

Wednesday, 1st May, 1901.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. H. S. Sweet*.

The following Bills were introduced, read a first time, and *Ordered* to be read a second time at the next sitting of the House:—

By the Hon. Mr. *Eberts*—Bill (No. 90) intituled “An Act to empower the City of Greenwood to complete and confirm the Appropriation of certain Lands.”

By the Hon. Mr. *Eberts*—Bill (No. 91) intituled “An Act to prevent Priority among Execution Creditors.”

By the Hon. Mr. *Eberts*—Bill (No. 93) intituled “An Act to Validate By-Law 314 of the City of Victoria, passed on the 19th day of March, 1900.”

By Mr. *Kidd*—Bill (No. 94) intituled “An Act to amend the ‘Drainage, Dyking and Irrigation Act.’”

By the Hon. Mr. *Eberts*—Bill (No. 95) intituled “An Act to amend the New Westminster Relief Acts.”

By Mr. *Curtis*—Bill (No. 97) intituled “An Act to amend the ‘Coal Mines Act.’”

The Hon. Mr. *Eberts* presented a Return to an Order of the House for a copy of the judgment recently delivered by the Full Court of the Province with respect to the right of a naturalized Japanese applicant to be placed upon the voters' list, and also of the judgment of His Lordship Chief Justice *McCull* in the same matter.

Pursuant to Order, the Resolutions 1 to 56, and 57 to 214, to 30th June, 1902, and 7, 8, 24, 34, 35, 44, 45, 47, 48, 49, 51, 69E, 69F, 71, 78, 87, 90, 111, 115, 119, 120, 126A, 126B, 126C, 130, 138, 139, 140, 141, 142, 143, 144, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 163, 163A, 164, 182, 185, 191, 200, 207, 210H, 210I, 210J, 210K, 214, to 30th June, 1901, and Schedule A, adopted in Committee of Supply on 29th and 30th April, were received.

Read a first time and taken as read.

Read a second time and taken as read.

Read a third time, taken as read and agreed to.

On the motion of Mr. *Gilmour*, seconded by Mr. *McInnes*, it was *Resolved*,—

That an Order of this House be granted for a Return of copies of all correspondence, papers, documents and advertisements referring in any way to the construction of the following Railways:—

(a.) For a railway from the Coast, in the neighbourhood of English Bluff, near Point Roberts, via Chilliwack and Hope to Midway, Boundary Creek District, approximately three hundred and thirty miles:

(b.) For a railway from the present terminus of the Esquimalt and Nanaimo Railway to the northern end of Vancouver Island, approximately two hundred and forty miles:

(c.) For a railway from Rock Creek to Vernon to connect with the Shuswap and Okanagan Railway, approximately one hundred and twenty-five miles:

(d.) For a railway from the Coast, at Kitimaat, to Hazelton, approximately one hundred miles:

(e.) For a railway from Fort Steele to Golden, approximately one hundred and fifty miles.

On the motion of Mr. *Curtis*, seconded by Mr. *Gilmour*, it was *Resolved*,—

That an Order of this House be granted for a Return of all correspondence, papers and documents with respect to timber royalties being reserved on the railway land grants mentioned in the Act passed this Session entitled “An Act respecting certain Land Grants,” and with respect to the issue of a fiat to enable proceedings to be taken under the “Crown Procedure Act” to determine the right of the Crown to collect timber royalties on the lands mentioned in the first-named Act.

On the motion of Mr. *Rogers*, seconded by Mr. *Murphy*, it was *Resolved*,—

That an Order of this House be granted for a Return of all correspondence, papers and documents referring in any way to the proposed expenditure of \$10,600 for the protection of the *Quesnel River* bank at the *Forks*.

Mr. *Tatlow* asked the Hon. the Minister of Mines the following questions :—

Is it the intention of the Government to establish a Mining Division with headquarters in the *City of Vancouver*?

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

“Yes.”

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

Is it the intention of the Government, under suitable restrictions, to introduce a system of free land pre-emptions?

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

“No.”

Bill (No. 65) intituled “An Act to Incorporate the District Power and Telephone Company” was again committed.

Progress reported.

Committee to sit again to-morrow.

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows :—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill intituled “An Act respecting the Fisheries of British Columbia,” and recommends the same to the Legislative Assembly.

*Government House, Victoria, B. C.,
1st May, 1901.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House, recommending the introduction of Bill (No. 96) intituled “An Act respecting the Fisheries of British Columbia.”

Resolution reported and adopted.

Bill introduced and read a first time.

To be read a second time to-morrow.

On the consideration of the Report on Bill (No. 8) intituled “An Act to amend the “Supreme Court Act” —

The Hon. Mr. *Eberts* moved in amendment—To strike out of section 11, in line 2, the word “is” and insert “are.”

Carried.

Mr. *Houston* moved—To substitute the word “Nelson” for the word “Vancouver,” in lines 7, 14, 18 and 20 of section 2.

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

Mr. *Garden* presented the First Report from the Committee on Municipal Matters, as follows:—

LEGISLATIVE COMMITTEE ROOM,
May 1st, 1901.

MR. SPEAKER :

Your Select Standing Committee on Municipal Matters beg leave to report as follows:—

That they have considered the amendments to the "Municipal Clauses Act" presented to them, and have embodied such of them as they approve of in a Bill which they present herewith, and recommend the same to the favourable consideration of the House. Your Committee further recommend that the "Municipal Clauses Act" and amendments thereto be consolidated, and that any amendments proposed to be made to the Act in future should be submitted to the Committee during the first week of the Session.

JAMES GARDEN,
Chairman.

The Report was received.

Bill (No. 99) intituled "An Act to amend the 'Municipal Clauses Act'" introduced and read a first time.

Second reading to-morrow.

Mr. *Helmcken* presented a Petition from *D. E. Campbell* and others, *re* consolidation of Fish and Game Laws.

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

And then the House adjourned at 5:59 o'clock, P. M.

Thursday, 2nd May, 1901.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. H. S. Sweet*.

The Petition from *D. E. Campbell* and others, *re* consolidation of Fish and Game Laws, was ruled out of order.

The following Bills were introduced, read a first time, and *Ordered* to be read a second time at the next sitting of the House:—

By the Hon. Mr. *McBride*—Bill (No. 100) intituled "An Act to amend the 'Explosives Storage Act.'"

By Mr. *Curtis*—Bill (No. 102) intituled "An Act respecting Deception in procuring Workmen or Employees."

Mr. *Hall* presented the Seventh Report from the Printing Committee, as follows:—

LEGISLATIVE COMMITTEE ROOM,
1st May, 1901.

MR. SPEAKER :

Your Select Standing Committee on Printing beg leave to report as follows—

That they beg to recommend the following papers to be printed, viz. :

1. Copies of decisions of Supreme Court Judges *re* Tomey Homma and *in re* the Provincial Elections Act.

2. Petition *re* storage of explosives within certain limits in magazines.
Respectfully submitted.

RICHARD HALL,
Chairman.

The Report was received.

Mr. *Neill* moved, seconded by Mr. *Hawthornthwaite*,—

Whereas the *Toronto and B. C. Lumber Co.* hold, and have held since 1st August, 1893, timber leases in the *Alberni Electoral District* amounting to 39,912 acres:

Whereas their indebtedness to the Government in June, 1898, on account of these leases, amounted to \$17,748, and they compounded such indebtedness by a payment of 50 cents on the dollar:

Whereas their indebtedness on said leases has again accumulated to \$11,973:

Whereas since the granting of these leases in 1893, no mill has been built nor any other development work done on the limits:

Whereas it is greatly against the interests of the *Alberni District* that these limits should be held without development:

And whereas it is against the interests of the Province in general that large areas of timber lands throughout the Province should be held by parties who neither benefit the Province by the development of the lumber industry nor increase the revenues of the Province by paying the rents established by law for such timber lands:

Therefore, be it Resolved, That this House respectfully urge on the Government to take such action as will lead to the immediate building of a mill on and the development of the timber lands within the *Alberni District*.

After debate the motion was withdrawn, with leave.

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

1. Is it the intention of the Government to bring the "Cattle Act" into force?
2. If so, when?
3. If answer to No. 1 be "Yes," will Government Agents and constables be instructed to see that the provisions of said Act are carried out?

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

"1. Yes.

"2. When certain questions referring to boundaries of cattle districts have been determined.

"3. Yes."

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

Bill (No. 35) intituled "An Act to amend Chapter 185 of the Revised Statutes of British Columbia, being the 'Tramway Company Incorporation Act.'"

Bill (No. 37) intituled "An Act to amend Chapter 59 of the Revised Statutes of British Columbia, being the 'Absconding Debtors' Act.'"

Bill (No. 80) intituled "An Act to amend the 'British Columbia Immigration Act, 1900.'"

The Report on Bill (No. 34) intituled "An Act to amend Chapter 24 of the Revised Statutes of British Columbia, being the 'Legal Professions Act,'" was considered.

Mr. *Martin* moved to amend section 1 by striking out all the words after the word "concerned," in the 16th line thereof.

Negatived on the following division:—

YEAS:

Messieurs

McInnes,
Gilmour,
Stables,
Smith, E. C.,

Oliver,
Hawthornthwaite,
Neill,
Brown,

Martin,
Curtis,
Houston,
Turner,

Eberts,
Clifford,
McBride,
Murphy—16.

NAYS :

Messieurs

<i>Munro,</i>	<i>Smith, A. W.,</i>	<i>Garden,</i>	<i>Rogers,</i>
<i>Kidd,</i>	<i>Ellison,</i>	<i>Fulton,</i>	<i>Hunter,</i>
<i>Green,</i>	<i>Tatlow,</i>	<i>Prentice</i>	<i>Taylor,</i>
<i>McPhillips,</i>	<i>Hayward,</i>	<i>Wells,</i>	<i>Mounce—17.</i>
<i>Helmcken,</i>			

Report adopted.

Third reading to-morrow.

Bill (No. 26) intituled "An Act to amend the 'Shops Regulation Act, 1900,'" was again committed.

Reported complete with amendments.

Report to be considered to-morrow.

Bill (No. 39) intituled "An Act to amend Chapter 176 of the Revised Statutes of British Columbia, being the 'Summary Convictions Act.'" was again committed.

Reported complete with amendments.

Report to be considered to-morrow.

Bill (No. 33) intituled "An Act to amend the Legal Professions Act" was again committed.

Progress reported.

Committee to sit again to-morrow.

The Order for Committee on Bill (No. 42) intituled "An Act to amend Chapter 34 of the Statutes of 1900, being the 'Shops Regulation Act, 1900,'" was discharged.

The adjourned debate on the second reading of Bill (No. 44) intituled "An Act to amend the 'Medical Act, 1898,'" was resumed.

Question proposed—"That the Bill be read a second time now."

Mr. *Tatlow* moved in amendment—To strike out the word "now" and add the words "this day six months."

Amendment carried on the following division :—

YEAS :

Messieurs

<i>Smith, E. C.,</i>	<i>Kidd,</i>	<i>Ellison,</i>	<i>Wells,</i>
<i>Oliver,</i>	<i>Green,</i>	<i>Clifford,</i>	<i>Murphy,</i>
<i>Brown,</i>	<i>Houston,</i>	<i>Tatlow,</i>	<i>Rogers,</i>
<i>Martin,</i>	<i>McPhillips,</i>	<i>Garden,</i>	<i>Hunter,</i>
<i>Curtis,</i>	<i>Turner,</i>	<i>Fulton,</i>	<i>Taylor—23.</i>
<i>Munro,</i>	<i>Dunsmuir,</i>	<i>Prentice,</i>	

NAYS :

Messieurs

<i>McInnes,</i>	<i>Hawthornthwaite,</i>	<i>Hall,</i>	<i>Hayward,</i>
<i>Stables,</i>	<i>Neill,</i>	<i>Helmcken,</i>	<i>McBride—8.</i>

Motion, as amended, carried.

The Hon. Mr. *Turner* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill intituled "An Act to provide for Temporary Funds by way of Overdrafts from the Banking Institutions of the Province," and recommends the same to the Legislative Assembly.

Government House,
1st May, 1901.

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House a Bill (No. 104) intituled "An Act to provide for Temporary Funds by way of Overdrafts from the Banking Institutions of the Province," and recommend the introduction of the same.

Resolution reported and adopted.
Bill introduced and read a first time.
To be read a second time at the next sitting of the House.

The Hon. Mr. *McBride* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill (No. 101) intituled "An Act to regulate the appointment of Agent-General," and recommends the same to the Legislative Assembly.

