

and the amendment was lost on the following division:—

YEAS—Messrs. Tarter, Blake, Boyd, Christie, Clements, Cockburn, Colquhoun, Clark, Crosby, Evans, Finlayson, Galbraith, Gow, Hays, McCall (Norfolk), McDougall, McKellar, McKim, McLeod, McMurich, Oliver, Pardee, Perry, Sexton, Sinclair, Smith (Middlesex), Springer, Trow, Williams (Hamilton)—29

NAYS—Messrs. Anderson, Beatty, Boulter, Calvia Cameron, Carling (Huron), Carnegie, Code, Corby, Coyne, Craig (Glengary), Craig (Russell), Cumberland, Currie, Ferguson, Ferrier, Fitzsimmons, Grassan (Bastings), G. Abame (York), Hooper, Lander, Lount, Lunt, Lyon, Macdonald, McColl (Ed.), McGill, Matchett, Monteith, Murray, Read, Richards, Rykert, Scott (Grey), Scott (Ottawa), Seaward, Smith (Leeds and Grenville), Strange, Swinerton, Tett, Wallis, Wigle, Williams, (Durham,) Wilson, Wood—45.

Mr. McCALL (Norfolk) moved a further amendment—“That the said resolutions be referred back to the committee, with instructions to amend the same by providing that no part of the surplus shall be paid to railways until the municipalities indebted to the Municipal Loan Fund are re-arranged or adjusted upon equitable terms with respect both to those which are and which are not indebted.”

The amendment was declared lost on a division. The report of the committee was then received.

INTRODUCTION OF THE BILL

Atty-General MACDONALD then moved for leave to introduce a Bill, respecting aid to railways. The Bill was read a first time.

It being 1.30, the House rose for recess.

The House resumed at 2:30 p.m.

CROWN, CLERGY AND GRAMMAR SCHOOL LANDS ARREARAGES.

Hon. Mr. Richards moved the second reading of the Bill relative to arrears upon Crown, Clergy and Grammar School Lands sold previous to the 1st July, 1860.

Mr. BLAKE was glad to observe that the hon. Commissioner had made provision in his Bill for inspection, although when he (Mr. Blake) had remarked upon the advisability of doing this in the course of the debate on the resolutions the hon. Commissioner stated that the Government had no intention of introducing any such provision.

Mr. RICHARDS said the hon. gentleman was mistaken, for he had plainly intimated, when the resolutions were before the House, that the Government intended to make such provision.

Mr. BOYD said he believed this was not so.

Attorney-General MACDONALD said the Government could not introduce a new measure nor alter a word without the hon. member for South Bruce claiming that he had suggested the amendment. The Attorney-General proceeded in his usual strain to comment at length on the course of the Opposition, attacking Mr. Boyd more particularly. He claimed that that hon. gentleman was elected in consequence of his (the Attorney-General's) support, and had broken the pledges he gave by entering the Opposition.

Mr. BOYD defended himself from this charge, and while admitting that he had written a letter from Montreal promising to support the Attorney-General, said that pledge was given under the prevailing impression that the Attorney-General would have conducted the Government on different principles from those by which he had been guided. After referring to his address at the hustings, Mr. Boyd said that in the course of conversation with the Attorney-General when he first came here, that gentleman said he would in six weeks bring down a policy, and he (Mr. Boyd) asked him what that policy would be.

The ATTY-GENERAL—No, sir.

Mr. BOYD contended that it was simply a question of veracity between himself and the hon. gentleman. He was ready to stump the county with the Attorney-General, and was certain he would gain the support of the thinking portion of the Conservatives in the county of Prescott as well as of the Reformers.

Atty-Gen. MACDONALD proceeded to describe the manner in which the member for Prescott had been elected, and charged him with having “turned Turk” upon him (the Attorney-General).

The Bill was then read a second time and referred to the committee of the whole this evening at the second session of the House.

UNPATENTED LANDS.

Hon. Mr. RICHARDS moved the second reading of the Bill relating to unpatented lands sold for taxes.

Mr. BLAKE remarked that the notice of three months to be given to the parties holding unpatented lands was too short, and would work hardship.

Hon. Mr. RICHARDS thought three months was quite time enough, but it was never contemplated in this Act to do more than to cut off the rights of parties who never settled the lands, and of whom the department knew nothing.

After some further discussion the Bill was read a second time and referred to committee of the whole this evening.

CHARITABLE ASSOCIATIONS.

Hon. Mr. WOOD moved the House into committee on the Bill to amend Chapter 71 of the Consolidated Statutes of Canada, intitled “An Act respecting Charitable, Philanthropic, and Provident Associations.” Mr. Lount in the chair.

The committee rose and reported the Bill with verbal amendments. Third reading at the second session this evening.

CHURCH STREET, LONDON.

On motion of Hon. Mr. CARLING, the House went into committee on the Bill to close part of Church street, in the city of London, and vest the same in the Corporation of the said city.

The committee rose and reported the Bill without amendment. Third reading to-morrow.

DRAINAGE ACT.

