

Thursday, 9th April, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. *M. L. Rugg*.

The Petition from *Colbert Bloies, C. Dunbar*, and others, settlers on lands in the railway belt (*re* survey of said lands), was read and received and *Ordered* to be printed.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 93) intituled "An Act to further amend the 'Provincial Voters' Act.'" "

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

Pursuant to Order, the House went into Committee of the Whole, with Mr. *Brown* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of the 7th April, enclosing "An Act to amend the 'Constitution Act.'" "

(IN THE COMMITTEE.)

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

That a Bill intituled "An Act to amend the 'Constitution Act,'" be reported to the House.

That the Committee rise and report the Resolution to the House.

The Committee reported the Resolution and the Bill.

Report received and adopted.

On the motion of the Honourable Mr. *Davie*, Bill (No. 94) intituled 'An Act to amend the 'Constitution Act,'" was then read a first time.

Ordered to be read a second time to-morrow.

The Report on Bill (No. 13) intituled "An Act relating to Gold and other Minerals, excepting Coal," was considered and adopted.

Bill read a third time and passed.

The Report on Bill (No. 40) intituled "An Act to amend the 'Land Act,'" was considered.

Mr. *Beaven* moved to amend section 4, sub-section (3), line 10, by striking out all the words after "proceed," down to and including the word "acre" on line 13, and inserting "the price of land shall be five dollars."

The motion was negatived.

Mr. *Beaven* moved to amend section 4, sub-section 4, sub-section (a), line 3, by striking out "eighty" and inserting "one hundred and sixty."

Carried.

Mr. *Brown* moved to amend section 7 by striking out all the words after "bonuses," in the third line of said section.

The motion was negatived.

Mr. *Sword* moved to amend section 7 by adding after the word "railway" the words "and by adding at the end of the section the words 'provided, however, that any grant for purposes other than the encouragement of immigration shall not exceed the value of \$5,000, and shall revert to the Crown if used for other purposes than those specified in such grant.'" "

The motion was negatived.

The Hon. Mr. *Vernon* moved to amend section 10 by adding thereto the following clause:

"(a.) Provided also that tenders may be invited by the Chief Commissioner of Lands and Works for the leasing of lands for timbering purposes, the surveys of which have been made by the Government, and the person tendering the highest cash bonus shall, after paying the cost of such survey, be entitled to such lease, subject to the provisions of the 'Land Act.'" "

Carried.

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

“Section 2 of the ‘Land Act Amendment Act, 1890,’ is hereby repealed and the following section substituted therefor:—

“2. Notwithstanding anything in any Act contained, any person who is entitled to record or pre-empt any land under the provisions of the ‘Land Act’ shall be entitled to record or pre-empt land suitable for agricultural purposes, and not containing more than 10,000 feet of milling timber per acre on such land when there is an area of not less than 40 acres of such land in one block in any timber lease, and shall be entitled to cut and take for his own use, but not for sale or barter, such timber for posts, rails, and firewood as he shall actually require for use on the land so recorded or pre-empted; and shall be entitled to cut, for the purpose of clearing the said land, any timber that is not valuable for milling purposes; and shall have the right of passing and re-passing over the lands in such timber lease without being deemed a trespasser: Provided always, that such person shall not commit wilful waste or damage in passing over such lands, or in cutting such timber.”

The motion was negatived on the following division:—

YEAS:

Messieurs

Semlin,
McKenzie,
Sword,

Kitchen,
Cotton,
Milne,

Beaven,
Forster,

Booth,
Keith—10.

NAYS:

Messieurs

Smith,
Brown,
Baker,
Robson,

Davie,
Vernon,
Eberts,
Stoddart,

Hall,
Pooley,
Turner,
Croft,

Hunter,
Rogers,
Anderson,
Fletcher—16.

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

Bill (No. 86) intituled “An Act for the Protection of Cattle,” was committed, with Mr. *Croft* in the Chair.

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

Bill (No. 87) intituled “An Act to amend the “British Columbia Railway Act,” was committed, with Mr. *Grant* in the Chair.

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

Bill (No. 85) intituled “An Act to amend the ‘Act respecting the union of certain Methodist Churches in Canada,’” was committed, with Mr. *Booth* in the Chair.

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

Bill (No. 88) intituled “An Act to prevent the spread of Contagious Diseases among horses and other domestic animals,” was read a second time.

Ordered to be committed to-morrow.

According to Order, the Hon. Mr. *Robson* moved—That Bill (No. 90) intituled “An Act to recompense the Members of the Mining Commission,” be read a second time.

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

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

Bill read a second time on the following division:—

YEAS :

Messieurs

Kitchen,
Smith,
Brown,
Forster,

Keith,
Baker,
Robson,
Davie,

Vernon,
Stoddart,
Booth,
Hall,

Nason,
Croft,
Hunter,
Anderson—16.

NAYS :

Messieurs

Semlin,
McKenzie,

Sword,

Cotton,

Beaven—5.

Ordered to be committed to-morrow.

The Order for the second reading of Bill (No. 82) intituled "An Act to amend the 'Constitution Act,'" was discharged.

Bill (No. 83) intituled "An Act to amend the 'Civil Service Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts," was again committed, with Mr. *Hall* in the Chair.

The Committee reported progress and asked leave to sit again.
Leave granted for the next sitting of the House.

The Order for the third reading of Bill (No. 59) intituled "An Act to amend the 'British Columbia Railway Act,'" was discharged.

The Order for the consideration of the Report on Bill (No. 53) intituled "An Act respecting damages done to stock," was discharged.

The Order for the second reading of Bill (No. 89) intituled "An Act to declare valid certain By-laws passed by the Municipal Council of the Municipality of Surrey," was discharged.

The Report on Bill (No. 75) intituled "An Act to provide for the establishment of Free Libraries," was considered and adopted.

Bill 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 11:30 o'clock, p. m.

Friday, 10th April, 1891.

TWO O'CLOCK P. M.

Prayers by the Rev. *M. L. Rugg.*

Mr. *Croft* asked leave to introduce a Bill (No. 95) intituled "An Act to repeal the 'Coal Mines Regulation Amendment Act, 1890.'" Leave granted.

Bill introduced and read a first time.

Bill introduced and read a first time.

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

The Hon. Mr. *Davie* moved, seconded by Mr. *Hunter*,—

That the Report of the Select Committee appointed to enquire into the circumstances under which local partners were admitted by *F. B. McNamee & Co.* in the contract for the construction of the Gaving Dock, what rate of interest (if any) was to be allowed on the \$10,000 deposit as security for the contract, and the financial position of matters at the present time, be adopted.

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

To strike out “adopted” and insert “referred back to the Committee for amendment and further report.”

Question proposed—“Shall the word proposed to be struck out stand part of the question,” and *Resolved* in the negative.

Question proposed—“Shall the words proposed to be inserted stand part of the question,” and *Resolved* in the negative.

The Hon. Mr. *Robson* moved in amendment, seconded by the Hon. Mr. *Turner*,—

To add to the resolution the words—“referred back to the Committee, with instructions to re-construct section 6 so as to show when, and by, or to what Member of the Government the profit of \$150,000 was demonstrated, and to report to the House at its next sitting.”

Amendment put and carried.

Original question as amended put and carried.

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

1. For what reason were the annual gaol returns for the prison year ending October 31st 1889, not inserted in the Sessional Papers, as formerly?

2. Is it the intention to discontinue the publishing of statistical information concerning the various Provincial Gaols?

3. If so, why?

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

“1. The officer whose duty it was to send in the report was the Superintendent of Police, whose office was vacant. The newly appointed Sergeant did not send in a return.

“2. No.”

The adjourned debate on the motion for the second reading of Bill (No. 67) intituled “An Act to further amend the ‘Coal Mines Regulation Act,’” was resumed.

The debate was further adjourned until the next sitting of the House.

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

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

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

Bill (No. 91) intituled “An Act to authorize the creation and issue of Inscribed Stock, and for other purposes, was read a second time.

Ordered to be committed to-morrow.

Bill (No. 92) intituled “An Act to provide Seven Hundred Thousand Pounds for consolidating the Public Debt, and for other purposes,” was read a second time on the following division:—

YEAS :

Messieurs

Kellie,
Smith,
Brown,
Forster,
Robson,

Davie,
Vernon,
Eberts,
Stoddart,

Hall,
Nason,
Pooley,
Martin,

Croft,
Hunter,
Rogers,
Anderson—17.

NAYS:
Messieurs

Semlin,
McKenzie,

Sword,
Cotton,

Milne,

Beaven—6

Ordered to be committed to-morrow.

✓ Bill (No. 88) intituled "An Act to prevent the spread of Contagious Diseases among horses and other domestic animals," was committed, with Mr. *Kellie* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 90) intituled "An Act to recompense the Members of the Mining Commission," was committed, with Mr. *Sword* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 83) intituled "An Act to amend the 'Civil Service Act,'" was committed, with Mr. *Anderson* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 93) intituled "An Act to amend the 'Constitution Act,'" was read a second time.

