

PROCEEDINGS
OF THE
HOUSE OF ASSEMBLY
DURING THE
FIRST (DEADLOCK) SESSION
OF THE
TWENTY-FIRST GENERAL ASSEMBLY
OF
NEWFOUNDLAND
1909

EVENING HERALD, LIMITED
Prescott Street, St. John's, Newfoundland.
1913

PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY OF NEWFOUNDLAND

SESSION 1909.

TUESDAY, March 30th, 1909.

His Excellency SIR WILLIAM MacGREGOR, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Doctor of Medicine, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies, by his Proclamation bearing date the Fifteenth Day of September last, having dissolved the late General Assembly, and by his Proclamation bearing date the Fifteenth Day of September last called a new one, and by his Proclamation bearing date the Sixteenth Day of March instant, having appointed Tuesday, the Thirtieth Day of March instant, for the meeting of the said General Assembly for the despatch of business, the following are the names of the members returned by the returning officers of the several electoral districts to represent the said districts in the General Assembly:—

List of Members returned to serve in the House of Assembly, 1908:—

Hon. Sir Edward P. Morris, John R. Bennett and Michael E. Kennedy, Esquires—St. John's, Western Division;

James M. Kent, George Shea and John Dwyer, Esquires—St. John's, Eastern Division;

William Woodford and John J. Murphy, Esquires—Harbor Main;

William R. Warren, Esquire—Port-de-Grave;

Archibald W. Piccott, Edward Parsons and Eli Dawe, Esquires—Harbor Grace;

Joseph G. Maddock, Esquire—Carbonear;

Hon. John Crosbie and Jesse Whiteway, Esquire—Bay de Verde;

George W. Gushue, Arthur Miller, Esquires, and Hon. Robert Watson—Trinity;

Hon. Sydney Blandford, William C. Winsor, Esquire, and Hon. Donald Morison—Bonavista;

Henry J. Earle, Esquire—Fogo;

Rt. Hon. Sir Robert Bond, J. Augustus Clift and George Roberts, Esquires—Twillingate;

William M. Clapp, Esquire—St. Barbe;

Joseph F. Downey, Esquire—St. George;

Robert Moulton, Esquire—Burgeo and LaPoile;

Hon. Charles H. Emerson—Fortune;

Henry Gear and Edward H. Davey, Esquires—Burin;

Edward M. Jackman, Michael S. Sullivan and James J. Davis, Esquires—Placentia and St. Mary's;

Hon. Michael P. Cashin and William J. Ellis, Esquire—Ferryland.

COMMISSION TO SWEAR IN MEMBERS

By virtue of a Commission under the Great Seal to the Honourable Sir Edward D. Shea, President of the Legislative Council, the Honourable George Skelton and the Honourable James S. Pitts, members of the said Council, which is as follows:—

WM. MACGREGOR,
Governor,
[L. S.]

*EDWARD, by the
Grace of God, of
the United King-
dom of Great Brit-
ain and Ireland,
and -of the Brit-
ish Dominions be-
yond the Seas,
King, Defender of
the Faith. Em-
peror of India.*

To all to whom these presents shall come, Greeting:

Know ye that we have appointed Honourable Sir Edward D. Shea, President of the Legislative Council of our Island of Newfoundland, the Honourable George Skelton and the Honourable James S. Pitts, members of our Legislative Council, to be Commissioners, they or either of them to administer the Oath of Allegiance to the undermentioned persons, elected to serve in the House of Assembly for the several Districts and Divisions of Districts set opposite their names, respectively, and appointed by Proclamation by our Governor of our Island of Newfoundland, to be holden in St.

John's on the Thirtieth Day of this instant month:—

Hon. Sir Edward P. Morris, John R. Bennett and Michael E. Kennedy, Esquires—St. John's, Western Division;

James M. Kent, George Shea and John Dwyer, Esquires—St. John's, Eastern Division;

William Woodford and John J. Murphy, Esquires—Harbor Main;

William R. Warren, Esquire—Port-de-Grave;

Archibald W. Piccott, Edward Parsons and Eli Dawe, Esquires—Harbor Grace;

Joseph G. Maddock, Esquire—Carbonear;

Hon. John Crosbie and Jesse Whiteway, Esquire—Bay de Verde;

George W. Gushue, Arthur Miller, Esquires, and Hon. Robert Watson—Trinity;

