

Wednesday, 15th February, 1893.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. E. Coombs*.

Mr. *Cotton* presented a Petition from "The Burrard Inlet and Fraser Valley Railway Company," for a Private Bill to amend their Corporate Act.
Laid on the table.

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

LEGISLATIVE LIBRARY,
February 15th, 1893.

MR. SPEAKER:

Your Committee on Standing Orders and Private Bills beg to report that the Standing Orders in respect to the Petition of the Lord Bishop of New Westminster have been complied with.

GEO. B. MARTIN,
Chairman.

The Report was received.

On the motion of Mr. *Hall*, seconded by the Hon. Mr. *Turner*, it was *Resolved*,—

That a resolution be presented to His Honour the Lieutenant-Governor requesting that he will cause to be pointed out to the Dominion Government the very urgent necessity which exists for the providing of an efficient mail service on what is known as the Northern Coast Route of this Province by steamers of good speed and accommodation, equal in all respects to the American steamers plying to *Alaska*.

The present requirements are as hereunder, viz.:—*Victoria to Port Simpson, Naas*, and way ports every week, and *Victoria to Queen Charlotte Islands* points every four weeks.

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

That an Order of the House be granted for a Return showing the section of the Act under which the land was purchased, the numerals of the Crown grant (if any), the name, acreage, price per acre, and district, from which the sum of \$213,519.41 has been received at the Treasury from the sale of Crown lands for the fiscal year 1891-92.

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

That an Order of the House be granted for a copy of the opinion given by Dr. *J. G. Bourinot*, as to the powers and privileges of the Legislative Assembly, for which a fee of \$100 was paid, as per page 24 of the Public Accounts for 1891-92.

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

That an Order of the House be granted for the following:—

(a.) The names of each Mining Recorder and Mining District in the Province, the date of appointment and establishing of the same.

(b.) The date upon which each Mining Recorder was notified by the Minister of Mines that the "Mineral Act, 1891, Amendment Act, 1892," had been passed by the Legislative Assembly.

The Hon. Mr. *Vernon* moved in amendment, seconded by Mr. *Martin*,—

That all the words after the word "same," on the third line, be struck out.

Amendment proposed and carried on the following division :—

YEAS :

Messieurs

<i>Punch,</i>	<i>Davie,</i>	<i>Hall,</i>	<i>Croft,</i>
<i>Kellie,</i>	<i>Vernon,</i>	<i>Nason,</i>	<i>Hunter,</i>
<i>Smith,</i>	<i>Stoddart,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Watt,</i>	<i>Booth,</i>	<i>Martin,</i>	<i>Fletcher—17.</i>
<i>Baker,</i>			

NAYS :

Messieurs

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

Motion as amended put and carried.

Mr. *Beaven* asked the Honourable the Minister of Finance and Agriculture the following questions :—

1. What was the total revenue and expenditure from 1st July to 31st December, 1892?
2. What was the amount of revenue brought to account at the Treasury during the first six months of the fiscal year 1892-93 on account of land sales?
3. (a.) What amount had the Government to its debit or credit at the Government Bank on 31st December, 1892, (b.) and on 31st January, 1893, and what was the cash balance in the Deputy Treasurer's hands at the same dates?

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

"1. Revenue, \$468,850.84; Expenditure, \$685,090.98.

"2. \$156,612.74.

"3. (a.) Cr. \$580,160.23. (b.) Cr. \$602,100.70.

"Cash balance in Deputy Treasurer's hands 31st December, 1892, \$11,169.88.

" " " " 31st January, 1893, 7,307.08."

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

"That Bill (No. 9) intituled 'An Act respecting the Public Health,' be read a second time now,"

And the motion of Mr. *Semlin* in amendment, seconded by Mr. *McKenzie*,—

To strike out all the words after "That" and insert "in view of the appointment of a Commission to enquire into the recent outbreak of Small-pox in the Province, the House considers it advisable to postpone further consideration of Bill (No. 9) relating to Public Health until the Report of said Commission has been submitted to this House,"—was resumed.

The amendment was put and negatived on the following division :—

YEAS :

Messieurs

<i>Semlin,</i>	<i>McKenzie,</i>	<i>Milne,</i>	<i>Beaven—4.</i>
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NAYS :

Messieurs

<i>Sword,</i>	<i>Brown,</i>	<i>Vernon,</i>	<i>Martin,</i>
<i>Kitchen,</i>	<i>Forster,</i>	<i>Stoddart,</i>	<i>Croft,</i>
<i>Punch,</i>	<i>Keith,</i>	<i>Booth,</i>	<i>Hunter,</i>
<i>Cotton,</i>	<i>Watt,</i>	<i>Nason,</i>	<i>Rogers,</i>
<i>Kellie,</i>	<i>Baker,</i>	<i>Pooley,</i>	<i>Anderson,</i>
<i>Horne,</i>	<i>Davie,</i>	<i>Turner,</i>	<i>Fletcher—25.</i>
<i>Smith,</i>			

Bill read a second time.

Ordered to be committed on Monday next.

Bill (No. 14) intituled "An Act to amend the 'Married Women's Property Act,'" was read a second time.

Ordered to be committed to-morrow.

The Report on Bill (No. 1) intituled "An Act to amend the 'Registration of Births, Deaths, and Marriages Act,'" and the adjourned debate thereon, was resumed.

The Honourable Mr. *Davie* moved to strike out section 2 and insert the following in lieu thereof:—

"2. Section 6 of the said Act is hereby amended by adding thereto the following words: 'Provided always that any person shall be entitled at all reasonable hours to examine any such original books and forms, and to require and receive extracts therefrom duly certified by the District Registrar, which extracts shall be evidence of the entry or entries certified and prima facie evidence in any Court of Justice in this Province of the facts therein stated, and for every such certificate the person so requiring the same shall pay a fee of fifty cents.'"

Carried.

The Honourable Mr. *Davie* moved the following as an additional clause:—

"4. Notwithstanding anything to the contrary in any Statute it shall be, and be deemed to have been, lawful for any District Registrar to register any birth, marriage, or death, at any time heretofore or hereafter occurring within the limits of his district, upon being furnished with the like notices and particulars, except in regard to time, as are required in the case of regular registrations under the said Act."