Government House,
2nd May, 1901.

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House a Bill (No. 101) intituled "An Act to regulate the appointment of Agent-General," and recommend the introduction of the same.

Resolution reported and adopted.
Bill introduced and read a first time.
To be read a second time at the next sitting of the House.

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

And then the House adjourned at 6 o'clock, P. M.

Thursday, 2nd May, 1901.

EIGHT O'CLOCK, P. M.

Mr. *Hayward* presented a Report from the Select Standing Committee on Agriculture, as follows:—

LEGISLATIVE COMMITTEE ROOM,
2nd May, 1901.

MR. SPEAKER :

Your Select Standing Committee on Agriculture beg leave to report as follows:—

That they have considered amendments to the "Highway Traffic Regulation Act" referred to them, and have embodied such of them as they approve of in a Bill (No. 11) intituled "An Act to amend the 'Highway Traffic Regulation Act,'" which they present herewith, and recommend the same to the favourable consideration of the House.

W. H. HAYWARD,
Chairman.

The Report was received.

On the motion of the Hon. Mr. *Eberts*, Bill (No. 89) intituled "An Act to amend the 'County Courts Act'" was introduced and read a first time, and *Ordered* to be read a second time to-morrow.

On the second reading of Bill (No. 84) intituled "An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other Public Works," a debate arose, which was adjourned until to-morrow.

The Hon. Mr. *Wells* presented a Return to an Order of the House for copies of all correspondence, papers, documents and advertisements referring in any way to the construction of the following Railways:—

(a.) For a railway from the Coast, in the neighbourhood of English Bluff, near Point Roberts, via Chilliwack and Hope to Midway, Boundary Creek District, approximately three hundred and thirty miles:

(b.) For a railway from the present terminus of the Esquimalt and Nanaimo Railway to the northern end of Vancouver Island, approximately two hundred and forty miles:

(c.) For a railway from Rock Creek to Vernon to connect with the Shuswap and Okanagan Railway, approximately one hundred and twenty-five miles:

(d.) For a railway from the Coast, at Kitimaat, to Hazelton, approximately one hundred miles:

(e.) For a railway from Fort Steele to Golden, approximately one hundred and fifty miles.

Bill (No. 12) intituled "An Act to amend the 'Land Registry Act Amendment Act, 1900,'" was again committed.

Progress reported.

Committee to sit again to-morrow.

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia, having received for assent Bill No. 68, being an Act intituled "An Act relating to certain By-laws of the Municipality of the Corporation of Grand Forks," which passed its third reading on the

third day of April, 1901, and it appearing that there are certain clerical errors in said Bill, transmits the same to the Legislative Assembly with a recommendation that the amendments appearing in red ink in the copy herewith transmitted may be made.

*Government House,
Victoria, B.C., May 1st, 1901.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House Bill (No. 68) intituled "An Act relating to certain By-laws of the Municipality of the Corporation of Grand Forks," and recommend that the same be amended in terms of said Message.

The Bill and Resolution were reported.
Report adopted.
The Bill was then amended in terms of said Message.
Bill, as amended, read a third time and passed.

Mr. *Rogers* presented a Petition from *Pierce Lloyd* and others, *re* deep placer mining.
Also a similar Petition from *A. L. Walters* and others.
Also a similar Petition from *H. H. Campbell* and others.

The adjourned debate on the second reading of Bill (No. 79) intituled "An Act further to amend the 'Bills of Sale Act'" was resumed.

Bill read a second time.
To be committed to-morrow.

The adjourned debate on the second reading of Bill (No. 81) intituled "An Act to amend the 'Mineral Act'" was resumed.

Bill read a second time.
To be committed to-morrow.

Bill (No. 87) intituled "An Act respecting St. Paul's Episcopal Church, New Westminster," was read a second time.

To be committed to-morrow.

On the second reading of Bill (No. 96) intituled "An Act respecting the Fisheries of British Columbia" a debate arose, which was adjourned until to-morrow.

Bill (No. 100) intituled "An Act to amend the 'Explosives Storage Act'" was read a second time.

To be committed to-morrow.

Bill (No. 104) intituled "An Act to provide for Temporary Funds by way of Overdrafts from the Banking institutions of the Province," was read a second time.

To be committed to-morrow.

Resolved, That the House, at its rising, do stand adjourned until 10:30 o'clock, A.M., to-morrow.

On the motion of Mr. *Hall*, the order to reconsider Bill (No. 65) intituled "An Act to Incorporate the District Power and Telephone Company," in Committee of the Whole was discharged, and the Bill *Ordered* to be placed on the Orders of the Day for second reading to-morrow.

On the motion of Mr. *McPhillips*, Bill (No. 103) intituled "An Act to amend the 'Youths' Protection Act'" was introduced and read a first time.

Second reading to-morrow.

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour, *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill intituled "An Act to authorise a Grant to the Corporation of the City of Victoria of certain Crown Lands situate in Victoria Harbour," and recommends the same to the Legislative Assembly.

Government House,
Victoria, B.C., May 1st, 1901.

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House, recommending the introduction of Bill (No. 98) intituled "An Act to authorise a Grant to the Corporation of the City of Victoria of certain Crown Lands situate in Victoria Harbour."

Resolution reported and adopted.
Bill introduced and read a first time.
Second reading to morrow.

And then the House adjourned at 11:10 o'clock, P. M.

Friday, 3rd May, 1901.

HALF-PAST TEN O'CLOCK, A. M.

Prayers by the Rev. *J. H. S. Sweet*.

The following Petitions were received:—

From *Pierce Lloyd* and others, *re* deep placer mining.
A similar Petition from *A. L. Walters* and others.
A similar Petition from *H. H. Campbell* and others.

On the motion of Mr. *Garden*, seconded by Mr. *Clifford*, it was *Resolved*,—

That an humble Address be presented to His Honour the Lieutenant-Governor, asking him to lay before the Dominion Government the advisability of arranging with the Indian Department for the removal of the Indians on the Indian Reserve at the mouth of *False Creek*, within the corporate limits of the *City of Vancouver*, to a more desirable locality, on fair and equitable terms to the few Indians interested in the Reserve.

On the motion of Mr. *E. C. Smith*, seconded by Mr. *Oliver*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, asking for a Return of copies of all correspondence, papers, documents and telegrams relating to the reservation and assessment of C. P. R. lands in *South-East Kootenay*.

Mr. *McInnes* asked the Hon. the Minister of Education the following questions:—

1. How many of the 147 teachers who had deductions made in their salaries during the time agricultural shows were being held last year gave no reason for their absence?
2. How many stated their absence was on account of—(a) the agricultural show being held? (b) sickness? (c) other cause?

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

- “ 1. 46.
“ 2. (a) 92; (b) 11; (c) 20.”

Mr. *McInnes* asked the Hon. the Minister of Education the following questions :—

1. Have any Central High School entrance examinations been held this year?
2. If so, were they held according to the Rules and Regulations prescribed in the School Manual?
3. Did the Council of Public Instruction authorise anyone to conduct said examinations, contrary to said Rules? If so, whom and when?

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

- “ 1. Yes.
“ 2. Yes.
“ 3. No.”

Mr. *Oliver* asked the Hon. the Minister of Finance the following questions :—

1. What was the amount of Revenue Tax collected in the—

<i>Riding of Richmond, New Westminster District,</i>			
“ <i>Delta,</i>	“	“	“
“ <i>Dewdney,</i>	“	“	“
“ <i>Chilliwack</i>	“	“	“

for the year ending 30th June, 1900; and also for the six months ending December 31st, 1900?

2. What was the amount of Personal Property Tax collected in *Westminster District* (by Ridings) for the same periods of time?
3. What was the amount charged by the different officers as travelling expenses collecting the Revenue Tax, giving each Collector separately?

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

“ 1. The collections of Revenue Tax in the whole of Westminster District for the fiscal year ending 30th June, 1900, and for the six months ending 31st December, 1900, were, respectively, \$15,510 and \$7,662. As the Collectors do not furnish separate returns, showing the Ridings from which this tax is collected, it is impossible to reply definitely to the question.

“ 2. The amounts collected for Personal Property Tax in the whole of Westminster District, for the same period of time, were, respectively, \$5,236.48 and \$2,561.06. For the same reason as stated above, a definite reply cannot be given as to the amounts collected in each of the four Ridings.

“ 3. To this question no definite answer can be given, inasmuch as the Collectors, while travelling, do not confine themselves to the collection of Revenue Tax, but collect other taxes and obtain data for assessment purposes.

“The following statement shows the amounts expended for travelling expenses for all purposes of the Collectors in Westminster District for the periods above referred to :—

	Fiscal year ending 30th June, 1900.	Six months ending 31st Dec., 1900.
“ C. C. Fisher	\$594 10	\$467 70
“ J. B. Kennedy	613 15	362 00
“ J. J. Johnston	27 95	127 15
“ W. O. Herald	97 35	46 05
“ D. Walsh	58 00
“ H. Lee	14 00	4 00”

The House resumed the adjourned debate on the consideration of the Report on Bill (No. 8) intituled “An Act to amend the ‘Supreme Court Act,’” and Mr. *Houston’s* amendment thereto as follows :—

To substitute the word “Nelson” for the word “Vancouver,” in lines 7, 14, 18 and 20 of section 2.

Mr. *Hawthornthwaite* moved in amendment to the amendment, seconded by Mr. *Oliver*,—

To strike out all the words thereof except the first word “To,” and substitute the following words therefor :—“add immediately after the word ‘Victoria,’ in line 7, the words ‘at the

City of Nelson'; to strike out the word 'four,' in line 8, and substitute the word 'five' therefor, and to add the following words to the end of the section: 'The fifth sitting on the fourth Tuesday in November, at the City of Nelson.'"

Amendment to the amendment negatived.

Amendment negatived on the following division:—

YEAS:

Messieurs

Green,

Houston,

Hall—3.

NAYS:

Messieurs

McInnes,

Kidd,

Clifford,

McBride,

Stables,

McPhillips,

Tatlow,

Murphy,

Smith, E. C.,

Helmcken,

Hayward,

Rogers,

Oliver,

Turner,

Garden,

Hunter,

Hawthornthwaite,

Dunsmuir,

Fulton,

Taylor,

Neill,

Eberts,

Prentice,

Dickie,

Brown,

Smith, A. W.,

Wells,

Mounce—30.

Curtis,

Ellison,

The Hon. Mr. *Eberts* moved that section 12 be repealed and the following substituted therefor:—

"12. On the third Tuesday in June, A. D. 1901, there shall be a sitting of the Full Court at the City of Vancouver for the hearing of all appeals or other matters, and the disposal of all business which may be lawfully brought before it. Any notice of appeal already given for the sittings of the Full Court which, under section 15 of chapter 20 of the Statutes of 1899, should have been held at the City of Vancouver in March and May, A. D. 1901, shall be deemed good and sufficient notice of appeal for said sittings in June, A. D. 1901."

Mr. *Curtis* moved in amendment to the amendment,—

That all the words after the first word be struck out and the following inserted instead thereof: "a sitting of the Full Court shall be held on the last Tuesday in October in each year at the City of Nelson."

Mr. Speaker *Booth* ruled the motion out of order, as being similar in principle to the amendment of the Hon. Member for *Nelson*, upon which the House has already passed.

Mr. *Curtis* appealed from the ruling of the Chair.

The Chair was sustained on the following division:—

YEAS:

Messieurs

Stables,

Helmcken,

Clifford,

Rogers,

Neill,

Turner,

Tatlow,

Hunter,

Brown,

Dunsmuir,

Garden,

Taylor,

Kidd,

Eberts,

Prentice,

Dickie,

Houston,

Smith, A. W.,

McBride,

Mounce—23.

McPhillips,

Ellison,

Murphy,

NAYS:

Messieurs

McInnes,

Oliver,

Hawthornthwaite,

Curtis—4.

Amendment carried.

Mr. *Tatlow* moved to insert the following as a new section:—

"20. The Judges of the Court shall in general discharge their duties in the Judicial Districts which may be assigned to them: Provided, however, that one of the Judges shall reside and usually discharge his duties in the City of Vancouver, or within five miles thereof."

Negated on the following division :—

YEAS :

Messieurs

McInnes,
Stables,
Oliver,

Hawthornthwaite,
Neill,
Brown,

Curtis,
Kidd,
Ellison,

Tatlow,
Garden,
Murphy—12.

