

Wednesday, 15th April, 1896.

TWO O'CLOCK, P. M.

Prayers by the Rev. Dr. *Wilson*.

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

That an Order of the House be granted for copies of all correspondence between the Government or any member thereof and any other person or persons, with reference to the construction of a trail through the northern portion of the Province to the *Yukon District*.

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

Whereas the proposition submitted by the promoters of the *British Pacific Railway* to the Government has aroused considerable discussion throughout the Province; and

Whereas the amount of financial aid asked for was one of the reasons given by the Executive Council for their refusal to entertain the proposition;

Be it therefore Resolved, That in the opinion of this House, the Government acted in the true interests of the country in their refusal to accept the proposal submitted to them, as the Province is not in a position to justify the giving of financial aid to this enterprise.

Mr. *Booth* moved in amendment—To strike out all the words after “them,” on the sixth line.

Question proposed—“Shall the words proposed to be struck out stand part of the question?” and resolved in the negative on the following division:—

YEAS :

Messieurs

<i>Kitchen,</i>	<i>Forster,</i>	<i>Sword,</i>	<i>Cotton,</i>
<i>Kennedy,</i>	<i>Macpherson,</i>	<i>Williams,</i>	<i>Graham—11.</i>
<i>Hume,</i>	<i>Kidd,</i>	<i>Semlin,</i>	

NAYS :

Messieurs

<i>Smith,</i>	<i>Turner,</i>	<i>Stoddart,</i>	<i>Rogers,</i>
<i>Kellie,</i>	<i>Martin,</i>	<i>Walkem,</i>	<i>Hunter,</i>
<i>Mutter,</i>	<i>Riethet,</i>	<i>Pooley,</i>	<i>Irving,</i>
<i>Helmcken,</i>	<i>Adams,</i>	<i>Eberts,</i>	<i>Braden,</i>
<i>Baker,</i>	<i>Booth,</i>	<i>Bryden,</i>	<i>McGregor—20.</i>

The Hon. Colonel *Baker* moved the Previous Question.

Mr. *Kitchen* moved the adjournment of the House. Negative.

Previous Question resolved in the affirmative.

Original question, as amended, carried on the following division:—

YEAS :

Messieurs

<i>Kennedy,</i>	<i>Semlin,</i>	<i>Turner,</i>	<i>Eberts,</i>
<i>Hume,</i>	<i>Cotton,</i>	<i>Martin,</i>	<i>Bryden,</i>
<i>Forster,</i>	<i>Graham,</i>	<i>Riethet,</i>	<i>Rogers,</i>
<i>Macpherson,</i>	<i>Smith,</i>	<i>Adams,</i>	<i>Hunter,</i>
<i>Kidd,</i>	<i>Kellie,</i>	<i>Booth,</i>	<i>Irving,</i>
<i>Sword,</i>	<i>Mutter,</i>	<i>Stoddart,</i>	<i>McGregor—27.</i>
<i>Williams,</i>	<i>Baker,</i>	<i>Pooley,</i>	

NAYS :

Messieurs

<i>Kitchen,</i>	<i>Helmcken,</i>	<i>Walkem,</i>	<i>Braden—4.</i>
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On the motion of Mr. *Forster*, seconded by Mr. *Hume*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, praying him to cause to be sent down to this House a Return showing copies of the applications made to the Provincial Government by the Dominion Government on 13th August, 1895, and the *Esquimalt & Nanaimo Railway Company* on February 19th, 1896, or any applications made by the said parties at any other time, for grants or concessions of land in lieu of land alienated up to 19th December, 1883, within the Island Railway Belt, or for any other purpose, and copies of all correspondence in connection therewith.

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

That the Second Report of the Select Committee on the "Municipal Act" recommending that the reviser be instructed to separate the Act into two parts, as follows:—

1. Relating to City Municipalities ;
2. Relating to Township or District Municipalities ;

be adopted.

Mr. *Adams* asked the Hon. the Minister of Mines the following question :—

Are quartz veins which are found in placer claims, and held under the Real Estate Act of 1873, the property of the owners of such claims ?

The Hon. Colonel *Baker* replied as follows :—

"Section 21 of the 'Mineral Amendment Act, 1873,' and section 11 of the 'Gold Mining Amendment Act, 1873,' convey with the Crown grant all metals, precious and otherwise (except coal), to the grantee."

Bill (No. 84) intituled "An Act to amend the 'New Westminster and Vancouver Short Line Railway Act,'" was committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 83) intituled "An Act to authorize the granting of a certain Land Subsidy for and in aid of the Columbia and Western Railway," was adopted.

