

1433
Department of the Interior



Canada.

Ottawa.

22nd May, 1917.

TO HIS EXCELLENCY,

THE GOVERNOR GENERAL IN COUNCIL:-

The undersigned begs to recommend that the Governor General in Council under and by virtue of Section 6 of the War Measures Act, and any other power in him residing, do make the following regulations concerning the departure out of Canada of male persons who are liable to or capable of national service of a military or other character -

1. Any male person ordinarily resident within Canada, who -
 - (a) is a British subject by birth or naturalization, and
 - (b) is possibly capable of performing within Canada or overseas any service, whether of a military character or otherwise, which might conduce towards the success of His Majesty and his allies in the presently prevailing war, and who
 - (c) by stealth or otherwise, with the object, intent or purpose of evading or avoiding any liability to render, or of being called upon to render, such service, leaves or attempts to leave Canada,shall be guilty of an offence against this Order and be liable upon indictment or summary conviction to a fine ^{not exceeding} of Two Thousand Five Hundred Dollars or imprisonment ^{a period not exceeding} for five years, or to both such fine and such imprisonment.

1. Any male person ordinarily resident within Canada, who
 - (a) is 18 years of age or upwards but not over 45 years

the departure out of Canada of male persons who are liable to or capable of national service of a military or other character -

1. Any male person ordinarily resident within Canada, who -
 - (a) is a British subject by birth or naturalization, and
 - (b) is possibly capable of performing within Canada or overseas any service, whether of a military character or otherwise, which might conduce towards the success of His Majesty and his allies in the presently prevailing war, and who
 - (c) by stealth or otherwise, with the object, intent or purpose of evading or avoiding any liability to render, or of being called upon to render, such service, leaves or attempts to leave Canada,shall be guilty of an offence against this Order and be liable upon indictment or summary conviction to a fine ^{not exceeding} of Two Thousand Five Hundred Dollars or imprisonment ^{a period not exceeding} for five years, or to both such fine and such imprisonment.

1. Any male person ordinarily resident within

years of age, and who

(b) By stealth or otherwise and with whatever object, intent or purpose leaves or attempts to leave Canada without the written permission of a Canadian Immigration Inspector, or of some other person duly appointed by the Minister of the Interior for the purpose of giving such permission, shall be

guilty of an offence against this Order and liable ^{to a fine not exceeding} ~~in like~~ ^{two thousand five hundred dollars or imprisonment for a period not exceeding} ~~in like~~ ^{five two years or to both such fine and such imprisonment.} ~~in like manner and to the same extent as is and in by regulation No. 1 of this Order provided.~~

(2) When satisfied that the intended departure from Canada of any male person between the ages of 18 and 45 years, inclusive, is not with the object, intent or purpose of avoiding any liability to render, or of being called upon to render, ~~any such service as is referred to in regulation No. 1 of this Order,~~

within Canada or overseas any service, whether of a military character or otherwise, which might conduce towards the success of His Majesty and his allies in the presently prevailing war

~~of this Order,~~ ^{to} Canadian Immigration Inspector or any person duly appointed by the Minister of the Interior for the purpose of giving such permission, may grant unto such person written permission to leave, which written permission shall be substantially in the form of Schedule "A" ^{or Schedule "B"} to this Order, and in the event of a Canadian Immigration Inspector or other person duly appointed by the Minister of the Interior refusing to grant permission to leave Canada, the person so refused has the right of appeal to the Minister of the Interior.

(3) Any person to whom any such written permission to leave Canada has been granted shall carefully preserve the same and keep it always about his person, and in case of its non-production upon demand made by any Immigration Inspector, or in any proceedings in any Court of Law in which the matter of the grant thereof shall be in issue, it shall be deemed prima facie for all purposes from the fact of such non-production, that no such written permission has been granted.

2.

