

**MAXIMS OF A MERE MAN**

What would life be without arithmetic, but a scene of horrors.

# THE GUARDIAN OF THE GULF

The People's Paper Read by Everybody

Covers Prince Edward Island Like the Dew

**MAXIMS OF A MERE MAN**

Every wife has a right to a holiday away from her husband.

By Carrier: Charlottetown, Summerside \$15.00 per annum. Elsewhere in P. E. I. \$9.00. Other Provinces and U. S. A. \$12.00 per annum. CHARLOTTETOWN, CANADA, FRIDAY, FEBRUARY 1, 1952 12 PAGES Morning Daily Founded 1887. The Guardian, Five Cents.

## P. E. I. POTATO MARKETING SCHEME IS RULED INVALID

### Scheme In General Declared Ultra Vires By Supreme Court

The delegation of Federal powers to the P.E.I. Marketing Board was unanimously ruled invalid by the three Judges of the Supreme Court of Prince Edward Island sitting in banco in Charlottetown yesterday. It was held that the Board, being a purely Provincial creature, and in no way responsible to the Parliament of Canada, cannot receive delegated powers from the Federal Parliament.

The judgment went on to rule that the powers conferred on the Board by the Provincial Legislature wholly within the Province are valid but that the scheme in general is ultra vires. Some of the matters on which the Board had purported to make orders related to dealers' licenses, levies, minimum prices and consignment sales.

The questions before the Court in the Reference, which had previously been sent to the Supreme Court of Canada and referred back for original consideration and the answers given yesterday are:

1. Is it within the jurisdiction and competence of the Parliament of Canada to enact the Agricultural Products Marketing Act, (1940) chapter 16?

Answer: "No."

2. Is the answer to question No. 1, in yes, is it within the jurisdiction and competence of the Governor-in-Council to pass P.C. 615?

(Answered by No. 1).

3. Is it within the jurisdiction and competence of the Lieutenant-Governor-in-Council to establish the said Scheme and in particular section 16 thereof?

Answer: "No." As to Section 16 of the Scheme, "No, unless and insofar as the Scheme can be limited in its operation to affect only transactions intended to be wholly and ultimately carried out within the Province."

### Truman Levels Blast At Senator Joseph McCarthy

WASHINGTON, Jan. 31—(AP)—President Truman upbraided Senator Joseph McCarthy (Rep. Wis.) today as pathological and a character assassin.

He said that if McCarthy ever had told the truth he (the President) has not found out about it. He noted that he was speaking without immunity, a protection from lawsuits the Senator has enjoyed in some of the charges of Communism he has levelled at various government figures.

McCarthy replied that the President was indulging in "name calling" and added that "the tone of the words are almost the same as when the House (of Representatives) committee was exposing Alger Hiss."

The President spoke out vehemently at a press conference when asked about McCarthy's recent speech attacking Philbin Nash, special White House assistant and former University of Toronto lecturer.

McCarthy said Nash, a presidential aide handling problems of minority groups, had close associations with Communists in the 1940s. Nash branded the charge untrue.



In charge of two troops of Canadian Boy Scouts attending the First Caribbean Jamboree at Jamaica in March is John A. Snow of Willowdale, Ont. The troop are selected from scout groups across Canada.

### 243 Cape Breton Teachers On Strike

SYDNEY, N. S., Jan. 31—(CP)—Cape Breton County's rural and village school teachers completed the first day of their strike tonight without any concrete signs of a settlement move in sight.

The Cape Breton County Council, composed of the municipalities which employ the 243 strikers, is in session here but took no action on the matter. The council winds up tomorrow.

Before it does, however, the County Council of the Cape Breton Home and School Association will send a delegation urging that the council reconsider its action in rejection of an earlier request for pay increase.

The teachers asked a straight \$300 yearly increase. Minimum salaries are set by the Provincial Government but the school sections are permitted to pay more if they wish.

Salaries as set by the province range upward from the \$650 yearly stipend by permissive teachers—teachers with no formal training.

Teachers with an academic license—six or more years training above grade 11—received a starting salary of \$1,920 which increases to \$2,520 after 11 years.

The Provincial Government also pays an additional sum based on the type of license and the number of years service.

Today's strike by members of a local of the Nova Scotia Teachers' Union is the first in Nova Scotia history and is the result of a longstanding demand for increased pay.

About 5,000 children were affected.

