3 by inserting after the word "by" the words "resolution or."

To amend section 6 by striking out in line 1 the words and figures "section 7 of the," and insert in lieu thereof "The."

To amend section 9, line 2, by striking out the words "the following," and inserting in lieu thereof the words "in line one the."

To add the following as section 13:—

"13. Notwithstanding any law to the contrary the Council of the Corporation of the City of Victoria shall have power from time to time to make and pass by-laws for the purpose of authorizing the Council to enter into a contract, for a period of five years, with the 'Esquimalt Water Works Company,' to carry into effect the provisions of section 10 of the 'Esquimalt Water Works Extension Act, 1892;' but every such by-law shall be first submitted to the electors of the Municipality; and the assent of the electors shall be obtained thereto in conformity with the provisions of the Statutes for the time being in force respecting by-laws for contracting debts in the Municipality."

Carried.

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

Bill (No. 44) intituled "An Act to Incorporate the Sumas Reclamation Company," was again committed, with Mr. *Semlin* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered on Monday next.

Bill (No. 55) intituled "An Act to amend the 'Provincial Land Surveyors' Act, 1891,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 69) intituled "An Act to amend the 'Breeding Stock Act,'" was committed, with Mr. *Hunter* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

Bill (No. 42) intituled "An Act to amend the 'Columbia and Kootenay Railway and Navigation Company Act, 1890,'" was committed, with Mr. *Sword* in the Chair.

A point of order (viz., as to the right to propose amendments to the Bill giving extended powers to the Company, which were not considered by the Railway Committee and not embraced in the published notices of application for the Bill), having arisen, the Committee reported the matter to the Speaker for his decision, and asked leave to sit again.

Ordered, That leave be granted for Monday next.

Bill (No. 66) intituled "An Act to amend the 'Sheriffs' Act,'" was committed, with Mr. *Nason* in the Chair.

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

Bill (No. 67) intituled "An Act to amend the 'Jurors' Act,'" was committed, with Mr. *Rogers* in the Chair.

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

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

And then the House adjourned at 11:20 o'clock, a. m.

Saturday, 9th April, 1892.

TWO O'CLOCK, P. M.

On the motion of the Hon. Mr. *Turner* it was *Ordered* that Bill No. 35 (Game Act) be placed on the Orders of the Day for consideration of Report on Monday next.

The Report on Bill (No. 67) intituled "An Act to amend the 'Jurors' Act,'" was considered.

The Hon. Mr. *Davie* moved to add the following new section:—

"7. Notwithstanding anything to the contrary in the 'Jurors' Act' contained, the Jurors' books, rolls, and lists prepared in the year in which this Act comes into operation shall be used, and shall be the Jurors' books, rolls, and lists for the Vancouver District for such year thereafter as in the said 'Jurors' Act' is provided."

Carried.

Report as amended adopted.

Bill read a third time and passed.

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

That in the opinion of this House the application of *A. St. G. Hamersley* for the incorporation of a Municipality near the mouth of *Harrison River* be granted; provided, that the limits of the proposed Municipality do not extend beyond the boundary of *New Westminster* District; and provided further, that the necessary steps taken shall be in accordance with the provisions of the Municipal Act.

The motion was withdrawn.

Mr. *Pooley* presented a Report from the Select Committee to whom was referred the matter of the scandalous libel and contempt of *James M. Kennedy* and *Robert Kennedy*, as follows:—

FRIDAY, 8th April, 1892.

MR. SPEAKER:

Your Committee, to whom the matter of the scandalous libel and contempt of *James M. Kennedy* and *Robert Kennedy* was referred, have the honour to report—

That having enquired into the matter, they recommend that the House proceed against the said *James M. Kennedy* and *Robert Kennedy* for the said scandalous libel and contempt.

CHAS. E. POOLEY,
Chairman.

The Report was received.

The Honourable Mr. *Davie* moved, seconded by the Honourable Mr. *Robson*,—

Be it *Resolved*, in pursuance of the recommendation of a Select Committee of this House, that *James M. Kennedy* and *Robert Kennedy*, both of the City of *New Westminster*, be summoned to personally appear at the Bar of this House on Tuesday, the 12th day of April, inst.,

at the hour of half-past two o'clock P.M., to answer as to a certain article appearing on Thursday, the 17th March, 1892, in the *Daily Columbian* newspaper (whereof it is stated that the said *James M. Kennedy* and *Robert Kennedy* are the publishers), intituled "OUTRAGEOUS PRESUMPTION"; which article is a scandalous libel upon certain Members of this House.

Mr. *Sword* moved the adjournment of the debate, which was negatived.

The motion was *Resolved* in the affirmative on the following division:—

YEAS:

Messieurs

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

NAYS:

Messieurs

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

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 75) intituled "An Act to confirm to the Crown all unrecorded and unappropriated water and water power in the Province, and for other purposes."

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

Bill (No. 40) intituled "An Act to amend the 'County Courts Act,'" was read a second time.

Ordered to be committed on Monday next.

