

SECOND SESSION

THIRTIETH GENERAL ASSEMBLY

OPENED JUNE 30, 1952

ADJOURNED TO JULY 2, 1952

SAT TO JULY 4, 1952

ADJOURNED TO SEPTEMBER 30, 1952

SAT SEPTEMBER 30, 1952 - NO QUORUM

SAT EACH SITTING DAY FROM OCTOBER 1, 1952

TO FEBRUARY 28, 1953 - NO QUORUM PRESENT

SAT MARCH 2, 1953 - NO QUORUM

ADJOURNED TO MARCH 10, 1953

PROROGUED MARCH 10, 1953

JOURNAL AND PROCEEDINGS
OF THE
SECOND SESSION
OF THE
THIRTIETH GENERAL ASSEMBLY OF NEWFOUNDLAND

BEGUN and holden at St. John's in the Province of Newfoundland on Monday, the Thirtieth day of June, Anno Domini, Nineteen Hundred and Fifty-Two, being in the First year of the Reign of Her Majesty our Sovereign Lady Elizabeth the Second, by the Grace of God, of Great Britain, Ireland and the British Dominions beyond the Seas, Queen, Defender of the Faith.

Monday, June 30th., 1952.

His Honour the Lieutenant Governor having fixed the Hour at which he proposed to open the Present Session of the Legislature at three of the clock in the afternoon, Monday, the Thirtieth day of June, the Members of the House of Assembly met in the Assembly Room at three of the clock in the afternoon, when Mr. Speaker took the Chair.

At three of the clock the Sergeant-at-Arms announced that His Honour the Administrator had arrived.

His Honour the Administrator entered the Assembly Chamber preceded by the Sergeant-at-Arms.

Mr. Speaker left the Chair.

His Honour the Administrator took the Chair.

His Honour was then pleased to open the Session with a Speech from the Throne as follows:

MR. SPEAKER AND MEMBERS OF THE HONOURABLE HOUSE
OF ASSEMBLY:

No one thought when your Honourable House was prorogued a few weeks ago, that need would so soon arise to call it together again. In the course of the recent Session legislation was enacted authorizing my Government to guarantee principal and interest of a bond issue of Ten Million Dollars proposed to be sold by Newfoundland and Labrador Corporation Limited. Negotiations had been conducted for the sale of those bonds in the United States of America, and the language of the Act

in question was based upon that fact. My Ministers and the Corporation subsequently became convinced of the financial unsoundness of selling the bonds in the United States; and the Corporation consequently decided to make an effort to sell its bonds in Canada. Negotiations were entered into between the Corporation and certain leading bond houses in Canada, but it became apparent recently that the Corporation would be unable to dispose of the proposed bonds at this time. The reasons for this inability will be explained by my Government.

You will be asked to enact legislation authorizing my Government to sell bonds of the Province to the value of Ten Million Dollars, and to repeal the Act authorizing the guarantee of the Corporation's bonds.

I trust that you will not need to give too much of your time to your work as legislators at this pleasant season of the year, and I pray that Providence will guide you in your deliberations.

His Honour was then pleased to retire.

Mr. Speaker resumed the Chair.

Hon. the Acting Attorney General asked leave to introduce a Bill entitled "An Act to Amend the Revenue and Audit Act, 1951".

On motion of Hon. the Acting Attorney General the said Bill was read a first time and it was ordered that the said Bill be read a second time on to-morrow.

Mr. Speaker stated that, for greater accuracy, he had obtained a copy of the Speech made by His Honour the Administrator.

The said Speech was then read by the Clerk at the table.

It was moved by Mr. Morgan and seconded by Mr. Janes that an Address of Thanks be presented to His Honour the Administrator in reply to the Gracious Speech with which he had been pleased to open the present Session of the Legislature and that a Select Committee be appointed to draft such Address in Reply.

It was ordered accordingly, ^{and} the following gentlemen were appointed to said Committee:

Mr. Morgan

Mr. Janes

Mr. Hollett.

Hon. the Premier gave notice that he would on to-morrow ask leave to introduce the following Bills:

A Bill "An Act to Authorize the Raising of a Sum of Money by way of Loan on the Credit of the Province"

A Bill "An Act to Repeal the Newfoundland and Labrador Corporation Limited (Guarantee) Act, 1952".

Mr. Cashin gave notice of Question.

Mr. Hollett gave notice of Question.

