

- (b) Protestant separate ;
- (c) Roman Catholic separate ;

And a separate school district can be established only in an existing public school district.

2. Under the ordinances no rights or privileges exist with respect to separate schools as contrasted with public schools, except the initial right of effecting the separation, which right carries with it resulting advantages hereinafter set out in detail.

Under the regulations there is one difference only :

'Authorized text-books, standards i-iv, approved, August, 1903 ; the Dominion (Catholic) Readers, first (part 1, part 2) and second. These are optional for Roman Catholic separate schools.'

The rights and privileges which result from the right of effecting the separation, and which the proposed substituted clause 16 preserves to the minority, whether Protestant or Roman Catholic, in a public school district, appear to be these :—

(1) Right of separation—by the ordinance—common to Protestants and Roman Catholics alike ;

(2) Half-hour religious instruction—by ordinance—to Protestants and Roman Catholics alike ; common to public and separate schools ;

(3) First and second Catholic readers—by regulation ;

(4) Right to elect trustees, who choose the teacher—by ordinance ; common to all schools.

I thought proper to carefully draft what I intended to say on the subject and read my opinion, so that there might be no doubt or uncertainty as to the position I take.

Mr. R. L. BORDEN. I think the hon. minister has adopted a very proper course in carefully preparing and reading, as a judgment, so to speak, his opinion as the law officer of the Crown on a question which has been discussed a good deal in this House. I do not know whether it is the intention of the hon. minister to go on this afternoon with clause 16, and move the amendment—

Mr. FITZPATRICK. I thought, that, in the absence of the Prime Minister (Sir Wilfrid Laurier) we might allow clause 16, the amendment to which is to be moved by the Prime Minister, to remain over so that my hon. friend (Mr. R. L. Borden) might have an opportunity to consider the matter. We might take up one of the other clauses of the Bill now.

Mr. DEPUTY SPEAKER. Clause 16 stands.

On clause 15.

Mr. FITZPATRICK. I will ask to have that kept over. Part of it has reference to joint stock companies. I am drafting a clause in view of the objection made by the hon. member for North Toronto (Mr.

Foster). We might take that up to-morrow and in the meantime go on with clause 20.

On clause 20 :

The Dominion lands in the said province shall continue to be vested in the Crown and administered by the government of Canada for the purposes of Canada, subject to the provisions of the Northwest Territories Act, as amended, with respect to road allowances and roads or trails as in force on the thirtieth day of June, one thousand nine hundred and five, which shall apply to the said province with the substitution therein of the said province for the Northwest Territories.

2. The Rocky Mountains Park shall continue to be subject to the provisions of the Acts of the parliament of Canada applying thereto and to regulations made or to be made thereunder ; provided that the provincial laws shall apply to and be operative within the said park so far as they are not inconsistent with such Acts and regulations.

Mr. ARMSTRONG. If I am not out of order, I would ask the Minister of Justice (Mr. Fitzpatrick) if it is possible to have a reprint of these Bills with the amendments as proposed by the government so arranged that we could readily turn to them and deal with them.

Mr. FITZPATRICK. The practice is when the Bill is in committee, to prepare the amendments and have them read here so that they may go on 'Hansard' that hon. members may have an opportunity of reading them ; and then have the Bill reprinted before the third reading. If it would suit the convenience of the committee, I should be glad to have a reprint made. I think, however, there are only three clauses left over. And it might take a little time, as just now work cannot be rapidly pushed through the Printing Bureau. I will be glad to give the hon. gentleman (Mr. Armstrong) personally typewritten copies should he desire them.

Mr. W. F. MACLEAN. What is the object of the change ?

Mr. FITZPATRICK. The addition of the subsection is to provide that the control of the Rocky Mountain Park shall remain in the federal government as it has been heretofore. That is the only thing. Of course, the intention of the section generally is to retain in the Dominion government the public lands of the territory.

Mr. R. L. BORDEN. The provisions with respect to lands in the draft Bill submitted by Mr. Haultain are contained in sections 18, 19, 20 and 21, which are as follows :

18. All lands belonging to the Crown situate in the province of \_\_\_\_\_ other than lands reserved by statute or Order in Council, for the use of Indians or for and earned by any person or corporation, and lands entered for homestead or pre-emption, but not granted, and all sums due and payable on the first day of January, 1903, for such lands shall belong to the province.