

# Canada and Japan Argue Over Status

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By BILL BOSS

Canadian Press Staff Writer



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TOKYO — Red tape experts here are trying to establish the legal status of the Canadian soldier in newly-sovereign Japan.

The question is: Who is to try and punish him if he commits offences against Japanese civilians?

The Japanese claim the right, since they now are a sovereign power.

Canada maintains the right to jurisdiction over her own troops. She says they are in Japan in consequence of Canada's participation as one of the United Nations defending Korea.

### UNITS IN JAPAN

Actually, the number of Canadians stationed in Japan—mostly in Kure on the Inland Sea—is seldom more than 2,000. They comprise administrative, reinforcement, and training units, together with medical and ordnance corps detachments attached to larger Commonwealth installations.

Japanese newspapers recently claimed Commonwealth troops were conducting a "reign of terror" in the city of Kure, where most are stationed and singled out Canadians for particular complaint.

However, a Japanese foreign office spokesman said the reports were greatly exaggerated and that most of the offences charged against the troops were minor ones.

The question of jurisdiction was foreseen long ago, before the conclusion and ratification of the Japanese peace treaty. When

other Allied powers learned that the United States was concluding an administrative agreement with Japan, they pressed for one too.

They allowed themselves to be put off by the United States which suggested that its negotiations continue and the resulting agreement become the pattern for their own negotiations.

### RETAINS JURISDICTION

The result was that the return of sovereignty to Japan, May 1, found the U.S. retaining legal jurisdiction over troops, but the others without an agreement. Since then Japan has said she will negotiate on jurisdiction only with the Commonwealth countries, not with other U.N. powers.

Hence two U.N. soldiers leaving Camp Drake outside Tokyo on their holiday leave are on a different legal basis if one is in the United States Army and the other in the Netherlands'. The one, if he gets into trouble, returns to the custody of his unit, is tried by its court and punished by it. The other is detained by the Japanese and is liable to trial in a Japanese court and detention in a Japanese prison.

U.N. authorities here say the situation is manifestly unfair.

Representing Canada in the discussions are Hon. Arthur Menzies, charge d'affaires at the Canadian legation, and Brig. Alan B. Connelly, chief of the Canadian military mission.

Pending an agreement the Canadians have a verbal understanding with the Japanese foreign office and the attorney-general's department that when Canadian soldiers are arrested they will be returned to Canadian custody and tried in Canadian courts.

To impress the Japanese with Canadian determination not to tolerate misconduct against Japanese citizens the Canadian military mission has laid down the policy that such offences will be tried by general court martial.

### GENERAL COURTS

Offences which usually might be dealt with summarily by commanding officers, or by district court martial, since May 1 have been tried by general courts.

The first courts, headed by Col. C. R. Boehm of Ottawa, sat in Tokyo. They tried two soldiers for robbery with violence. Pte. A.A. Churchill of Carleton Place, Ont., pleaded guilty and was sentenced to four years' imprisonment. Pte. F. J. Chapman of Toronto was acquitted after a three-day hearing on the same charge, but convicted of occasionally bodily harm and sentenced to six months' detention.

In cases heard in Kure, Able Seaman D. Blair of Toronto and B. M. Golek of Qshawa, Ont., pleaded innocent of robbery with violence. Blair was convicted of robbery and sentenced to 18 months and Golek of robbery with violence and sentenced to 3½ years.

There is a slate of 16 cases still to be heard in Kure, ranging from attempted rape and robbery with violence to simple