NAYS :

Messieurs

Houston,
Hall,
McPhillips,
Helmcken.
Turner,

Dunsmuir,
Eberts,
Smith, A. W.,
Clifford,
Hayward,

Fulton,
Prentice,
Wells,
McBride,
Rogers,

Hunter,
Taylor,
Dickie,
Mounce—19.

Report, as amended, adopted.
Third reading to-morrow.

Bill (No. 12) intituled "An Act to amend the 'Land Registry Act Amendment Act, 1900,'" was again committed.

Reported complete with amendments.
Report to be considered on Monday next.

Bill (No. 79) intituled "An Act further to amend the 'Bills of Sale Act'" was committed.

Reported complete with amendments.
Report adopted.
Third reading to-morrow.

Mr. Speaker left the Chair at 1 o'clock, P. M.

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

Bill (No. 104) intituled "An Act to provide for Temporary Funds by way of Overdrafts from the Banking Institutions of the Province," was committed.

Reported complete without amendment.
Report adopted.
Third reading at the next sitting of the House.

Bill (No. 87) intituled "An Act respecting St. Paul's Episcopal Church, New Westminster," was committed.

Reported complete without amendment.
Report adopted.
Bill read a third time and passed.

Bill (No. 100) intituled "An Act to amend the 'Explosives Storage Act'" was committed.

Progress reported.
Committee to sit again on Monday next.

The House resumed the adjourned debate on the second reading of Bill (No. 96) intituled "An Act respecting the Fisheries of British Columbia."

Bill read a second time and committed.
Progress reported.
Committee to sit again on Monday next.

The Hon. Mr. *Wells* presented a Return to an Order of the House for the names and approximate location of all Indian Reserves on *Vancouver Island*.

Bill (No. 88) intituled "An Act to confirm By-Laws Nos. 87 and 88 of the By-Laws of the City of Nelson" was read a second time and committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 90) intituled "An Act to empower the City of Greenwood to complete and confirm the Appropriation of certain Lands" was read a second time and committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 93) intituled "An Act to Validate By-Law 314 of the City of Victoria, passed on the 19th day of March, 1900," was read a second time and committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 95) intituled "An Act to amend the New Westminster Relief Acts" was read a second time and committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

The Hon. Mr. *Wells* presented a Return to an Order of the House for copies of all correspondence, papers and documents referring in any way to the proposed expenditure of \$10,600 for the protection of the *Quessnel River* bank at the *Forks*.

Bill (No. 101) intituled "An Act to regulate the appointment of Agent-General" was read a second time.

To be committed at the next sitting of the House.

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

And then the House adjourned at 5:55 o'clock, P. M.

Friday, 3rd May, 1901.

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

On the motion of the Hon. Mr. *Eberts*, Bill (No. 106) intituled "An Act to amend the 'Health Act'" was introduced and read a first time, and *Ordered* to be read a second time on Monday next.

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill intituled "An Act to amend the 'Constitution Act,'" and recommends the same to the Legislative Assembly.

*Government House, Victoria, B. C.,
3rd May, 1901.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House, recommending the introduction of Bill (No. 107) intituled "An Act to amend the 'Constitution Act.'"

Resolution reported and adopted.
 Bill introduced and read a first time.
 Bill read a second time and committed.
 Reported complete without amendment.
 Report adopted.
 Bill read a third time and passed.

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

Bill (No. 8) intituled "An Act to amend the 'Supreme Court Act.'"

Bill (No. 79) intituled "An Act further to amend the 'Bills of Sale Act.'"

Bill (No. 104) intituled "An Act to provide for Temporary Funds by way of Overdrafts from the Banking Institutions of the Province."

Bill (No. 100) intituled "An Act to amend the 'Explosives Storage Act'" was again committed.

Reported complete with amendments.
 Report adopted.
 Bill read a third time and passed.

Bill (No. 101) intituled "An Act to regulate the appointment of Agent-General" was committed.

Bill reported complete with amendments.
 Report considered.

Mr. *McInnes* moved, seconded by Mr. *Stables*—To amend section 3 by striking out all the words after "Council," in the second line.

Negatived.
 Report adopted.
 Third reading to-morrow.

Bill (No. 6) intituled "An Act to amend the 'Extra-Provincial Investment and Loan Societies Act, 1900,'" was read a second time and committed.

Reported complete without amendment.
 Report adopted.
 Bill read a third time and passed.

Bill (No. 48) intituled "An Act to amend the 'Companies Act, 1897,'" was read a second time and committed.

Reported complete with amendments.
 Report adopted.
 Bill read a third time and passed.

Bill (No. 89) intituled "An Act to amend the 'County Courts Act,'" was read a second time and committed.

Reported complete with amendments.
 Report adopted.
 Bill read a third time and passed.

Bill (No. 98) intituled "An Act to authorise a Grant to the Corporation of the City of Victoria of certain Crown Lands situated in Victoria Harbour" was read a second time and committed.

Reported complete with amendments.
 Report adopted.
 Bill read a third time and passed.

On the motion of Mr. *Helmcken*, Bill (No. 92) intituled "An Act to amend the 'Provincial Elections Act'" was introduced, read a first time, and *Ordered* to be read a second time on Monday next.

Bill (No. 64) intituled "An Act to amend the 'Columbia and Western Railway Company Act, 1896,'" was again committed.

Progress reported.

Committee to sit again on Monday next.

Mr. *Hall* moved, with the consent of the Crown, that Bill (No. 65) intituled "An Act to Incorporate the District Power and Telephone Company," be referred to a Committee of the Whole House, for the purpose of considering the following proposed clause:—

"15. It shall be lawful for the Lieutenant-Governor in Council to grant to the Company, on such terms as may be deemed expedient, a right of way for that portion of the telephone lines that traverses, or may hereafter, in the exercise of the Company's corporate powers, traverse, lands of the Crown, and Crown lands to be granted for such right of way shall be limited to such quantity as the Lieutenant-Governor in Council shall consider reasonably necessary for the purposes of the Company."

The Committee reported, recommending the insertion of the said clause in the Bill.

Report adopted.

Bill read a second time and committed.

Reported complete with amendments.

Report to be considered on Monday next.

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

And then the House adjourned at 11:15 o'clock, P. M.

Monday, 6th May, 1901.

TWO O'CLOCK, P. M.

Mr. *Oliver* moved, seconded by Mr. *Munro*,—

That whereas advertisements asking for proposals for the construction of a *Coast-Boundary Railway* have been published :

And whereas a Bill is now before this House authorising the payment of a subsidy of \$4,000 per mile to assist in the construction of said *Coast-Boundary Railway* :

And whereas several proposals have been submitted to the Government offering to undertake the construction of said *Coast-Boundary Road* :

And whereas it is proposed to summon an extra Session of the Legislature to ratify any contract which may be entered into by the Lieutenant-Governor in Council for the construction of said *Coast-Boundary Road* :

And whereas such proposed extra Session of the Legislature would entail great inconvenience to the Members of this House, as well as a large additional expense to the Province, and would also seriously delay the construction of the road :

And whereas it is in the best interests of the Province that the construction of said *Coast-Boundary Road* should be proceeded with at once and pushed forward to completion with all reasonable dispatch :

Therefore be it *Resolved*, That in the opinion of this House a contract providing for the construction and operation of the said *Coast-Boundary Road*, as a competitive road, should be submitted to this House for ratification before the close of the present Session of the Legislature.

Mr. Speaker *Booth*: I must rule this motion out of order, on the ground that the motion seriously affects the policy of the Government, as laid before the House, on railway matters, and especially with reference to Bill (No. 84) intituled "An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other important Public Works," which is still before the House. (*See Speakers' Decisions*, 103.)

On the third reading of Bill (No. 101) intituled "An Act to regulate the appointment of Agent-General"—

Mr. *McInnes* moved, seconded by Mr. *Gilmour*,—

That the Bill be referred back to the Committee of the Whole for the purpose of striking out section 3, and substituting the following therefor:—

"3. The Agent-General shall hold office during good behaviour, and shall be removable only for cause by the Lieutenant-Governor in Council."

Negated on the following division:—

YEAS:

Messieurs

<i>McInnes,</i>	<i>Smith, E. C.,</i>	<i>Martin,</i>	<i>Munro,</i>
<i>Gilmour,</i>	<i>Oliver,</i>	<i>Curtis,</i>	<i>Houston—9.</i>
<i>Stables,</i>			

NAYS:

Messieurs

<i>Hawthornthwaite,</i>	<i>Dunsmuir,</i>	<i>Hayward,</i>	<i>Pooley,</i>
<i>Brown,</i>	<i>Eberts,</i>	<i>Garden,</i>	<i>Murphy,</i>
<i>Kidd,</i>	<i>Smith, A. W.,</i>	<i>Fulton,</i>	<i>Rogers,</i>
<i>Hall,</i>	<i>Ellison,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>McPhillips,</i>	<i>Clifford,</i>	<i>Wells,</i>	<i>Taylor,</i>
<i>Helmcken,</i>	<i>Tatlow,</i>	<i>McBride,</i>	<i>Mounce—24.</i>

Bill read a third time and passed.

The House resumed the adjourned debate on the second reading of Bill (No. 84) intituled "An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other important Public Works."

Mr. *Curtis* moved in amendment, seconded by Mr. *Gilmour*,—

That all the words of the motion after the word "That" be omitted, and the following words substituted therefor:—"this House has no confidence in the Government, because of its failure to build the railway mentioned in sub-section (a) of section 8 of the Bill, being what is popularly known as the 'Coast to Kootenay Railway,' as a Government work."

Negated on the following division:—

YEAS:

Messieurs

<i>Gilmour,</i>	<i>Smith, E. C.,</i>	<i>Hawthornthwaite,</i>	<i>Curtis—4.</i>
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NAYS:

Messieurs

<i>McInnes,</i>	<i>Houston,</i>	<i>Ellison,</i>	<i>McBride,</i>
<i>Stables,</i>	<i>Hall,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Neill,</i>	<i>McPhillips,</i>	<i>Tatlow,</i>	<i>Murphy,</i>
<i>Brown,</i>	<i>Helmcken,</i>	<i>Hayward,</i>	<i>Rogers,</i>
<i>Martin,</i>	<i>Turner,</i>	<i>Garden,</i>	<i>Hunter,</i>
<i>Munro,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Taylor,</i>
<i>Kidd,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Mounce—31.</i>
<i>Green,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	

The debate on the main question was continued and adjourned until the next sitting of the House.

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

And then the House adjourned at 5:50 o'clock, P. M.

Monday, 6th May, 1901.

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

The House resumed the adjourned debate on the second reading of Bill (No. 84) intituled "An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other important Public Works."

The debate was adjourned until to-morrow.

Resolved, That the House, at its rising, do stand adjourned until 10:30 o'clock, A. M., to-morrow.

And then the House adjourned at 11 o'clock, P. M.

Tuesday, 7th May, 1901.

HALF-PAST TEN O'CLOCK, A. M.

Mr. *McInnes* moved, seconded by Mr. *Gilmour*,—

Whereas certain persons who settled upon Government lands located within the present *Esquimalt and Nanaimo Railway Land Belt*, have been denied the coal under their lands; and

Whereas these settlers have appealed frequently to the Dominion and Provincial Governments for redress; and

Whereas the Dominion Government in 1897 issued a Commission to *T. G. Rothwell*, Esq., of *Ottawa*, to inquire fully into the matter, and the said *T. G. Rothwell*, after a full inquiry, at which all persons interested were represented by counsel, reported that the claims of the said settlers were just, and should be righted by the Provincial Government; and

Whereas the Provincial Government issued a Commission to *Hon. Eli Harrison, Jr.*, in 1900, to inquire into the matter, and the said *Hon. Eli Harrison*, after inquiry into the matter, but without the aid of any counsel, reported against the claims of the settlers; and

Whereas the claims of the said settlers are just, and the Provincial Government should forthwith issue to them Crown Grants to the coal and base minerals under their lands:

Be it therefore Resolved, That in the opinion of this House the Government should take immediate steps to grant the said settlers their rights.

Mr. Speaker *Booth*: I must rule this motion out of order. It would, if passed, amount to a declaration that the "settlers" referred to in the motion were entitled to Crown Grants of the coal and base minerals under their lands, coupled with a direction to the Government to issue such Crown Grants. (*See Speakers' decisions*, page 76.)

The House proceeded to the Orders of the Day.

The House resumed the adjourned debate on the second reading of Bill (No. 84) intituled "An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other important Public Works."

Mr. Speaker left the Chair at 1 o'clock, P. M.