Carried.

The Honourable Mr. *Davie* moved to insert the following as a new clause:—

"3. Section 16 of the said Act is hereby amended by inserting between the words 'registered' and 'except,' in the sixth line of the said section, the words 'or by the written permission of a Justice of the Peace, or a Government Agent.'"

Carried.

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

Mr. *Cotton* asked leave to introduce a Private Bill (No. 29) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and amendments thereto."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

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

Bill (No. 11) intituled "An Act to amend the 'Breeding Stock Act,'" was committed, with Mr. *Fletcher* in the Chair.

The Bill was reported complete without amendment.

Report adopted.

Bill read a third time and passed.

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

Thursday, 16th February, 1893.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. E. Coombs*.

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

By Mr. *Horne*, from *Thomas Dunn*, *A. St. G. Hamersley*, and *H. T. Ceperley*, for a Private Bill to incorporate "The Vancouver Smelting and Mining Company."

By Mr. *Watt*, from "The Ashcroft and Cariboo Railway Company," for a Private Bill to amend their Corporate Act.

By Mr. *Kitchen*, from "The Chilliwack Railway Company," for a Private Bill to amend their Corporate Act.

The Petition from "The Burrard Inlet and Fraser Valley Railway Company," for a Private Bill to amend their Corporate Act, was read and received.

Bill (No. 24) intituled "An Act to amend the 'Medical Act,'" was read a second time. *Ordered* to be committed at the next sitting of the House.

Bill (No. 3) intituled "An Act to provide for the establishment of a Bureau of Labour Statistics, and also of Councils of Conciliation and of Arbitration for the settlement of Industrial Disputes," was committed, with Mr. *Watt* in the Chair.

(IN THE COMMITTEE.)

Section 3 was amended by inserting in line one, after the word "request," the words "but without pre-arrangement."

Section 5 was amended in line seven by inserting after the word "Gazette" the words "and in some newspaper circulating in the district."

Section 19, sub-section (3), was amended in line two by inserting after the word "creditors" the words "or shall be convicted of any criminal offence."

Section 24 was amended in line ten by striking out all the words after "Council" and down to and inclusive of "Unions" in the eleventh line."

Section 28 was amended in line three by striking out the word "ten" and inserting in lieu thereof the word "seven."

The following sub-section was added to section 27, after sub-section (8):—

"(9.) The dismissal of an employé or employés for their connection with any trade and labour organizations."

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered on Monday next.

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

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

Friday, 17th February, 1893.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. E. Coombs*.

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

By Mr. *Eberts*, from *John H. Brownlee*, *G. F. Cairnie*, and *Emil S. Levi*, for a Private Bill to incorporate "The Mount Tolmie Park and Cordova Bay Railway Company."

By Mr. *Martin*, from *C. G. Major*, *A. B. McKenzie*, and others, for a Private Bill to incorporate a company, *re* Railway from *Nelson* via *Slocan*, *New Denver*, and *Nakusp Pass*.

By Mr. *Watt*, from *J. M. Burke*, *Henry Anderson*, and others, for a Private Bill to incorporate a company, *re* Tramway from *Kaslo* to *Bear Lake*.

By Mr. *Kellie*, from *A. H. Green*, *E. E. Coy*, and others, for a Private Bill to incorporate "The Kaslo Electric Light, Power, and Water-works Company, Limited."

By Mr. *Milne*, from *J. N. Muir*, asking for repeal of section 56 of the "School Act, 1891."

The following Petitions were read and received:—

From *Thomas Dunn*, *A. St. G. Hamersley*, and *H. T. Ceperley*, for a Private Bill to incorporate "The Vancouver Smelting and Mining Company."

From "The Ashcroft and Cariboo Railway Company," for a Private Bill to amend their Corporate Act.

From "The Chilliwack Railway Company," for a Private Bill to amend their Corporate Act.

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

LEGISLATIVE LIBRARY,
February 17th, 1893.

MR. SPEAKER:

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

No. 12.—For a Bill to construct and operate a ship canal between Burrard Inlet and Pitt River.

No. 23.—For a Bill to incorporate the Educational Establishment known as Whetham College.

No. 17.—For a Bill to incorporate the Educational Establishment known as the British Columbia College.

No. 18.—For a Bill to incorporate the Young Men's Christian Association.

No. 26.—For a Bill to extend the time for commencing construction of the Burrard Inlet Railway.

GEO. B. MARTIN,
Chairman.

The Report was received.

Mr. *Keith* moved, seconded Mr. *Milne*,—

Whereas the "Chinese Immigration Act of Canada" has proven in a 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 first January, 1886;

And whereas, under the provisions of chapter 25, 55-56 Victoria (1892), intituled "An Act to further amend the 'Chinese Immigration Act,'" which was passed by the Parliament of Canada as a substitute for section thirteen of the "Chinese Immigration Act," chapter 67 of the Revised Statutes of Canada, enables a Chinese to leave and return to Canada on payment of only one entrance fee;

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

YEAS:

Messieurs

Smith,
Baker,
Vernon,

Eberts,
Hall,
Nason,

Pooley,
Turner,
Martin,

Croft,
Hunter—11.

NAYS:

Messieurs

Semlin,
McKenzie,
Kitchen,
Cotton,

Kellie,
Milne,
Beaven,
Horne,

Forster.
Keith,
Watt,

Stoddart,
Booth,
Rogers—14.

The motion was negatived on the following division:—

YEAS :

Messieurs

<i>Semlin,</i>	<i>Cotton,</i>	<i>Horne,</i>	<i>Watt,</i>
<i>McKenzie,</i>	<i>Kellie,</i>	<i>Forster,</i>	<i>Stoddart,</i>
<i>Kitchen,</i>	<i>Milne,</i>	<i>Keith,</i>	<i>Booth—14.</i>
<i>Punch,</i>	<i>Beaven,</i>		

NAYS :

Messieurs

<i>Grant,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Sword,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Smith,</i>	<i>Hall,</i>	<i>Martin,</i>	<i>Anderson—15.</i>
<i>Baker,</i>	<i>Nason,</i>	<i>Croft,</i>	

Mr. *Kellie* asked leave to introduce a Private Bill (No. 30) intituled "An Act to Incorporate the Lardeau and Kootenay Railway Company."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Railways.