Ordered to be committed to-morrow.

Bill (No. 94) intituled "An Act to further amend the 'Provincial Voters' Act,'" was read a second time.

Ordered to be committed to-morrow.

And then the House adjourned at 11:25 o'clock, p. m.

Saturday, 11th April, 1891.

TWO O'CLOCK, P. M.

Mr. *Brown* presented a Report from the Select Committee to whom was referred the correspondence relative to a certain reserve in Suburban Block XII., *New Westminster City*.

The Report was read and referred back to the said Committee, with instructions to keep within the powers of the resolution appointing the said Committee.

Mr. *Keith* presented a Report from the Select Committee appointed to enquire into the cause which led to the late strike or lock-out at the *Wellington Coal Mines*.

The Report was received and *Ordered* to be printed, together with the evidence.

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

That the report of the Committee appointed 4th March to report on the answer given by the Hon. the Chief Commissioner of Lands and Works to question asked by Mr. *Sword*, be adopted.

The motion was ruled out of order, the Committee having in their report exceeded their powers.

Bill (No. 91) intituled "An Act to authorize the creation and issue of Inscribed Stock, and for other purposes," was committed, with Mr. *Kitchen* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 92) intituled "An Act to provide Seven Hundred Thousand Pounds for consolidating the Public Debt, and for other purposes," was committed, with Mr. *Booth* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 88) intituled "An Act to prevent the spread of Contagious Diseases among horses and other domestic animals," was considered and adopted.

Bill read a third time and passed.

The adjourned debate on the motion for the second reading of Bill (No. 67) intituled "An Act to further amend the 'Coal Mines Regulation Act,'" was resumed.

The debate was further adjourned until Wednesday next.

Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts," was again committed, with Mr. *Hall* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for the next sitting of the House.

The Honourable Mr. *Davie* presented a Report from the Select Committee appointed to enquire into the circumstances under which local partners were admitted by *F. B. McNamee & Co.*, in the contract for the construction of the Graving Dock, what rate of interest (if any) was to be allowed on the \$10,000 deposit as security for the contract, and the financial position of matters at the present time.

The report was 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 5:50 o'clock, p. m.

Monday, 13th April, 1891.

TWO O'CLOCK, P. M.

Prayers by the Right Rev. Bishop *Cridge*.

The Report on Bill (No. 86) intituled "An Act for the protection of Cattle," was considered.

The Hon. Mr. *Davie* moved to amend section 1, lines 12 and 13, by inserting between "railway" and "from" the words "by reason of the want of or a defect in fences," and to strike out in line 14 the words "by reason of defect of fences."

Carried.

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

The Report on Bill (No. 87) intituled "An Act to amend the 'British Columbia Railway Act,'" was considered.

Mr. *Sword* moved to amend section 5 by inserting between the words "by" and "adding," in the second line, the words "inserting after the word 'made' in first line, the words 'and while they are not duly maintained,' and by."

Carried.

Report adopted as amended.

Bill read a third time and passed.

Bill (No. 93) intituled 'An Act to amend the 'Constitution Act,'" was committed, with Mr. *Eberts* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 94) intituled "An Act to further amend the 'Provincial Voters' Act,' was committed, with Mr. *Kellie* in the Chair.

The Committee reported the Bill complete without amendment
Report adopted.

Bill read a third time and passed.

Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts, was again committed, with Mr. *Hall* in the Chair.

The Committee reported progress and asked leave to sit again.

Leave granted for to-night.

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

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

Mr. *Brown* presented a Report from the Select Committee to whom was referred the correspondence relative to a certain reserve in Suburban Block XII., *New Westminster City*.

The Report was read and referred back to the said Committee, with instructions to report according to the instructions contained in the resolution appointing the said Committee.

Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts," was again committed, with Mr. *Booth* 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 10:25 o'clock, p. m.

Tuesday, 14th April, 1891.

TWO O'CLOCK, P. M.

Prayers by the Right Rev. Bishop *Cridge*.

Mr. *Sword* presented a Report from the Select Committee appointed to examine and report on the answer, given on 25th February last, by the Chief Commissioner of Lands and Works to section (c) of the question of Mr. *Sword*, and also to ascertain whether lands applied for under section 29 of the "Land Act" are placed on the assessment roll when such application is made.

The Report was received and *Ordered* to be printed. (*See Appendix.*)

The Hon. Mr. *Robson* asked leave to introduce a Bill (No. 96) intituled "An Act respecting the sale of Fermented and Spirituous Liquors."

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Thursday next.

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

That the Report of the Select Committee appointed to enquire into the circumstances under which local partners were admitted by *F. B. McNamee & Co.*, in the contract for the construction of the Graving Dock, what rate of interest (if any) was to be allowed on the \$10,000 deposit as security for the contract, and the financial position of matters at the present time, be adopted.

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

Whereas the present accommodation in the Provincial Museum for the display of specimens of ores and other exhibits is very inadequate ;

And whereas the display of such ores in a manner worthy of the importance of the subject would be of the greatest assistance in bringing under the notice of capitalists visiting this Province the greatness and importance of our mineral wealth ;

And whereas before an adequate display could be made it would be necessary, first to collect from every mining district the best available specimens of ores, and next to materially enlarge the space devoted to this purpose in the museum ;

Now therefore be it resolved, that a respectful Address be presented to His Honour the Lieutenant-Governor in Council praying him to take such steps as he shall think expedient for effectually carrying out the collecting and exhibiting of such specimens.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to cause to be sent down to this House copies of all correspondence and other documents relating to the application of *Thomas L. Davis*, of *Nanaimo*, to prospect, under the "Coal Prospecting Act, 1883," a portion of the *DeCourcey* group of islands and *Tree Island*, and to purchase the same.

The Report on Bill (No. 93) intituled "An Act to amend the 'Constitution Act,'" was considered and adopted.

Bill read a third time and passed.

The Report on Bill (No. 71) intituled "An Act to further amend the 'Jurors' Act,'" was considered.

On the motion of the Hon. Mr. *Davie* the following new clauses were added to the Bill:—

"7. And whereas it is expedient to make certain provisions applicable to criminal cases in relation to juries :

"Therefore, be it enacted that no alien shall be entitled to be tried by a jury *de medietate linguæ*, but shall be tried as if he was a natural born subject.

"8. Any Quaker or other person allowed by law to affirm, instead of swearing, in civil cases, or solemnly declaring that the taking of any oath is, according to his religious belief, unlawful, who is summoned as a grand or petit juror in any criminal case, shall, instead of being sworn in the usual form, be permitted to make a solemn affirmation, beginning with the words following:—'I, *A. B.*, do solemnly, sincerely, and truly affirm,' and then may serve as a juror as if he had been sworn, and his declaration or affirmation shall have the same effect as an oath to the like effect ; and in any record or proceeding relating to the case, it may be stated that the jurors were sworn or affirmed ; and in any indictment the words 'upon their oaths present' shall be understood to include the affirmation of any juror affirming instead of swearing.

"9. If any person arraigned for treason or felony challenges peremptorily a greater number of persons returned to be of the jury than twenty, in a case of indictment for treason or felony punishable with death, or twelve in a case of indictment for any other felony, or four in a case of indictment for misdemeanor, every peremptory challenge beyond the number so allowed in the said cases respectively shall be void, and the trial of such person shall proceed as if no such challenge had been made ; but nothing herein contained shall be construed to prevent the challenge of any number of jurors for cause.

"10. In all criminal trials, four jurors may be peremptorily challenged on the part of the Crown ; but this shall not be construed to affect the right of the Crown to cause any juror to stand aside until the panel has been gone through, or to challenge any number of jurors for cause.

"11. The right of the Crown to cause any juror to stand aside until the panel has been gone through, shall not be exercised on the trial of any indictment or information by a private prosecution for the publication of a defamatory libel.

"12. Whenever in any criminal case the panel has been exhausted by challenge, or by default of jurors by non-attendance, or not answering when called, or from any other cause, and a complete jury for the trial of such case cannot be had by reason thereof, then, upon request made on behalf of the Crown, the Court may, in its discretion, order the Sheriff, or

other proper officer, forthwith to summon such number of good men of the district, county, or place, whether on the roll of jurors or otherwise qualified as jurors or not, as the Court deems necessary and directs, in order to make up a full jury.