Any person who shall aid, abet or advise the commission of any offence against ~~Regulation No. 1 or Regulation~~ ^{Regulation No. 1} ~~or Regulation~~ ^{Number 2}

18 May - 24 May

years of age, and who

(b) By stealth or otherwise and with whatever object, intent or purpose leaves or attempts to leave Canada without the written permission of a Canadian Immigration Inspector, or of some other person duly appointed by the Minister of the Interior for the purpose of giving such permission, shall be

guilty of an offence against this Order and liable ^{to a fine not exceeding} ~~in the~~ ^{two thousand five hundred dollars or imprisonment for a period not exceeding} ~~to the same extent as is and is by regulation No. 1~~ ^{five two years or to both such fine and such imprisonment.} ~~of this Order provided.~~

(2) When satisfied that the intended departure from Canada of any male person between the ages of 18 and 45 years, inclusive, is not with the object, intent or purpose of avoiding any liability to render, or of being called upon to render, ~~any such service as is referred to in regulation No. 1~~

in Canada

~~manner and to the same extent as is and in by regu~~
~~five two years or to both such fine and such imprisonment.~~
~~of this Order provided.~~

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character or
otherwise, which
might conduce
towards the
success of His
Majesty and his
allies in the
presently
prevailing
war

(2) When satisfied that the intended departure from Canada of any male person between the ages of 18 and 25 inclusive, is not with the object, intent or purpose of avoiding any liability to render, or of being called upon to render, ~~any such service as is referred to in paragraph 1 of this Order~~ ~~or~~ Canadian Immigration Inspector or other person duly appointed by the Minister of the Interior for the purpose of giving such permission, may grant unto such person written permission to leave, which written permission shall be substantially in the form of Schedule "A" ^{or Schedule} to this Order, and in the event of a Canadian Immigration Inspector or other person duly appointed by the Minister of the Interior refusing to grant permission to leave Canada, the person so refused has the right of appeal to the Minister of the Interior.

(3) Any person to whom such permission is granted shall

to grant permission to leave Canada, the person so refused has the right of appeal to the Minister of the Interior.

(3) Any person to whom any such written permission to leave Canada has been granted shall carefully preserve the same and keep it always about his person, and in case of its non-production upon demand made by any Immigration Inspector, or in any proceedings in any Court of Law in which the matter of the grant thereof shall be in issue, it shall be deemed prima facie for all purposes from the fact of such non-production, that no such written permission has been granted.

2.

Any person who shall aid, abet or advise the commission of any offence against Regulation ~~No. 1~~ ^{has} ~~or Regulation~~ ^{Number 2}

No. 2

No. 1 of this Order, shall be guilty of an offence against this Order, punishable in like manner and to the same extent as is in and by Regulation No. 1 of this Order provided.

4. 3.

The general operation of these regulations and the enforcement thereof are committed to the Minister of the Interior, and subject to his directions, for the purpose of such enforcement all Canadian Immigration Inspectors shall have and may exercise within Canada, without liability ~~of~~ to any civil or criminal responsibility by reason of anything done in good faith while purporting to act under these regulations, the following rights and powers:-

(a) To enter and search any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, and to orally examine any passenger thereon.

(b) To hold and detain any ship, boat, train, car, vehicle, or other means of conveyance of passengers within, but bound out of Canada, until completion of any necessary examination by such Inspector of the passengers thereon.

(c) To cause, direct or authorize the removal of any passenger or foot passenger from any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, or from any bridge, wharf, road, or other avenue of departure from Canada.

(d) To suspend or hold up, or cause to be suspended or held up, for as long a time as may be requisite to complete any necessary examination of vehicular or foot passengers, all traffic on or approaching any bridge, wharf, railway station, road or other means or avenue of departure from Canada.

(e) To demand and require from all persons whomsoever who may be present when their assistance is required by such Inspector, any necessary assistance in the carrying out of the proper examination of all passengers by ship, boat, train,

car, vehicle or other means of conveyance of passengers within but bound out of Canada, or of foot passengers on or approaching any bridge, wharf, road or other avenue of departure from Canada.

(f) To arrest, ^{without warrant} and to detain in any custody, and at any convenient place or places within Canada, until the Minister of the Interior (to whom a report of every arrest and detention shall be forthwith after such arrest or detention made) shall direct the disposition of such person, any person found committing any offence against this Order.