Mr. *Martin* asked leave to introduce a Private Bill (No. 31) intituled "An Act to Incorporate the Nakusp and Slocan Railway Company."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Railways.

Mr. *Brown* asked leave to introduce a Private Bill (No. 32) intituled "An Act to create the Roman Catholic Bishop of New Westminster, and his successors in office, a Corporation Sole."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Stoddart* asked leave to introduce a Private Bill (No. 33) intituled "An Act to Incorporate the Osoyoos and Okanagan Railway Company."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Railways.

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

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

Monday, 20th February, 1893.

TWO O'CLOCK, P. M.

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

By Mr. *Cotton*, from *H. O. Bell-Irving*, opposing Private Bill to amend *Vancouver City* Corporate Act.

By Mr. *Kitchen*, from "The *Kaslo and Slocan Railway Company*," opposing Private Bill to incorporate "The *Kootenay Central Railway Company*."

The following Petitions were read and received:—

From *John H. Brownlee, G. F. Cairnie, and Emil S. Levi*, for a Private Bill to incorporate "The Mount Tolmie Park and Cordova Bay Railway Company."

From *C. G. Major, A. B. McKenzie*, and others, for a Private Bill to incorporate a company, *re* Railway from *Nelson via Slocan, New Denver, and Nakusp Pass*.

From *J. M. Burke, Henry Anderson*, and others, for a Private Bill to incorporate a company, *re* Tramway from *Kaslo to Bear Lake*.

From *A. H. Green, E. E. Coy*, and others, for a Private Bill to incorporate "The Kaslo Electric Light, Power, and Water-works Company, Limited."

From *J. N. Muir*, asking for repeal of section 56 of the "School Act, 1891." *Ordered* to be printed.

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

20th February, 1893.

MR. SPEAKER:

Your Committee on Railways beg to report the preamble proved of a Bill (No. 25) intituled "An Act to amend the Acts relating to the British Columbia Southern Railway," and beg leave to submit the Bill with amendments.

Your Committee also beg leave to report the preamble proved of a Bill (No. 26) intituled "An Act to incorporate the Red Mountain Railway Company," and beg leave to submit the Bill without amendment.

J. P. BOOTH,
Chairman.

The Report was received.

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

To amend the Rules and Orders by adding to section 58 the following words:—"Private Bills brought in on petition presented after the first two weeks of the Session shall be subject to double the regular fees."

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

To strike out all the words after the word "words," in the first line of the Resolution as moved, and substitute therefor the words: "And if this Rule shall be suspended or modified as aforesaid, the promoters of any Private Bill which is presented after the time hereinbefore limited, or for which the Petition has been received after the time hereinbefore limited, shall in either case pay double the fees required in respect of such Bill by Rule 66 of these Rules, unless the House shall order to the contrary."

Amendment put and carried.

Motion as amended put and carried.

Mr. *Beaven* asked leave to introduce a Bill (No. 34) intituled "An Act to amend the 'Municipal Act, 1892.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Thursday next.

The Hon. Colonel *Baker* presented, by command of His Honour the Lieutenant-Governor, the Annual Report on the Asylum for the Insane for the year 1892.

The Hon. Mr. *Davie* presented, by command of His Honour the Lieutenant-Governor, the Nineteenth Annual Report of the Registrar of Births, Deaths, and Marriages.

The Hon. Colonel *Baker* presented a Return of copies of all correspondence, not printed in the Sessional Papers of 1892, between the Government of this Province and the Government of the Dominion relative to the Census of 1891.

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

To amend the Rules and Orders of the House by striking out the word "foot" in Rule 52, and inserting in lieu thereof the word "head."

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

That a Select Committee, composed of Messrs. *Martin*, *Stoddart*, *Smith*, *Rogers*, and the mover, be appointed to enquire into the claims of *John Wilson* and *B. F. English*, in reference to the reward offered by the Government for the apprehension and conviction of the perpetrator or perpetrators of the stage robbery in July, 1889, and to report to this House.

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

Have the Commissioners appointed to enquire into the causes which led to the recent outbreak of small-pox in the Province, and the best means of preventing a recurrence of small-pox and the introduction of other epidemic and endemic diseases, made their report to the Executive? If so, on what date was it received by the Government?

The Honourable Colonel *Baker* replied as follows:—

“The Report of the Commissioners was received to-day.”

The Report on Bill (No. 3) intituled “An Act to provide for the establishment of a Bureau of Labour Statistics, and also of Councils of Conciliation and of Arbitration for the settlement of Industrial Disputes,” was considered.

On the motion of Mr. *Booth*, section 3 was amended by inserting in line thirteen, after the word “shall,” the words “after a formal demand has been made for the same.”

On the motion of the Honourable Attorney-General, it was *Resolved*,—

To strike out the words “in Council” wherever they follow the words “Lieutenant-Governor.”

On the motion of Mr. *Hunter*, clause 8 was amended as follows:—

By inserting after the last word in line four, the words “employés, or a majority thereof, represented by themselves or by committee, or of the.”

By inserting after the word “employés,” on the sixth line, the words “as said employés by themselves or by committee may elect.”

By inserting between the words “the” and “Board,” in the seventh line, the words “employers, or a majority thereof, represented by themselves or by committee, or of the.”

By inserting after the word “employers,” in the ninth line, the words “as said employers may by themselves or by committee elect.”

The Report as amended was adopted.

Ordered to be read a third time to-morrow.

The Order for the second reading of Bill (No. 15) intituled “An Act respecting Foreign Companies,” was discharged.

The Order for the second reading of Bill (No. 16) intituled “An Act to amend the ‘Bills of Sale Act,’” was discharged.

Bill (No. 4) intituled “An Act respecting Arbitration,” was again committed, with Mr. *Smith* in the Chair.