“(1.) Such Sheriff or officer shall forthwith summon, by word of mouth or in writing, the number of persons he is so required to summon, and add their names to the general panel of jurors returned to serve at that Court, and, subject to the right of the Crown and of the accused respectively, as to challenge or direction to stand aside, the persons whose names are so added to the panel shall, whether otherwise qualified or not, be deemed duly qualified as jurors in the case, and so until a complete jury is obtained, and the trial shall then proceed as if such jurors were originally returned duly and regularly on the panel; and if, before such order, one or more persons have been sworn or admitted unchallenged on the jury, he or they may be retained on the jury, or the jury may be discharged, as the Court directs:

“(2.) Every person so summoned as a juror shall forthwith attend and act in obedience to the summons, and if he makes default shall be punishable in like manner as a juror summoned in the usual way; and such jurors so newly summoned shall be added to the panel for such case only.

“13. In all criminal cases, less than felony, the jury may, in the discretion of the Court, and under its direction as to the conditions, mode, and time, be allowed to separate during the progress of the trial.

“14. Nothing in this Act shall alter, abridge, or affect any power or authority which any Court or Judge has when this Act takes effect, or any practice or form in regard to trials by jury, jury process, juries or jurors, except in cases where such power or authority is expressly altered by, or is inconsistent with, the provisions of this Act.”

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

Pursuant to Order, Mr. *Croft* moved—That Bill (No. 95) intituled “An Act to repeal the ‘Coal Mines Regulation Act, 1890,’” be read a second time now.

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

To leave out the word “now” and add to the question the words “this day six months.”

Question proposed—“Shall the words proposed to be struck out stand part of question,” and *Resolved* in the affirmative on the following division:—

YEAS:

Messieurs

<i>Smith,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Baker,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Robson,</i>	<i>Hall,</i>	<i>Martin,</i>	<i>Fletcher—15.</i>
<i>Davie,</i>	<i>Nason,</i>	<i>Croft,</i>	

NAYS:

Messieurs

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

The debate on the main question was then resumed.

Mr. *Pooley* moved the previous question.

Bill read a second time on the following division:—

YEAS:

Messieurs

<i>Smith,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Hunter,</i>
<i>Baker,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Rogers,</i>
<i>Robson,</i>	<i>Hall,</i>	<i>Martin,</i>	<i>Fletcher—15.</i>
<i>Davie,</i>	<i>Nason,</i>	<i>Croft,</i>	

NAYS :

Messieurs

Semlin,
McKenzie,
Sword,
Kitchen,

Cotton,
Kellie,
Milne,

Beaven,
Brown,
Forster,

Keith,
Stoddart,
Booth—13.

Ordered to be committed to-morrow.

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

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

Pursuant to Order, Bill No. (78) intituled "An Act to amend the 'Suitors' Fund Act, 1890," was committed, with Mr. *Smith* in the Chair.

The Committee rose without report.

Bill No. (76) intituled "An Act to Incorporate Benevolent and other Societies," was committed, with Mr. *Sword* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 79) intituled "An Act to amend the 'Game Protection Amendment Act, 1890,'" was committed, with Mr. *Hunter* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 22) intituled "An Act to incorporate the British Columbia Dyking and Improvement Company," was committed, with Mr. *Cotton* in the Chair.

The Committee reported progress and asked leave to sit again.

The Chairman also reported that a point of order had arisen upon which Mr. Speaker's opinion was requested.

Mr. Speaker gave the following decision on a point of order reported:—

Bill No. 22 is essentially a Private Bill; and the fact that it throws certain responsibilities on the Chief Commissioner of Lands and Works should not operate to its detriment. The Chief Commissioner is mentioned in the "Sumas Dyking Act, 1878," in almost the same words in which he is referred to in this Act. I think it would have been better if the Bill had received the consent of the Chief Commissioner to act as required before having been brought in; but, if he declines to act, the Bill may be amended in Committee of the Whole, so as to place the responsibility on other shoulders.

D. W. HIGGINS,
Speaker.

Ordered, That leave be granted for the Committee to sit again to-morrow.

Bill (No. 80) intituled "An Act relating to Industrial and Provident Societies," was committed, with Mr. *Martin* 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.

The Hon. Mr. *Robson* presented certain proposed amendments to Bill (No. 13) intituled "An Act relating to Gold and other Minerals, excepting Coal."

Ordered, That the same be referred to the Select Standing Committee on Mining.

And then the House adjourned at 11:59 o'clock, p. m.

Wednesday, 15th April, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Dobbs*.

The Order for the second reading of Bill (No. 77) intituled "An Act respecting the incorporation of Railway, Tramway, Telephone, and Telegraph Companies," was discharged.

The Report on Bill (No. 58) intituled "An Act to amend the 'Grave-yard Act,'" was considered and adopted.

Bill read a third time and passed.

Bill (No. 55) intituled "An Act to incorporate the Nicola, Kamloops, and Similkameen Railway Company," was committed, with Mr. *McKenzie* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

✓ Upon the Order being called for the House to resolve itself into a Committee of the Whole on Bill (No. 12) intituled "An Act respecting the Corporation of New Westminster," Question proposed—"That I do now leave the Chair."

Mr. *Brown* moved in amendment—"To leave out all the words after the word "That" and add the words "the Bill be committed on Friday next."

The amendment was carried.

Motion as amended put and carried.

The Honourable Mr. *Robson* presented to Mr. Speaker two Messages from His Honour the Lieutenant-Governor, signed by His Honour.

The said Messages were read by Mr. Speaker, and are as follows:—

HUGH NELSON.

The Lieutenant-Governor transmits herewith a Bill intituled "An Act to amend the 'Columbia and Kootenay Railway Subsidy Act, 1890,'" and recommends the same to the Legislative Assembly.

Government House,

15th April, 1891.

HUGH NELSON.

The Lieutenant-Governor transmits herewith a clause to be inserted in the Land Bill now before the House of Assembly, authorizing the Lieutenant-Governor in Council to grant a right of way, and terminal and other facilities, to railway and tramway companies, and pursuant to the provisions of the "British North America Act, 1867," the Lieutenant-Governor recommends the same to the Legislative Assembly.

Government House,

15th April, 1891.

[ENCLOSURE.]

The Lieutenant-Governor in Council may, subject to any terms and conditions which he may see fit to impose, grant to any railway or tramway company incorporated under authority of the Legislature of the Province, a right of way, not to exceed one hundred feet in width, through Crown lands, together with such other Crown lands as may be necessary for terminal purposes, sidings, stations, sheds, wharves, warehouses, embankments, bridges, culverts, drains, and other works of the company.

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

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, copies of all correspondence, Orders in Council, and other papers, that have passed between this Government and the Dominion Government, or any other persons, concerning the refusal by the Dominion Government to issue Crown grants for mineral claims in the "Twenty-mile Belt" in this Province, because of alleged defects in the surveys of such claims, or any other causes relating thereto.

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

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

Bill (No. 51) intituled "An Act to incorporate the Toad Mountain and Nelson Tramway Company," was again committed, with Mr. *Stoddart* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Report on Bill (No. 64) intituled "An Act to enable the Okanagan Land and Development Company, Limited Liability, to construct Telephone Lines and Tramways in the towns of Enderby and Vernon," was considered.

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived.

Report adopted.

Ordered to be read a third time to-morrow.

Bill (No. 56) intituled "An Act to incorporate the Hot Springs and Goat River Tramway Company," was read a third time and passed.

The Report on Bill (No. 50) intituled "An Act to incorporate the Liverpool and Canoe Pass Railway Company," was considered.

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived.

Report adopted.

Ordered to be read a third time to-morrow.

The Report on Bill (No. 49) intituled "An Act to incorporate the Vancouver and Lulu Island Railway Company," was considered.

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived.

Report adopted.

Ordered to be read a third time to-morrow.

The Report on Bill (No. 52) intituled "An Act to incorporate the Vancouver and Lulu Island Electrical Railway and Improvement Company," was considered.

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived.

Report adopted.

Ordered to be read a third time to-morrow.

The Report on Bill (No. 54) intituled "An Act to incorporate the Vancouver, Northern, Peace River, and Alaska Railway and Navigation Company," was considered.

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived.

The Hon. Mr. *Davie* moved to insert between "Vancouver," on line 3, of section 6, and "the" on the same line, the words "or the City of New Westminster."

The motion was withdrawn.

Report adopted.

Ordered to be read a third time to-morrow.

The Order to resume the adjourned debate on the motion of Mr. *Sword* (25th February), *re* granting right of eminent domain to railway companies, was discharged.

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

Ordered to be committed to-morrow.

Bill (No. 72) intituled "An Act to further amend the 'County Courts Act,'" was read a second time.

Ordered to be committed to-morrow.

The Order to resume the adjourned debate on the motion of Mr. *Martin* relative to stock killed on the C. P. R. (on 13th March) was discharged.

Bill (No. 47) intituled "An Act for the better observance of the Lord's Day, commonly called Sunday," was committed, with Mr. *Kellie* in the Chair.

The Committee rose without report.