Hon. Sydney Blandford, William C. Winsor, Esquire, and Hon. Donald Morison—Bonavista;

Henry J. Earle, Esquire—Fogo;

Rt. Hon. Sir Robert Bond, J. Augustus Clift and George Roberts, Esquires—Twillingate;

William M. Clapp, Esquire—St. Barbe;

Joseph F. Downey, Esquire—St. George;

Robert Moulton, Esquire—Burgeo and LaPoile;

Hon. Charles H. Emerson—Fortune;

Henry Gear and Edward H. Davey, Esquires—Burin;

Edward M. Jackman, Michael S. Sullivan and James J. Davis, Esquires—Placentia and St. Mary's;

Hon. Michael P. Cashin and William J. Ellis, Esquire—Ferryland.

Giving to them or either of them full power and authority to perform the matters hereinbefore mentioned, ratifying and confirming all whatsoever they or either of them shall do and perform in this behalf, and thereof they or either of them are to make due return under their hands and seals unto our Governor of our said Island with these presents annexed.

Given under the Great Seal of our aforesaid Island of Newfoundland.

Witness our trusty and well-beloved SIR WILLIAM MacGREGOR, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Doctor of Medicine, Governor and Commander-in-Chief in and over Our said Island of Newfoundland and its Dependencies, at St. John's, in Our said Island, this Twenty-Fifth day of March, A.D. 1909, and in the Ninth year of Our Reign.

By His Excellency's Command,
R. WATSON,
Acting Colonial Secretary.

MEMBERS ARE SWORN IN

His Excellency's Commissioners came between the hours of 11.30 and 12.30 of the clock on the said Thirteenth Day of March in the Council Chamber, Patrick T. McGrath, Esquire, Clerk of the House of Assembly, as in duty bound, attending, and the names of the members returned for the several Districts having been called over by the Clerk, they appeared and took and subscribed the Oath of Allegiance in the presence of the said Commissioners, as follows:

Hon. Sir Edward P. Morris, John R. Bennett and Michael E. Kennedy,

Esquires—St. John's, Western Division;

James M. Kent, George Shea and John Dwyer, Esquires—St. John's, Eastern Division;

William Woodford and John J. Murphy, Esquires—Harbor Main;

William R. Warren, Esquire—Port-de-Grave;

Archibald W. Piccott, Edward Parsons and Eli Dawe, Esquires—Harbor Grace;

Joseph G. Maddock, Esquire—Carbonear;

Hon. John Crosbie and Jesse Whiteway, Esquire—Bay de Verde;

George W. Gushue, Arthur Miller, Esquires, and Hon. Robert Watson—Trinity;

Hon. Sydney Blandford, William C. Winsor, Esquire, and Hon. Donald Morison—Bonavista;

Henry J. Earle, Esquire—Fogo;

Rt. Hon. Sir Robert Bond, J. Augustus Clift and George Roberts, Esquires—Twillingate;

William M. Clapp, Esquire—St. Barbe;

Joseph F. Downey, Esquire—St. George;

Robert Moulton, Esquire—Burgeon and LaPoile;

Hon. Charles H. Emerson—Fortune;

Henry Gear and Edward H. Davey, Esquires—Burin;

Edward M. Jackman, Michael S. Sullivan and James J. Davis, Esquires—Placentia and St. Mary's;

Hon. Michael P. Cashin and William J. Ellis, Esquire—Ferryland.

And the said members who had taken the oath, took their seats accordingly.

OPENING OF THE SESSION

At three of the clock, the Gentleman Usher of the Black Rod appeared at the Bar and said:—

"Gentlemen of the House of Assembly:

"His Excellency the Governor requests your immediate attention in the Council Chamber."

Accordingly, the members of the Assembly proceeded to the Council Chamber, where His Excellency the Governor addressed them as follows:

"Mr. President and Honourable Gentlemen of the Legislative Council:

"Gentlemen of the Honourable House of Assembly:

"I have deemed it expedient that the first session of the Twenty-first General Assembly should be opened for the despatch of business on this day, of which I have given notice in my Proclamation, dated the Sixteenth Day of the present month.

"Gentlemen of the Honourable House of Assembly:

"It is not convenient that I should declare the reason of the calling of this General Assembly together to-day, and it being necessary that a Speaker of the House of Assembly should be first chosen from amongst your body; therefore it is my pleasure that you Gentlemen of the House of Assembly do now repair to the place where you are to sit, and there proceed to the choice of some proper person to be your Speaker, and present such person, whom you shall choose, here to-morrow at three of the clock in the afternoon, for my approval."