(IN THE COMMITTEE.)

Sub-section (3) of section 14 was amended by adding—

“To whom shall, in cases of voluntary arbitration, be referred the remuneration to be paid to any arbitrator should the parties differ.”

The first schedule to section (i) was amended by adding thereto the following:—

“Provided always that the fees and expenses to be taken or allowed to any arbitrator, umpire, clerk, secretary, or reporter shall not be more than, nor less than, those set forth in the following tariff:—

“TARIFF.

“To each arbitrator or umpire for every meeting where the cause is not proceeded with, but an enlargement or postponement is made at the request of either party, in addition to all necessary travelling expenses, not less than \$1 50
Nor more than 5 00

“To each arbitrator or umpire for every day’s sitting, to consist of not less than six hours, in addition to all necessary travelling expenses, not less than 5 00
Nor more than 25 00

“To each arbitrator or umpire for every sitting not extending to six hours (fractional parts of hours being excluded), where the arbitration is actually proceeded with, in addition to all necessary travelling expenses, for each hour occupied in such proceedings, at the rate of not less than	1 50
Nor more than	5 00
“To every clerk, secretary, or reporter for each hour occupied in connection with the arbitration proceeding, in addition to all necessary travelling expenses, at the rate of not less than	50
Nor more than	1 50

The Bill was reported complete, with amendments.
Report *Ordered* to be considered on Wednesday next.

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

Bill (No. 8) intituled “An Act to amend the ‘Insane Asylums Act,’” was again committed, with Mr. *Rogers* in the Chair.

(IN THE COMMITTEE.)

Section 20 was amended by striking out the section as proposed and substituting the following:—

“20. The Lieutenant-Governor in Council, upon such evidence as may be required of the insanity of any person imprisoned either for an offence under the authority of any of the Statutes of this Province, or for safe custody charged with any such offence, may order the removal of such insane person to an asylum for the insane, and such person shall remain there, or in such other asylum or other place of safe keeping, as the Lieutenant-Governor in Council may from time to time order, until his complete or partial recovery, or until other circumstances justifying his discharge from such asylum or place are certified to the satisfaction of the Lieutenant-Governor in Council, who may then order such person back to imprisonment if then liable thereto, or otherwise to be discharged.”

Section 21 was amended by striking out the words “in the opinion of the gaol surgeon insane,” before the word “may,” in the fourth line thereof, and substituting therefor the words, “insane in the opinion of two duly qualified medical practitioners, of whom the gaol surgeon, if any, shall be one.”

Section 23 was amended by striking out all the words of the first line thereof after the word “Judge,” and substituting therefor the words “or acting Judge of the County Court, or the person authorized by law to act as such Judge, or the Justices, as the.”

Section 23 was made section 24, and section 24 was made section 23.

Section 24 was amended by striking out all the words of the section down to the word “a” in the eighth line thereof, and substituting therefor the following:—

“23. If the Judge or acting Judge of the County Court, or if in the absence from the County of such Judge or acting Judge, or in the event of such Judge or acting Judge being unable to act, if any person authorized by law to act as County Court Judge, or if any two Justices of the Peace being authorized by such Judge or acting Judge to act for him in this behalf, certify in the Form E that he has, or they have (as the case may be), personally examined a prisoner committed under the provisions of this Act, and that he is, or they are (as the case may be), satisfied that such prisoner is not insane, or that such prisoner though insane is not dangerous to be at large, and is not in the opinion of such Judge, person, or Justices.”

Section 31 was struck out.

Section 2 was amended by inserting the following as section 2:—

“Section 2 of the ‘Insane Asylums Act’ is hereby amended by striking out the words ‘whether found so by inquisition or not,’ and by substituting therefor the following: ‘(1) found so by inquisition; (2) certified to be so in the manner set forth in the section substituted for section 8 of this Act by section 3 of the ‘Insane Asylums Act Amendment Act, 1893.’”

Section 2, Form A, was amended by striking out the Form as proposed, and substituting therefor the following:—

“I, *A. B.*, of the _____, of _____, in the Province of British Columbia (*occupation*), make oath and say (*or solemnly declare*) as follows: I am well acquainted with *E. F.*, of _____, in the said Province. The said *E. F.* has, to my personal knowledge, been continuously resident in the said Province for the period of at least six months immediately preceding the date of the making of this my affidavit (*or solemn declaration*, as the case may be).

“Sworn (*or declared*) before me _____ at the _____ of _____ this _____ day of _____.

“*L. M.*,

“A Justice of the Peace (*or as the case may be*).”

Section 23, Form E, was amended by striking out the word “one,” in line six of the said section; and inserting after the word “or” the words “we, *E. F.* and *G. H.*, two;” and inserting after the word “Judge,” in line eight thereof, the words “(*or acting Judge*).”

The figures “24” were changed to “23,” in the first line.

Form F was amended by changing the figures “24,” in the first line of the form, to “23.”

The Bill was reported complete, with amendments.
Report *Ordered* to be considered on Wednesday next.

Bill (No. 6) intituled “An Act to provide for the Establishment and Maintenance of a Provincial Home for Destitute Persons,” was again committed, with Mr. *Anderson* in the Chair.

(IN THE COMMITTEE.)

Section 7 was amended by striking out “being a British subject.”

Section 7, sub-section (3), was amended by striking out “good moral character” and inserting “recommendation.”

Section 7, sub-section (3), was amended by striking out of line two all the words after “clergyman, and.”

Section 7, sub-section (4), was amended in line four by adding the following words: “and that he is not under any of the disabilities mentioned in section 8 of this Act.”

Section 11 was struck out.

The Committee reported progress and asked leave to sit again.
Leave granted for Wednesday next.

The Honourable Attorney-General presented the Report of the Commissioners appointed to enquire into the late epidemic outbreak of Small-pox in the Province of British Columbia, under Order in Council dated 6th October, 1892.

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

Was any tender for the *Vancouver* Court House received at the Lands and Works Department, *Victoria*, after 12 o'clock, noon, on the 15th inst.? If so, will such tender be received and considered?