According to Order, Mr. *Brown* moved—That Bill (No. 74) intituled "An Act to further amend the 'Provincial Voters' Act,'" be read a second time now.

The Hon. Mr. *Vernon* moved the previous question, which was *Resolved* in the affirmative.

The motion for the second reading was then put, and *Resolved* in the negative on the following division:—

YEAS:

Messieurs

Semlin,
McKenzie,
Kellie,

Milne,
Brown,
Forster,

Keith,
Robson,

Booth,
Nason—10.

NAYS:

Messieurs

Sword,
Kitchen,
Cotton,
Beaven,
Smith,

Baker,
Davie,
Vernon,
Eberts,

Stoddart,
Hall,
Pooley,
Turner,

Martin,
Croft,
Rogers,
Fletcher—17.

Bill (No. 31) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and amendments thereto," was again committed, with Mr. *Milne* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 84) intituled "An Act to incorporate the Victoria and North American 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.

The Report on Bill (No. 76) intituled "An Act to incorporate Benevolent and other Societies," was considered.

Mr. *Milne* moved to add the following as sub-section (11) of section I:—

"(11.) For establishing and maintaining private hospitals for the treatment of disease."

Carried.

Report, as amended, adopted.

Ordered to be read a third time to-morrow.

The Report on Bill (No. 80) intituled "An Act relating to Industrial and Provident Societies," was considered,

Mr. *Keith* moved that clause 3 be amended by inserting at the end of said clause the following:—"of which societies no member, other than a society registered under this Act, shall have or claim an interest in the funds exceeding one thousand dollars."

Carried.

Report as amended adopted.

Ordered to be read a third time to-morrow.

And then the House adjourned at 11:40 o'clock, p. m.

Thursday, 16th April, 1891.

TWO O'CLOCK, P. M.

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

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

16th April, 1891.

MR. SPEAKER:

Your Select Standing Committee on Mining has carefully considered the proposed amendments to Bill (No. 13) intituled "An Act relating to Gold and other Minerals, excepting Coal," which were referred to it by the House on the 14th April. Your Committee is of opinion that the proposed amendments should not be inserted in the said Bill.

A. W. SMITH,
Chairman.

The Report was received and adopted.

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

That the Report of the Committee appointed 4th March to consider and report on the answer given by the Hon. the Chief Commissioner of Lands and Works to clause (c) of the question asked by Mr. *Sword*, be adopted.

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

That, in the opinion of this House, the principle laid down in the "Public Works Act," of carrying on work by contract, should be extended to book-binding required by the Government.

The Hon. Mr. *Robson* moved—That Bill (No. 96) intituled "An Act respecting the sale of Fermented and Spirituous Liquors," be read a second time now.

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

Bill read a second time.

Ordered to be committed to-morrow.

Pursuant to Order, the House resolved itself into Committee of the Whole, with Mr. *Forster* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of the 15th April, instant, enclosing "An Act to amend the 'Columbia and Kootenay Railway Subsidy Act, 1890.'"

(IN THE COMMITTEE.)

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

That the Bill intituled "An Act to amend the 'Columbia and Kootenay Railway Subsidy Act, 1890,'" be reported to the House.

That the Committee rise and report the Resolution.

The Committee reported the Resolution and the Bill.

Report received and adopted.

On the motion of the Honourable Mr. *Davie*, Bill (No. 97) intituled "An Act to amend the 'Columbia and Kootenay Railway Subsidy Act, 1890,'" was then read a first time.

Ordered to be read a second time to-morrow.

Pursuant to Order, the House went into Committee of the Whole, with Mr. *Smith* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of the 15th April, enclosing a new clause to the Land Bill (No. 40).

(IN THE COMMITTEE.)

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

That the Committee rise and report to the House the clause to the "Land Act" annexed to His Honour the Lieutenant-Governor's Message.

The Committee reported the Resolution to the House.

Report received on the following division:—

YEAS:

Messieurs

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

NAYS:

Messieurs

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

The Report on Bill (No. 86) intituled "An Act for the protection of Cattle," was considered.

The Hon. Mr. *Davie* moved to erase the fourteenth and fifteenth lines of the preamble and to insert in lieu thereof the following:—

"And whereas it is just that such railway companies should, in the absence of proper fences, be held responsible for cattle injured or killed on their railways by their engines or trains."

Carried.

Ordered that the Report be further considered to-morrow.

The Report on Bill (No. 71) intituled "An Act to further amend the 'Jurors' Act," was further considered.

On the motion of the Hon. Mr. *Davie*, the following amendments were made:—

To strike out sections 2 and 5.

To insert as clause 2:—

"2. Section 68 of the 'Jurors' Act' is hereby amended by striking out the word 'twelve' in the eighth line of the said section."

To insert in lieu of clause 5:—

"5. The amendment made to the 'Jurors' Act' by sections 1, 2, and 3 of the 'Jurors' Amendment Act, 1889,' shall apply only to civil cases. In criminal cases the law shall, subject to the provisions of this Act, remain, and is hereby re-enacted, as unaltered and as it existed immediately before the passage of the 'Jurors' Amendment Act, 1889.'"

For clause 6:—

"6. Section 4 of the 'Jurors' Amendment Act, 1889,' is hereby amended by striking out the words 'at the same time,' of line seven; and is further amended in its sub-sections in manner following, that is to say:—

"In sub-section (2), by inserting the words 'in civil cases, and twenty dollars in criminal cases' between 'dollars' and 'for' in line one.

"In sub-section (3), by inserting the words 'in civil cases, and forty-eight dollars in criminal cases' between 'dollars' and 'for' in line one; and by adding to the said sub-section (3) the words 'and if the trial lasts more than one day, then upon the opening of the Court, upon each day of such trial, the further sum of thirty-two dollars in civil cases, and forty-eight dollars in criminal cases.'"

Report as amended adopted.

Bill read a third time and passed.

The Report on Bill (No. 40) intituled "An Act to amend 'the Land Act,'" was considered.

Mr. *Booth* moved to add the following to section 4, sub-sec. (4), sub-sec (c):—

"Provided always that no person shall purchase more than one tract of land, of whatever extent, under this section until the above mentioned improvements have been completed in accordance with this Act."

Carried.

The Hon. Mr. *Vernon* moved to add as section 17, the following:—

"17. The Lieutenant-Governor in Council may, subject to any terms and conditions which he may see fit to impose, grant to any railway or tramway company incorporated under authority of the Legislature of the Province, a right of way, not to exceed one hundred feet in width, through Crown lands, together with such other Crown lands as may be necessary for terminal purposes, sidings, stations, sheds, wharves, warehouses, embankments, bridges, culverts, drains, and other works of the Company."

Mr. *Beaven* moved in amendment—To strike out "or tramway," in line two; also to strike out all the words beginning with the word "together" in line four, down to the end of the section; and to insert in line four, between the words "width" and "through," the words "and to any tramway company incorporated, a right of way not exceeding 66 feet."

The motion was negatived.

Mr. *Brown* moved to amend the section by striking out the words "wharves, warehouses," on the fifth line, and by adding at the end of the section "Provided, however, that no grant of land under this section shall exceed in amount the area actually necessary for the use of such company for the purposes herein mentioned."

The motion was negatived.

The original motion was then proposed and carried on the following division:—

YEAS:

Messieurs

<i>Punch,</i>	<i>Robson,</i>	<i>Booth,</i>	<i>Turner,</i>
<i>Kellie,</i>	<i>Davie,</i>	<i>Hall,</i>	<i>Martin,</i>
<i>Smith,</i>	<i>Vernon,</i>	<i>Nason,</i>	<i>Croft,</i>
<i>Forster,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Anderson—18.</i>
<i>Baker,</i>	<i>Stoddart,</i>		

NAYS:

Messieurs

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

Report as amended adopted.

Bill read a third time and passed.

The Hon Mr. *Davie* presented a Return of all correspondence between the Dominion and Provincial Governments, and papers, respecting the "Assessment Act," disallowance of Statutes, &c., C. P. R. Assessment, &c.

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 Schedule A, unprovided items of Expenditure, for the fiscal year ending 30th June, 1890; and further Supplementary Estimates for the year ending 30th June, 1891; also Supplementary Estimates for the fiscal year ending 30th June, 1892, and recommends the same to the Legislative Assembly.

Government House,
16th April, 1891.

Ordered, That the said Message, and the Supplementary Estimates accompanying the same, be forthwith referred to a Committee of the Whole.

The House accordingly resolved itself into a Committee of the Whole, with Mr. *Martin* in the Chair.

(IN THE COMMITTEE).

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

That the said Message, and the enclosures accompanying the same, be reported to the House.

The Chairman reported the resolution.

Report adopted.

Ordered, That the said Message, together with the Supplementary Estimates accompanying the same, be forthwith referred to the Committee of Supply.

Pursuant to Order, the House again resolved itself into a Committee of Supply.