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

Debate resumed.

Mr. Speaker left the Chair at 6 o'clock.

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

[The Hon. Mr. *Turner* presented a Return of copies of all correspondence, papers, documents and telegrams relating to the reservation and assessment of C. P. R. lands in *South-East Kootenay*.]

Debate resumed.

Bill read a second time on the following division:—

YEAS:

Messieurs

<i>McInnes,</i>	<i>Green,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>
<i>Gilmour,</i>	<i>Houston,</i>	<i>Ellison,</i>	<i>McBride,</i>
<i>Stables,</i>	<i>Hall,</i>	<i>Clifford,</i>	<i>Murphy,</i>
<i>Oliver,</i>	<i>McPhillips,</i>	<i>Tailow,</i>	<i>Rogers,</i>
<i>Neill,</i>	<i>Helmcken,</i>	<i>Hayward,</i>	<i>Hunter,</i>
<i>Brown,</i>	<i>Turner,</i>	<i>Garden,</i>	<i>Taylor,</i>
<i>Martin,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Dickie,</i>
<i>Munro,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Mounce—33.</i>
<i>Kidd,</i>			

NAYS:

Messieurs

<i>Smith, E. C.,</i>	<i>Hawthornthwaite,</i>	<i>Curtis—3.</i>
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To be committed to-morrow.

Bill (No. 96) intituled "An Act respecting the Fisheries of British Columbia" was committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 106) intituled "An Act to amend the 'Health Act'" was read a second time and committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

The Hon. Mr. *Wells* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill intituled "An Act to amend the 'Land Act,'" and recommends the same to the Legislative Assembly.

Government House, Victoria, B. C.,
7th May, 1901.

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

(IN THE COMMITTEE)

Resolved, That the Committee rise and report to the House a Bill (No. 109) intituled "An Act to amend the 'Land Act,'" and recommend the introduction of the same.

Resolution reported and adopted.
Bill introduced and read a first time.
Second reading to-morrow.

Bill (No. 64) intituled "An Act to amend the 'Columbia and Western Railway Company Act, 1896,'" was again committed.
Reported complete without amendment.
Report to be considered to-morrow.

On the third reading of Bill (No. 34) intituled "An Act to amend Chapter 24 of the Revised Statutes of British Columbia, being the 'Legal Professions Act,'"—

Mr. Martin moved in amendment, seconded by *Mr. McInnes*,—

That the Order for the third reading of Bill (No. 34) intituled "An Act to amend Chapter 24 of the Revised Statutes of British Columbia, being the 'Legal Professions Act,'" be discharged and the Bill recommitted, with instructions to amend section 1 thereof by striking out all the words therein after the word "concerned," in the 16th line.

Negatived on the following division:—

YEAS :

Messieurs

<i>McInnes,</i>	<i>Oliver,</i>	<i>Martin,</i>	<i>Eberts,</i>
<i>Gilmour,</i>	<i>Hawthornthwaite,</i>	<i>Curtis,</i>	<i>Clifford,</i>
<i>Stables,</i>	<i>Neill,</i>	<i>Houston,</i>	<i>McBride,</i>
<i>Smith, E. C.,</i>	<i>Brown,</i>	<i>Turner,</i>	<i>Murphy—16.</i>

NAYS :

Messieurs

<i>Munro,</i>	<i>Helmcken,</i>	<i>Hayward,</i>	<i>Rogers,</i>
<i>Kidd,</i>	<i>Smith, A. W.,</i>	<i>Garden,</i>	<i>Hunter,</i>
<i>Green,</i>	<i>Ellison,</i>	<i>Fulton,</i>	<i>Dickie,</i>
<i>McPhillips,</i>	<i>Tatlow,</i>	<i>Prentice,</i>	<i>Mounce—16.</i>

Mr. Speaker voted with the nays.
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 11:05 o'clock, P. M.

Wednesday, 8th May, 1901.

TWO O'CLOCK, P. M.

Prayers by the Rev. *W. L. Clay*.

On the motion of the Hon. *Mr. Eberts*, Bill (No. 111) intituled "An Act to amend Chapter 33 of the Statutes of 1899, being the 'Judgments Act, 1899,'" was introduced, read a first time, and *Ordered* to be read a second time at the next sitting of the House.

Mr. E. C. Smith moved, seconded by *Mr. Oliver*,—

Whereas the lands granted to the *Kootenay Railway Co.* in *S. E. Kootenay* were among the first to be selected in that district, and similar Government lands in that district were then and since valued at from \$1 to \$5 per acre :

Whereas the said railway lands are now being advertised for sale as the "choicest farming and ranching lands in the *Kootenay*," at from \$1 to \$5 per acre:

Whereas the Government, by Order in Council on the third day of May, 1898, fixed the valuation for the assessment of said lands at \$1 per acre, and the present Government has instructed the Assessor to act accordingly:

And whereas a fair average valuation for such lands would be \$2½ per acre:

Therefore be it Resolved, That in the opinion of this House the Government should have insisted on the lands being assessed at a fair market value, and are responsible for the loss in taxes the Province will suffer, and should at once take steps to collect the arrears of taxes, calculated on the valuation of these lands at \$2½ per acre.

The motion was withdrawn, with leave.

The Report on Bill (No. 64) intituled "An Act to amend the 'Columbia and Western Railway Company Act, 1896,'" was adopted.

On the third reading of the Bill, Mr. *Curtis* moved, seconded by Mr. *Neill*, to insert the following as a new section:—

"That no aliens shall be employed on the railway during construction, unless it is demonstrated, to the satisfaction of the Lieutenant-Governor in Council, that the work cannot be proceeded with without the employment of such aliens."

Carried on the following division:—

YEAS :

Messieurs

<i>McInnes,</i>	<i>Martin,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Gilmour,</i>	<i>Curtis,</i>	<i>Tatlow,</i>	<i>Murphy,</i>
<i>Stables,</i>	<i>Munro,</i>	<i>Hayward,</i>	<i>Rogers,</i>
<i>Smith, E. C.,</i>	<i>Kidd,</i>	<i>Garden,</i>	<i>Hunter,</i>
<i>Oliver,</i>	<i>Hall,</i>	<i>Fulton,</i>	<i>Taylor,</i>
<i>Neill,</i>	<i>Helmcken,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Hawthornthwaite,</i>	<i>Smith, A. W.,</i>	<i>McBride,</i>	<i>Mounce—30.</i>
<i>Brown,</i>	<i>Ellison,</i>		

NAYS :

Messieurs

<i>McPhillips,</i>	<i>Dunsmuir,</i>	<i>Eberts,</i>	<i>Prentice—5.</i>
<i>Turner,</i>			

Mr. *Curtis* moved, seconded by Mr. *Neill*, to add as a new section:—

"The plans, specifications and conditions of any proposed contract for the construction of the railway shall be subject to the approval of the Lieutenant-Governor in Council; and that the contracts shall be submitted to public tender and competition under such conditions as the Lieutenant-Governor in Council shall approve; and no contract shall be awarded, or work or material thereunder accepted, without the like approval; and no mortgage charge shall be put against the line of railway beyond the fair cost of same and its equipment."

Negatived on the following division:—

YEAS :

Messieurs

<i>McInnes,</i>	<i>Smith, E. C.,</i>	<i>Neill,</i>	<i>Curtis,</i>
<i>Gilmour,</i>	<i>Oliver,</i>	<i>Brown,</i>	<i>Munro—11.</i>
<i>Stables,</i>	<i>Hawthornthwaite,</i>	<i>Martin,</i>	

NAYS :

Messieurs

<i>Kidd,</i>	<i>Eberts,</i>	<i>Garden,</i>	<i>Pooley,</i>
<i>Hall,</i>	<i>Smith, A. W.,</i>	<i>Fulton,</i>	<i>Murphy,</i>
<i>McPhillips,</i>	<i>Ellison,</i>	<i>Prentice,</i>	<i>Taylor,</i>
<i>Helmcken,</i>	<i>Clifford,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Turner,</i>	<i>Tatlow,</i>	<i>McBride,</i>	<i>Mounce—22.</i>
<i>Dunsmuir,</i>	<i>Hayward,</i>		

The Hon. Mr. *Eberts* moved to insert the following as a new section:—

“This Act shall not come into force or effect until such time as the Company shall give security to the satisfaction of the Lieutenant-Governor in Council—

“(1.) That the Lieutenant-Governor in Council shall have the right from time to time to fix maximum rates for freight and passenger traffic, and the Company shall not charge rates higher than those so fixed:

“(2.) That in the event of Dominion legislation bringing this railway company under the exclusive jurisdiction of the Parliament of Canada, the foregoing conditions shall be carried out by the company so incorporated, as a contract and obligation of said company prior to any other charge thereon.”

Mr. *Helmcken* moved in amendment—To insert the words “on the fifth and sixth sections of the company’s line of railway, as mentioned in section 16 of the ‘Columbia and Western Railway Company Act, 1896,’” between the words “traffic” and “and,” in line 4; and by adding the words “on the said fifth and sixth sections” at the end of sub-section (1.)

Amendment carried.

Motion, as amended, carried.

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

Bill (No. 84) intituled “An Act to authorise a loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other important Public Works” was committed.

The Chairman reported that a point of order had arisen in the Committee, and that an appeal had been taken from the Chairman’s ruling.

Mr. *Neill* moved to amend section 8 by striking out sub-section (b) and inserting the following in lieu thereof:—

“(b.) For a railway from the present terminus of the Esquimalt and Nanaimo Railway to the northern end of Vancouver Island, and for a railway between Nanaimo and Alberni, approximately two hundred and seventy miles.”

The clause (b) proposed to be struck out reads as follows:—

“(b.) For a railway from the present terminus of the Esquimalt and Nanaimo Railway to the northern end of Vancouver Island, approximately two hundred and forty miles.”

The Chairman ruled the motion out of order.

Mr. Speaker *Booth*: I think the ruling of the Chairman was quite right. The motion would increase the mileage distance of the road some thirty miles, thus increasing the bonus to be paid by the Province. The result of the motion would also change the destination of the bonus proposed to be granted by the Bill. (*See May*, 10th ed., p. 580.)

The third Member (Mr. *Gilmour*) for *Vancouver* called my attention to the following statement in *May*, p. 532:—

“The Committee is not bound by the terms of the provisions which the Ministers of the Crown have inserted in the Bill, and any Member may propose an increase of the grants specified in these clauses, or extend the application of the provisions of the Bill, * * * so long as the Royal recommendation is not exceeded.”

The above only has reference to Bills where the recommendation of the Crown is framed in general terms, and places no limitation on the amount of expenditure to be authorised by the Bill.

In the Bill before the House, the amounts are distinctly specified and limited, so that the quotation has no bearing on the present case.

I have also been asked to decide whether a Member in Committee of the Whole can appeal from the Chairman’s ruling direct to the House, without any motion or direction from the Committee that the point of order, ruling thereon, and appeal therefrom, be reported?

I think the Chairman has no power to make any report to the House unless so directed or instructed by the Committee.

(*See May*, 10th ed., p. 365, and note 12 H. D., 3 s., 1243.)

Mr. *Neill* appealed from the ruling of the Chair.

The Chair was sustained.

House again in Committee on the Bill.
 Progress reported.
 Committee to sit again this evening.
 Mr. Speaker left the Chair at 6 o'clock, P. M.

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

House again in Committee on Bill (No. 84) intituled "An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other important Public Works."

[The House continued to sit after midnight.]

THURSDAY, 9th May.

Bill reported complete with amendments.
 Report to be considered at the next sitting of the House.

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

And then the House adjourned at 1:40 o'clock, A. M.

Thursday, 9th May, 1901.

TWO O'CLOCK, P. M.

Prayers by the Rev. *W. L. Clay*.

On the motion of the Hon. Mr. *Wells*, Bill (No. 110) intituled "An Act respecting the Manufacture of Wood Pulp and Paper" was introduced, read a first time, and *Ordered* to be read a second time at the next sitting of the House.

Mr. *Rogers* presented a Petition from *Wm. Thompson* and others, *re* deep placer mining.

The Report on Bill (No. 26) intituled "An Act to amend the 'Shops Regulation Act, 1900,'" was considered.

Mr. *McPhillips* moved to strike out all the words after the word "one," where it occurs the second time in line 4 of the 11th section of the Bill.

Carried.

Report, as amended, adopted.

Bill read a third time and passed.

The Report on Bill (No. 39) intituled "An Act to amend Chapter 176 of the Revised Statutes of British Columbia, being the 'Summary Convictions Act,'" was adopted.