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

“One tender was received with the registered mail from the post office at 1 o'clock, p. m., and was at once put, unopened, into the locked tender box. At 2:30 p. m. the tenders were opened by the Deputy Commissioner, in the presence of the Architect.”

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

Wednesday, 22nd February, 1893.

TWO O'CLOCK, P. M.

Prayers by Rev. C. Watson.

The petition from *H. O. Bell-Irving*, opposing Private Bill to amend *Vancouver City Corporate Act*, was read and received.

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

LEGISLATIVE LIBRARY,
February 22nd, 1893.

MR. SPEAKER :

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

29.—The Petition of the Chilliwack Railway Company.

32.—The Petition of the Kaslo and Slocan Tramway Company.

30.—The Petition of the Cordova and Mount Tolmie Railroad Company.

Your Committee recommend that the time for receiving Reports be extended three weeks.

GEO. B. MARTIN,
Chairman.

The Report was received.

The Rules were suspended and the Report adopted.

The Honourable Mr. *Vernon* presented the Annual Report of the Chief Commissioner of Lands and Works for the year ending 31st December, 1892.

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

That an Order of the House be granted for a Return showing the revenue collected at *Ainsworth, Kootenay*, under the different heads of receipt during the fiscal year 1891-92, and from 1st July to 31st December, 1892.

The Honourable Mr. *Turner* presented a Return showing the revenue collected at *Ainsworth, Kootenay*, under the different heads of revenue for the fiscal year ending 30th June, 1892.

Mr. *Kitchen* asked leave to introduce a Bill (No. 35) intituled "An Act for the preservation of the Public Roads."

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

Mr. *Kitchen* asked leave to introduce a Bill intituled "An Act to amend the 'Constitution Amendment Act, 1890.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

Mr. Speaker ruled the Bill out of order.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be laid before the House returns showing the business done in the different County Courts of the Province for the years 1889, 1890, 1891, and 1892; showing in each district, for each year respectively, the number of plaints issued, total amount claimed; number of garnishee summonses issued, total amount claimed; number of judgment summonses issued, total amount involved; number of chamber applications; number of Speedy Trials.

Mr. *Brown* asked leave to introduce a Private Bill (No. 36) intituled "An Act to Incorporate the Anglican Synod of the Diocese of New Westminster."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Horne* asked leave to introduce a Private Bill (No. 37) intituled "An Act to Incorporate Whetham College."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Milne* asked the Honourable the Minister of Education the following questions:—

1. Why was a teacher's certificate refused to *John N. Muir* in July, 1892?

2. Why was a "renewal" refused to *John N. Muir* in July, 1892?

3. Why was a temporary certificate to teach in the *South Comox* School refused to the School Trustees, when asked for by them in favour of *John N. Muir* in August, 1892?

The Honourable Colonel *Baker* replied as follows:—

"Answer to Question 1—Because he failed to satisfy the requirement of section 56 of the 'Public School Act.'

"Answer to Question 2—Because he failed to satisfy the requirement of section 56 of the 'Public School Act.'

"Answer to Question 3—Because the Trustees failed to satisfy the requirement of section 53 of the 'Public School Act.'"

The Petition from "The Kaslo and Slocan Railway Company," opposing Private Bill to incorporate "The Kootenay Central Railway Company," was read and received.

Bill (No. 10) intituled "An Act to amend the 'Public School Act, 1891,' and the 'Public School Act Amendment Act, 1892,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 9) intituled "An Act respecting the Public Health," was committed, with Mr. *Grant* in the Chair.

(IN THE COMMITTEE.)

Section 3 was amended by striking out of line seven the word "four," and inserting in lieu thereof the word "three."

The Committee reported progress and asked leave to sit again.

Leave granted for to-morrow.

Mr. *Horne* asked leave to introduce a Private Bill (No. 38) intituled "An Act to Incorporate the Young Men's Christian Association of Vancouver, British Columbia."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Beaven* asked leave to introduce a Private Bill (No. 39) intituled "An Act to Incorporate the Masonic Temple Association of Victoria, British Columbia."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Eberts* asked leave to introduce a Private Bill (No. 40) intituled "An Act to Incorporate the Mount Tolmie Park and Cordova Bay Railway Company."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Railways.

Mr. *Beaven* asked leave to introduce a Private Bill (No. 41) intituled "An Act respecting the Official Map of the City of Victoria and Subdivisions of Lands within the Boundaries of the said City.

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Cotton* presented a Petition from Hon. *Amor DeCosmos*, opposing Private Bill to amend Victoria City Official Map Act.

Laid on the table.

Mr. *Cotton* asked leave to introduce a Private Bill (No. 42) intituled "An Act to amend the 'Burrard Inlet and Fraser Valley Railway Company Act, 1891.'"

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Railways.

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

And then the House adjourned at 5:35 o'clock, p. m.

Thursday, 23rd February, 1893.

TWO O'CLOCK, P. M.

Prayers by the Rev. *C. Watson*.

The Petition from Hon. *Amor DeCosmos*, opposing Private Bill to amend Victoria City Official Map Act, was read and received.

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

LEGISLATIVE LIBRARY,
February 23rd, 1893.

MR. SPEAKER :

Your Committee on Standing Orders and Private Bills beg to report the preamble of the following Bill proved, viz. : "An Act to create the Roman Catholic Bishop of New Westminster and his Successors in Office a Corporation Sole," and herewith submit the same with amendments.

Your Committee beg to report a Bill entitled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and amendments thereto," and call the attention of the House to the fact that section (9) nine does not appear to have been contemplated by the notice for the same, or by the preamble to the Bill.

The Report was received.

GEO. B. MARTIN,
Chairman.

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

February 23rd, 1893.

MR. SPEAKER :

Your Standing Committee on Railways, having in view the great importance to and necessity for the Kootenay country obtaining coal for the development of the smelting industry, beg leave to report the following resolution for the consideration of the House, and recommend its adoption.

J. P. BOOTH,
Chairman.

[ENCLOSURE.]