### Increased Supplies Of Beef, Pork Anticipated

MONTREAL, Jan. 31—(CP)—Meat packers were told today that increased supplies of beef and pork products may be expected this year with a consequent easing in the family meat budgets.

A. G. Hall of Toronto said in a report that "a drop in beef prices would be healthy for the industry as it would mean increased beef consumption."

Earlier the 32nd annual convention of the Industrial and Development Council of Canadian Meat

Packers heard a report from H. C. Leckie of Toronto who forecast increased pork supplies and cheaper prices.

Mr. Hall said more than 500,000 fewer head of cattle and calves were marketed in 1951 than in 1950 but that in 1952 more beef will be up for sale.

"We must all be prepared for a sharp, but not disastrous, lowering of cattle prices," he said. Canadians are eating less and less beef "only because the prices were soaring too high."

### Churchill Gov't Wins Strong Confidence Vote

LONDON, Jan. 31—(AP)—Prime Minister Churchill's Conservative Government won a strong vote of confidence in Britain's House of Commons tonight on its program of grim austerity to help win peace. The vote was 306 to 275.

Liberals joined the Conservatives in this all-out test of strength of the Churchill Government, which took office three months ago after six years of Labor rule.

The vote hinged on approval of the program of the Chancellor of the Exchequer, R. A. Butler, to cut British imports by £150,000,000 a year, and institute rigid new domestic economies.

The government has a majority of 14 over all other parties.

Labor Attacks Government

During the bitter two-day debate which preceded the vote, the Labor Party headed by former Prime Minister Attlee attacked

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### Both Countries Agree To Security Plan

TOKYO, Feb. 1—(Friday)—(AP)—U.S. armed forces will remain in Japan after the occupation ends "on a security mission of the highest importance to both our countries," a special representative of President Truman declared today.

Dean Rusk, head of a special U.S. mission to work out details of the U.S.-Japan security treaty, said the defence arrangement "represents a common enterprise in which each (country) is vitally interested."

Rusk told a luncheon audience of the America-Japan Society that the "close association of our two nations in the cause of peace has nothing in it to be concealed."

He said the U.S. and Japan have agreed that the security arrangements should be made known fully to the people of both countries.

This was in reply to critics in Japan that the U.S. and Japan had concluded a "secret treaty" on Sept. 10, 1951, when the security pact was signed in San Francisco.

The two nations agreed at that time that "close association of our two nations in the cause of peace has nothing in it to be concealed."

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### Revision Of Telephone Rates Ordered By Utilities Board

Under the old general tariff the telephone rates were based on a schedule of rates which the complete schedule of rates which the Utilities Commission. They are the result of a rate hearing held here November 1 last.

During the hearing the Commission requested an upward revision in all rates varying from 50 cents per subscriber in the smaller exchanges of Group 1 to \$2.25 per business subscriber in the Charlottetown exchange when the dial system is installed. The complete schedule of rates which the Utilities Commission. They are the result of a rate hearing held here November 1 last.

The Board has agreed to an interim rate covering the Charlottetown exchange until dial service is installed. It is a flat 60 cents per month over present rates. However, the new rates applicable to the rest of the Province go into effect today and will be permanent for each group classification.

24-Hour Service

"One noteworthy change in the regulations is the abolition of night and part-time holiday and Sunday closing of exchanges. The proposed rates offer continuous service in all exchanges. This should do much to improve the usefulness of telephones in the smaller exchanges," the report stated.

It went on to say: "The subscribers are entitled to have the service for which they pay and the Company's only business is to provide service. Therefore, this rate increase is granted on the express understanding that efficient and adequate service shall be furnished in all exchanges throughout this Province and failure on the part of the Company may be treated as sufficient ground for reduction in rates accordingly."

"Members of the Commission dislike extremely to be continually yielding to applications for rate increases for various public utilities but neither we nor the utilities which we control can stay the effects of inflation now so glaringly rampant throughout this country."

Company's Petition

The Board's decision stated that at the hearing last autumn the Company presented a petition which with its schedules annexed covered some 73 pages and the evidence taken at the three-day hearing covered approximately 300 pages more, which is supplemented by other documents and papers supplied on request of the Commission. "In addition Counsel for the Company, in support of the Company's case, referred us to a large number of decisions of other Regulatory Bodies and Courts of Appeal both in Canada and the United States of America, as well as presenting an exhaustive

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### Yanks To Remain In Japan After Occupation

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### Coming Events

League Game Covehead Rink tonight. West End Crescents vs. York Rangers.