(IN THE COMMITTEE.)

22. *Resolved*, That a sum not exceeding \$1,800 be granted to Her Majesty to defray the expenses of Administration of Justice (Salaries), Superintendence of Police and Gaols, to 30th June, 1892.

26. *Resolved*, That a sum not exceeding \$720 be granted to Her Majesty to defray the expenses of Administration of Justice (Salaries), Police and Gaols, New Westminster, to 30th June, 1892.

76. *Resolved*, That a sum not exceeding \$1,380 be granted to Her Majesty to defray the expenses of Education, Education Office, to 30th June, 1892.

100. *Resolved*, That a sum not exceeding \$1,000 be granted to Her Majesty to defray the expenses of Public Works, Works and Buildings, to 30th June, 1892.

231A. *Resolved*, That a sum not exceeding \$250 be granted to Her Majesty to defray the expenses of Miscellaneous, Fire Department, Revelstoke, to 30th June, 1892.

231B. *Resolved*, That a sum not exceeding \$250 be granted to Her Majesty to defray the expenses of Miscellaneous, Fire Department, Nelson, to 30th June, 1892.

246A. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Miscellaneous, Provincial Exhibit Association, in aid of Exhibition at Toronto, to 30th June, 1892.

246B. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Miscellaneous, Assistance towards establishing a Hospital, Comox District, to 30th June, 1892.

246C. *Resolved*, That a sum not exceeding \$1,000 be granted to Her Majesty to defray the expenses of Miscellaneous, Lithographing Maps, to 30th June, 1892.

11. *Resolved*, That a sum not exceeding \$900 be granted to Her Majesty to defray the expenses of Civil Government (Salaries), Legislation, to 30th June, 1891.

14. *Resolved*, That a sum not exceeding \$150 be granted to Her Majesty to defray the expenses of Civil Government (Salaries), Revenue Service, to 30th June, 1891.

204E. *Resolved*, That a sum not exceeding \$22,500 be granted to Her Majesty to defray the expenses of Miscellaneous, in settlement of Esquimalt Graving Dock claims, to 30th June, 1891.

Schedule A. *Resolved*, That a sum not exceeding \$24,776.03 be granted to Her Majesty to make good certain sums expended for the Public Service, for the year ended 30th June, 1890, and to indemnify the several officers and persons for making such expenditures.

Upon Mr. Speaker resuming the Chair, Mr. *Martin*, Chairman of the Committee, reported that the Committee had come to several Resolutions, and asked leave to sit again.

Ordered, That the Report be received this evening.

Resolved, That the House will, at its next sitting, again resolve itself into the said Committee.

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

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

Pursuant to Order, the Resolutions 22, 26, 76, 100, 231A, 231B, 246A, 246B, 246C, for the year ending 30th June, 1892; and 11, 14, and 204E, to 30th June, 1891; and Schedule A, adopted in Committee of Supply this day, were reported and received.

The Resolutions were read a first time, read a second time, taken as read and agreed to.

Pursuant to Order, the House resolved itself into the Committee of ways and Means.

(IN THE COMMITTEE.)

Resolved, That towards making good the Supply granted to Her Majesty, the following sums be granted out of the Consolidated Revenue Fund of the Province of British Columbia:—

\$ 24,776 03	for the financial year ending 30th June, 1890.
162,032 20	for the financial year ending 30th June, 1891.
1,139,521 05	for the financial year ending 30th June, 1892.
<hr/>	
\$1,326,329 28	

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

Report received and adopted.

The Honourable Mr. *Turner* presented a Bill (No. 98) intituled "An Act for granting certain sums of money for the Public Service of the Province of British Columbia."

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

The Bill was then committed with Mr. *Martin* in the Chair.

(IN THE COMMITTEE.)

Resolved, That Bill (No. 98) intituled "An Act for granting certain sums of money for the Public Service of the Province of British Columbia," be reported to the House.

The Chairman reported the Resolution and the Bill.

Report adopted.

Bill read a first time.

Ordered to be read a second time forthwith.

Bill read a second time and committed with Mr. *Martin* in the Chair.

The Chairman reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

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

"An Act to enable the Okanagan Land and Development Company, Limited Liability, to construct Telephone Lines and Tramways in the Towns of Enderby and Vernon" (No. 64).

"An Act to incorporate the Liverpool and Canoe Pass Railway Company" (No. 50).

"An Act to incorporate the Vancouver and Lulu Island Railway Company" (No. 49).

"An Act to incorporate the Vancouver, Northern, Peace River and Alaska Railway and Navigation Company" (No. 54).

"An Act to incorporate Benevolent and other Societies" (No. 76).

"An Act relating to Industrial and Provident Societies" (No. 80).

On the Order for the third reading of Bill (No. 52) intituled "An Act to incorporate the Vancouver and Lulu Island Electrical Railway and Improvement Company,"

Mr. *Beaven* moved to amend section 14 by inserting after the words "Municipality of Richmond," "which have been passed by the Council, and which have received the assent of the electors of the municipality in accordance with the provisions of the Municipal Act, 1889 and 1890, in respect of by-laws for contracting debts."

The motion was carried.

Bill read a third time and passed.

The Report on Bill (No. 55) intituled "An Act to incorporate the Nicola, Kamloops, and Similkameen Railway Company" was considered.

Mr. *Semlin* moved to amend clause 3 by adding thereto the following words:—"and thence to the town of Kamloops."

The motion was carried.

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived.

Report, as amended, adopted.

Bill read a third time and passed.

Bill (No. 84) intituled "An Act to incorporate the Victoria and North American Railway Company," was committed with Mr. *McKenzie* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Ordered to be read a third time to-morrow.

The Report on Bill (No. 51) intituled "An Act to incorporate the Toad Mountain and Nelson Tramway Company," was considered.

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived on the following division:—

YEAS :

Messieurs

Cotton,
Beaven,

Milne,

Semlin,

McKenzie—5.

NAYS :

Messieurs

Grant,
Kellie,

Baker,
Stoddart,

Turner,
Croft,

Anderson,
Rogers—8.

Report adopted.

Ordered to be read a third time to-morrow.

Bill (No. 73) intituled "An Act to further amend the 'Legal Professions Act,'" was committed, with Mr. *Sword* in the Chair.

The Chairman reported the Bill complete with amendments.

Report adopted.

Ordered to be read a third time to-morrow.

Bill (No. 72) intituled "An Act to amend the 'County Courts Act,'" was committed, with Mr. *Milne* in the Chair.

The Chairman reported the Bill complete with amendments.

Report adopted.

Ordered to be read a third time to-morrow.

The Report on Bill (No. 31) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,'" was considered.

The Hon. Mr. *Davie* moved to strike out section 28.

The motion was carried on the following division:—

YEAS :

Messieurs

Davie,
Pooley,
Rogers,
Smith,

Stoddart,
Turner,
Anderson,
Sword,

Hall,
Martin,
Fletcher,

Nason,
Croft,
Beaven—14.

NAYS :

Messieurs

Semlin,
Keith,
Grant,

Milne,
Baker,
McKenzie,

Brown,
Vernon,
Cotton,

Eberts,
Forster—11.

Report as amended adopted.

Ordered to be read a third time to-morrow.

The Report on Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts," was considered.

Mr. *Beaven* moved to strike out the words "seven exclusive of the Reeve," and insert "eight in all, including the Reeve," in section 24, sub-section (a).

Carried.

Mr. *Beaven* moved to strike out section 37 and number section 38 as section 37, and number section 39 as section 38, and to insert the following as section 39:—

"39. The Clerk of each municipality shall in every year, immediately after the final correction and revision of the list of voters, make out a correct alphabetical list thereof, divided into separate columns, with headings stating under what qualification each voter is entitled to vote."

Carried.

Mr. *Sword* moved to add as sub-section to section 74:—

"(a.) Whenever it shall appear by the assessment roll of any township or district municipality that the wards in such municipality are so unequally divided that the amount of assessed property in any ward exceeds in proportion to its representation in the Council by more than forty per cent. the assessed property in any other ward in proportion to its representation, then it shall be the duty of the Council, on the written request of any Councillor, to re-divide such municipality into wards, on the basis of assessed valuation."

Carried.

Mr. *Beaven* moved to amend section 96, sub-section (13), lines 1, 4, and 5, by striking out the words "out of the municipal revenue for the then current year."

Carried.

Mr. *Beaven* moved to amend section 96, sub-section (47), line 4, by striking out "and" and inserting "or."

Carried.