Whereas the British Columbia Southern Railway Company has applied to the Dominion Government for the usual subsidy of \$3,200 per mile of railway for the first and second sections of their line, being 90 miles and 120 miles respectively;

And whereas such application has been pressed upon the Dominion Government for the last three years, but has not received any satisfactory reply;

And whereas the construction of the British Columbia Southern Railway is of great importance to the Province, in order to develop the coal fields of the *Crow's Nest Pass*, and to convey the coal to the smelters already erected, and which would be erected if such coal supply were forthcoming;

And whereas the obtaining of such coal would give a great stimulus to the mining industry in the *Kootenay District*, and would be productive of a considerable increase in the trade and wealth of the Province;

Therefore, be it Resolved, That a humble Address be presented to His Honour the Lieutenant-Governor, praying him to move the Dominion Government to grant the British Columbia Southern Railway Company the said subsidies, inasmuch as it would tend materially towards the prosperity of the Province.

The report was received.

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

Is it the intention of the Government to repeal or modify the tax on mortgages, assessed and collected under the provisions of the "Assessment Act"?

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

"The matter is under consideration."

Bill (No. 21) intituled "An Act respecting Settled Estates," was committed, with Mr. *Anderson* in the Chair.

The Committee reported the Bill complete without amendment.

Report *Ordered* to be considered to-morrow.

Mr. *Keith* moved—That Bill (No. 22) intituled "An Act to amend the 'Coal Mines Regulation Act, 1888,' and the 'Coal Mines Regulation Amendment Act, 1890,'" be read a second time now.

The motion was negatived on the following division:—

YEAS:

Messieurs

<i>Semin,</i>	<i>Kitchen,</i>	<i>Beaven,</i>	<i>Keith,</i>
<i>McKenzie,</i>	<i>Cotton,</i>	<i>Brown,</i>	<i>Watt,</i>
<i>Sword,</i>	<i>Milne,</i>	<i>Forster,</i>	<i>Fletcher—12.</i>

NAYS:

Messieurs

<i>Punch,</i>	<i>Davie,</i>	<i>Nason,</i>	<i>Croft,</i>
<i>Horne,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Smith,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Baker,</i>	<i>Booth,</i>	<i>Martin,</i>	<i>Anderson—16.</i>

Mr. *Keith* moved—That Bill (No. 23) intituled "An Act to abolish the Attachment of Wages," be read a second time now.

A debate arose, which was adjourned until Thursday next.

Mr. *Croft* asked leave to introduce a Private Bill (No. 43) intituled "An Act to Incorporate the Pacific Telephone and Cable Company."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Watt* asked leave to introduce a Private Bill (No. 44) intituled "An Act to Incorporate the Kaslo and Slocan Tramway Company."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Horne* asked leave to introduce a Private Bill (No. 45) intituled "An Act to Incorporate the British Columbia College."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Punch* asked leave to introduce a Private Bill (No. 46) intituled "An Act to Incorporate the Kootenay Lake Shore and Lardo Railway Company."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Railways.

Bill (No. 24) intituled "An Act to amend the 'Medical Act,'" was committed, with Mr. *Sword* in the Chair.

(IN THE COMMITTEE.)

Section 1 was amended by adding to the section "but not exceeding one hundred dollars."

Section 2 was amended by striking out the words "as to," in line six, and substituting therefor the words "and giving."

Section 2 was amended by adding thereto the words "not to exceed one hundred dollars."

Section 3 was struck out.

Section 4 was struck out.

Section 5 was struck out.

The following new section was added to the Bill:—

"Section 52 of the 'Medical Act' is hereby repealed."

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Mr. *Hall* moved—That Bill (No. 28) intituled "An Act to amend the 'Game Protection Act, 1892,'" be read a second time now.

The motion was negatived.

Bill (No. 34) intituled "An Act to amend the 'Municipal Act, 1892,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 35) intituled "An Act for the preservation of the Public Roads," was read a second time.

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

Mr. *Cotton* presented a Petition from Hon. A. *DeCosmos*, opposing Private Bill to incorporate "The Mount Tolmie Railway Company."

Laid on the table.

The Honourable Mr. *Davie* presented a Return to an Order of the House for a copy of the opinion given by Dr. J. G. *Bourinot*, as to the powers and privileges of the Legislative Assembly.

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

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

Friday, 24th February, 1893.

TWO O'CLOCK, P. M.

Prayers by Rev. *C. Watson*.

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

LEGISLATIVE LIBRARY,
February 24th, 1893.

MR. SPEAKER :

Your Committee on Standing Orders and Private Bills beg to report that the notices in connection with the petition of Sir Donald A. Smith and R. B. Angus have, as far as the Government Gazette notices are concerned, been complied with, but the notices as regards the newspapers have not been inserted for a sufficient period.

Your Committee recommend that as no private interests are prejudiced, that the notices be deemed sufficient.

GEO. B. MARTIN,
Chairman.

The Report was received.

The Petition from the Hon. *A. DeCosmos*, opposing Private Bill to incorporate "The Mount Tolmie Railway Company," was read and received.

Bill (No. 10) intituled "An Act to amend the 'Public School Act, 1891,' and the 'Public School Act Amendment Act, 1892,'" was committed, with Mr. *Kellie* in the Chair.

(IN THE COMMITTEE.)

Section 3, sub-section (30), line six, was amended by adding the words "and such salaries," after the word "respectively."

Section 3, sub-section (31), line three, was amended by striking out the words "half-yearly" and inserting the word "quarterly."

Section 3, line 18, was amended by adding at the end of the section the words "The average actual daily attendance shall be calculated upon the attendance for the half-year preceding the payment."

Section 4 was struck out and the following substituted therefor:—

"4. Section 33 of the said Act is hereby amended by inserting after the word 'estimates,' in the sixteenth line thereof, the words 'to appoint, dismiss, and fix the salaries, wages, or remuneration of, from time to time, other officers or employes, as may be deemed necessary by the Board to secure the efficient management of the schools.'"

Section 6 was amended by adding thereto the following words:—

"And the said section is hereby further amended by adding thereto the following words: 'but no person liable to pay the Revenue Tax shall be permitted to vote until he has paid such Revenue Tax for the current year.'"