Notice—Our Store will be closed February 1st, for stocktaking. The Vernon River Co-Op.

Reserve Wednesday, Feb. 13, for dress carnival at North River Rink.

Cherry Valley Y. P. U. Pantry Sale at Holmans. Saturday, February 2nd, at 2:30.

For Snapshots that will not fade mail your Films and Negatives to Garnham Photo Studios, Charlottetown.

Card party in Emerald Hall Friday, Feb. 1. Drawing of lottery. Sponsored by the B.I.S.

Now in stock. Cod Liver Oil, Fishmeal Purina Steer Fatena, Purina Dryenna. Dillon and Spillett.

Hockey Wiltshire rink tonight, Charlottetown U.C.C. vs. Wiltshire Juniors. Skate after. Canteen service.

Hockey North River Rink tonight, Friday, Feb. 1. Cornwall Meteors vs. Milton Hornets. Game time 8:15. Skate after.

Queens County L. O. L. meets in Barton Lodge Room, North Millton, Tuesday, February 5th, at 2 P. M.

Come in and talk over our Purina Finance Plan, for your Hogs and Poultry. Dillon and Spillett.

Hockey tonight at Hunter River rink, North Rustico Juniors vs. Hunter River Juniors. Skate after.

Hockey tonight, Feb. 1, at Sandy's. Sandy's Ramblers vs. Covehead Road. League game. Skate after.

### News In Brief

OTTAWA, Jan. 31—(CP)—It now is expected that Rt. Hon. Vincent Massey will preside at the opening of Parliament Feb. 26 shortly after his swearing in as Canada's first native-born governor-general.

CAIRO, Jan. 31—(AP)—Instructions have been issued to military Egyptian nationalists in the Suez Canal zone to cease guerrilla activities against Britons and cause no more trouble, reliable informants said today. Peace is returning to the zone after three months of terror.

LONDON, Jan. 31—(AP)—The United States agreed today to advance \$1,840,000 to Uruwira Minerals, Ltd., to expand production of lead and copper in Tanganyika East Africa.

LONDON, Jan. 31—(Reuters)—Britain is to increase the fighting strength of her army by seven battalions, War Minister Anthony Head announced today. Strength of a British battalion normally is about 1,000 men. The new battalions, all infantry, will be raised this spring and summer, he told the House of Commons.

One Killed, One Escapes In Crash

VANCOUVER, Jan. 31—(CP)—One of the occupants of a missing training plane hiked into Granite Falls, Wash., today and reported that his companion was killed in the crash of their aircraft. The plane disappeared last night.

The report was received by the R.C.A.F. here from police at Granite Falls, 80 miles south of Vancouver.

The survivor was Harry O'Reilly, 33. There was no report on his condition.

Killed in the crash was John F. Welsh, 31. Both men were from Vancouver.

### 'Mickey' McDonald Heads 10 "Most Wanted" Men

OTTAWA, Jan. 31—(CP)—The R.C.M.P. today put Donald (Mickey) McDonald, Toronto gunman, at the head of a crime roll of their 10 "most-wanted" lawbreakers.

The 44-year-old former Toronto salesman, believed to have fled to the United States after breaking out of Kingston Penitentiary Nov. 27, 1947, tops a list of men wanted for murder, forgery, narcotics charges, bank robbery, swindling and criminal insanity.

### Three Workmen Killed In Blast

SARNIA, Ont., Jan. 31—(CP)—Three Sarnia workmen were fatally injured today when an oil-fired furnace exploded at an \$18,000,000 refinery under construction at suburban Froomfield. Two others suffered burns and shock.

Rescuers recovered the bodies of S. B. Thompson, 48, a rigger, and of a man believed to be John Stanford, 23, a Welsh bricklayer who came to Canada three months ago.

Franz Gremlich, 45, died in hospital later.

Jan Demedjuk, 48, was admitted to hospital. Another worker, Jack Carpenter, was treated for shock and sent home.

### Cheque-Cashing In Canada Up

OTTAWA, Jan. 31—(CP)—Cheque-cashing in Canada climbed to an unprecedented \$112,184,600,000 during 1951, the Bureau of Statistics reported today.

This 11.5 per cent climb from \$100,625,400,000 in 1950 appeared to be an indication:

1. Of higher prices which prevailed.

2. Of a tremendous upsurge in economic activity quickening the pace of business.

Value of cheques cashed by regions during 1951 with totals for 1950 in brackets:

Ontario, \$47,046,956,000 (\$43,146,167,000); Quebec, \$32,728,719,000 (\$29,106,858,000); Prairie Provinces, \$19,574,933,000 (\$17,287,706,000); British Columbia, \$9,945,579,000 (\$8,446,567,000); Atlantic Provinces, \$2,888,445,000 (\$2,648,161,000).