On motion of Hon. Mr. CARLING the Bill to amend the Ontario Drainage Act was read a second time.

AGRICULTURAL AND ARTS ACT.

Hon. Mr. CARLING moved the second reading of the Bill to amend the Agricultural and Arts Act.

Mr. BLAKE called attention to the fact that this Bill involved an appropriation of money, and that

portion would, therefore, require to be introduced by resolution.

Hon. J. S. MACDONALD said such a resolution would be introduced before the Bill came out of committee.

Bill read a second time.

MUNICIPAL ACT.

Mr. RYKERT moved his Bill respecting municipal institutions back to committee of the whole to amend the 163rd section, so as to provide that the clerks of municipal councils shall furnish on application of any rate-payer copies of all proceedings and records of the council.

The House went into committee (Mr. Graham, of Hastings, in the chair); adopted that amendment, and reported the Bill, which was then read a third time and passed.

PROTECTION OF GAME.

Mr. TROW moved the third reading of the Bill to amend the Act passed in the thirty-first year of the reign of Her Majesty, and chapter twelve, intitled “An Act for the better protection of game in the Province of Ontario.”

Mr. MURRAY moved that the Bill be referred back to Committee, to limit the time for shooting deer to the 1st instead of the 20th of December.

After some discussion the debate was adjourned.

PLANTING OF TREES ON HIGHWAYS.

On motion of Mr. SCOTT (Grey), the Bill to encourage the planting of trees upon the highways in this Province, and to give the right of property in such trees to the owners of the soil adjacent to such highways, was read a third time and passed.

THE SCHOOL BILL.

On motion of Hon. Mr. CAMERON the House went into Committee on the School Bill; Mr. Christie in the chair.

Hon. Mr. CAMERON moved an amendment respecting the securities to be given by the Secretary and Treasurer of the Trustees and other parties entrusted with money under this Act. Carried.

Hon. Mr. CAMERON moved to provide that in township municipalities wherein the French or German language is the common or prevailing language, an Inspector may have charge of any number of schools not less than forty. Carried.

Mr. CAMERON said there was some misapprehension as to the meaning of the 12th clause, and to make it plain he moved that the words on the thirty-eighth line, “until superseded by,” be struck out and the following put in their place:—“In their respective counties, and the terms and conditions of the Act under which they were granted, and that upon their ceasing to be valid as prescribed by law, that they may be renewed from time to time under the regulations provided for in that Act.” He explained that the effect of this amendment was to declare that the certificates of teachers stand in exactly the same position as they stood under the existing law.

In reply to Mr. BLAKE,

Hon. Mr. CAMERON said the same powers were given to the proposed boards as were exercised by those now in force. They would have the power to recall.

Mr. McDOUGALL was afraid that the proposal of the hon. Secretary would do some injustice.

After a few remarks from Mr. FERGUSON and Mr. PERRY, the clause as amended was carried.

Mr. CAMERON proposed to amend clause 25, so as to allow the clause referring to arbitration to apply with regard to school sites and teachers' residences. He moved to add after word “act,” in the 49th line the words “or should the owner of land selected as school sites or teacher's residence as provided by sections 17 and 20 of this Act, refuse to appoint an arbitrator, it should be competent for the inspector to act.”

Mr. BLAKE suggested that teacher's residence might be removed from the clause.

Mr. McMURRICH supported this view, which after some conversation was agreed to by the hon. Secretary, and the clause as amended was struck out.

Hon. Mr. CAMERON also moved a further amendment to provide for the auditing of the accounts of the Grammar School Board. It having been made compulsory on counties to contribute to the support of these schools, it was only fair that some means should be taken to audit the accounts. He moved therefore an amendment that the county auditor should audit the Grammar School Board accounts. Carried.

Mr. RYKERT moved the addition of a clause to provide that all school trustees should have the same property qualification as municipal officers, aldermen in cities, and councillors in towns, &c., and no teacher or superintendent should hold office.

Mr. SINCLAIR opposed this amendment as being likely to restrict the choice of trustees.

Mr. McKELLAR supported this view, and the amendment was then withdrawn.

Hon. Mr. CAMERON moved verbal amendment to correct ambiguity in wording of 17th section respecting school sites; and also of 37th clause, inserting “at the rate of,” and providing that the minimum fixed for aid to schools should be distributed *pro rata* according to the time the schools were open.

Mr. McKELLAR asked if there was any provision in the Bill by which trustees could collect a rate from non-resident children.

Hon. Mr. CAMERON said there was no provision at all about it. The Bill simply left the trustees with the same power in that respect that they now had.

Mr. CALVIN said the Bill consolidated a number of local superintendents into one, and then placed that one under the control of the Chief Superintendent, who was in fact made a dictator over the local superintendents and trustees. (Hear, hear.) He had an amendment to propose on that subject, but he would wait till the Bill came up another stage.

The committee then rose, reported progress, and asked leave to sit again, which was granted.

RETURNS.

Hon. Mr. CAMERON presented return relating to the London Lunatic Asylum; also returns relating to any intrusions that may have taken place in connection with Mr. Kintrea, the late Queen's printer.

