

coping stone on the edifice, are doing nothing but restricting and imposing conditions on these great new provinces of the west, and again I tell them that there is that free, fresh air of liberty that glows from the west across the prairies that will not submit to this kind of legislation, that will not submit to this kind of restriction and the day is coming rapidly when all of them will have to weep for the principles which they have enunciated here to-day.

Amendment (Mr. Scott) negatived, and section agreed to.

On section 15,

Mr. FITZPATRICK. Since this question was up for consideration before, I have considered the observations that were made by the hon. member for North Toronto (Mr. Foster), and by the hon. leader of the opposition (Mr. R. L. Borden) in respect to the question of joint stock companies, and I have concluded to substitute for the last paragraph of the amended section I proposed a day or two ago a new provision. The last paragraph, as I propose to amend it, will read as follows:

Every Joint Stock Company lawfully incorporated by or under the authority of any ordinance of the Northwest Territories shall be subject to the legislative authority of the province of Alberta if,—

(a) The head office or the registered office of such company is at the date upon which this Act takes effect situate in the province of Alberta; and,

(b) The powers and object of such company are such as might be conferred by the legislature of the said province and not expressly authorized to be executed in any part of the Northwest Territories beyond the limits of the said province.

The effect of this will be to declare that every joint stock company that is incorporated now by the Territories, which has for its purpose and object works which are clearly of a local character, which is merely a local undertaking, will be a joint stock company within the power of the provincial legislature to deal with. Those having powers and objects on the face of their charters extending over the whole Territories, will of course, continue to have a local existence, but they will be what they evidently would be under the law if nothing was contained in these Bills, Dominion companies and they must be dealt with by the Dominion. A joint stock company that is now incorporated in the Territories, if no provision were contained in this section, would, by the fact that the Territories are divided into two provinces, if that company had power to carry on business in both provinces, become, ipso facto, a Dominion company. The intention is to continue that company if the company desires to be treated as a local company, if its object and its powers are matters of mere local concern within the limits of one of the provinces and the province within which the head

Mr. W. F. MACLEAN.

office or registered office of the company is will have jurisdiction. I use the words 'registered' office to meet the difficulty suggested by my hon. friend the leader of the opposition in respect to those companies that are incorporated to do business and the head office of which is beyond the limits of the province, for instance in England.

Mr. HAGGART. Can they make the choice?

Mr. FITZPATRICK. No, the Act says that where the head or registered office is that will be the locus of the company.

Mr. HAGGART. I mean as between a Dominion and a local company?

Mr. FITZPATRICK. They may be registered wherever they choose. They have to take out a license under the ordinance. But, I use the word 'registered' to meet the difficulty suggested by my hon. friend the leader of the opposition in respect to those companies, the head office of which is abroad beyond the limits of the province. The local ordinances provide for a foreign corporation and the word 'foreign' applies to all corporations incorporated beyond the limits of the Territories. They must have a registered office in the province so that where the registered or head office is will be the place which will determine the jurisdiction of the province.

Mr. R. L. BORDEN. In other words, the registered office will be the guide where the head office is out of the Territory?

Mr. FITZPATRICK. That is it.

#### ROYAL ASSENT.

A message was delivered by the Gentleman Usher of the Black Rod as follows:

Mr. Speaker,—I beg to inform you that His Honour the Deputy Governor desires and awaits the immediate attendance of your Honourable House in the chamber of the Honourable the Senate.

Accordingly, Mr. Speaker, with the House, went up to the Senate Chamber.

And having returned.

Mr. Speaker informed the House that His Honour the Deputy of the Governor General had been pleased to give, in His Majesty's name, the Royal Assent to the following Bills:

An Act to amend the Mounted Police Act, 1904.

An Act to amend the Quebec Harbour Commissioners' Act, 1899.

An Act to incorporate the London and Saint Clair Railway Company.

An Act to incorporate the Georgian Bay and Sea-board Railway Company.

An Act respecting the Calgary and Edmonton Railway Company.