Section 8 was amended as follows:—

Precede the said section with the words, "The section substituted for section 34 in."

Strike out the word "fourth" in line 2 and insert "second."

Add to the section the following:—

"And the said section is hereby further amended by striking out the remainder thereof after the word 'for,' in the third line thereof, and by substituting therefor the words: 'the current year's ordinary expenses of maintaining the schools as they exist at the time of the making of such estimate, which sums shall be paid over from time to time as required upon the order of the Trustees by the City Treasurer to the several persons or corporations for whose use such moneys are payable; and the Board shall further prepare the like detailed estimate of the sums required to meet any special or extraordinary expenses legally incurable by the

Board, which last-mentioned estimate shall be subject to consideration, alteration and final approval by the Council; and if the Council shall finally reject or disapprove of any such last-mentioned sum or sums, it shall be the duty of the Council, not less than thirty days after the receipt by the Mayor of the written request of the Secretary of the Board in that behalf, to submit for the assent of the electors, in the manner prescribed by section 116 of the "Municipal Act, 1892," a by-law authorizing the proposed expenditure, and, if necessary, the raising of the moneys required to defray the same upon the credit of the municipality; and in the event of such by-law receiving the assent of the electors in the manner set forth in section 119 of the "Municipal Act, 1892," any sums raised by authority of the ratepayers thereby shall be paid over by the City Treasurer in manner hereinbefore in this section provided."

The following was added as section 9:—

"9. Section 38 of the 'Public School Act, 1891,' is hereby repealed, and the following substituted therefor:—

"38. The Board of Trustees of any of the said City School Districts may, by resolution, declare that it is desirable that tuition fees should be paid in respect of pupils attending at any High School situate within its limits, so as to make such High School more or less self-sustaining, whereupon it shall be the duty of such Board to settle the amount to be paid by parents and guardians for each pupil attending the High School, and to fix the times of payment, and, when necessary, to sue for and recover such amounts in the name of the City Treasurer, who shall receive and apply the same to the purposes specified in section 33 of this Act; but in settling such amount the Board shall make provision by which pupils whose parents or guardians find it beyond their means to pay the tuition fees imposed by the Board may have the advantages of the High School, either altogether without fee, or at some smaller fee within the means of the parent or guardian."

The following was added as section 10:—

"10. The Board of Trustees in every City School District shall cause to be published annually in December, in at least three issues of some newspaper circulating in the District, a detailed audited statement of all receipts and expenditures for the year ending the first of December, which statement shall be signed by the Chairman and Secretary of the Board, and countersigned by the Auditor appointed in that behalf by the City Council."

The Committee reported progress and asked leave to sit again.
Leave granted for Monday next.

Mr. *Croft* asked leave to introduce a Private Bill (No. 47) intituled "An Act to Incorporate the Bedlington and West Kootenay Railway Company."
Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Railways.

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, 27th February, 1893.

TWO O'CLOCK, P. M.

Prayers by the Rev. Canon *Beanlands*.

Mr. *Cotton* presented a Petition from the Corporation of the City of *Vancouver*, for leave to present a Petition for a Private Bill to validate By-law No. 166.

Laid on the table.

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

LEGISLATIVE LIBRARY,
February 27th, 1893.

MR. SPEAKER :

Your Committee on Standing Orders and Private Bills beg to report that the notices in the Government Gazette and newspapers, regarding "The Nelson Electric Light Company," are insufficient by three days.

Your Committee recommend that as no private interests are prejudiced, that the notices be deemed sufficient.

GEO. B. MARTIN,
Chairman.

The Report was received.

The Standing Rules and Orders were suspended and the Report adopted.

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

27th February, 1893.

MR. SPEAKER :

Your Committee on Railways beg leave to report the preamble proved of Bill (No. 27) intituled "An Act to Incorporate the Kootenay Central Railway Company," and submit the Bill with amendments.

J. P. BOOTH,
Chairman.

The Report was received.

Mr. *Kellie* presented a Report from the Select Committee appointed to enquire into the claims of certain applicants to purchase land near the mouth of *Carpenter Creek* and at the head of *Slocan Lake, West Kootenay District.*

The Report was received.

Ordered, That the Report and the evidence accompanying the same be printed.

The Honourable Mr. *Vernon* presented, by command of His Honour the Lieutenant-Governor, the Report of Crown Land Surveys for the year ending 31st December, 1892.

Mr. *Croft* asked leave to introduce a Private Bill (No. 48) intituled "An Act to amend the 'Nelson Electric Light Company's Incorporation Act, 1892.'"

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

Mr. *Cotton* asked leave to introduce a Private Bill (No. 49) intituled "An Act to remove doubts concerning the validity of certain Conveyances of Land."

Leave granted.

Bill introduced and read a first time and referred to the Select Standing Committee on Standing Orders and Private Bills.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 50) intituled "An Act to further amend the 'Railway Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Wednesday next.

Mr. *Kitchen* asked leave to introduce a Bill (No. 51) intituled "An Act to consolidate and amend the 'Drainage, Dyking and Irrigation Act' and amending Acts."

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 52) intituled "An Act to further amend the 'County Courts Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

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

Whereas the British Columbia Southern Railway Company has applied to the Dominion Government for the usual subsidy of \$3,200 per mile of railway for the first and second sections, their line being 90 miles and 120 miles respectively :

And whereas such application has been pressed upon the Dominion Government for the last three years, but has not received any satisfactory reply :

And whereas the construction of the British Columbia Southern Railway is of great importance to the Province in order to develop the coal fields of the *Crow's Nest Pass* and to convey the coal to the smelters already erected, and which would be erected if such coal supply were forthcoming :

And whereas the obtaining of such coal would give a great stimulus to the mining industry in the *Kootenay District*, and would be productive of a considerable increase in the trade and wealth of the Province :

Therefore be it Resolved, That a humble Address be presented to His Honour the Lieutenant-Governor, praying him to move the Dominion Government to grant the British Columbia Southern Railway Company the said subsidies, inasmuch as it would tend materially towards the prosperity of the Province.