It was moved and seconded that when the House rises, it adjourn until Wednesday, July 2nd, at eleven of the clock in the forenoon.

The House then adjourned Accordingly.



H. H. CUMINGS,
Clerk of the House of Assembly.

Wednesday, July 2nd, 1952.

The House met at eleven of the clock in the forenoon, pursuant to adjournment.

Mr. Morgan, on behalf of the Select Committee appointed to draft a reply to the Speech of His Honour, the Administrator, presented the report of the Select Committee as follows:

To His Honour the Administrator
Sir Albert Joseph Walsh, Knight Bachelor, L.L.D.

May it please Your Honour,

We the Commons of Newfoundland in Legislative Session assembled, beg to thank Your Honour for the Gracious Speech which Your Honour has addressed to this House.

(Sgd) A. B. Morgan

G. W. Janes

M. M. Hollett.

Assembly Room,
July 2nd., A.D., 1952.

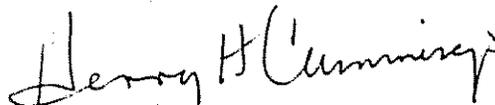
The Address in Reply was debated.

On motion it was ordered that the House do not adjourn at six of the clock.

On motion it was ordered that the debate on the Address in Reply be adjourned for further debate on to-morrow.

It was moved and seconded that when the House rises, it adjourn until to-morrow, July 3rd, at eleven of the clock in the forenoon.

The House then adjourned accordingly.



HENRY H. CUMMINGS,
Clerk of the House of Assembly.

Thursday, July 3rd, 1952.

The House met at eleven of the clock in the forenoon, pursuant to adjournment.

The debate on the ^{Address in Reply} ~~Budget Speech~~ was continued and on motion was adjourned for further debate at a later hour in the day. HHC

Pursuant to order and on motion of Hon. the Attorney General, the Bill entitled "An Act to Amend the Revenue and Audit Act, 1951" was read a second time and it was ordered that the said Bill be referred to a Committee of the Whole House presently.

On motion of Hon. the Attorney General, and with unanimous consent, the House resolved itself into a Committee of the Whole to consider the said Bill.

Mr. Speaker left the Chair.
Mr. Morgan took the Chair of Committee.
Mr. Speaker resumed the Chair.

The Chairman from the Committee reported that they had considered the matter to them referred, had made some progress, and asked leave to sit again on to-morrow.

On motion this report was received and adopted and it was ordered that the Committee have leave to sit again on to-morrow.

Pursuant to notice and on motion of Hon. the Premier, the Bill entitled "An Act to Repeal the Newfoundland and Labrador Corporation Limited (Guarantee) Act, 1952" was introduced and read a first time and it was ordered that the said Bill be read a second time presently.

On motion of Hon. the Premier, and with unanimous consent, the said Bill was read a second time and it was ordered that the said Bill be referred to a Committee of the Whole House presently.

On motion of Hon. the Premier, and with unanimous consent, the House resolved itself into a Committee of the Whole to consider the Bill entitled "An Act to Repeal the Newfoundland and Labrador Corporation Limited (Guarantee) Act, 1952".

Mr. Speaker left the Chair.
Mr. Mercer took the Chair of Committee.
Mr. Speaker resumed the Chair.

The Chairman from the Committee reported that they had considered the matter to them referred and had passed the said Bill without amendment.

On motion this report was received and adopted and it was ordered that the said Bill be read a third time on to-morrow.

Hon. the Premier informed the House that a communication had been received from His Honour the Administrator which he read to the House as follows:

I, the Administrator of the Government of the Province of Newfoundland, having been made acquainted with the subject matter of these Resolutions relating to the raising of a Loan on the Credit of the Province in a sum not exceeding \$10,000,000, recommend them to the consideration of the House of Assembly.

Dated the 2nd of July, 1952.

(Sgd) A. J. Walsh,

Administrator of the Government
of the Province of Newfoundland.

Pursuant to notice and on motion of Hon. the Premier, the House resolved itself into a Committee of the Whole to consider certain Resolutions in relation to the raising of a Loan for certain Public Purposes

- Mr. Speaker left the Chair.
- Mr. Mercer took the Chair of Committee.
- Mr. Speaker resumed the Chair.

The Chairman from the Committee reported that they had considered to them referred, had passed certain Resolutions in relation to the raising of a loan for certain Public Purposes, and recommended that a Bill be introduced to give effect to the same.