Bill read a third time and passed.

Bill (No. 33) intituled "An Act to amend the 'Legal Professions Act.'" was again committed.

The Chairman reported that a point of order had arisen in Committee, and that an appeal had been taken from the ruling of the Chair.

Mr. *Martin* moved in Committee to add the following new section:—"That the third schedule to said chapter 24 is hereby amended by striking out the words 'you shall not be guilty of champerty or maintenance,' where they occur therein."

The Chairman ruled the motion out of order, as not being within the scope of the Bill.

Mr. Speaker *Booth*: I must support the ruling of the Chair. Amendments in Committee must be relevant to and consistent with the context of the Bill as read a second time.

Proposed amendments not within the scope of the Bill can only be considered by the Committee when an instruction thereon has been given by the House. (*See May*, 10th ed., pages 452, 458, 462.)

Mr. *Martin* appealed from the ruling of the Chair.

The Chair was sustained on the following division:—

YEAS:

Messieurs

<i>Kidd,</i>	<i>Dunsmuir,</i>	<i>McBride,</i>	<i>Hunter,</i>
<i>Hall,</i>	<i>Eberts,</i>	<i>Pooley,</i>	<i>Taylor,</i>
<i>McPhillips,</i>	<i>Smith, A. W.,</i>	<i>Murphy,</i>	<i>Dickie,</i>
<i>Helmcken,</i>	<i>Ellison,</i>	<i>Rogers,</i>	<i>Mounce—18.</i>
<i>Turner,</i>	<i>Prentice,</i>		

NAYS:

Messieurs

<i>McInnes,</i>	<i>Smith, E. C.,</i>	<i>Neill,</i>	<i>Curtis,</i>
<i>Gilmour,</i>	<i>Oliver,</i>	<i>Martin,</i>	<i>Houston—10.</i>
<i>Stables,</i>	<i>Hawthornthwaite,</i>		

House again in Committee on the Bill.

Reported complete with amendments.

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

The House proceeded to the consideration of Public Bills and Orders.

The Report on Bill (No. 84) intituled "An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other Public Works," was considered.

Mr. *Helmcken* moved to amend section 8 by inserting after the word "railway," in line 1, sub-section (a), "from the City of Victoria."

Carried.

Mr. *Neill* moved to amend section 8, sub-section (b), by inserting after the word "Island," in line 11, the words "and for a railway between Nanaimo and Alberni."

Mr. Speaker *Booth* ruled the motion out of order, as the effect of the same would be to increase the length of the line, and thus increase the amount of the bonus to be granted.

Mr. *Neill* appealed from the ruling of the Chair.

The Chair was sustained on the following division:—

YEAS:

Messieurs

<i>Brown</i>	<i>Dunsmuir,</i>	<i>Hayward,</i>	<i>Murphy,</i>
<i>Munro,</i>	<i>Eberts,</i>	<i>Garden,</i>	<i>Rogers,</i>
<i>Kidd,</i>	<i>Smith, A. W.,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>Hall,</i>	<i>Ellison,</i>	<i>Wells,</i>	<i>Taylor,</i>
<i>McPhillips,</i>	<i>Clifford,</i>	<i>McBride,</i>	<i>Dickie,</i>
<i>Helmcken,</i>	<i>Tatlow,</i>	<i>Pooley,</i>	<i>Mounce—25.</i>
<i>Turner,</i>			

NAYS:

Messieurs

<i>McInnes,</i>	<i>Smith, E. C.,</i>	<i>Hawthornthwaite,</i>	<i>Martin,</i>
<i>Gilmour,</i>	<i>Oliver,</i>	<i>Neill,</i>	<i>Curtis—9.</i>
<i>Stables,</i>			

Mr. *Tatlow* moved to add a new sub-section to section 10, as follows :—

“In granting the subsidy mentioned in sub-section (a) of section 8 of this Act, preference shall be given to a competitive railroad.”

A debate arose.

Mr. Speaker left the Chair at 6 o'clock, P. M.

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

Debate continued.

The motion was negatived on the following division :—

YEAS :

Messieurs

<i>Gilmour,</i>	<i>Neill,</i>	<i>Hall,</i>	<i>Tatlow,</i>
<i>Smith, E. C.,</i>	<i>Curtis,</i>	<i>McPhillips,</i>	<i>Hayward,</i>
<i>Oliver,</i>	<i>Munro,</i>	<i>Helmcken,</i>	<i>Murphy—13.</i>
<i>Hawthornthwaite,</i>			

NAYS :

Messieurs

<i>McInnes,</i>	<i>Houston,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Stables,</i>	<i>Turner,</i>	<i>Garden,</i>	<i>Rogers,</i>
<i>Brown,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Hunter,</i>
<i>Martin,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Taylor,</i>
<i>Kidd,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Green,</i>	<i>Ellison,</i>	<i>McBride,</i>	<i>Mounce—24.</i>

Mr. *Oliver* moved to amend section 10 by striking out sub-section (f) and substituting the following in lieu thereof :—

“(f) That the railway may be acquired by the Province at any time after the expiration of ten years from the date of payment of the subsidy, upon one year's previous notice of intention to purchase, at a valuation to be based upon the fair value of the corporeal property only, together with such bonus as the Lieutenant-Governor in Council may determine, not to exceed ten per cent. of such value, and in case of disagreement to be determined by arbitration under the provisions of the ‘Arbitration Act’ and amendments.”

Negatived on the following division :—

YEAS :

Messieurs

<i>McInnes,</i>	<i>Smith, E. C.,</i>	<i>Neill,</i>	<i>Curtis,</i>
<i>Gilmour,</i>	<i>Oliver,</i>	<i>Brown,</i>	<i>Munro—11.</i>
<i>Stables,</i>	<i>Hawthornthwaite,</i>	<i>Martin,</i>	

NAYS :

Messieurs

<i>Kidd,</i>	<i>Turner,</i>	<i>Garden,</i>	<i>Murphy,</i>
<i>Green,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Rogers,</i>
<i>Houston,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>Hall,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Taylor,</i>
<i>McPhillips,</i>	<i>Ellison,</i>	<i>McBride,</i>	<i>Dickie,</i>
<i>Helmcken,</i>	<i>Clifford,</i>	<i>Pooley,</i>	<i>Mounce—24.</i>

Mr. *Curtis* moved that the following be inserted as a new section :—

“The subsidy for the railway mentioned in sub-section (b) of section 8 of this Act shall not be granted to any company one of whose promoters is, or to any person who is, a member of the Executive Council of the Province of British Columbia.”

Negatived on the following division:—

YEAS:

Messieurs

Hawthornthwaite, *Neill,* *Curtis—3.*

NAYS:

Messieurs

<i>McInnes,</i>	<i>Hall,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Gilmour,</i>	<i>McPhillips,</i>	<i>Hayward,</i>	<i>Murphy,</i>
<i>Stables,</i>	<i>Helmcken,</i>	<i>Garden,</i>	<i>Rogers,</i>
<i>Brown,</i>	<i>Turner,</i>	<i>Fulton,</i>	<i>Hunter,</i>
<i>Kidd,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Dickie,</i>
<i>Green,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Mounce—27.</i>
<i>Houston,</i>	<i>Ellison,</i>	<i>McBride,</i>	

Mr. *Curtis* moved to amend section 10 by adding the following words to sub-section (e):—

“The passenger rate shall not exceed for first-class more than four cents per mile for the first three years after the railway is completed, nor more than three cents per mile thereafter.”

Negatived on the following division:—

YEAS:

Messieurs:

Hawthornthwaite, *Neill,* *Curtis—3.*

NAYS:

Messieurs:

<i>McInnes,</i>	<i>Hall,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Gilmour,</i>	<i>Helmcken,</i>	<i>Hayward,</i>	<i>Murphy,</i>
<i>Stables,</i>	<i>Turner,</i>	<i>Garden,</i>	<i>Rogers,</i>
<i>Brown,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Hunter,</i>
<i>Kidd,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Dickie,</i>
<i>Green,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Mounce—27.</i>
<i>Houston,</i>	<i>Ellison,</i>	<i>McBride,</i>	

Mr. *Curtis* moved to amend sub-section (e) of section 10 by adding thereto the following words:—

“Provided that whenever the Legislature shall make provision for the election of a railway commissioner by the voters of the Province, such commissioner shall exercise said control or fixing of said rates instead of the Lieutenant-Governor in Council.”

Negatived.

Mr. *Curtis* moved to amend section 10 by adding the following as a new sub-section:—

“Any subsidy granted is to be made subject to the condition that the company aided shall not amalgamate with any other company, or lease or transfer the railway or its franchise, or make pooling arrangements as to rates for freight or other charges, or adopt any method for placing such railways under the management or control, in whole or in part, of any other railway or railways in any manner whatsoever, without the sanction of the Lieutenant-Governor in Council first had and obtained; and breach of this condition by any subsidised company shall render the subsidy granted immediately repayable to the Province, with interest at the rate of ten per cent. per annum, to be computed from the date of grant of subsidy to date of repayment.”

Negatived on the following division:—

YEAS:

Messieurs

McInnes, *Stables,* *Neill,* *Curtis—6.*
Gilmour, *Hawthornthwaite,*

NAYS :

Messieurs

<i>Brown,</i>	<i>Turner,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Kidd,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Murphy,</i>
<i>Green,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>Houston,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Hall,</i>	<i>Ellison,</i>	<i>McBride,</i>	<i>Mounce—21.</i>
<i>Helmcken,</i>			

Mr. *Curtis* moved to add a new section as follows:—

“It shall be deemed a condition of the grant of any subsidy under this Act that so much of the money be retained as the Lieutenant-Governor may think proper to secure the payment of any claim for wages of persons employed upon the subsidised railway, whether by the subsidised company, or any contractor or sub-contractor, or for sums due or to become due for labour of persons or teams so employed; and in the event of any such claim remaining unpaid for thirty days after notice thereof has been served upon the Chief Commissioner of Lands and Works, the Lieutenant-Governor in Council may, upon being satisfied that such claim is due and unpaid, direct that it be paid, together with all proper costs and charges in connection therewith, out of the moneys so retained.”

Negated on the following division:—

YEAS :

Messieurs

<i>McInnes,</i>	<i>Stables,</i>	<i>Neill,</i>	<i>Curtis—6.</i>
<i>Gilmour,</i>	<i>Hawthornthwaite,</i>		

NAYS :

Messieurs

<i>Brown,</i>	<i>Turner,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Kidd,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Murphy,</i>
<i>Green,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>Houston,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Hall,</i>	<i>Ellison,</i>	<i>McBride,</i>	<i>Mounce—21.</i>
<i>Helmcken,</i>			

Mr. *Curtis* moved to add as a new section:—

“Every company subsidised under this Act shall be liable for the payment of the wages of all foremen, workmen, labourers or teams employed in the construction of the work in the Province, done by or for the subsidised railway, whether directly under said company or through the intervention of any contractor or sub-contractor; provided, however, that nothing herein contained shall be construed or in any way prejudice or affect the claim of any such workman against any such contractor or sub-contractor under any other Act or law in force in the Province, but in case default is made by any contractor or sub-contractor in payment of the wages of any such foreman, workman or labourer, a notice stating the name of the claimant and the amount of wages claimed, shall be served upon the company by or on behalf of the claimant not later than two months after such wages are payable, and in default of such notice the liability imposed by this section shall cease. The said notice and any summons, notice, order or other process required to be served upon the company in the prosecution of an action under this section may be served upon the president, vice-president, secretary, managing director, superintendent, or engineer, or any recognised officer representing the company, or by leaving the same with any adult person at the office or usual place of abode of any of them.”

Negated on the following division:—

YEAS :

Messieurs

<i>McInnes,</i>	<i>Stables,</i>	<i>Neill,</i>	<i>Curtis—6.</i>
<i>Gilmour,</i>	<i>Hawthornthwaite,</i>		

NAYS :

Messieurs

<i>Brown,</i>	<i>Turner,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Kidd,</i>	<i>Dunsmuir,</i>	<i>Fulton,</i>	<i>Murphy,</i>
<i>Green,</i>	<i>Eberts,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>Houston,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Hall,</i>	<i>Ellison,</i>	<i>McBride,</i>	<i>Mounce—21.</i>
<i>Helmcken,</i>			

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

“Every subsidy granted under this Act shall be subject to the conditions that the workmen, labourers or servants employed in or about the construction and operation of the railway in aid of which such subsidy is granted shall be paid such rate of wages as may be currently payable to workmen, labourers and servants engaged in similar occupations in the district in which such railway is constructed and operated, and upon breach of such condition by the railway company there may be deducted and retained from any moneys payable in respect of such unearned subsidy, or hereafter granted subsidy, such amount as the Lieutenant-Governor in Council may think proper, and in case the subsidy shall have been paid before such breach, such part thereof as may be determined by Order in Council may be recovered back from the railway company to which the same was granted, with full costs of action, at the suit of the Attorney-General of the Province in any Court of competent jurisdiction.”