Bill read a third time and passed.

Bill (No. 50) intituled "An Act to amend the 'Game Protection Act, 1895,'" was again committed.

Progress reported.

Committee to sit again this evening.

The Hon. Mr. *Eberts* asked leave to introduce a Bill (No. 93) intituled "An Act to further amend the 'Bills of Sale Act.'" "

Introduced and read a first time.

Second reading to-morrow.

Mr. Speaker left the Chair at 6 P. M.

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

House again in Committee on Bill (No. 50) intituled "An Act to amend the 'Game Protection Act, 1895.'" "

Reported complete with amendments.

Report to be considered to-morrow.

Bill (No. 87) intituled "An Act to amend the 'Act to regulate the Law with regard to Conditional Sales of Goods and Chattels,'" was again committed.

Progress reported.

Committee to sit again to-morrow.

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

And then the House adjourned at 10:15 o'clock, p. m.

Thursday, 16th April, 1896.

ELEVEN O'CLOCK, A. M.

Prayers by the Rev. Dr. *Wilson*.

The Hon. Mr. *Turner* presented a Return of all correspondence as to the conveyance for the land on which a school-house is now being built at *Mission City*; also a statement of any arrangement that may have been made as to the ground on which the old school-house stands, which, to the extent of one acre, was conveyed to the Government in 1885.

The House proceeded to the Orders of the Day.

Bill (No. 77) intituled "An Act to amend the 'Land Act' and amending Acts," was committed.

Bill reported complete with amendments.

To be considered this afternoon.

Recess taken at 1 P. M. till 2:30 P. M.

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

The Report on Bill (No. 50) intituled "An Act to amend the 'Game Protection Act, 1895,'" was considered.

The Hon. Mr. *Pooley* moved—To amend section 2, line 3, by striking out the words "at any time;" and by striking out all the words after "months," on the fifth line, down to and inclusive of the word "sale," on the sixth line, and insert the word "or."

Carried on the following division:—

YEAS:

Messieurs

<i>Kitchen,</i>	<i>Semlin,</i>	<i>Turner,</i>	<i>Walkem,</i>
<i>Kennedy,</i>	<i>Smith,</i>	<i>Martin,</i>	<i>Pooley,</i>
<i>Forster,</i>	<i>Kellie,</i>	<i>Rithet,</i>	<i>Bryden,</i>
<i>Macpherson,</i>	<i>Helmcken,</i>	<i>Adams,</i>	<i>Rogers—19.</i>
<i>Williams,</i>	<i>Baker,</i>	<i>Stoddart,</i>	

NAYS:

Messieurs

<i>Hume,</i>	<i>Mutter,</i>	<i>Braden,</i>	<i>McGregor—6.</i>
<i>Sword,</i>	<i>Booth,</i>		

Report, as amended, adopted.

Bill read a third time and passed.

Bill (No. 87) intituled "An Act to amend the 'Act to regulate the Law with regard to Conditional Sales of Goods and Chattels,'" was again committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 93) intituled "An Act to amend the 'Bills of Sale Act,'" was read a second time and committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 77) intituled "An Act to amend the 'Land Act' and amending Acts," was considered.

Mr. *Rogers* moved—That section 13 be struck out.
Negatived.

Mr. *Graham* moved—To amend section 12 by adding after the word "acre," on line 2 of sub-section (a), sub-section (2), the words "west of the Cascades, and five thousand feet per acre east of the Cascades."

Carried.

Report, as amended, adopted.
Bill read a third time and passed.

The Hon. Mr. *Martin* presented a Return of all correspondence between the Government or any member thereof and any other person or persons, with reference to the construction of a trail through the northern portion of the Province to the *Yukon District*.

Mr. Speaker left the Chair at 6 P. M.

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

The Hon. Colonel *Baker* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, as follows:—

E. DEWDNEY,
Lieutenant-Governor.

The Lieutenant-Governor returns herewith to the Legislative Assembly Bill (No. 83) intituled "An Act to authorize the granting of a certain Land Subsidy for and in aid of the Columbia and Western Railway," which has passed its third reading, and suggests its amendment by the addition thereto of the section appended hereto.

Government House,
16th April, 1896.

[ENCLOSURE.]

"14. There is reserved to and for the use of Her Majesty, Her heirs and successors, a royalty of five cents upon and in respect of each and every ton of coal raised or gotten from any lands acquired under the provisions of this Act."

The said Message was referred to and considered in Committee of the Whole forthwith.