The said Resolutions being read a first and second time, it was moved and seconded that the House concur with the Committee therein and the said Resolutions were agreed to.

On motion of Hon. the Premier, the Bill entitled "An Act to Authorize the Raising of a Sum of Money ~~fer~~ by Way of Loan on the Credit of the Province" was introduced and read a first time and it was ordered that the said Bill be read a second time presently.

On motion of Hon. the Premier, and with unanimous consent, the said Bill was read a second time.

On motion of Hon. the Premier, and with unanimous consent, it was ordered that the said Bill be not referred to a Committee of the whole House and that the said Bill be read a third time on to-morrow.

It was moved and seconded that when the House rises, it adjourn until to-morrow afternoon, July 4th, at three of the clock.

The House then adjourned accordingly.

A handwritten signature in cursive script, reading "Henry H. Cummings". The signature is written in dark ink and is positioned above the printed name and title.

HENRY H. CUMMINGS,
Clerk of the House of Assembly.

Friday, July 4th, 1952.

The House met at three of the clock in the afternoon, pursuant to adjournment.

Pursuant to order and on motion of Hon. the Premier, the Bill entitled "An Act to Repeal the Newfoundland and Labrador Corporation Limited (Guarantee) Act, 1952" was read a third time and passed and it was ordered that the said Bill be printed, being entitled as above, and that it be submitted to the Lieutenant Governor for his assent.

Pursuant to order and on motion of Hon. the Premier, the Bill entitled "An Act to Authorize the Raising of a Sum of Money by way of Loan on the Credit of the Province" was read a third time and passed and it was ordered that the said Bill be printed, being entitled as above, and that it be submitted to the Lieutenant Governor for his assent.

Pursuant to order and on motion of Hon. the Attorney General, the House resolved itself into a Committee of the Whole to consider the Bill entitled "An Act to Amend the Revenue and Audit Act, 1951".

Mr. Speaker left the Chair.
Mr. Mercer took the Chair of Committee.
Mr. Speaker resumed the Chair.

The Chairman from the Committee reported that they had Considered the matter to them referred and had passed the said Bill without amendment.

On motion this report was received and adopted and it was ordered that the said Bill be read a third time presently.

On motion of Hon. the Attorney General, and with unanimous consent, the Bill entitled "An Act to Amend the Revenue and Audit Act, 1951" was read a third time and passed and it was ordered that the said Bill be printed, being entitled as above, and that it be submitted to the Lieutenant Governor for his assent.

On motion of Hon. the Attorney General, and with unanimous consent, the Bill entitled "An Act to Amend the Revised Statutes Act, 1952" was introduced and read a first time and it was ordered that the said Bill be read a second time presently.

On motion of Hon. the Attorney General, and with unanimous consent, the said Bill was read a second time and it was ordered that the said Bill be referred to a Committee of the Whole House presently.

On motion of Hon. the Attorney General, and with unanimous consent, the House resolved itself into a Committee of the Whole to consider the said Bill.

Mr. Speaker left the Chair.
Mr. Mercer took the Chair of Committee.
Mr. Speaker resumed the Chair.

The Chairman from the Committee reported that they had considered the matter to them referred and had passed the said Bill without amendment.

On motion this report was received and adopted and it was ordered that the said Bill be read a third time presently.

On motion of Hon. the Attorney General, and with unanimous consent, the Bill entitled "An Act to Amend the Revised Statutes Act, 1952" was read a third time and passed and it was ordered that the said Bill be printed, being entitled as above, and that it be submitted to the Lieutenant Governor for his assent.

Mr. Speaker informed the House that His Honour the Administrator would be pleased to receive the Address in Reply presently.

Accordingly Mr. Speaker and the Members of the House proceeded to Government House and being returned to the Assembly Chamber, Mr. Speaker informed the House that His Honour had received the Address of Thanks and had been pleased to reply thereto as follows:

Mr. Speaker and Gentlemen of the Honourable House of Assembly:

I thank you for the Address in Reply to the
Speech with which your Present Session
was opened.

The Sergeant-at-Arms announced that His Honour the Administrator had arrived.

His Honour the Administrator entered the Assembly Chamber preceded by the Sergeant-at-Arms.

His Honour the Administrator took the Chair.