### DRIFTING MINES FOUND

TOKYO, Jan. 31—(AP)—The Japanese Maritime Safety Board said today 17 mines were found this month in the Sea of Japan which separates Japan from Korea and Siberia. All were drifters. They could have come from Communist minefields off North Korea. Or they could have been Japanese or American mines from the Second World War.

### Princess And Duke Land In Africa On First Stage Of Trip

EL EDEM, Libya, Jan. 31—(Reuters)—Princess Elizabeth and the Duke of Edinburgh landed at this lonely desert airfield tonight, refueled, and took off again for the second half of their flight from London to Nairobi, Africa. The handful of British airmen posted here greeted them.

London Farewells

LONDON, Jan. 31—(Reuters)—The King stood bareheaded and sad in a bitter wind at London Airport today and waved to his daughter, Princess Elizabeth, as she left on a trip around the world he wanted to make himself.

The four-motor Candaair airliner roared up smoothly and bore off the Princess and her Duke of Edinburgh husband to Nairobi, East Africa, from where they sail for Australia and New Zealand.

The King's recent lung operation prevented him going on the tour, and today he astonished the 3,000 cheering spectators by standing hatless in the wind.

Beside him stood Queen Elizabeth and Princess Margaret, their faces drawn with cold. The teeth of the watchers themselves were chattering.

Sad Leave-Taking

It was a sad leave-taking. By rigid tradition British royalty hides its emotions in public. But today nobody smiled much and both Elizabeth and her parents were obviously upset at the thought that it will be five months before they meet again.

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### Truman Quits Primary But May Seek Re-election

WASHINGTON, Jan. 31—(AP)—President Truman today ruled out a race against Senator Estes Kefauver (Dem. Tenn.) in the New Hampshire primary on March 11, but still left the way open for himself to seek re-election.

Saying presidential primaries are eye-wash, Truman emphasized that his withdrawal from the New Hampshire contest, the first in the United States, does not mean he is pulling out of the national election picture.

### Decline Shown In Fish Values

OTTAWA, Jan. 31—(Special)—Value of fish and crustaceans landed in Prince Edward Island in 1951 showed a decline of \$286,000 from 1950, according to figures issued today by the Dominion Bureau of Statistics. Total value of the 1951 catch was \$2,158,000 while that of 1950 amounted to \$2,444,000.

Smaller value of the 1951 catch is due almost entirely to the lower catches and landings of lobsters and oysters. Value of lobsters landed in 1951 was \$239,000 less than in the previous year, and value of oysters was off \$33,000 from the 1950 figure.

The catch of clams and quahaugs was down \$10,000 from 1950 and that of smelts decreased from a value of \$140,000 in 1950 to \$96,000 in 1951.

For the month of December, total value of the P.E.I. catch in 1951 is placed at \$29,000 compared to \$37,000 in 1950.

In New Brunswick the total 1951 catch of fish and crustaceans was up to \$7,220,000 from the 1950 figure of \$6,337,000. The Nova Scotia landings declined in value from \$20,839,000 in 1950 to \$20,379,000 in 1951. Value of the lobster catch was off in all three of the Maritime Provinces.

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### Varied Comment On Court Ruling Re Marketing Bd.

The decision of the Supreme Court yesterday declaring the P. E. I. Agricultural Products Marketing Act to be invalid has brought forth comments from many sources. Among those issuing statements dealing with the decision were Mr. D. A. MacDonald, chairman of the P. E. I. Potato Marketing Board; Mr. J. Lincoln Dewar, secretary of the P. E. I. Federation of Agriculture; and Col. G. E. Full, speaking for the shippers.

Mr. MacDonald's statement is as follows: "For the past 20 years farmers throughout Canada have sought to obtain some measure of marketing control over the products they produce and Provincial Governments have tried to help them do so by enacting marketing legislation in most Canadian Provinces."

"In order to make existing Provincial legislation fully effective the Government of Canada in 1949 passed the Dominion Agricultural Products Marketing Act with the unanimous approval of all members representing all parties in the House of Commons."

"In the opinion of the legal minds who drafted the statute, confirmed by the personnel of the

(Continued on page 11 col. 1)

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