11.4.

Any person who shall omit or refuse -

- (a) to permit access on the part of any Immigration Inspector to any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, for the purpose of examining any passenger thereon, or
- (b) to truly answer any question addressed to him by any Immigration Inspector as to his identity, residence, age, occupation, intention of leaving Canada, or his objects or purposes in leaving Canada, or
- (c) to remain within Canada with any ship, boat, train, car, vehicle or other means of conveyance of passengers which is under his charge or control until the completion of any necessary examination by any Immigration Inspector of the passengers thereon, or
- (d) to leave any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, or to leave any bridge, wharf, road or other avenue of departure from Canada and to go where he may be by any Immigration Inspector directed, or
- (e) to obey any order of an Immigration Inspector to suspend vehicular or foot traffic on or approaching any bridge, wharf, railway station, road or other means or avenue of departure from Canada, so that such Immigration Inspector may

complete

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complete any necessary examination of vehicular or foot passengers, or

(f) to assist when present, upon demand or requirement made, any Immigration Inspector in the carrying out of a proper examination of all passengers by ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, or of foot passengers on or approaching any bridge, wharf, road or other avenue of departure from Canada;

shall be guilty of an indictable offence and be liable upon indictment or summary conviction to a fine ^{not exceeding} one thousand (\$1,000.00) dollars or ^{for a period not exceeding two years} ~~two years~~ imprisonment, or to both such fine and such imprisonment.

56.

Nothing in this Order shall be deemed to apply or to extend to any member of -

(a) The military or naval forces of Canada when actually acting upon any naval or military business.

(b) The crew of any ship, ferryboat, street car or railway train of any company or system whose ships, boats or trains ordinarily ply between any place within and any place without Canada, or which proceed through any place without Canada, when actually acting as one of such crew.

(c) The crew of any ship or boat which is ordinarily engaged in Canadian coastal trade, or of any Canadian fishing vessel which is bound to any fishing ground when, in either case, acting as one of such crew.

Respectfully submitted,

R. L. Baden.

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Department of the Interior



Canada.

Ottawa, 22nd May, 1917.

TO HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:-

The undersigned begs to recommend that the Governor General in Council under and by virtue of Section 6 of the War Measures Act, and any other power in him residing, do make the following regulations concerning the departure out of Canada of male persons who are liable to or capable of national service of a military or other character -

1. Any male person ordinarily resident within Canada, who
 - (a) is 18 years of age or upwards but not over 45 years of age, and who
 - (b) By stealth or otherwise and with whatever object, intent or purpose leaves or attempts to leave Canada without the written permission of a Canadian Immigration Inspector, or of some other person duly appointed by the Minister of the Interior for the purpose of giving such permission, shall be guilty of an offence against this Order and liable to a fine not exceeding two thousand five hundred dollars or imprisonment for a period not exceeding five years, or to both such fine and such imprisonment.
- (2) When satisfied that the intended departure from Canada of any male person between the ages of 18 and 45 years, inclusive, is not with the object, intent or purpose of avoiding any liability to render, or of

being

Ottawa,

22nd May, 1917.

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THE GOVERNOR GENERAL IN COUNCIL: -

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The undersigned begs to recommend that the Governor General in Council under and by virtue of Section 6 of the War Measures Act, and any other power in him residing, *is pleased to make an order by* do make the following regulations concerning the departure out of Canada of male persons who are liable to or capable of national service of a military or other character -

Any male person ordinarily resident within

being called upon to render, within Canada or overseas any service, whether of a military character or otherwise, which might conduce towards the success of His Majesty and his allies in the presently prevailing war, a Canadian Immigration Inspector or any person duly appointed by the Minister of the Interior for the purpose of giving such permission, may grant unto such person written permission to leave, which written permission shall be substantially in the form of Schedule "A" or Schedule "B" to this Order, and in the event of a Canadian Immigration Inspector or other person duly appointed by the Minister of the Interior refusing to grant permission to leave Canada, the person so refused has the right of appeal to the Minister of the Interior.