Mr. Speaker addressed His Honour as follows:

May it please Your Honour, the General Assembly of the Province has at its Present Session passed certain Bills, to which, in the name and on behalf of the General Assembly, I respectfully request Your Honour's assent.

Whereupon the Clerk read the following Bills entitled:

A Bill "An Act to Amend the Revenue and Audit Act, 1951".

A Bill "An Act to Repeal the Newfoundland and Labrador Corporation Limited (Guarantee) Act, 1952".

A Bill "An Act to Authorize the Raising of a Sum of Money by Way of Loan on the Credit of the Province".

A Bill "An Act to Amend the Revised Statutes Act, 1952".

His Honour then said, "In Her Majesty's name I assent to these Bills.

His Honour the Administrator left the Assembly Chamber.

Mr. Speaker resumed the Chair.

It was moved and seconded that when the House rises, it adjourn until Tuesday the 30th day of September next at three of the clock in the afternoon, subject to the following conditions:

1. Mr. Speaker, or should Mr. Speaker be absent from Newfoundland, or because of illness be unable to act, the Deputy Speaker and Chairran of the Committee of Ways and Means, shall, and he is hereby authorized to, call the House into Session prior to September 30th next if so directed by the Honourable the Executive Council; and in such an event he shall cause written notice to be given to each and every Member of the House seven days, at least, before the date fixed for such calling together.

2. Mr. Speaker, or should Mr. Speaker be absent from Newfoundland, or because of illness be unable to act, the Deputy Speaker and Chairman of the Committee of Ways and Means, may on the 30th day of September next and on subsequent dates to which adjournment may be taken if a quorum be not present, further adjourn the House for such period, or periods, as may be determined by the Honourable the Executive Council, subject to the same conditions as hereinbefore set forth

The House then adjourned accordingly.


HENRY H. CUMMINGS,
Clerk of the House of Assembly.

Tuesday, September 30, 1952.

At quarter past three of the clock, there being no quorum present, Mr. Speaker adjourned the House until to-morrow afternoon at three of the clock.

At quarter past three of the clock of each sitting day from October 1st, 1952 to February 28th, 1953, there being no quorum present, Mr. Speaker adjourned the House each day until to-morrow afternoon at three of the clock.

Monday, March 2nd, 1953.

At quarter past three of the clock, there being no quorum present, Mr. Speaker, pursuant to notification from the Honourable the Executive Council, adjourned the House until Tuesday, March 10th, at three of the clock.

Henry H. Cummings

Tuesday, March 10th, 1953.

The House met at three of the clock in the afternoon, pursuant to adjournment.

Mr. Speaker read the following communication to the House:-

March 3, 1953.

Honourable Reginald F. Sparkes,
Speaker,
Newfoundland House of Assembly,
St. John's.

Sir,

I am instructed to advise you that at a meeting of the Progressive Conservative Members of the House of Assembly held on Tuesday, March 3, Mr. Malcolm M. Hollett, M.H.A., St. John's West, was chosen as Leader of the Opposition in the House of Assembly.

I should be obliged if you would advise me if this appointment receives your recognition.

Yours very truly,

(Sgd.) James D. Higgins,
M.H.A.,
St. John's East.

The Sergeant-at-Arms announced that His Honour the Lieutenant Governor had arrived.

His Honour the Lieutenant Governor entered the Assembly Chamber preceded by the Sergeant-at-Arms.

His Honour took the Chair.

His Honour was then pleased to make the following Speech:

MR. SPEAKER AND MEMBERS OF THE HONOURABLE HOUSE OF ASSEMBLY:

I thank you for your prompt response to my Government's request that you enact legislation authorizing the issue and sale of bonds of the Province to the value of ten million dollars. I am happy to advise you that this issue was promptly sold at a satisfactory price and that the relevant bonds are being quoted on the market today at a premium. These facts show the confidence of the investing public of all Canada in the future of Newfoundland.

I also thank you for your attention to other legislation prepared by my Ministers.

It was not considered advisable that this your Second Session in 1952 should be prorogued earlier, lest unforeseen circumstances, particularly in relation to the proposed loan, should necessitate your being called together at short notice. I am glad that this did not prove necessary.

It is desirable now that the current Session be terminated, so that a new Session may be undertaken. I therefore prorogue this Session of the Thirtieth General Assembly until the afternoon of tomorrow Wednesday, the 11th day of March, 1953, when the Third Session of this same General Assembly will meet for the despatch of business.