And the members having returned to the Assembly Room, the Honourable the Premier, addressing himself to the Clerk, who, standing up, pointed to him, and then sat down, moved "that William R. Warren, Esquire, Member elected for the District of Port-de-Grave,

do take the Chair of this House as Speaker," which motion was seconded by the Honourable the Acting Minister of Justice.

The Right Honourable Leader of the Opposition then proposed "that William J. Ellis, Esquire, one of the Members elected for the District of Ferryland, to take the Chair of this House, as Speaker," which motion was seconded by James M. Kent, Esquire, one of the Members elected for the District of St. John's East.

Mr. Warren now submitted himself to the House as being prepared to accept election at their hands, but stated that if Mr. Ellis was willing to assume the position he would withdraw in his favor, which he accordingly did.

Mr. Ellis immediately afterwards withdrew also.

The Honourable the Premier then urged Mr. Warren to reconsider his withdrawal and accept a second nomination, to which Mr. Warren agreed and it was once more proposed by the Honourable the Premier, and seconded by the Honourable the Acting Minister of Justice "that William R. Warren, Esquire, Member elected for the District of Port -de-Grave, do take the Chair of this House as Speaker."

Whereupon the Right Honourable the Leader of the Opposition proposed, seconded by James M. Kent, Esquire, one of the Members elected for St. John's East, "that William J. Ellis, Esquire, one of the members elected for the District of Ferryland do take the Chair of this House as Speaker."

The Clerk now put the first motion in accordance with Rule 7, viz:— "That William R. Warren, Esquire, Member elected for the District of Port de Grave do take the Chair of this House as Speaker," and on the

Y. T. S. R. E. V. I. N. D. A. I. R. O. M. E. M.
 G. V. A. L. D. O. O. F. W. E. X. P. O.
 W. F. A. R. R. E. S. I. D.

division there appeared: For the Motion:—

Honourables the Premier, the Acting Minister of Justice, the Acting Colonial Secretary, the Acting Minister of Finance and Customs, the Acting Minister of Agriculture and Mines; Messrs. Emerson and Crosbit; Acting Minister of Public Works, Acting Minister of Marine and Fisheries and Messrs. Bennett, Downey, Kennedy, Moulton, Murphy, Parsons, Whiteway and Winsor—17; Mr. Warren intimating that he did not vote for himself; and

Against the Motion:—

Right Honourable Sir Robert Bond and Messrs. Clapp, Clift, Davey Davis, Dawe, Dwyer, Earle, Ellis, Gear, Gushue, Jackman, Kent, Maddock, Miller, Roberts, Shea and Sullivan—18.

So the Clerk declared this motion negatived.

The Clerk, now, according to Rule 8, put the second motion, viz: "That William J. Ellis, Esquire, one of the Members elected for the District of Ferryland do take the Chair of this House as Speaker," whereupon, there appeared:

For the Motion:—

Honourables the Premier, the Acting Minister of Justice, the Acting Colonial Secretary, the Acting Minister of Finance, the Acting Minister of Agriculture and Mines, Messrs. Emerson and Crosbie, Acting Minister of Public Works, Acting Minister of Marine and Fisheries, and Messrs. Bennett, Downey, Kennedy, Moulton, Murphy, Parsons, Warren, Whiteway, and Winsor—18; and

Against the Motion:—

Right Honourable Sir Robert Bond, and Messrs. Clapp, Clift, Ellis, Gear, Gushue, Jackman, Kent, Maddock, Miller, Roberts, Shea, and Davey, Davis, Dawe, Dwyer, Earle, Maddock, Miller Roberts, Shea, and Sullivan—18.

So the Clerk declared this motion also negatived.

At half-past five of the clock, the Gentleman Usher of the Black Rod appeared at the Bar of the House and said:—

"Gentlemen of the Honourable House of Assembly:

"His Excellency the Governor requests your immediate attendance in the Council Chamber."