Carried.

Mr. *Curtis* moved to insert the following as a new section :—

“In case the subsidy granted to the railway mentioned in sub-section (b) of section 8 of this Act shall be granted to the Comox and Cape Scott Railway Company, as incorporated either by the Legislature of British Columbia or the Parliament of Canada, it shall not be payable until both these companies and the Esquimalt and Nanaimo Railway Company shall have entered into an agreement whereby the Lieutenant-Governor in Council shall have absolute control of the freight and passenger rates to be charged by any of said three railway companies, and that notwithstanding and in the event of the railways being or becoming subject to the jurisdiction of the Dominion Government, the same shall be deemed a contract between the Province and the said three companies, or any of them.

“That such terms and conditions for the proper carrying out of all the clauses of any such agreement and penalties and forfeitures to arise upon any of the said railways in respect thereof shall be imposed by the Lieutenant-Governor in Council as he may deem advisable.”

Negated on the following division :—

YEAS :

Messieurs

<i>Hawthornthwaite,</i>	<i>Neill,</i>	<i>Curtis—3.</i>
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NAYS :

Messieurs

<i>McInnes,</i>	<i>Helmcken,</i>	<i>Clifford,</i>	<i>Pooley,</i>
<i>Gilmour,</i>	<i>Turner,</i>	<i>Fulton,</i>	<i>Murphy,</i>
<i>Brown,</i>	<i>Dunsmuir,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>Kidd,</i>	<i>Eberts,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Houston,</i>	<i>Smith, A. W.,</i>	<i>McBride,</i>	<i>Mounce—21.</i>
<i>Hall,</i>			

Mr. *Hall* moved to insert after the word “construct,” in the fifth line of section 11, the words “a suitable steam ferry, capable of maintaining a speed of not less than fourteen knots per hour,” and to strike out, after the word “Victoria,” on the eighth line, the words “a suitable steam ferry.”

Carried.

Mr. *Neill* moved to add the following words to section 13 :—

“Nor shall any subsidy be paid to the railway mentioned in sub-section (b) of section 8 of this Act unless and until proper railway connection is made by the subsidised railway with the towns of Nanaimo and Alberni.”

Negatived on the following division :—

YEAS :

Messieurs

McInnes,
Gilmour,
Stables,

Hawthornthwaite,
Neill,
Curtis,

Hall,
McPhillips,

Helmcken,
Hunter—10.

NAYS :

Messieurs

Brown,
Kidd,
Green,
Turner,
Dunsmuir,

Eberts,
Smith, A. W.,
Ellison,
Clifford,
Fulton,

Prentice,
Wells,
McBride,
Pooley,

Murphy,
Rogers,
Dickie,
Mounce—18.

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

[The House continued to sit after midnight.]

FRIDAY, 10th May.

The Hon. Mr. *Turner* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows :—

GEO. A. WALKEM.
Administrator.

The Administrator of the Government of the Province of British Columbia transmits Supplementary Estimates (No. 1) for the year ending 30th June, 1902, and recommends the same to the Legislative Assembly.

Government House,
7th May, 1901.

Ordered, That the said Message, and the Supplementary Estimates accompanying the same, be referred to the Committee of Supply at the next sitting of the House.

Resolved, That the House, at its rising, do stand adjourned until 10:30 o'clock, A. M., to-day.

And then the House adjourned at 1:05 o'clock, A. M.

Friday, 10th May, 1901.

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

The Petition presented from *Wm. Thompson* and others, *re* deep placer mining, was received.

Mr. *Garden* presented the Second Report from the Select Standing Committee on Municipal matters, as follows :—

LEGISLATIVE COMMITTEE ROOM,
May 9th, 1901.

MR. SPEAKER :

Your Select Committee on Municipal matters beg leave to report as follows :—

That they have considered Bill 78, intituled "An Act to amend the 'Municipal Clauses Act,'" which was referred to them by the House, and beg herewith to submit the same.

Your Committee suggest that clause 11 of the Bill be struck out, as it would tend to impose a heavy liability for repairs or damages for accidents on the municipalities.

Your Committee also beg to recommend that section 50 of the "Municipal Clauses Act" be amended by adding thereto the following sub-section:—

"For acquiring, by purchase or otherwise, any land and other real property within or without the municipal limits for the purpose of a rifle range for the use of the officers and men of His Majesty's Navy for the time being on the North Pacific Station, and with power to convey or lease or permit the user of the same by the proper authorities, if it shall be deemed advisable, and for such purpose to make, from time to time, appropriations out of the General Revenue of the municipality, or, in place of or in addition to any such appropriation, to levy a special rate or rates upon the credit of the municipality."

All of which is respectfully submitted.

JAMES F. GARDEN,
Chairman.

The Report was received.

The House then went into Committee of Supply.

(IN THE COMMITTEE.)

7. *Resolved*, That a sum not exceeding \$60 be granted to His Majesty to defray the expenses of Civil Government (Salaries), Premier's Office, Stenographer and typewriter (additional to salary), to 30th June, 1902.

9. *Resolved*, That a sum not exceeding \$300 be granted to His Majesty to defray the expenses of Civil Government (Salaries), Department of Mines, Assistant in Assay Office, to 30th June, 1902.

10. *Resolved*, That a sum not exceeding \$960 be granted to His Majesty to defray the expenses of Civil Government (Salaries), Agricultural Branch, 2nd Inspector of Animals, to 30th June, 1902.

15. *Resolved*, That a sum not exceeding \$60 be granted to His Majesty to defray the expenses of Civil Government (Salaries), Legislative Library, Cataloguer (additional to salary), to 30th June, 1902.

16. *Resolved*, That a sum not exceeding \$900 be granted to His Majesty to defray the expenses of Civil Government (Salaries), Steam Boiler Inspection, Three Inspectors (additional to salary), to 30th June, 1902.

25. *Resolved*, That a sum not exceeding \$120 be granted to His Majesty to defray the expenses of Civil Government (Salaries), Administrative Staff, East Kootenay Agencies, Mining Recorder, Fort Steele (additional to salary), to 30th June, 1902.

37. *Resolved*, That a sum not exceeding \$360 be granted to His Majesty to defray the expenses of Administration of Justice (Salaries), Supreme Court and County Court, Usher and Janitor, Victoria (additional to salary), \$60; Registrar, County Court, Chilliwack (additional to salary), \$300, to 30th June, 1902.

53. *Resolved*, That a sum not exceeding \$2,000 be granted to His Majesty to defray the expenses of Public Institutions (Maintenance), Bureau of Mines, Plant, material, etc. (additional to \$2,000 voted), to 30th June, 1902.

55. *Resolved*, That a sum not exceeding \$120 be granted to His Majesty to defray the expenses of Public Institutions (Maintenance), Hospital for the Insane, Bursar (additional to salary), to 30th June, 1902.

57. *Resolved*, That a sum not exceeding \$1,000 be granted to His Majesty to defray the expenses of Hospitals and Charities, Grant to Hospitals (additional to \$56,500 voted), to 30th June, 1902.

77. *Resolved*, That a sum not exceeding \$1,600 be granted to His Majesty to defray the expenses of Hospitals and Charities, Assistance towards building Hospitals (additional to \$15,250 voted), to 30th June, 1902.

109. *Resolved*, That a sum not exceeding \$2,000 be granted to His Majesty to defray the expenses of Public Works (Works and Buildings), Court House, Vancouver (additional to \$2,000 voted), to 30th June, 1902.

109A. *Resolved*, That a sum not exceeding \$1,300 be granted to His Majesty to defray the expenses of Public Works (Works and Buildings), Court House, Victoria (furniture and fittings), to 30th June, 1902.

112. *Resolved*, That a sum not exceeding \$1,500 be granted to His Majesty to defray the expenses of Public Works (Works and Buildings), Lock-ups throughout the Province (additional to \$5,000 voted), to 30th June, 1902.

125. *Resolved*, That a sum not exceeding \$5,000 be granted to His Majesty to defray the expenses of Public Works (Works and Buildings), Public Schools throughout the Province, construction and repairs (additional to \$65,500 voted), to 30th June, 1902.

140. *Resolved*, That a sum not exceeding \$250 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), Alberni District, to 30th June, 1902.

144. *Resolved*, That a sum not exceeding \$300 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), Comox District, to 30th June, 1902.

The Chairman reported the Resolutions and asked leave to sit again.
Report to be received and Committee to sit again this afternoon.

Mr. Speaker left the Chair at 1 o'clock, P. M.

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

House again in Committee of Supply.

(IN THE COMMITTEE.)

146. *Resolved*, That a sum not exceeding \$1,000 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), Westminster District (Richmond Riding), to 30th June, 1902.

148. *Resolved*, That a sum not exceeding \$800 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), Westminster District (Chilliwack Riding), to 30th June, 1902.

151. *Resolved*, That a sum not exceeding \$500 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges and Wharves), Yale District (East Riding), to 30th June, 1902.

152. *Resolved*, That a sum not exceeding \$4,000 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), Yale District (West Riding), to 30th June, 1902.

154. *Resolved*, That a sum not exceeding \$850 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), Lillooet District (West Riding), to 30th June, 1902.

158. *Resolved*, That a sum not exceeding \$600 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), West Kootenay District (Revelstoke Riding), to 30th June, 1902.

159. *Resolved*, That a sum not exceeding \$2,300 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), West Kootenay District (Slocan Riding), to 30th June, 1902.

160. *Resolved*, That a sum not exceeding \$1,500 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), West Kootenay District (Nelson Riding), to 30th June, 1902.

161. *Resolved*, That a sum not exceeding \$6,000 be granted to His Majesty to defray the expenses of Public Works (Roads, Streets, Bridges, and Wharves), West Kootenay District (Rossland Riding), to 30th June, 1902.

179. *Resolved*, That a sum not exceeding \$13,200 be granted to His Majesty to defray the expenses of Public Works, Contingencies (additional to \$66,700 voted), to 30th June, 1902.

193. *Resolved*, That a sum not exceeding \$500 be granted to His Majesty to defray the expenses of Miscellaneous, Dairymen's Association (additional to \$500 voted), to 30th June, 1902.

210A. *Resolved*, That a sum not exceeding \$1,500 be granted to His Majesty to defray the expenses of Miscellaneous, School of Mines, Rossland, to 30th June, 1902.

212. *Resolved*, That a sum not exceeding \$720 be granted to His Majesty to defray the expenses of Miscellaneous, Superannuation allowance, G. F. Bodington, M.D., to 30th June, 1902.

The Chairman reported the Resolutions.

Report received.

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

Pursuant to Order, the Resolutions 7, 9, 10, 15, 16, 25, 37, 53, 55, 57, 77, 109, 109A, 112, 125, 140, 144, for the year ending 30th June, 1902, reported from Committee of Supply to-day, were received and read a first time.

Resolutions 7, 9, 10, 15, 16 and 25 read a second time and taken as read.

On the second reading of Resolution 37—

Mr. *Martin* moved that item 37, so far as it appropriates the sum of sixty dollars for usher and janitor, be not passed.

Negatived on the following division :—

YEAS :

Messieurs

<i>Gilmour,</i>	<i>Brown,</i>	<i>Martin,</i>	<i>Curtis—5.</i>
<i>Oliver,</i>			

NAYS :

Messieurs

<i>Stables,</i>	<i>Helmcken,</i>	<i>Ellison,</i>	<i>Pooley,</i>
<i>Smith, E. C.,</i>	<i>Turner,</i>	<i>Garden,</i>	<i>Murphy,</i>
<i>Hawthornthwaite,</i>	<i>Dunsmuir,</i>	<i>Prentice,</i>	<i>Rogers,</i>
<i>Munro,</i>	<i>Eberts,</i>	<i>Wells,</i>	<i>Hunter,</i>
<i>Green,</i>	<i>Smith, A. W.,</i>	<i>McBride,</i>	<i>Dickie—21.</i>
<i>Houston,</i>			

Resolution read a second time.