Mr. *Beaven* moved to amend section 96, sub-section (94), line 2, by striking out all the words after "works" and inserting the following:—

"and for arranging and settling with any owner or owners of real property the terms and conditions under which the sewer may be constructed or laid through his or their land; and to expropriate such land as the Council may deem necessary for the purpose of constructing the main sewer, not, however, exceeding _____ feet in width, subject to the restrictions contained in sections 206 to 209 (inclusive) of this Act; and provided, always, that the power to expropriate land in this sub-section is only conferred, and can be only exercised by the Council, in the event of there not being a street or road allowance in the vicinity which the Council can use for the purpose of constructing or laying the main sewer."

Carried.

Mr. *Beaven* moved to amend section 96, sub-section (131) by inserting after "section" "37."

Carried.

Mr. *Beaven* moved to amend section 119, sub-section (1), line 6, by inserting after "in" "Dominion or Provincial," and in lines 7, 8, and 10 by striking out "estate" and inserting "property."

Carried.

Mr. *Beaven* moved to amend section 119, sub-section (2), line 3, after "aforesaid," by inserting "in a city, or in a township or district municipality."

Carried.

Mr. *Beaven* moved to amend section 119, sub-section (2), line 4, by striking out "herein-after" and inserting "herein."

Carried.

Mr. *Kitchen* moved to amend section 121, sub-section (c), by striking out "130" and inserting "120."

Carried.

Mr. *Beaven* moved to strike out in section 124, line 9, all the words after "notice" to the end of the section and insert "showing—"

"(a.) The heading, rate or tax under which the assessment is made:

"(b.) The land, real property, or improvements the person is assessed for:

- “(c.) The value or sum of money at which each piece, lot, or subdivision of the person's land, real property, or improvements, has been estimated and assessed:
- “(d.) The total amount of the estimated value and assessment of such:
- “(e.) The number of days' statute labour (if any) the person is considered liable for:
- “(f.) The rate per diem and the total amount in cash the person may pay as commutation money in lieu of statute labour (if any):
- “(g.) The Assessor shall then enter upon the roll, opposite the name of the person assessed, the date of the delivery, or of transmitting such notice, with a copy of the address if transmitted.”

Carried.

Mr. *Grant* moved to strike out in section 132, in line 12, the word “third” and insert in lieu thereof the word “half.”

Carried.

Mr. *Beaven* moved to strike out section 132, and insert:—

“*Levying a Rate.*”

“132. The Council may, in each and every year, after the final revision of the roll, pass a by-law for levying a rate or rates on all the land, real property, or improvements upon the assessment roll, to provide for all the necessary expenses of the municipality, as well the payment of every such sum or sums as the municipality shall be liable for during the current year in respect of any debenture or other debt or obligation, and also such other sum or sums of money as may be found expedient: Provided, always, that the rate to be levied in any year, including what is required for payment of interest on outstanding debentures, and the amount required for a sinking fund therefor, and for school purposes (if any), shall not exceed the sum of one and one-third cents on the dollar.”

Carried.

Mr. *Kitchen* moved to amend section 153, line 7, by striking out the figures “154” and inserting “152.”

Carried.

Mr. *Beaven* moved to amend section 142, sub-section (a), line 4, by striking out “thirty.”

Carried.

Mr. *Kitchen* moved to strike out of section 141 the words “Municipality of City of Victoria,” and insert “city municipalities.”

Carried.

Mr. *Kitchen* moved to make section 135 a sub-section of 135, and insert the following as section 135:—

“135. After the final revision of the assessment roll and the passage of a by-law levying a rate, the Clerk of every municipality shall make out a collector's roll or rolls, which shall contain columns for all the information required by this Act, or otherwise to be entered therein, tabulating it as follows:—

“(a.) The name of every person assessed:

“(b.) The heading, rate, or tax under which the assessment is made, and tax chargeable:

“(c.) The land, real property, or improvements the person is assessed and taxed for:

“(d.) The value or sum of money at which each piece, lot, or subdivision of the person's land, real property, or improvements is assessed, and the rate of taxation, and the amount of tax due on each:

“(e.) The total amount of the person's assessment, and of the tax:

“(f.) The date upon which the tax is payable in order to entitle the person to an abatement:

“(g.) The total amount of the tax if paid on or before the date which entitles a person to an abatement:

“(h.) The number of days' statute labour (if any) the person by law is to perform:

“(i.) The rate per diem, and the total amount in cash the person may pay as commutation money in lieu of statute labour (if any).”

Carried.

Mr. *Beaven* moved to add to section 132 as sub-section (a):—

“(a.) The Council may settle, impose, and levy rates and taxes upon improvements at a percentage less than that imposed by the Council upon land, or they may exempt improvements from taxation altogether:

Carried.

Mr. *Beaven* moved to add to section 132 as sub-section (b) the following:—

“(b.) The Council may keep different columns in the assessment roll showing separately the assessed value of “land” and the assessed value of “improvements,” or they may keep an assessment roll showing the value, in the Assessor’s estimation, of the improvements thereon.”

Carried.

Mr. *Kitchen* moved to amend section 159, sub-section (3), by striking out the word “twenty” and inserting “five.”

The motion was negatived.

Mr. *Kitchen* moved to strike out section 161 and insert the following in lieu thereof:—

“161. Every incorporated municipality shall have power to pass by-laws for raising within the municipality, for its own use, an annual tax not exceeding two and one-half per cent. upon the assessed value of all wild land as aforesaid: Provided, however, that when wild land tax is levied and collected under the provisions hereof, the same land shall not be subject to real estate tax under the provisions of sections 132 and 159 of this Act.”

Carried.

Mr. *Beaven* moved to amend section 193, line 7, by striking out “of a.”

Carried.

The Hon. Mr. *Robson* moved the following as sub-section (a) of section 190:—

“In cases where the Board of Licensing Commissioners have refused to grant a new license, it shall not be lawful for the said Board to entertain or consider a second or further application for a new license from the same applicant for the same premises within twelve months from the date of such refusal.”

Carried.

Mr. *Sword* moved in amendment to section 198:—

Strike out all the words after “Court” on fourth line, and insert “any objection against the renewal of such license shall be in writing, and shall be lodged with the Clerk within 7 days thereafter; and it shall be the duty of the Clerk to notify the applicant of such objection three clear days before the sitting of the Court; and if no such protest is made, it shall not be necessary for the applicant to appear personally before the Court, and he shall be entitled to receive the renewal applied for.”

Negatived.

Mr. *Beaven* moved to amend section 159, line 5, by striking out all the words after “thereof” down to and including the word “thereon.”

Carried.

The Honourable Mr. *Robson*, Leader of the Government, stated that His Honour the Lieutenant-Governor has been pleased to place the interests of the Crown in the following measure at the disposal of the House of Assembly, viz.:—“An Act to consolidate and amend the ‘Municipal Acts’” (No. 63).

Mr. *Kitchen* moved to be insert as sub-section (2) of section 203:—

(2). *In any township or district municipality where there have been reserved to the Crown certain road allowances running directly along the boundary lines of each section, and where it is found to be unadvisable to make such roads, it shall be lawful for the Council of such municipality to pass a by-law under sub-section (106) of section 96 of this Act, for the purpose of making a new road, and in that behalf for the purpose of expropriating so much of the land of other persons as shall be necessary for making a road in place of the road so reserved by the Crown, and in exchange therefor to grant to the owner of the land expropriated for that purpose so much of such road allowance as shall be replaced by such new road; and for the purposes of this section such road allowances reserved as aforesaid are hereby declared to be vested in the corporation of the municipality in which the same are situate.*

Carried.

The Hon. Mr. *Davie* moved to add the following sections after the indemnification clauses of the said Act, being sections 248 and 249 in the Bill as printed:—

“250. In case it shall appear that the Council of any municipality has, prior to the passing of this Act, obtained advances of money from any persons or corporations for works within the municipality, whether beneficial to the whole or only part thereof, and that securities which are of doubtful validity have been given for such advances, it shall be lawful for

the Council of such municipality to pass a by-law providing for the redemption of such doubtful securities by the issue of new debentures, or in any other manner provided in this Act for the raising of money by municipalities.

"251. Such by-law shall, as near as possible, conform with the requirements prescribed in this Act for the passage of by-laws for contracting debts, and shall be voted upon by the electors, in accordance with the provisions of section 103 of this Act.

"252. If such by-law shall receive the assent of the electors, and shall be finally passed by the Council, it shall, notwithstanding any want of substance or form, be a valid by-law, and the debentures issued thereunder shall not be questioned on any ground whatever, and the Council shall thereafter be at liberty to redeem the said doubtful securities, by issuing the said new debentures, or otherwise, in accordance with the provisions of the said by-law."

Carried.

Mr. *Sword* moved to insert at the end of section 251, in the amendment proposed by Hon. Mr. *Davie*, the following:—

"If the by-law provides for such redemption by equal rates on the whole assessed property of the municipality: Provided, however, that when such advances of money have been obtained for local improvements, and the by-law proposes to provide for such redemption by special rates, the assent of the majority in number and interest of the owners of the land on which such special rates are to be levied must be given either by petition or otherwise, and in such case the assent of the majority of the electors of the whole of the municipality shall not be necessary."