Accordingly the members of the Assembly proceeded to the Council Chamber, where His Excellency the Governor was pleased to address them as follows:

"Mr. President and Honourable Gentlemen of the Legislative Council:

"Gentlemen of the Honourable House of Assembly:

"I signified to you gentlemen who are members of the Honourable House of Assembly my pleasure that you should proceed to the choice of some proper person to be your Speaker; and

"Whereas I have been informed by my Prime Minister that you have been unable to agree on the choice of a Speaker, it is my will and pleasure that this General Assembly be prorogued until Tuesday, the Sixth day of April, then and here to be holden; and this General Assembly stands prorogued accordingly."

...the first of the ...
...the second of the ...
...the third of the ...
...the fourth of the ...
...the fifth of the ...
...the sixth of the ...
...the seventh of the ...
...the eighth of the ...
...the ninth of the ...
...the tenth of the ...
...the eleventh of the ...
...the twelfth of the ...
...the thirteenth of the ...
...the fourteenth of the ...
...the fifteenth of the ...
...the sixteenth of the ...
...the seventeenth of the ...
...the eighteenth of the ...
...the nineteenth of the ...
...the twentieth of the ...
...the twenty-first of the ...
...the twenty-second of the ...
...the twenty-third of the ...
...the twenty-fourth of the ...
...the twenty-fifth of the ...
...the twenty-sixth of the ...
...the twenty-seventh of the ...
...the twenty-eighth of the ...
...the twenty-ninth of the ...
...the thirtieth of the ...
...the thirty-first of the ...
...the thirty-second of the ...
...the thirty-third of the ...
...the thirty-fourth of the ...
...the thirty-fifth of the ...
...the thirty-sixth of the ...
...the thirty-seventh of the ...
...the thirty-eighth of the ...
...the thirty-ninth of the ...
...the fortieth of the ...
...the forty-first of the ...
...the forty-second of the ...
...the forty-third of the ...
...the forty-fourth of the ...
...the forty-fifth of the ...
...the forty-sixth of the ...
...the forty-seventh of the ...
...the forty-eighth of the ...
...the forty-ninth of the ...
...the fiftieth of the ...
...the fifty-first of the ...
...the fifty-second of the ...
...the fifty-third of the ...
...the fifty-fourth of the ...
...the fifty-fifth of the ...
...the fifty-sixth of the ...
...the fifty-seventh of the ...
...the fifty-eighth of the ...
...the fifty-ninth of the ...
...the sixtieth of the ...
...the sixty-first of the ...
...the sixty-second of the ...
...the sixty-third of the ...
...the sixty-fourth of the ...
...the sixty-fifth of the ...
...the sixty-sixth of the ...
...the sixty-seventh of the ...
...the sixty-eighth of the ...
...the sixty-ninth of the ...
...the seventieth of the ...
...the seventy-first of the ...
...the seventy-second of the ...
...the seventy-third of the ...
...the seventy-fourth of the ...
...the seventy-fifth of the ...
...the seventy-sixth of the ...
...the seventy-seventh of the ...
...the seventy-eighth of the ...
...the seventy-ninth of the ...
...the eightieth of the ...
...the eighty-first of the ...
...the eighty-second of the ...
...the eighty-third of the ...
...the eighty-fourth of the ...
...the eighty-fifth of the ...
...the eighty-sixth of the ...
...the eighty-seventh of the ...
...the eighty-eighth of the ...
...the eighty-ninth of the ...
...the ninetieth of the ...
...the ninety-first of the ...
...the ninety-second of the ...
...the ninety-third of the ...
...the ninety-fourth of the ...
...the ninety-fifth of the ...
...the ninety-sixth of the ...
...the ninety-seventh of the ...
...the ninety-eighth of the ...
...the ninety-ninth of the ...
...the hundredth of the ...

PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL

DURING THE

FIRST (DEADLOCK) SESSION

OF THE

TWENTY-FIRST GENERAL ASSEMBLY

OF

NEWFOUNDLAND

1909.

EVENING HERALD, LIMITED
Prescott Street, St. John's, Newfoundland.
1913

PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL

DURING THE

FIRST (DEADLOCK) SESSION

OF THE

TWENTY-FIRST GENERAL ASSEMBLY

OF

NEWFOUNDLAND

1909.



1913
Prescott Street, St. John's, Newfoundland.
EVANING HERALD, LIMITED

PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL OF NEWFOUNDLAND.

SESSION 1909.

TUESDAY, March 30th, 1909.

This being the day appointed by Proclamation for the meeting of the Legislature.

At a Quarter to Three p.m. the House met.