The Honourable Mr. *Davie* 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,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith a Bill intituled "An Act respecting the Canadian Western Central Railway Company and the Canadian Northern Railway Company," and recommends the same to the Legislative Assembly.

Government House,
9th April, 1892.

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

The Honourable Mr. *Davie* 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,
Lieutenant-Governor.

The Lieutenant-Governor returns to the Legislative Assembly for re-consideration a Bill intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and amendments thereto," and suggests to the Assembly the advisability of eliminating the words "one year," in the seventh line of sub-section (d) of clause 1 of the said Bill, and substituting in lieu thereof the words "two years."

Government House,
9th April, 1892.

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

The Honourable Mr. *Davie* 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,
Lieutenant-Governor.

The Lieutenant-Governor transmits herewith a Bill intituled “An Act to authorize the granting of a certain Land Subsidy for and in aid of the Upper Columbia Navigation and Tramway Company,” and recommends the same to the Legislative Assembly.

Government House,
9th April, 1892.

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

The Report on Bill (No. 30) intituled “An Act to enable the Corporation of the City of Victoria to borrow certain sums of money and for other purposes,” was considered and adopted.

Bill read a third time and passed.

The Report on Bill (No. 11) intituled “An Act to incorporate the Consumers’ Water Works Company, Limited,” was considered.

The Hon. Mr. *Davie* moved to add the following as a new clause:—

“The powers and privileges conferred by this Act and the provisions hereof, are hereby declared to be granted subject to the rights of the Crown, and also subject to any future legislation regarding the subject matter of this Act or of the powers and privileges hereby conferred which the Legislature may see fit to adopt, and the provisions of any such future legislation shall not be deemed to be in derogation of privileges conferred by this Act.”

Carried.

Report as amended adopted.

Bill read a third time and passed.

The Hon. Mr. *Vernon* presented, by command of His Honour the Lieutenant-Governor, copies of all Orders in Council and other documents not printed in the Sessional Papers, connected with the land reclamation scheme in *Kootenay District* under the management of *W. A. Baillie-Grohman*, with a return showing the amount and nature of the work done during the year 1891 in connection with the said scheme.

The Report on Bill (No. 29) intituled “An Act to authorize the Kootenay Power Company, Limited, to construct Tramways and Electrical and other works in the vicinity of Nelson,” was considered.

The Hon. Mr. *Davie* moved to add the following as a new clause:—

“The powers and privileges conferred by this Act and the provisions hereof, are hereby declared to be granted subject to the rights of the Crown, and also subject to any future legislation regarding the subject matter of this Act or of the powers and privileges hereby conferred which the Legislature may see fit to adopt, and the provisions of any such future legislation shall not be deemed to be in derogation of privileges conferred by this Act.”

Carried.

Report as amended adopted.

Bill read a third time and passed.

The Report on Bill (No. 56) intituled “An Act respecting the profession of Architects,” was considered.

Mr. *Brown* moved that section 19 be amended by striking out the words “or to carry on the business of an architect, as defined in section 2 of this Act,” in the 4th and 5th lines, and also the words “or carrying on such business as aforesaid,” in the 8th line, and the words “or carry on such business,” in the twelfth line.”

Carried.

The adoption of the report was negatived on the following division:—

YEAS:

Messieurs

<i>Grant,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Baker,</i>
<i>Davie,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Turner.—11.</i>
<i>Croft,</i>	<i>Hunter,</i>	<i>Rogers,</i>	

NAYS:

Messieurs

<i>Semlin,</i>	<i>Sword,</i>	<i>Kitchen,</i>	<i>Punch,</i>
<i>Beaven,</i>	<i>Smith,</i>	<i>Forster,</i>	<i>Keith,</i>
<i>Robson,</i>	<i>Hall,</i>	<i>Nason,</i>	<i>Fletcher—12.</i>

Bill (No. 69) intituled "An Act to amend the 'Breeding Stock Act,'" was again committed, with Mr. *Hunter* 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 on Monday next.

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

Monday, 11th April, 1892.

TWO O'CLOCK, P. M.

The Honourable Mr. *Robson* presented a Petition from *A. Smither, James W. Harvey*, and others, ratepayers of the City of *New Westminster*, (*re municipal franchise*).

Received and *Ordered* to be printed.

Pursuant to Order, the House resolved itself into a Committee of the Whole, with Mr. *Anderson* in the Chair, to consider the Message of His Honour the Lieutenant-Governor returning Bill (No. 48) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and amendments thereto."

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House recommending the following amendment to section 1, sub-section (*d*)—Strike out the words "one year" and insert "two years."

The Committee reported the resolution.

Report adopted.

Amendment read a first and second time and added to the Bill.

Bill read a third time and passed.

Pursuant to Order, the House resolved itself into a Committee of the Whole to consider the Message of His Honour the Lieutenant-Governor with Bill (No. 77) intituled "An Act to authorize the granting of a certain Land Subsidy for and in aid of the Upper Columbia Navigation and Tramway Company."

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House "An Act to authorize the granting of a certain Land Subsidy for and in aid of the Upper Columbia Navigation and Tramway Company."

The Committee reported the resolution and the Bill.

Report adopted.