The motion was negatived.

Mr. *Beaven* moved to amend section 254, sub-section (2), lines 1 and 2, by striking out all the words down to and including "contained" and inserting:—

"(2.) Notwithstanding the limit of taxation of one per cent. and one-half of one per cent. on the assessed value which may be levied upon land, or upon real property, or upon improvements, under authority of this Act."

Negatived.

Mr. *Kitchen* moved to amend section 251, sub-section (16) by striking out "9" and inserting "10."

Carried.

Mr. *Kitchen* moved to strike out "sub" in line 4 of sub-section 3 of section 257.

Carried.

Mr. *Kitchen* to move to amend section 258 by striking out "keep" on line 6 and inserting "put."

Carried.

Mr. *Kitchen* moved to amend section 259, line 1, by striking out the word "or."

Carried.

The House continued to sit after midnight.

Mr. *Beaven* moved that the Report be further considered to-morrow.

The motion was negatived.

And then the House adjourned at 12:40 o'clock, a. m., Friday 17th April.

Friday, 17th April, 1891.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Dobbs*.

Mr. *Milne* presented a Petition from *J. D. Pemberton* and others, opposing legislation to legalize certain acts of the Municipality of *Surrey*.

The Petition was received and *Ordered* to be printed.

Bill (No. 96) intituled "An Act respecting the sale of Fermented and Spirituous Liquors," was committed, with Mr. *Anderson* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-night.

Bill (No. 97) intituled "An Act to amend the 'Columbia and Kootenay Railway Subsidy Act, 1890,'" was read a second time on the following division:—

YEAS :

Messieurs

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

NAYS :

Messieurs

<i>Semlin,</i>	<i>Kitchen,</i>	<i>Milne,</i>	<i>Forster,</i>
<i>McKenzie,</i>	<i>Kellie,</i>	<i>Beaven,</i>	<i>Keith—9.</i>
<i>Sword,</i>			

Ordered to be committed forthwith.

The House then went into Committee on the Bill, with Mr. *Hall* in the Chair.

The Committee reported the Bill complete with amendments.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 86) intituled "An Act for the Protection of Cattle," was further considered.

The Hon. Mr. *Davie* moved to amend section 1 by striking out the word "responsible," in line 2, and inserting "liable in damages."

Carried.

Report adopted.

Bill read a third time and passed.

The adjourned debate on the second reading of Bill (No. 67) intituled "An Act to further amend the 'Coal Mines Regulation Act,'" was resumed.

The motion was negatived on the following division:—

YEAS :

Messieurs

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

NAYS :

Messieurs

<i>Smith,</i>	<i>Vernon,</i>	<i>Pooley,</i>	<i>Rogers,</i>
<i>Grant,</i>	<i>Eberts,</i>	<i>Turner,</i>	<i>Anderson,</i>
<i>Robson,</i>	<i>Hall,</i>	<i>Martin,</i>	<i>Fletcher—15.</i>
<i>Davie,</i>	<i>Nason,</i>	<i>Croft,</i>	

Bill (No. 95) intituled "An Act to repeal the 'Coal Mines Regulation Amendment Act, 1890,'" was committed, with Mr. *Stoddart* in the Chair.

The Committee rose without report.

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

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

On the Order for the third reading of Bill (No. 84) intituled "An Act to incorporate the Victoria and North American Railway Company,"

Mr. *Beaven* moved to add as a new clause (the usual Chinese clause).

The motion was negatived.

Bill read a third time and passed.

Bill (No. 51) intituled "An Act to incorporate the Toad Mountain and Nelson Tramway Company," was read a third time and passed.

Bill (No. 73) intituled "An Act to further amend the 'Legal Professions Act,'" was read a third time and passed.

Bill (No. 72) intituled "An Act to further amend the 'County Courts Act,'" was read a third time and passed.

The Report on Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts," was considered.

Mr. *Beaven* moved to amend section 96, sub-section (94), line 5, by inserting after the word "exceeding" "ten."

Carried.

Mr. *Beaven* moved to amend section 103, sub-section (7), line 9, by striking out "Municipality" and inserting "Municipal."

Carried.

Mr. *Beaven* moved to amend Schedule of Acts, line 7 of the date column, by striking out "22" and inserting "23."

Carried.

Mr. *Eberts* moved to amend section 263 by striking out the words "In the event of" in the first line thereof.

Report as amended adopted.

Bill read a third time and passed.

Bill (No. 12) intituled "An Act respecting the Corporation of New Westminster" was committed, with Mr. *Croft* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

The House continued to sit after midnight.

Bill (No. 31) intituled "An Act to amend the 'Vancouver Incorporation Act, 1886,' and amendments thereto," was read a third time and passed.

Resolved, That the House, at its rising, do stand adjourned until ten o'clock, a. m., 18th instant.

And then the House adjourned at 12:20 o'clock, a. m., Saturday, 18th April.

Saturday, 18th April, 1891.

TEN O'CLOCK, A. M.

Bill (No. 96) intituled "An Act respecting the sale of Fermented and Spirituous Liquors," was again 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. 22) intituled "An Act to incorporate the British Columbia Dyking and Improvement Company," was again committed, with Mr. *Cotton* in the Chair.

The Committee reported the Bill complete with amendments.

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

"Sec. 58. 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, or 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. 59. The offender shall be liable to separate and successive penalties for each and every day during which any Chinese shall be employed.

"Sec. 60. 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. 61. Upon any prosecution under section 58 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 prima 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. 62. 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 otherwise, 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 carried.

Report, as amended, adopted.

Bill read a third time and passed.

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.

The Lieutenant-Governor returns herewith to the Legislative Assembly for amendment a Bill intituled "An Act to amend 'An Act respecting the University of British Columbia.'"

Government House,

18th April, 1891.

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

The House accordingly resolved itself into a Committee of the Whole, with Mr. *Grant* in the Chair.

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

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 12) intituled "An Act respecting the Corporation of New Westminster," was considered.

Mr. *Brown* moved to amend section 5, line 2, by striking out the words "and dispose of" and insert the following :—"dispose of and convey."

The motion was carried.

Report, as amended, adopted.

Bill read a third time and passed.

Mr. Speaker left the Chair at 12:30 p. m., to meet again at 7:30 o'clock to-night.

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

On the motion of the Hon. Mr. *Davie*, the Standing Orders were suspended for the purpose of introducing a Bill (No. 99) intituled "An Act to amend the 'Official Administrators' Act.'"

Bill introduced and read a first time.

Bill read a second time and *Ordered* to be committed forthwith.

Bill committed, with Mr. *Booth* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

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.

The Lieutenant-Governor returns herewith to the Legislative Assembly, for reconsideration, Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts," and submits to the Legislative Assembly the amendments which are enclosed.

Government House,

18th April, 1891.

[ENCLOSURE.]

267. The Municipal limits of the City of Victoria shall be as follows :—

Commencing at a point on the shore line of Foul Bay at the southern end of an accommodation road ; thence northerly along the centre of said road to its intersection with the southern boundary line of section 68 ; thence easterly along said boundary line to south-east corner of section 68 ; thence northerly along eastern boundary lines of sections 68, 74, and 76 to the south-east corner of section 25 ; thence westerly along southern boundary line of section 25 to the centre of Mount Tolmie Road ; thence northerly along the centre of Mount Tolmie Road

to its intersection with the southern boundary line of section 26 ; thence westerly along said boundary line to the south-west corner of section 26 ; thence northerly along the western boundary lines of sections 26 and 27 to the north-west corner of section 27 ; thence westerly along the southern boundary lines of sections 34 and 42 to the south-west corner of section 42 ; thence northerly along western boundary line of section 42 to the south-east corner of section 62 ; thence westerly along the boundary lines of sections 62, 63, and 7 to the intersection of the southern boundary line of section 7 with the centre of Burnside Road ; thence north-westerly along the centre of Burnside Road to the centre of Harriet Road ; thence along the centre of Harriet Road to Victoria Arm ; thence along the shore of Victoria Arm and Victoria Harbour (including all wharves, jetties, and buildings along the said shore lines, and also including Point Ellice Bridge, Rock Bay Bridge, and James Bay Bridge) to the point of commencement.

Also commencing at a point where the centre of Arm street intersects the right bank of Victoria Arm ; thence southerly along the centre of Arm street to Craigflower Road ; thence easterly along the centre of Craigflower Road to the centre of Morgan Road ; thence southerly along the centre of Morgan Road to the north-west corner of section 32 ; thence along the western boundary line of section 32 to the shore of Victoria Harbour ; thence along the shore lines of Victoria Harbour and Victoria Arm and the Straits of Juan de Fuca (including all wharves, jetties, and buildings along said shore lines, and also including Point Ellice Bridge) to the point of commencement.