SUPPLY.

The House then went into committee of supply, Mr. Rykert in the chair.

On the item of \$1,000 for clerk of contested elections,

Mr. BLAKE moved that the sum be fixed at \$50.

Attorney-General MACDONALD said he had explained the position of this matter. The object of putting it in that way was to avoid being bound or compromised in any way. He proposed to ask the House to pass the vote this year, and during the year the inquiry into the matter would be prosecuted, which he hoped would do away with the necessity of again submitting the vote. Mr. Dalton was performing duties in Chambers which belonged to the Judges, but not as a Judge, and which had been faced upon him by the action of the House; and if the House did not pass the item Mr. Dalton would receive nothing for those services. “The labourer was worthy of his hire,” but he not want to pay Mr. Dalton as a temporary Judge; and the present proposal was therefore submitted.

Mr. BLAKE said if the hon. gentleman had so little confidence in the uprightness and honesty of the authorities at Ottawa, as to suppose that they would refuse to pay the chamber clerk appointed by this Government, simply because this House had voted a sum for his payment pending negotiations, then the sooner he cut their connection the better, for it was certainly not a very creditable one. It was admitted that the sum proposed was twenty times the worth of the service to be performed by the clerk of contested elections, and it was openly proposed to place a false statement upon the records. The authorities at Ottawa would look at the substance and not at the form, and if, as the hon. gentleman asserted they would do, they would refuse to pay the salary of a chamber clerk, simply because this House had voted his salary in the meantime, then they could with as much force object to the payment because it was voted by this House, though under another head. He believed the Ottawa authorities would not take advantage of such a quibble, but would treat the question upon its merits. The course proposed by the Attorney-General reminded him of nothing so much as the way they managed to sell carts in the old country, at a time when there was a tax upon carts sold at over £40. They sold a cart and a whip at the same time, the whip for £20 and the cart for £20, so that they could say they sold the cart for less than £40.

After a short discussion the amendment was lost.

Mr. BLAKE said he would move the motion again in due season.

On the vote for legislation being put,

Mr. CUMBERLAND called attention to the want of accommodation for county members, and hoped that something would be done before the House met again.

On item \$60,000 for colonization roads,

Mr. WOOD said that explanations would be given in concurrence by the Hon. Commissioner for Crown Lands.

The following items were carried:—

Court of Chancery.....	\$16,766 63
Court of Queen's Bench.....	6,610 00
Court of Common Pleas.....	4,410 00
Court of Error and Appeal.....	10,050 00
Criminal Justice.....	120,000 00
Miscellaneous Justice.....	39,100 00

In reply to Mr. FITZSIMMONS, who asked information about the lock-up at Parry Sound,

Mr. WOOD said he feared the site could not be procured without purchase.

On item of \$70,144 29, London Lunatic Asylum,

Mr. WOOD, in reply to Mr. Blake, gave some explanations. He said that the

Rebate of unexpended balance (building) was.....	\$28,678 16
Storehouse and other outbuildings, planting, sodding, etc.....	20,000 00
Rebate unexpended balance (future).....	3,866 13
Complete furniture including steam cooking apparatus, steam washing machine, steam wanger, mangle, and the carpenters' and masons' work connected with putting in same.....	17,500 00

The following statement of details of estimates for new construction, ornamentation, etc., was read by the hon. Treasurer:

Store House.....	\$5,000
Ice House.....	200
Piggery and Hen House.....	300
Root House and Tool House.....	400
House for Gardener.....	1,000
Fountain in front of building, and pipes leading to same, and escape pipe from it.....	700
Greenhouse for propagating plants, early vegetable and bedding plants, and heating apparatus for same.....	1,000
Planting, Shrubbing, and General Ornamentation, say 1,000 fruit trees, 3,000 ornamental, each 30 cents.....	1,200
Bedding Plants.....	100
Hardwood plants, shrubs and flowers.....	400
Wire fence, to divide ornamental portion of grounds from agricultural.....	400
Labour connected with above, including services for six months of competent gardener.....	600
Construction of Roads—Gravel and Material for same—Filling in around building, and sodding and making walks, 800 cords of gravel, which has to be drawn 2 miles, and which cannot be done by lunatic labour, which also includes the employment of extra labour to assist at the same.....	4,000

Tile Draining and permanent Farm Improvements:

50 M. 2 inch tiles.....	600
8 M 4 “.....	170
18 M 3 “.....	330
Cutting main surface drain through farms, in which lunatic labour cannot be altogether used.....	650
Division fences and lumber required for permanent farm fixtures and general improvements.....	750
Extra farm labour, in order to have the farm put in a clean state, and which is not a fair charge the first year for maintenance; extra farmer, 1 ploughman, 1 teamster, and sundry charges, including extra feed for horses.....	1,000
Fitting up permanent Sheaving, Drawers, Fixtures, and other incidentals throughout the Asylum.....	1,150

It being six o'clock, the House rose for recess.

ASSESSMENT ACT.

After recess,

Mr. SCOTT (Ottawa) moved to place the Assessment Act on the orders of the day.

91