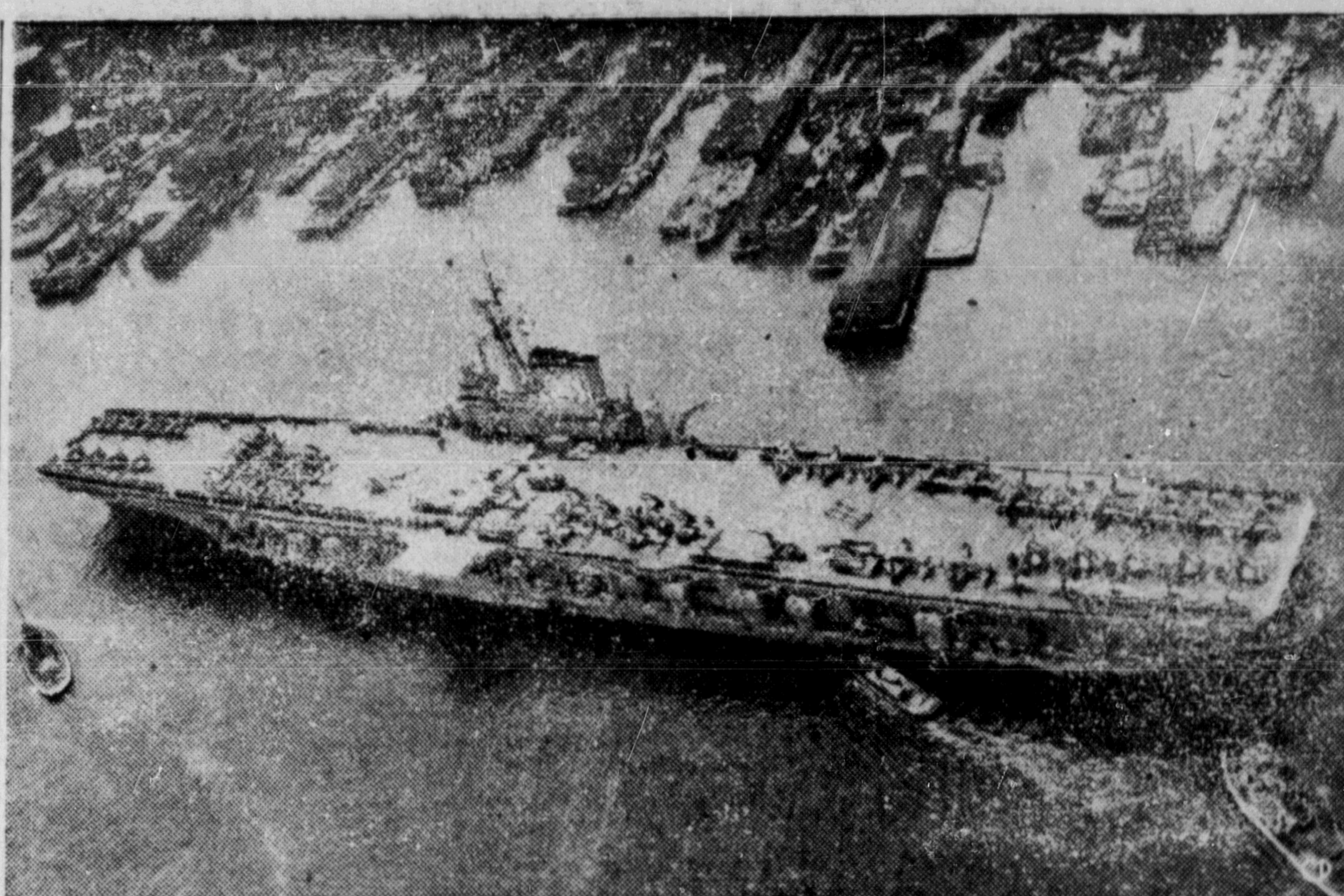
public nuisance through drunkenness.

Although the Japanese government has authorized the Canadians to try each of the Canadians so far court-martialed, the procurator of the Kure prefecture made what appeared to be a local challenge of the court's jurisdiction by refusing to produce witnesses on the first day of the Kure sessions.

## Today's Stocks

(Courtesy S. D. Johnston Co. Ltd.)