At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Throne, commanded the Gentleman Usher of the Black Rod, through the Honourable the President of the Legislative Council, to let the Commons House of Assembly know:

"It is His Excellency the Governor's pleasure they attend him immediately in this House."

Who being come thereto.

His Excellency was pleased to speak as follows:

"Mr. President and Honourable Gentlemen of the Legislative Council:

"Gentlemen of the Honourable House of Assembly:

"I have deemed it expedient that the first Session of the Twenty-first General Assembly should be opened for the despatch of business on this day, of which I have given notice in my Proclamation, dated the sixteenth day of the present month.

"Gentlemen of the Honourable House of Assembly:

"It is not convenient that I should declare the reasons of calling this General Assembly to-day, and it

being necessary that a Speaker of the House of Assembly should be first chosen from amongst your Body; therefore, it is my pleasure that you, Gentlemen of the House of Assembly, do now repair to the place where you are to sit, and there proceed to the choice of some proper person to be your Speaker, and present such person whom you shall so choose, here to-morrow at three o'clock of the afternoon for my approval."

The House of Assembly withdrew.

His Excellency was pleased to retire.

On motion made the House adjourned until Wednesday, at half-past two o'clock, p.m.

TUESDAY, March 30th, 1909.

It having been intimated to the Honourable President of the Council that it is the intention of His Excellency the Governor, immediately to prorogue the present Session of the Legislature, the House met at a quarter to six, p.m.

At a quarter to six o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Throne, commanded the Gentleman Usher of the Black Rod, through the Honourable the President of the Legislative Council, to let the Commons House of Assembly know:

"It is His Excellency the Govern-

or's pleasure they attend him immediately in this House."

Who being come thereto.

His Excellency was pleased to prorogue the present Session of the Legislature in the following words:

"Mr. President and Honourable Gentlemen of the Legislative Council:

'Gentlemen of the Honourable House of Assembly:

"I signified to you gentlemen who are members of the Honourable

House of Assembly my pleasure that you should proceed to the choice of some proper person to be your Speaker, and

"Whereas I have been informed by my Prime Minister that you have not been able to agree on the choice of a Speaker, it is my will and pleasure that this General Assembly be prorogued until Tuesday, the 6th day of April, then and here to be holden, and this General Assembly stands prorogued accordingly."

At a Quarter to Three p.m. the House met. At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Chair of the Black Rod, through the Honorable the President of the Legislative Council, to let the Honorable House of Assembly know: On motion made the House adjourned until Wednesday, at half past two o'clock, p.m.

At a Quarter to six p.m. the House met. At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Chair of the Black Rod, through the Honorable the President of the Legislative Council, to let the Honorable House of Assembly know: On motion made the House adjourned until Wednesday, at half past two o'clock, p.m.

At a Quarter to six p.m. the House met. At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Chair of the Black Rod, through the Honorable the President of the Legislative Council, to let the Honorable House of Assembly know: On motion made the House adjourned until Wednesday, at half past two o'clock, p.m.

At a Quarter to six p.m. the House met. At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Chair of the Black Rod, through the Honorable the President of the Legislative Council, to let the Honorable House of Assembly know: On motion made the House adjourned until Wednesday, at half past two o'clock, p.m.

At a Quarter to Three p.m. the House met. At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Chair of the Black Rod, through the Honorable the President of the Legislative Council, to let the Honorable House of Assembly know: On motion made the House adjourned until Wednesday, at half past two o'clock, p.m.

At a Quarter to six p.m. the House met. At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Chair of the Black Rod, through the Honorable the President of the Legislative Council, to let the Honorable House of Assembly know: On motion made the House adjourned until Wednesday, at half past two o'clock, p.m.

At a Quarter to six p.m. the House met. At three o'clock, p.m., His Excellency the Governor, Sir William MacGregor, G.C.M.G., C.B., M.D., having arrived at the Council Chamber, and being seated on the Chair of the Black Rod, through the Honorable the President of the Legislative Council, to let the Honorable House of Assembly know: On motion made the House adjourned until Wednesday, at half past two o'clock, p.m.

PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY

DURING THE

FIRST SESSION

OF THE

TWENTY-SECOND GENERAL ASSEMBLY

OF

NEWFOUNDLAND

1909.



Printed and Bound by

Frederick J. Bell, St. John's, Newfoundland