Resolutions 53, 55, 57, 77, 109, 109A, 112, 125, 140, 144, 146, 148, 151, 152, 154, 158, 159, 160, 161, 179, 193, 210A, read a second time.

Resolution 212 was read a second time on the following division :—

YEAS :

Messieurs

<i>Hawthornthwaite,</i>	<i>Helmcken.</i>	<i>Ellison,</i>	<i>Pooley,</i>
<i>Brown,</i>	<i>Turner,</i>	<i>Garden,</i>	<i>Murphy,</i>
<i>Green,</i>	<i>Dunsmuir,</i>	<i>Prentice,</i>	<i>Rogers,</i>
<i>Houston,</i>	<i>Eberts,</i>	<i>Wells,</i>	<i>Hunter,</i>
<i>Hall,</i>	<i>Smith, A. W.,</i>	<i>McBride,</i>	<i>Taylor—21.</i>
<i>McPhillips,</i>			

NAYS :

Messieurs

<i>McInnes,</i>	<i>Stables,</i>	<i>Oliver,</i>	<i>Curtis,</i>
<i>Gilmour,</i>	<i>Smith, E. C.,</i>	<i>Martin,</i>	<i>Munro—8.</i>

Resolutions read a third time and passed.

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

(IN THE COMMITTEE.)

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

\$ 292,364.49 for the financial year ending 30th June, 1900.

167,484.82 for the financial year ending 30th June, 1901.

2,531,435.50 for the financial year ending 30th June, 1902.

\$2,991,284.81

The Chairman reported the Resolution.

Report received and adopted.

The Hon. Mr. *Turner* presented Bill (No. 112) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia."

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

(IN THE COMMITTEE.)

Resolved, That Bill (No. 112) 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 and second time and committed.

Reported complete without amendment.

Report adopted.

Third reading at the next sitting of the House.

On the consideration of the Report on Bill (No. 12) intituled "An Act to amend the "Land Registry Act Amendment Act, 1900,"—

Mr. *Murphy* moved to insert the following as a new section :—

"12. In the construction of this Act the expression 'tax sale deed' shall apply to and include any deed purporting to be a deed executed under colour of any Statute now or heretofore in force, authorising the sale by any city or district municipalities of land for taxes in arrears, and the words 'tax purchaser' shall apply to any person who has heretofore purchased, or shall hereafter purchase, at any sale under colour of any Statute now or heretofore in force authorising sales by any city or district municipalities of lands for taxes in arrears, and shall extend to and include all persons claiming through or under him."

Negatived.

Report adopted.

Bill read a third time and passed.

Bill (No. 81) intituled "An Act to amend the 'Mineral Act'" was committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

The Order for the second reading of Bill (No. 3) intituled "An Act to amend the 'Investment and Loan Societies Act'" was discharged.

The Order for the second reading of Bill (No. 76) intituled "An Act to amend the Columbia and Western Railway Subsidy Act, 1896," was discharged.

Bill (No. 82) intituled "An Act respecting Assignments for the Benefit of Creditors" was read a second time and committed.

Progress reported.

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

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

And then the House adjourned at 5:40 o'clock, P.M.

Friday, 10th May, 1901.

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

The House proceeded to the Orders of the Day.

Bill (No. 112) intituled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia" was read a third time and passed.

Bill (No. 109) intituled "An Act to amend the 'Land Act'" was read a second time and committed.

The Chairman reported that a point of order had arisen in Committee, and that an appeal had been taken from the ruling of the Chair.

In Committee, the Hon. Mr. *Wells* moved to add the following as a new section:—

"It shall be lawful for the Lieutenant-Governor in Council to make free grants of so much of the unappropriated Crown lands of the Province as may be deemed necessary, to such persons or corporations entitled to hold the same, in trust, as sites for a church or place for Divine worship, or for the use of agricultural associations for exhibition and other purposes of a like nature."

Mr. *Martin* raised the point of order that the clause was not within the scope of the Bill as read a second time.

The Chairman ruled the motion in order.

Mr. Speaker *Booth*: I cannot support the ruling of the Chair. Amendments in Committee must be relevant to and consistent with the context of the Bill as read a second time.

The Bill, as read a second time, deals only with the "sale of Crown lands," "small holdings," and "leases," while the proposed new clause relates to "free grants."

I think there is a more serious objection to the clause. It is one that, if introduced at all, should come down to the House by Message.

(See decision on same question on 9th May, page 133.)

House again in Committee on the Bill.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 110) intituled "An Act respecting the Manufacture of Wood Pulp and Paper" was read a second time and committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 78) intituled "An Act to amend the 'Municipal Clauses Act'" was read a second time and committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 82) intituled "An Act respecting Assignments for the Benefit of Creditors" was again committed.

Reported complete with amendments.

Report adopted.

Bill read a third time and passed.

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour, *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia, having received for assent Bill No. 79, being the "Bills of Sale Act Amendment Act, 1901," which

passed its third reading on the 3rd day of May, 1901, and it appearing that there are certain clerical errors in said Bill, transmits the same to the Legislative Assembly with a recommendation that the amendments appearing in red ink, in the copy herewith transmitted, may be made.

*Government House,
Victoria, B.C., May 10th, 1901.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House Bill (No. 79) intituled "An Act further to amend the 'Bills of Sale Act,'" and recommend that the same be amended in terms of said Message.

The Bill and Resolution were adopted.

Report adopted.

The Bill was then amended in terms of said Message.

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

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia, having received for assent Bill No. 6, being the "Extra-Provincial Investment and Loan Societies Act, 1900, Amendment Act, 1901," which passed its third reading on the 3rd day of May, 1901, transmits same to the Legislative Assembly with a recommendation that the amendments appearing in red ink, in the copy herewith transmitted, may be made.

*Government House,
Victoria, B. C., 10th May, 1901.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House Bill (No. 6) intituled "An Act to amend the 'Extra-Provincial Investment and Loan Societies Act, 1900,'" and recommend that the same be amended in terms of said Message.

The Bill and Resolution were reported.

Report adopted.

The Bill was then amended in terms of said Message.

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

The Hon. Mr. *Wells* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill intituled "An Act to authorise the granting of a certain Land Subsidy for and in aid of the Kamloops and Atlin Railway," and recommends the same to the Legislative Assembly.

*Government House, Victoria, B. C.,
8th May, 1900.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House Bill (No. 108) intituled "An Act to authorise the granting of a certain Land Subsidy for and in aid of the Kamloops and Atlin Railway," and recommend the introduction of the same.

Resolution reported and adopted.
Bill introduced and read a first time.
To be read a second time at the next sitting of the House.

The Hon. Mr. *Wells* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia transmits herewith a Bill (No. 105) intituled "An Act to aid the Kamloops Irrigation and Power Company, Limited," and recommends the same to the Legislative Assembly.

*Government House, Victoria, B. C.,
10th May, 1901.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House a Bill (No. 105) intituled "An Act to aid the Kamloops Irrigation and Power Company, Limited," and recommend the introduction of the same.

Resolution reported and adopted.
Bill introduced and read a first time.
To be read a second time at the next sitting of the House.

The Report on Bill (No. 65) intituled "An Act to Incorporate the District Power and Telephone Company" was considered.

Mr. *Oliver* moved to strike out section 16.
Carried.

Mr. *Hunter* moved to amend the preamble, lines 7 and 8, by striking out the words "Electoral District of North Victoria and South Victoria," and inserting in place thereof the words "said Electoral Districts."

Carried.

Mr. *Hunter* moved to amend section 7, line 23, by inserting after the word "of" the words "Esquimalt, Victoria City."

Carried.

Report, as amended, adopted.

Bill read a third time and passed.

On the consideration of the Report on Bill (No. 33) intituled "An Act to amend the 'Legal Professions Act'"—

Mr. *Helmcken* moved—That the Report be not now adopted, but be considered this day six months.

Carried on the following division:—

YEAS:

Messieurs

<i>Brown,</i>	<i>Helmcken,</i>	<i>Garden,</i>	<i>Pooley,</i>
<i>Martin,</i>	<i>Turner,</i>	<i>Fulton,</i>	<i>Rogers,</i>
<i>Kidd,</i>	<i>Dunsmuir,</i>	<i>Prentice,</i>	<i>Hunter,</i>
<i>Green,</i>	<i>Smith, A. W.,</i>	<i>Wells,</i>	<i>Dickie,</i>
<i>Hall,</i>	<i>Ellison,</i>	<i>McBride,</i>	<i>Mounce—22.</i>
<i>McPhillips,</i>	<i>Hayward,</i>		

NAYS :

Messieurs

McInnes,
Gilmour,
Stables,

Smith, E. C.,
Oliver.
Hawthornthwaite,

Curtis,
Houston,

Eberts,
Tatlow—10.

The Order to resume the adjourned debate on the second reading of Bill (No. 20) intituled "An Act to amend the 'Coal Mines Regulation Act'" was discharged.

The Order for the second reading of Bill (No. 21) intituled "An Act relating to Labour" was discharged.

On the second reading of Bill (No. 30) intituled "An Act to amend the 'Landlord and Tenant Act'" a debate arose which was adjourned until to-morrow.

The Order for the second reading of Bill (No. 41) intituled "An Act to amend Chapter 10 of the Revised Statutes of British Columbia, being the 'Arrest and Imprisonment for Debt Act,'" was discharged.

The Order for the second reading of Bill (No. 36) intituled "An Act to amend Chapter 80 of the Revised Statutes of British Columbia, being the 'Fire Escape Act,'" was discharged.

Bill (No. 77) intituled "An Act to amend Chapter 163 of the Revised Statutes of British Columbia, being the 'British Columbia Railway Act,'" was read a second time and committed. Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

The following Orders were discharged :—

Second reading of Bill (No. 85) intituled "An Act to amend the 'Fence Act,'"

Second reading of Bill (No. 86) intituled "An Act to amend the 'Master and Servant Amendment Act, 1899,'"

Second reading of Bill (No. 97) intituled "An Act to amend the 'Coal Mines Act,'"

Second reading of Bill (No. 102) intituled "An Act respecting Deception in procuring Workmen or Employees,"

Second reading of Bill (No. 11) intituled "An Act to amend the 'Highway Traffic Regulation Act.'" "

Bill (No. 94) intituled "An Act to amend the 'Drainage, Dyking and Irrigation Act.'" was read a second time and committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

Bill (No. 99) intituled "An Act to amend the 'Municipal Clauses Act'" was read a second time.

To be committed to-morrow.

[The House continued to sit after midnight.]

SATURDAY, 11th May.

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

That the Members of the Legislative Assembly of the Province of British Columbia extend to the Speaker and Members of the Parliament of the Commonwealth of Australia, now assembled, their heartiest felicitations on the successful inauguration of a federal form of Government in the Southern Hemisphere, and express the confident hope that the labours of the Commonwealth Parliament will result, not only in great good for the people of Australia, but also for the whole Empire.

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

Bill (No. 92) intituled "An Act to amend the 'Provincial Elections Act'" was read a second time and committed.

Reported complete without amendment.

Report adopted.

Bill read a third time and passed.

The second reading of Bill (No. 103) intituled "An Act to amend the 'Youths' Protection Act'" was negatived.

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

1. Were tenders called for the purchase of the old planking recently removed from the *Ashcroft Bridge* across the *Thompson River*?
2. Did the notice calling for tenders fix a day up to which tenders would be received?
3. Who made the highest bid under such notice calling for tenders within the time limit fixed therein?
4. What was the amount of such bid?
5. Were any bids received after the time limit fixed in said notice?
6. Who became the purchaser of said planking?
7. What amount did the purchaser pay for said planking?
8. If such purchaser is not the person whose name is given in answer No. 3, why was not the highest bid made within the time limit accepted?

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

"1. Yes, by the Road Superintendent."

"2. Yes."

"3. O. H. Evans."

"4. \$32.50."

"5. Yes."

"6. S. Tingley."

"7. \$37.50."

"8. The Public Works Engineer deemed it advisable to accept a higher offer."

And then the House adjourned at 12:45 o'clock, A. M.

Saturday, 11th May, 1901.

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

Prayers by the Right Rev. Bishop *Perrin*.

The Hon. Mr. *Eberts* presented to Mr. Speaker a Message from His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, which read as follows:—

GEO. A. WALKEM,
Administrator.

The Administrator of the Government of the Province of British Columbia, having received for assent Bill No. 82, being An Act intituled "An Act respecting Assignments for the Benefit of Creditors," which passed its third reading on the 10th day of May, 1901, transmits the same to the Legislative Assembly, with a recommendation that the amendments in red ink in the copy transmitted herewith may be made.