The Chairman reported the following Resolution:—

Resolved, That the Committee rise and report to the House, recommending that Bill (No. 83) intituled "An Act to authorize the granting of a Land Subsidy for and in aid of the Columbia and Western Railway," be amended by adding the following as clause 14:—

"14. There is reserved to and for the use of Her Majesty, Her heirs and successors, a royalty of five cents upon and in respect of each and every ton of coal raised or gotten from any lands acquired under the provisions of this Act."

Report adopted.

Clause read a second and third time and added to the Bill.
Bill read a third time and passed.

The Hon. Mr. *Martin* presented a Return showing copies of the applications made to the Provincial Government by the Dominion Government on 13th August, 1895, and the *Esquimalt & Nanaimo Railway Company* on February 19th, 1896, or any applications made by the said parties at any other time, for grants or concessions of land in lieu of land alienated up to 19th December, 1883, within the Island Railway Belt, or for any other purpose, and copies of all correspondence in connection therewith.

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, as follows:—

E. DEWDNEY,
Lieutenant-Governor.

The Lieutenant-Governor returns herewith to the Legislative Assembly Bill (No. 69) intituled "The Municipal Clauses Act," and suggests its amendment by the insertion of the section enclosed herewith.

Government House,
16th April, 1896.

[ENCLOSURE.]

Add to section 296:—"nor shall such repeal affect or prejudice any proceedings taken under section 287 of the said Acts; and all proceedings taken thereunder may be continued to completion, as fully and effectually as if this Act had not passed."

The said Message was referred to and considered in Committee of the Whole forthwith.

The Chairman reported the following Resolution:—

Resolved, That the Committee rise and report to the House, recommending that Bill (No. 69) intituled "The Municipal Clauses Act," be amended by adding to section 296 the following: "nor shall such repeal affect or prejudice any proceedings taken under section 287 of the said Acts; and all proceedings taken thereunder may be continued to completion, as fully and effectually as if this Act had not passed."

Report adopted.

Clause read a second and third time and added to the Bill.

Bill read a third time and passed.

The Hon. Mr. *Eberts* presented a Return of all correspondence relating to the complaint lodged with the Honourable the Attorney-General in reference to the treatment of Messrs. *Cummings* and *Morrison* at *Nelson* during the month of November last.

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

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

Friday, 17th April, 1896.

THREE O'CLOCK, P. M.

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:—

(No. 1) An Act to amend the "Replevin Act."

(No. 2) An Act to prevent certain animals from running at large, and respecting injuries by animals of a domestic nature.

(No. 4) An Act to preserve the Forests from Destruction by Fire.

(No. 13) An Act to amend the "Public School Act, 1891."

(No. 17) An Act respecting Co-operative Associations.

(No. 19) An Act to amend the "Intestate Estates Act" and amending Act.

(No. 20) An Act to amend the "Inferior Courts Practitioners Act" and amending Act.

(No. 21) An Act to amend the "Notaries Appointment Act."

(No. 22) An Act to incorporate the Royal Inland Hospital.

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- (No. 23) An Act to amend the "County Courts Act."
 - (No. 24) An Act to amend the "Homestead Act."
 - (No. 26) An Act to amend the "Cattle Act" and amending Acts.
 - (No. 27) An Act to repeal "An Act to aid the Development of Quartz Mines" and amending Act.
 - (No. 28) An Act for the Relief of the Municipal Corporation of the Township of Langley.
 - (No. 29) An Act to further amend the "Fire Insurance Policy Act, 1893."
 - (No. 31) An Act to amend the "British Columbia Southern Railway Company's Act 1894."
 - (No. 32) An Act to incorporate the Columbia and Western Railway Company.
 - (No. 33) An Act to amend the "Vernon and Nelson Telephone Company Act, 1891."
 - (No. 34) An Act to amend the "New Westminster and Burrard Inlet Telephone Company's Incorporation Act, 1884."
 - (No. 35) An Act to amend the "Nelson Electric Light Company, Limited, Act, 1892."
 - (No. 36) An Act to incorporate the Ashcroft and Cariboo Railway Company.
 - (No. 38) An Act respecting the Lillooet, Fraser River, and Cariboo Gold Fields, Limited.
 - (No. 42) An Act to amend "An Act to Incorporate the Consolidated Railway and Light Company," and to consolidate certain Acts relating thereto, and to change the name thereof to the Consolidated Railway Company.
 - (No. 43) An Act to amend the "Line Fences and Water-courses Act" and amending Acts.
 - (No. 44) An Act to amend "An Act to amend the 'Distress for Rent Act, 1895.'"
 - (No. 45) An Act respecting the incorporation of the Rossland Water and Light Company.
 - (No. 46) An Act respecting the incorporation of the Sandon Water-works and Light Company.
 - (No. 47) An Act to incorporate the Alberni Water, Electric, and Telephone Company, Limited.
 - (No. 48) An Act to amend the "Assessment Act" and amending Acts.
 - (No. 49) An Act respecting the Royal Cariboo Hospital.
 - (No. 50) An Act to amend the "Game Protection Act, 1895."
 - (No. 52) An Act to amend "An Act to incorporate Benevolent and other Societies, 1891."
 - (No. 53) An Act relating to Gold and other minerals, excepting Coal.
 - (No. 54) An Act to amend the "Trustees and Executors Act."
 - (No. 55) An Act to amend the "Sheriffs Act."
 - (No. 57) An Act to consolidate and amend the Law relating to the Incorporation of Municipalities.
 - (No. 58) An Act to consolidate and amend the Law relating to Electors and Elections in Municipalities.
 - (No. 59) An Act to amend the "Placer Mining Act, 1891," and amending Acts.
 - (No. 60) An Act to amend the "Literary Societies Act."
 - (No. 61) An Act for the Extermination of Wild Horses.
 - (No. 63) An Act to amend the "Bureau of Mines Act."
 - (No. 65) An Act to amend the "Investment and Loan Societies Act."
 - (No. 66) An Act to further amend the "Supreme Court Act."
 - (No. 67) An Act to make further provision respecting the Drainage, Dyking, and Irrigation of Lands.
 - (No. 68) An Act respecting the consolidation of the claims and water rights of the Cariboo Gold Fields, Limited (Foreign).
 - (No. 69) The Municipal Clauses Act.

