

of Canada (subject to certain exceptions—see p. 69); the public debt and property; the regulation of trade and commerce; unemployment insurance; the raising of money by any mode or system of taxation; the borrowing of money on the public credit; postal service; the Census and statistics; militia, military and naval service, and defence; the fixing of and providing for the salaries and allowances of civil and other officers of the Government of Canada; beacons, buoys, lighthouses and Sable Island; navigation and shipping; quarantine and the establishment and maintenance of marine hospitals; sea coast and inland fisheries; ferries between a province and any British or foreign country or between two provinces; currency and coinage, banking, incorporation of banks and the issue of paper money; savings banks; weights and measures; bills of exchange and promissory notes; interest; legal tender; bankruptcy and insolvency; patents of invention and discovery; copyrights; Indians and lands reserved for the Indians; naturalization and aliens; marriage and divorce; the criminal law, except the constitution of courts of criminal jurisdiction, but including the procedure in criminal matters; the establishment, maintenance and management of penitentiaries; such classes of subjects as are expressly excepted in the enumeration of the classes of subjects by these Acts assigned exclusively to the legislatures of the provinces.

Under Sect. 95, the Parliament of Canada may make laws in relation to agriculture and immigration concurrently with provincial legislatures although federal legislation is paramount in the event of conflict. By the British North America Act, 1951 (Br. Stat. 1950-51, c. 32) it is declared that the Parliament of Canada may make laws in relation to old age pensions in Canada but no such law shall affect the operation of any provincial laws in relation to old age pensions. By the British North America Act, 1964, which received Royal Assent on July 31, 1964, this amendment was extended at the request of the Parliament of Canada (June 19, 1964) to permit the payment of supplementary benefits, including survivors' and disability benefits irrespective of age, under a contributory pension plan.

**The Senate.**—From an original membership of 72 at Confederation, the Senate, through the addition of new provinces and the general growth of population, now has 102 members, the latest change in representation having been made on the admission of Newfoundland to Confederation in 1949. The growth of representation in the Senate is summarized by province in Table 7.

Senators are appointed by the Governor General by instrument under the Great Seal of Canada. The actual power of appointing Senators resides by constitutional usage in the Prime Minister whose advice the Governor General accepts in this regard. Until the passage of "An Act to make provision for the retirement of members of the Senate" (SC 1965, c. 4), assented to on June 2, 1965, Senators were appointed for life; that Act fixes at 75 years the age at which any person appointed to the Senate after the coming into force of the Bill will cease to hold his place in the Senate.

In each of the four main divisions of Canada except Quebec, Senators represent the whole of the province for which they are appointed; in Quebec, one Senator is appointed for each of the 24 electoral divisions of what was formerly Lower Canada. The deliberations of the Senate are presided over by a Speaker appointed by the Governor General in Council (in effect by the Government) and government business in the Senate is sponsored by the Government Leader in the Senate.

The Senate is not a competitor of the House of Commons in the field of legislation but, in the main, acts as a second chamber giving further scrutiny to legislation initiated in the House of Commons. Under the Constitution, Bills for appropriating any part of the public revenue or for imposing a tax or impost must originate in the Commons but in every other respect, since both Houses must concur in every piece of legislation, the Senate has an equal voice with the House of Commons.