"268. Whenever any municipality shall extend its corporate limits, a supplementary voters' list shall be prepared by the Clerk of such municipality, in accordance with section 37 of this Act, as soon as conveniently may be done after such extension, and returned to the Council of such municipality. Such supplementary voters' list shall be corrected and revised and certified as correct by the Mayor or Reeve, as the case may be, of such municipality, within one month after return ; and thereafter all persons whose names shall be enrolled upon such supplementary list of voters shall be qualified voters, in the same manner and in all respects as if such person's name or names had been enrolled upon the voters' lists of such municipality at the date of the final correction, revision, and certification thereof.

"269. It shall be lawful for the Council of any municipality, whether incorporated under this or under any special Act, from time to time, to appoint, at such salary as the Council may fix, any Justice of the Peace, holding a commission as such from the Province and having jurisdiction within the municipality, to be Police Magistrate for the municipality ; and such Police Magistrate shall, during office, and so long as his commission as a Justice of the Peace shall subsist, but no longer, have and exercise all the functions, powers, and authorities which may lawfully be exercised by any Stipendiary Magistrate for the Province. The provisions of this and the preceding section shall apply as well to the Municipalities of New Westminster and Vancouver, and to other municipalities to be hereafter incorporated under a special Act, as to municipalities governed by this Act ; and from and after the expiration of thirty days from the passage of this Act, the office of any Police Magistrate who shall not be qualified under this section shall become vacant."

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

The House accordingly resolved itself into a Committee of the Whole, with Mr. *McKenzie* in the Chair.

Upon Mr. Speaker resuming the Chair, Mr. *McKenzie*, Chairman of the Committee, reported the Message and enclosures, recommending the consideration of the same in Committee of the Whole.

Report adopted.

Ordered, That Bill (No. 63) intituled "An Act to consolidate and amend the Municipal Acts," be committed forthwith.

The House accordingly resolved itself into Committee of the Whole on the Bill.

The Committee reported the Bill complete with amendments.

Report adopted.

Bill read a third time and passed.

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

And then the House adjourned at 9:30 o'clock, p. m.

Monday, 20th April, 1891.

THREE O'CLOCK, P. M.

Prayers by the Right Rev. Bishop *Cridge*.

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

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

- An Act for expediting the decision of Constitutional and other Provincial Questions.
- An Act to secure compensation for personal injuries suffered by Workmen in certain cases.
- An Act for the benefit of Mechanics and Labourers.
- An Act to further amend the "Land Registry Act."
- An Act respecting the Corporation of New Westminster.
- An Act relating to Gold and other minerals, excepting Coal.
- An Act to amend the Act intituled "An Act in aid of the Shuswap and Okanagan Railway Company."
- An Act respecting actions of Libel and Slander.
- An Act to incorporate the Order of the Oblates of Mary Immaculate within the Province of British Columbia.
- An Act respecting the Westminster and Vancouver Tramway Company, and the Westminster Street Railway Company.
- An Act to amend the "New Westminster and Burrard Inlet Telephone Company's Incorporation Act, 1886."
- An Act to incorporate the British Columbia Dyking and Improvement Company
- An Act to incorporate the Burrard Inlet and Fraser Valley Railway Company.
- An Act to establish a Pharmaceutical Association in the Province of British Columbia.
- An Act to amend the "Crow's Nest and Kootenay Lake Railway Company Act, 1888."
- An Act to amend the Ashcroft and Cariboo Railway Company Act, 1890.
- An Act to incorporate the Vernon and Nelson Telephone Company.
- An Act to incorporate the Vernon and Okanagan Railway Company.
- An Act to amend the "Vancouver Incorporation Act, 1886," and amendments thereto.
- An Act to incorporate the Chilliwack Railway Company.
- An Act respecting the Public Schools.
- An Act to prohibit the sale or gift of Tobacco to Minors in certain cases.
- An Act to amend "An Act to provide for the collection of a Tax on Persons."
- An Act to amend the "Vancouver Water Works Act, 1886."
- An Act to incorporate the Burrard Inlet Railway and Ferry Company.
- An Act to incorporate the Nelson and Fort Sheppard Railway Company.
- An Act to amend the "Companies' Act, 1890."
- An Act to amend the "Land Act."
- An Act to incorporate the Kootenay Lake Telephone Company, Limited.
- An Act to incorporate the Nanaimo Electric Tramway Company, Limited.
- An Act to incorporate the Nicola Valley Railway Company.
- An Act to incorporate the Upper Columbia Navigation and Tramway Company.
- An Act to incorporate the Vancouver and Lulu Island Railway Company.
- An Act to incorporate the Liverpool and Canoe Pass Railway Company.
- An Act to incorporate the Toad Mountain and Nelson Tramway Company.
- An Act to incorporate the Vancouver and Lulu Island Electrical Railway and Improvement Company.
- An Act to incorporate the Vancouver, Northern, Peace River and Alaska Railway and Navigation Company.
- An Act to incorporate the Nicola, Kamloops, and Similkameen Railway Company.
- An Act to incorporate the Hot Springs and Goat River Tramway Company.
- An Act respecting Land Surveyors.

- An Act to amend the "Graveyard Act."
 An Act to amend the "Railway Aid Act, 1890."
 An Act to amend the "Religious Institutions Act."
 An Act to make valid the Jurors' Books, Rolls, and Lists for the New Westminster Jury District for the year 1891.
 ✓An Act to consolidate and amend the "Municipal Acts."
 An Act to enable the Okanagan Land and Development Company, Limited Liability, to construct Telephone Lines and Tramways in the towns of Enderby and Vernon.
 An Act to amend the "British Columbia University Act, 1890."
 An Act to amend the "Assessment Act."
 An Act relating to Placer Mines.
 An Act to amend the "Supreme Court Act."
 An Act to further amend the "Jurors' Act."
 An Act to further amend the "County Courts Act."
 An Act to further amend the "Legal Professions Act."
 An Act to provide for the establishment of Free Libraries.
 An Act to incorporate Benevolent and other Societies.
 An Act to amend the "Game Protection Amendment Act, 1890."
 An Act relating to Industrial and Provident Societies.
 An Act to confirm the sale of the Site of the Royal Hospital, with the buildings thereon.
 An Act to amend the "Civil Service Act."
 An Act to incorporate the Victoria and North American Railway Company.
 An Act to amend the "Act respecting the union of certain Methodist Churches in Canada."
 An Act for the Protection of Cattle.
 An Act to amend the "British Columbia Railway Act."
 An Act to prevent the spread of Contagious Diseases among Horses and other Domestic Animals."
 An Act to recompense the Members of the Mining Commission.
 An Act to authorize the creation and issue of Inscribed Stock, and for other purposes.
 An Act to provide Seven Hundred Thousand Pounds for consolidating the Public Debt, and for other purposes.
 An Act to amend the "Constitution Act."
 An Act to further amend the "Provincial Voters' Act."
 An Act respecting the sale of Fermented and Spirituous Liquors.
 An Act to amend the "Columbia and Kootenay Railway Subsidy Act, 1890."
 An Act to amend the "Official Administrators' Act."

His Honour was pleased, in Her Majesty 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."

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

MAY IT PLEASE YOUR HONOUR :

We, Her Majesty's most dutiful and loyal subjects, the Legislative Assembly of the Province of British Columbia, in Session assembled, approach Your Honour at the close of our labours with sentiments of unfeigned devotion and loyalty to Her Majesty's person and Government, and humbly beg to present for Your Honour's acceptance a Bill intituled "An Act for granting certain sums of money for the Public Service of the Province of British Columbia."

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

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

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

Mr. Speaker and Gentlemen of the Legislative Assembly :

In relieving you from further attendance at this time, I desire to express my appreciation of the patience and zeal with which you have devoted yourselves to the public service during the protracted Session now closing.

The number of Bills to which I have just assented in Her Majesty's name is unusually large, and includes many measures of vital public importance, which will, I feel confident, contribute to the prosperity of the Province and the wellbeing of its inhabitants.

The large number of Private Bills passed this Session may be regarded as indicating increasing confidence amongst capitalists in the resources and brightening prospects of our country, and I trust the expectations of the promoters of these Bills may be fully realized.

The measures providing for the consolidation and conversion of the public debt cannot fail to place the credit of the Province upon a firmer and more advantageous basis, thus enabling you to carry out a liberal and progressive policy in regard to such necessary public works as could not be undertaken were the expenditure confined within the limits of the ordinary revenue.

Thanking you for the liberal provision you have made for the public service, I now take leave of you with the earnest hope that your labours may greatly conduce to the public good, and that you may all be spared to bring to the work of another Session the same ability and self-sacrificing zeal which have distinguished the closing one.

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

Mr. Speaker and Members of the Legislative Assembly :

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