VANCOUVER	
American Standard	18
Bralorne	6.20
B R X	.04
Cariboo Quartz	1.35
Congress	.07
Cronin Babine	37
Giant Mascot	.90
Indian Mines	.16
Pioneer	2.10
Premier Border	23
Privateer	.07
Reeves MacDonald	3.50
Reno	.04
Sheep Creek	1.38
Silbak Premier	.48
Taku River	.07
Vananda	.03½
Spud Valley	.04½
Silver Standard	2.12
Western Uranium	4.00
TORONTO	
Athona	11½
Aumaque	17
Bevourt	1.10
Consol. Smelters	35.35
Conwest	3.60
Donalda	.40
Eldona	.20
East Sullivan	8.20
God's Lake	.45
Hardrock	12½
Harricana	.16
Heva	.11
Duvel	.78
Joliet Quebec	.41
Little Long Lac	68½
Lynx	15½
Madsen Red Lake	.41
McLeod Cockshutt	3.65
Moneta	.37
Negus	46½
Noranda	79.25
Louvicoourt	.22
Pickle Crow	1.60
Petrol Oil & Gas	1.11
Senator Rouyn	15¼
Sherrit Gordon	4.30
Steep Rock	6.50
Silver Miller	1.87
Upper Canada	1.90
Golden Manitou	6.45



**VISITS HALIFAX**—The United States aircraft carrier Midway, one of the largest in the world, steams slowly into Halifax, the first of a dozen naval ships to visit Halifax this month. More than 15,000 men are aboard the ships, ranging from supply vessels to the 45,000-ton Midway and a sister carrier, the Leyte. (CP from National Defence)

## MP's Headed For Home

# Parliament Session Adjourned

OTTAWA — Parliament is adjourned until Thursday, Nov. 20.

The lawmakers are headed for home from Ottawa's mid-summer swelter after a closing rush of work ending in a non-stop Commons sitting of 7½ hours just before getting Royal assent to the late-session batch of legislation.

Major items in the legislation were the controversial redistribution bill—increasing Commons representation to 265 from 262 and reshuffling ridings—and the first pension plan for long service members of the Commons.

Shortly before rising, the Commons learned from Prime Minister St. Laurent that a Commonwealth conference is in preparation. The prime minister, in a guarded statement, did not say when or where it would be held. John Diefenbaker (PC-Lake Centre) suggested it would be in November.

Other developments at the closing sitting:

1. Immigration Minister Harris announced that numbers of immigrants for the first five months of this year are well ahead of the corresponding period in 1951, but it is expected that the 1952 total will be below the record 194,391 of last year. The minister said the entry of workers will be slowed during the cold weather period of reduced employment, starting Nov. 1.

2. Revenue Minister McCann announced the CBC will add an

Ottawa television station to its proposed Montreal-Toronto network, and the capital's station should be in operation by next spring. It will cost \$800,000.

3. The Commons cleaned up the final millions in the 4,412,000,000 spending program set out in departmental estimates for 1952-53. Estimates of several departments were approved.

In a lengthy debate on immigration, members heard criticism from George Drew, Progressive Conservative leader, of the visa frauds disclosed some months ago in the smuggling of Italian and German immigrants to Canada.

Mr. Harris said an RCMP investigation is about completed and the justice department is considering what action should be taken against those involved. Some immigration department employees in Canada and abroad have been reported as participating in the irregularities.

The minister said immigration for the first five months of this year was 82,088, well above the 60,636 for the corresponding period last year. But it is expected to start slowing down this month.

The fall-winter curb on workers coming to Canada, he said in an interview after the house rose, will be applied to the general run of labor, particularly persons without definite job commitments here. It will be based when the labor market picks up

with warm weather. The move is partially in line with representations made to the government by labor organizations following last winter's increased unemployment. Some labor bodies wanted immigration banned altogether during the winter months.

In his television announcement, Revenue Minister McCann said it has been decided to go ahead with the Ottawa transmitter before reaching into the Maritimes and Western Canada.

Plans for expansion into the other areas have "by no means been rejected," he added, but the government feels they should have further study.

After the final clean-up, legislation approved was given Royal assent by Mr. Justice Patrick Kerwin of the Supreme Court of Canada, acting administrator. The session was opened by the Governor-General, Rt. Hon. Vincent Massey, Feb. 28—the first time a native Canadian vicerey performed this function.