*Government House, Victoria, B. C.,
2nd May, 1901.*

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

(IN THE COMMITTEE.)

Resolved, That the Committee rise and report to the House Bill No. 82, being an Act intituled "An Act respecting Assignments for the Benefit of Creditors," and recommend that the same be amended in the terms of the Message of the Honourable *George Anthony Walkem*, Administrator of the Government of the Province of British Columbia.

Resolution reported and adopted.

Bill amended in terms of said Message.

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

The Hon. Mr. *Eberts* presented a Return of all the correspondence between the Government and its Mining Recorder and Gold Commissioner at *Rossland* and the various claimants with regard to the "Pack Train," "Olivette," "Legal Tender," and "Legal Tender Fraction" Mineral Claims, situate at the *City of Rossland*, in the *Trail Creek Mining Division*, and particularly with the Departments of the Attorney-General, Minister of Mines, and of Lands and Works; also, of the application of *Edmund Haney* for a fiat to enable him to bring a petition of right, and the correspondence with regard to same; also, of all records of the said mineral claims, and copies of all judgments rendered by the Courts with regard to the title or ownership of the said mineral claims; also, the dates of Certificates of Improvements and Crown grants of said claims issued, and the persons to whom issued; also, particulars of the action begun at the suit of the Attorney-General to set aside the Certificate of Improvements for the "Pack Train" Mineral Claim; also, the name of solicitors and counsel from time to time, giving dates, acting on behalf of the Attorney-General in such suit; and copies of any orders made in such suit or proceedings, including orders changing solicitors.

His Honour *Geo. A. Walkem*, Administrator of the Government of the Province of British Columbia, having entered the House and being seated in the Chair,

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

- (No. 2) An Act to authorise Grants of Land to British Columbia Volunteers serving in the South African War.
- (No. 6) An Act to amend the "Extra-Provincial Investment and Loan Societies Act, 1900."
- (No. 8) An Act to amend the "Supreme Court Act."
- (No. 12) An Act to amend the "Land Registry Act Amendment Act, 1900."
- (No. 13) An Act respecting Commissions and Appointments on the Demise of the Crown.
- (No. 14) An Act to amend the "Placer Mining Act" and amending Acts.
- (No. 15) An Act to extend the provisions of the "Canadian Contingent Exemption Act, 1900."
- (No. 16) An Act to amend the "Public Schools Act."
- (No. 18) An Act to amend the "Villages Fire Protection Act."
- (No. 19) An Act respecting the Maintenance of Wives Deserted by their Husbands.
- (No. 22) An Act to amend the "Upper Columbia Navigation and Tramway Subsidy Act, 1892."
- (No. 23) An Act to amend the "Succession Duty Act."
- (No. 24) An Act to amend the "Assessment Act."
- (No. 25) An Act to provide for the Collection of a Tax on Persons.
- (No. 26) An Act to amend the "Shops Regulation Act, 1900."
- (No. 27) An Act to regulate Maternity Boarding Houses, and for the Protection of Infant Children.
- (No. 28) An Act to amend the "Inspection of Metalliferous Mines Act" and Amending Act.
- (No. 29) An Act to Accelerate the Incorporation of the City of Trail.
- (No. 31) An Act respecting the Inspection of Steam Boilers and Engines, and the Examination and Licensing of Engineers in charge of Steam Boilers and Engines.
- (No. 32) An Act to Incorporate the Royal Columbian Hospital.

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- (No. 34) An Act to amend Chapter 24 of the Revised Statutes of British Columbia, being the "Legal Professions Act."
- (No. 35) An Act to amend Chapter 185 of the Revised Statutes of British Columbia, being the "Tramway Company Incorporation Act."
- (No. 37) An Act to amend Chapter 59 of the Revised Statutes of British Columbia, being the "Absconding Debtors' Act."
- (No. 38) An Act to amend Chapter 67 of the Revised Statutes of British Columbia, being the "Provincial Elections Act."
- (No. 39) An Act to amend Chapter 176 of the Revised Statutes of British Columbia, being the "Summary Convictions Act."
- (No. 40) An Act to amend Chapter 187 of the Revised Statutes of British Columbia, being the "Trustees and Executors Act."
- (No. 43) An Act to amend the "Small Debts Act."
- (No. 45) An Act for the Protection and Reformation of Neglected and Dependent Children.
- (No. 46) An Act to amend the "Magistrates Act."
- (No. 47) An Act to amend the "Coal Mines Regulation Act."
- (No. 48) An Act to amend the "Companies' Act, 1897."
- (No. 49) An Act to amend the "Births, Deaths and Marriages Registration Act."
- (No. 50) An Act to Incorporate the Granby Consolidated Mining, Smelting and Power Company, Limited.
- (No. 51) An Act to Incorporate the British Columbia Plate Glass Insurance Company.
- (No. 52) An Act to Incorporate the Crawford Bay Railway Company.
- (No. 54) An Act Incorporating the Board of Trustees of the Presbyterian Church in Canada.
- (No. 55) An Act to Incorporate the Lake Bennett Railway Company.
- (No. 56) An Act to Incorporate the Queen Charlotte Islands Railway Company.
- (No. 57) An Act to Incorporate the Kamloops and Atlin Railway Company.
- (No. 58) An Act to Incorporate the Coast-Kootenay Railway Company, Limited.
- (No. 59) An Act to Incorporate the Comox and Cape Scott Railway Company.
- (No. 60) An Act to Incorporate the Victoria Terminal Railway and Ferry Company.
- (No. 61) An Act empowering the Corporation of the City of Victoria to lease the Market Building Premises, and otherwise carry into effect the "Victoria Terminal Railway By-law, 1900."
- (No. 62) An Act to Incorporate the Chilkat and Klehini Railway and Navigation Company.
- (No. 63) An Act to Incorporate the Imperial Pacific Railway Company.
- (No. 64) An Act to amend the "Columbia and Western Railway Company Act, 1896."
- (No. 65) An Act to Incorporate the District Power and Telephone Company.
- (No. 67) An Act to Incorporate the Midway and Vernon Railway Company.
- (No. 68) An Act relating to certain By-Laws of the Municipality of the Corporation of the City of Grand Forks.
- (No. 70) An Act to Incorporate the Kootenay Central Railway Company.
- (No. 71) An Act to amend the "Arrowhead and Kootenay Railway Company Act, 1898."
- (No. 72) An Act to Incorporate the Vancouver and Grand Forks Railway Company.
- (No. 73) An Act to Incorporate the Yale Northern Railway Company.
- (No. 74) An Act to Incorporate the British Columbia Mining Association.
- (No. 75) An Act to amend the "Poison Act."
- (No. 77) An Act to amend Chapter 163 of the Revised Statutes of British Columbia, being the "British Columbia Railway Act."
- (No. 78) An Act to amend the "Municipal Clauses Act."
- (No. 79) An Act further to amend the "Bills of Sale Act."
- (No. 80) An Act to amend the "British Columbia Immigration Act, 1900."
- (No. 81) An Act to amend the "Mineral Act."
- (No. 82) An Act respecting Assignments for the Benefit of Creditors.
- (No. 83) An Act to amend the "Dairy Associations Act."
- (No. 84) An Act to authorise a Loan of Five Million Dollars for the purpose of aiding the Construction of Railways and other important Public Works.
- (No. 87) An Act respecting St. Paul's Reformed Episcopal Church, New Westminster.

- (No. 88) An Act to confirm By-Laws Nos. 87 and 88 of the By-Laws of the City of Nelson.
- (No. 89) An Act to amend the "County Courts Act."
- (No. 90) An Act to empower the City of Greenwood to complete and confirm the Appropriation of certain Lands.
- (No. 92) An Act to amend the "Provincial Elections Act."
- (No. 93) An Act to validate By-Law 314 of the City of Victoria, passed on the 19th day of March, 1900.
- (No. 94) An Act to amend the "Drainage, Dyking and Irrigation Act."
- (No. 95) An Act to amend the New Westminster Relief Acts.
- (No. 96) An Act respecting the Fisheries of British Columbia.
- (No. 98) An Act to authorise a Grant to the Corporation of the City of Victoria of certain Crown Lands situate in Victoria Harbour.
- (No. 100) An Act to amend the "Explosives Storage Act."
- (No. 101) An Act to regulate the appointment of Agent-General.
- (No. 104) An Act to provide for Temporary Funds by way of Overdrafts from the Banking Institutions of the Province.
- (No. 106) An Act to amend the "Health Act."
- (No. 107) An Act to amend the "Constitution Act."
- (No. 109) An Act to amend the "Land Act."
- (No. 110) An Act respecting the Manufacture of Wood Pulp and Paper.

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

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

In His Majesty's name, His Honour the Administrator of the Government of the Province of British Columbia doth assent to these Bills.

Then the Honourable Mr. Speaker addressed His Honour the Administrator of the Government as follows:—

MAY IT PLEASE YOUR HONOUR:

We, His Majesty's most dutiful and loyal subjects, the Legislative Assembly of the Province of British Columbia, in Session assembled, approach Your Honour at the close of our labours with sentiments of unfeigned devotion and loyalty to His Majesty's person and Government, and humbly beg to present for Your Honour's acceptance a Bill (No. 112) intitled "An Act for granting certain Sums of Money for the Public Service of the Province of British Columbia."

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

"In His Majesty's name, His Honour the Administrator of the Government, doth thank His Majesty's loyal subjects, accept their benevolence, and assent to this Bill.

Then His Honour the Administrator of the Government was pleased to deliver the following Speech:—

Mr. Speaker and Gentlemen of the Legislative Assembly:—

It gives me pleasure to release you from the duties of a long and arduous Session, in which measures of unusual importance have been the subjects of deliberation, and I am pleased to express my appreciation of the earnest and careful manner in which you have dealt with them.

Liberal supplies have been granted for the prosecution of public works.

I am pleased to observe that you have in the "Public Loan Bill" made provision for systematic railway development on a large scale, which will have the result of opening up the various sections of the Province through which the lines proposed will pass, and of affording greatly increased communication; and further, that the construction and operation of these lines have been surrounded by such restrictions in the public interest as will insure to the Province the largest amount of benefit possible to be derived from such undertakings.

I am gratified to know that in connection with proposed lines of railway to the south, provision has been made for the safe-guarding of the mining and smelting industry of the Southern Interior, whereby a continuous and permanent supply of coal and coke is rendered available.

I am also pleased to observe that a measure has been passed amending the "Public Schools Act," and providing that in future Boards of School Trustees of City School Districts shall have greater control of educational affairs in their respective cities.

An Act respecting the Fisheries of British Columbia has been passed, whereby the Province has assumed control of the fishery rights of this Province, in accordance with the decision of the Judicial Committee of the Privy Council.

In the amendments to existing mining legislation, provision has been made for the enlargement of placer claims and the greater protection of prospectors and miners in respect of occupation and title to mining properties, and for more frequent official publication of returns of mineral output of the Province.

I note with satisfaction the adoption of a complete code of mine signals, and the steps taken for the examination of miners and shot-lighters employed in collieries, whereby the dangers incident to underground employment in our mines will be greatly lessened.

I have to congratulate you on the Act for the protection and reformation of neglected and dependent children, and for other measures seeking the amelioration of social conditions in a similar way.

The measure submitted for the encouragement of the manufacture of wood pulp will, I hope, result in the establishment of a new and important industry in this Province.

It has afforded my Government a great deal of satisfaction to have learned of the formal opening of the first Parliament of the Commonwealth of Australia, and I shall have pleasure in conveying, through the proper channels, to the Government of the new Confederacy the resolution of congratulation you have passed; and I am reminded thereby that His Royal Highness the Duke of Cornwall, under whose distinguished auspices the inaugural ceremonies took place, will later on visit this continent, and will include British Columbia in his tour through Canada. I feel sure that in this Province the fullest advantage will be taken of the opportunity afforded for a heartfelt and loyal expression of our sentiments towards His Royal person and His gracious Majesty King Edward VII.

The measure passed by you recognizing the services of Volunteers in the South African war will afford general satisfaction.

I now have pleasure in liberating you for a season from your Legislative duties, and sincerely trust that the earnest efforts you have put forward during the Session now closed will be highly conducive to the best interests of the people of British Columbia.

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

Mr. Speaker and Gentlemen of the Legislative Assembly:—

It is His Honour the Administrator'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.

J. P. BOOTH, *Speaker*.