The Members returned to the Assembly Chamber at half past three of the clock.

Honourable Sir Albert Joseph Walsh and Honourable Harry A. Winter, entered the Assembly Chamber preceded by the Sergeant-at-Arms.

The Clerk read the following Proclamation:

ELIZABETH THE SECOND, by the Grace
of God, of Great Britain, Ireland and
the British Dominions beyond the Seas,
QUEEN, Defender of the Faith.

GREAT SEAL.

(SIGNED) LEONARD OUTERBRIDGE,
LIEUTENANT-GOVERNOR.

TO ALL TO WHOM THESE PRESENTS SHALL COME,

G R E E T I N G:

A P R O C L A M A T I O N

KNOW YE that we have appointed Honourable Sir Albert Joseph Walsh, Knight Bachelor, Chief Justice, Honourable Sir Brian Dunfield and Honourable Harry A. Winter, Judges of the Supreme Court; to be Commissioners, they or any two of them, to administer the Oath of Allegiance to the undermentioned persons elected to serve in the House of Assembly for the Districts set opposite their names, respectively.

The Honourable Frederick William Rowe, B.A., D. Paed.,

District of Labrador

The Honourable Myles Patrick Murray, Q. C.,

District of Ferrylard

Giving to them, or any two of them, full power and authority to perform the matters hereinbefore mentioned, ratifying and confirming all whatsoever they, or any two of them, shall do and perform in this behalf and whereof they, or any two of them, are to make due return under their hands and seals unto Our Lieutenant Governor of Our said Province, with these Presents annexed.

IN TESTIMONY WHEREOF WE have caused these Our Letters to be read
Patent and the Great Seal of Newfoundland to be hereunto affixed.

WITNESS: Our trusty and well-
beloved Sir Leonard Cecil Outerbridge,
Knight Bachelor, Commander of Our
Most Excellent Order of the British
Empire, Companion of Our Distinguished
Service Order, Colonel in Our Army,
Lieutenant-Governor in and over the
Province of Newfoundland.

AT OUR GOVERNMENT HOUSE in Our City
of St. John's this 6th day of March,
1953, and in the Second year of
Our Reign.

(Sgd.) Myles Murray

BY COMMAND,

MYLES MURRAY,

Minister of Provincial Affairs.

The Clerk read the following Commission:

COMMISSION.

ELIZABETH THE SECOND, by the Grace of God, of Great Britain, Ireland and the British Dominions beyond the Seas, QUEEN, Defender of the Faith.

GREAT SEAL.

(Sgd.) LEONARD CECIL CUTERBRIDGE,
LIEUTENANT-GOVERNOR.

TO HONOURABLE SIR ALBERT JOSEPH WALSH,
HONOURABLE SIR BRIAN DUNFIELD, AND
HONOURABLE HARRY A. WINTER.

GREETING:

KNOW YOU, that confiding in your loyalty, fidelity and circumspection, We, by and with the advice of Our Executive Council for the Province of Newfoundland, have thought fit to constitute and appoint and by these presents do constitute and appoint you to be Our Commissioners for the purpose of administering the Oath of Allegiance to the persons elected to be Members of Our General Assembly for Newfoundland at the Deferred Election holden in the Electoral District of Labrador on the 23rd day of July A.D., 1952 and the Bye-Election holden in the Electoral District of Ferryland on the 25th day of September A.D., 1952, hereby granting unto you all the rights, powers and advantages which to the said office do or may lawfully appertain, and requiring you diligently to perform the duties thereof.

IN TESTIMONY WHEREOF WE have caused these Our Letters to be made Patent and the Great Seal of Newfoundland to be hereunto affixed.

WITNESS: Our trusty and well beloved Sir Leonard Cecil Cuterbridge, Knight Bachelor, Commander of Our Most Excellent Order of the British Empire, Companion of Our Distinguished Service Order, Colonel in Our Army, Lieutenant-Governor in and over the Province of Newfoundland.

AT OUR GOVERNMENT HOUSE IN OUR CITY of St. John's, this 6th day of March, 1953 in the Second Year of Our Reign.

By Command,

(Sgd.) Myles Murray,

Minister of Provincial Affairs.

The said Honourable Frederick William Rowe and the said Honourable Nyles Patrick Murray took and subscribed the Oath of Allegiance in the presence of the said Commissioners.

The said Commissioners left the Assembly Chamber.