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

That the words "Section 4 was struck out" be inserted in the Votes and Proceedings of the 23rd of February, between the 13th and 14th lines, on page 3.

Mr. *Semlin* asked the Hon. the Attorney-General the following questions:—

1. Will the Government, in any action that may be brought in the Supreme Court by *J. P. McLeod* against the Crown for damages sustained by reason of the cancellation of his certificate, advise His Honour the Lieutenant-Governor as follows:—

That for the purpose of having the matter tried and settled judicially on its merits, the Crown waive the plea of tort, and the plea that the said certificate was cancelled in the exercise of discretion vested by Statute in the Lieutenant-Governor in Council, and the plea that the discretion so exercised is not reviewable by the Court, and any other plea or pleas that may tend to frustrate, prejudice, or impede the trial of the case on its merits ;

2. And that the action be tried as if it were an action brought by one subject against another subject, and solely for the purpose of deciding whether injustice has or has not been done to the said *J. P. McLeod*, and whether he was or was not guilty of unprofessional conduct and gross insubordination, as alleged in the Report of the Council of Public Instruction of date November 27th, 1891, and what damages (if any) he is entitled to?

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

"Having already informed the House that His Honour will be advised to allow a Petition of Right, if applied for, I have nothing to add. Should the Crown set up pleas tending to frustrate, prejudice, or impede the trial of the case on its merits, the Court would on application strike them out."

Bill (No. 9) intituled "An Act respecting the Public Health," was again committed, with Mr. *Grant* in the Chair.

(IN THE COMMITTEE.)

The following amendments were made to the Bill:—

In section 4, line 2, strike out the words "an annual," and substitute the word "a," and strike out the words "per annum," in the 3rd line, and insert the words "in any one year."

In section 4, line 3, insert after "sum of," the words "three thousand."

In section 4, line 7, strike out the words "voted by the Legislature and approved" and insert in lieu thereof the word "determined." Strike out the words "together with," line 8, and insert in lieu thereof "and the chairman and other members may receive."

In section 5, line 4, after the word "exceeding" insert "two thousand five hundred."

In section 5, line 4, add to the section the following words: "and who shall be a member of the Board and shall be a medical man."

In section 6, line 1, strike out the words "keep his office at Victoria, and."

In section 9, line 2 from top of page 3, strike out the word "introduction" and insert "interception."

In section 9, line 8 from top of page 3, between "are" and "being" insert "not."

In section 10, line 9, strike out all the words after the word "health," to the end of the section.

The Committee reported progress and asked leave to sit again.

Leave granted for to-morrow.

Bill (No. 3) intituled "An Act to provide for the establishment of a Bureau of Labour Statistics, and also of Councils of Conciliation and of Arbitration for the settlement of Industrial Disputes," was read a third time and passed.

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

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

Tuesday, 28th February, 1893.

TWO O'CLOCK, P. M.

Prayers by the Rev. Canon *Beanlands*.

Mr. *McKenzie* presented a Petition from *John Biggs*.

Laid on the table.

The Honourable *D. W. Higgins*, Speaker of the House, being absent, the Honourable Attorney-General moved, seconded by Mr. *Beaven*,—

That Mr. *Martin* do preside at this meeting of the House as Speaker, and the Question being put by the Clerk of the House, was unanimously *Resolved* in the affirmative.

The Petition from the Corporation of the City of *Vancouver*, for leave to present a Petition for a Private Bill to validate By-law No. 166, was read and received and *Ordered* to be printed.

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

28th February, 1893.

MR. SPEAKER:

Your Committee on Railways beg leave to report the preamble proved of a Bill (No. 30) intituled "An Act to incorporate the Lardeau and Kootenay Railway Company," and submit the same with amendments.

J. P. BOOTH,
Chairman.

The Report was received.

Mr. *Kitchen* asked leave to introduce a Bill (No. 53) intituled "An Act to amend the 'Municipal Act, 1892.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

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

(a.) Does the Government still own the machinery for artesian boring?

(b.) Does the Government intend sinking artesian wells in the *Spallumcheen* or *Okanagan* country during the present year?

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

“(a.) Yes.

“(b.) The Government do not intend to continue the experiment of boring for artesian wells.”

Mr. *Brown* asked the Hon. the Minister of Education the following question:—

Do you intend to have the Public School Acts of 1891, 1892, and 1893 printed in consolidated form and issued, as soon as possible, to school trustees and teachers as a departmental paper?

The Honourable Colonel *Baker* replied as follows:—

“The usual course will be followed.”

Bill (No. 10) intituled “An Act to amend the ‘Public School Act, 1891,’ and the ‘Public School Act Amendment Act, 1892,’” was again committed, with Mr. *Kellie* in the Chair.

(IN THE COMMITTEE.)

The following amendments were made to the Bill:—

Section 8, line 16, strike out the word “less” and insert “more.”

Section 8, line 24, strike out all the words after the figures “1892,” down to the end of the section, and insert in lieu thereof: “the City Treasurer shall pay out of the proceeds of the debentures so issued all expenses connected with the issuance of the said loan, and the balance may be paid out in manner hereinbefore in this section provided.”

Section 10, line 2, strike out the word “December” and insert “January.”

Section 10, line 4, insert “3” before “1st.”

Add as section 11:—

“11. Section 7 of ‘An Act to amend the Public School Act, 1891,’ is hereby amended by striking out, in line two, the words ‘and place,’ and in line 5, by striking out the figures ‘1891,’ and substituting the figures ‘1892’ therefor.”

Add as section 12:—

“12. The Municipal Council shall have power, by resolution, to name the polling place for the election of school trustees.”

Add as section 13:—

“13. Section 61 of the ‘Public School Act, 1891,’ is hereby amended by inserting the words ‘in rural districts,’ between the words ‘teachers’ and ‘shall,’ in the first line, and between the words ‘teacher’ and ‘shall,’ in the second line.”

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

Bill (No. 9) intituled “An Act respecting the Public Health,” was again committed, with Mr. *Grant* 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 5:60 o'clock, p. m.