(3) Any person to whom any such written permission to leave Canada has been granted shall carefully preserve the same and keep it always about his person, and in case of its non-production upon demand made by any Immigration Inspector, or in any proceedings in any Court of Law in which the matter of the grant thereof shall be in issue, it shall be deemed prima facie for all purposes from the fact of such non-production, that no such written permission has been granted.

2. Any person who shall aid, abet or advise the commission of any offence against Regulation No.1 of this Order, shall be guilty of an offence against this Order, punishable in like manner and to the same extent as is in and by Regulation No.1 of this Order provided.

3. The general operation of these regulations and the enforcement thereof are committed to the Minister of the Interior, and subject to his directions, for the purpose

3.

purpose of such enforcement all Canadian Immigration Inspectors shall have and may exercise within Canada, without liability to any civil or criminal responsibility by reason of anything done in good faith while purporting to act under these regulations, the following rights and powers:-

(a) To enter and search any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, and to orally examine any passenger thereon.

(b) To hold and detain any ship, boat, train, car, vehicle, or other means of conveyance of passengers within, but bound out of Canada, until completion of any necessary examination by such Inspector of the passengers thereon.

(c) To cause, direct or authorize the removal of any passenger or foot passenger from any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, or from any bridge, wharf, road, or other avenue of departure from Canada.

(d) To suspend or hold up, or cause to be suspended or held up, for as long a time as may be requisite to complete any necessary examination of vehicular or foot passengers, all traffic on or approaching any bridge, wharf, railway station, road or other means or avenue of departure from Canada.

(e) To demand and require from all persons whomsoever who may be present when their assistance is required by such Inspector, any necessary assistance in the carrying out

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out of the proper examination of all passengers by ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, or of foot passengers on or approaching any bridge, wharf, road or other avenue of departure from Canada.

(f) To arrest without warrant and to detain in any custody, and at any convenient place or places within Canada, until the Minister of the Interior (to whom a report of every arrest and detention shall be forthwith after such arrest or detention made) shall direct the disposition of such person, any person found committing any offence against this Order.

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Any person who shall omit or refuse -

(a) to permit access on the part of any Immigration Inspector to any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, for the purpose of examining any passenger thereon, or

(b) to truly answer any question addressed to him by any Immigration Inspector as to his identity, residence, age, occupation, intention of leaving Canada, or his objects or purposes in leaving Canada, or

(c) to remain within Canada with any ship, boat, train, car, vehicle or other means of conveyance of passengers which is under his charge or control until the completion of any necessary examination by any Immigration Inspector of the passengers thereon, or

(d) to leave any ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, or to leave any bridge, wharf, road or other avenue of departure from Canada and to go where he may be by any Immigration Inspector directed, or

(e)

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(e) to obey any order of an Immigration Inspector to suspend vehicular or foot traffic on or approaching any bridge, wharf, railway station, road or other means or avenue of departure from Canada, so that such Immigration Inspector may complete any necessary examination of vehicular or foot passengers, or

(f) to assist when present, upon demand or requirement made, any Immigration Inspector in the carrying out of a proper examination of all passengers by ship, boat, train, car, vehicle or other means of conveyance of passengers within but bound out of Canada, or of foot passengers on or approaching any bridge, wharf, road or other avenue of departure from Canada;

shall be guilty of an indictable offence and be liable upon indictment or summary conviction to a fine not exceeding one thousand (\$1,000.00) dollars or imprisonment for a period not exceeding two years or to both such fine and such imprisonment.

5. Nothing in this Order shall be deemed to apply or to extend to any member of -

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(b) The crew of any ship, ferryboat, street car or railway train of any company or system whose ships, boats or trains ordinarily ply between any place within and any place without Canada, or which proceed through any place without Canada, when actually acting as one of such crew.

(c) The crew of any ship or boat which is ordinarily engaged in Canadian coastal trade, or of any Canadian fishing vessel which is bound to any fishing ground when, in either case, acting as one of such crew.

Respectfully submitted,