Parliament now is adjourned until Nov. 20, though Prime Minister St. Laurent has indicated members might be summoned earlier if developments warrant. On resuming, they are expected to prorogue fairly quickly and immediately start off a session that will stretch into 1953 and constitute the normal sitting for that year.

This will permit prorogation earlier than usual, to allow members to go to Britain for the coronation of Queen Elizabeth early next June.

## Steel, Political Figure Dies in Eastern Canada

MURRAY BAY, Que. (CP)—Senator J. Gordon Fogo, 55, top steel executive and president of the National Liberal Federation, died here last night.

He died at the Resort Hotel where he had been attending business meetings.

Cause of death was not immediately known but Senator Fogo for several years had been suffering from a heart condition.

A native of Halifax and president of the Algoma Steel Corporation, Senator Fogo had been 56 Wednesday.

BOOST FROM WEST ST. JOHN'S, Nfld. (CP)—A campaign for funds to build a stadium here received a boost from Ernest McFarlane, vice president of the Lethbridge Chamber of Commerce, visiting here. He paid Mayor H. G. Mews \$50 for his stadium donation.



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This is an exceptionally clean used car. **1665**

1950 CHEVROLET SEDAN—G.M. auto radio, air conditioning, seat covers, and in excellent shape. **1850**

1951 AUSTIN STATION WAGON—Radio, heater, grille guard and fog lights. **1375**

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**BC Man Head Of Research For Railway**

MONTREAL—A native of New Westminster, B.C., Philip L. Mathewson, has been appointed chief of research for the Canadian National Railways system. It was announced here Monday by S. W. Fairweather, vice-president of research and development.

As transportation engineer for the CNR during the past six years, Mr. Mathewson is well known in transportation and engineering circles. He is a member of the Corporation of Professional Engineers of Quebec and of the Engineering Institute of Canada.

Mr. Mathewson, who will direct and co-ordinate railway research, succeeds J. E. Gibault, recently appointed terminal construction engineer at Montreal.

An electrical engineer, Mr. Mathewson graduated from the

**Municipalities Inspector Here**

L. W. Wheelton, assistant supervisor of municipalities, arrived here last night in the course of an inspection trip through north central B.C.

He met with City Clerk Bill Long this afternoon and will leave tonight for Terrace. Later he will visit Smithers, Telkwa, Vanderhoof, McBride, Burns Lake and Prince George.

Mr. Wheelton, who made his last trip here in 1950, explained that his department is chiefly concerned with villages and operates mainly in an advisory capacity.

**CANADA'S COST-OF-LIVING INDEX**  
1935-39=100

INDEX RISES—The cost of living index increased by three-fifths of a point during May to 187.3 from 186.7, ending a four-month, 4.8-point decline from the peak of 191.5 last December. The Bureau of Statistics, which prepares the index, said the main causes of the climb were higher prices for some foodstuffs and higher rents. The dotted line shows the United States Consumers' price index. These indexes measure percentage changes in prices in each country but should not be used to compare actual levels of prices between the two countries. (CP PHOTO)

**COLD WAR THREAT BY CHILDREN**

TRENTON, N.J. (AP)—Police are on the look out today for a group of children armed with ice cubes.

The owner of an automatic ice-cube dispenser reported the kids have been stealing his cold wares and apparently using them as ammunition in street brawls.

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**CAPITOL**

PRINCE RUPERT CHAMBER OF COMMERCE is pleased to announce that **HON. R. H. WINTERS** Minister of Resources and Development is to be guest of honor at a Chamber of Commerce Dinner at Canadian Legion Hall Sunday, July 13, 7 p.m. EVERYONE WELCOME. Tickets available from Northern B.C. Power Office, Secretary of the Chamber of Commerce and Members.

TODAY ONLY HELEN HAYES — ROBERT WALKER  
7:00 - 9:10 p.m. in "MY SON JOHN"

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