- (No. 70) An Act to make further provision respecting the Sinking Funds existing under the "British Columbia Loan Act, 1877," and the "British Columbia Loan Act, 1887."
- (No. 71) An Act respecting the British Columbia Southern Railway.
- (No. 72) An Act respecting the Antler Creek Mining Company (Limited Liability).
- (No. 73) An Act respecting the Lightning Creek Gold Gravels and Drainage Company (Limited Liability).
- (No. 74) An Act to amend the "Succession Duty Act, 1894."
- (No. 77) An Act to amend the "Land Act" and amending Acts.
- (No. 78) An Act to further amend the "Revenue Tax Act."
- (No. 79) An Act to amend the "Land Registry Act."
- (No. 82) An Act to amend the "Small Debts Act, 1895."
- (No. 83) An Act to authorize the granting of a certain Land Subsidy for and in aid of the Columbia and Western Railway.
- (No. 84) An Act to amend the "New Westminster and Vancouver Short Line Railway Act."
- (No. 85) An Act to encourage Dairying.
- (No. 87) An Act to amend the "Act to regulate the Law with regard to Conditional Sales of Goods and Chattels."
- (No. 88) An Act to amend the "Coroners Act."
- (No. 91) An Act to amend the "Creditors' Trust Deeds Amending Act, 1894."
- (No. 93) An Act to further amend the "Bills of Sale 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 (No. 89) intituled "An Act for granting certain sums of Money for the Public Service of the Province of British Columbia."

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

"In 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 liberating you from the important labours attaching to your arduous legislative duties, it affords me much pleasure to express my high sense and appreciation of the intelligent care which you have bestowed upon the important and varied subjects submitted for your consideration, and which are indicated in the numerous Bills to which I have just had the honour of assenting, in Her Majesty's name.

The liberal supplies which you have granted will have a favourable tendency towards the development of the natural resources of the Province, and especially of the mining industry, which is now assuming such magnificent proportions.

The change in the Land Laws will doubtless promote the settlement and development of the agricultural, pastoral and timber lands of the Province, and it is satisfactory to note the restrictions which have been placed upon the appropriation of the various kinds of timber upon Crown lands.

The amendments to the "Mineral Act" and to the "Municipal Act" are excellent illustrations of the care which you have bestowed on the interests of the people.

The moderate increase of taxation which you have imposed is the natural consequence of the enlarged development of the resources of the Province.

The Act for the encouragement of dairying must commend itself to the people, as leading to the advancement of one of the most important industries of the Province.

The encouraging indications of the renewal of commercial prosperity gives reasonable hope that the depression in trade which has so long continued is drawing to a close.

I now take leave of you, in the firm belief that your labours during the past Session will be amply rewarded in the increased prosperity of the people of this Province, through a proportionate development of its ample resources.

The Honourable Colonel *Baker*, Provincial Secretary, then said,—

Mr. Speaker and Gentlemen of the Legislative Assembly:

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

D. W. HIGGINS, *Speaker*.

VICTORIA, B. C. :

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