

# Response of Ottawa part of probe terms

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Lynch will visit the penitentiary Tuesday to familiarize themselves with the scene.

Public hearings will resume at 10:30 a.m. Wednesday, the chief justice said.

The hearing has been switched from the Court of Appeal to Room 406 at the courthouse where there is a larger public gallery. Today, the 58 seats in it were filled 15 minutes before the start.

The commissioners sat in red leather chairs on the judge's bench and lawyers representing the inmates and a community group sat at a long table facing them.

The jury box was used by penitentiary officials.

The chief justice allowed a 60 second still and TV picture taking session immediately on entering, then dismissed photographers from the courtroom for the rest of the hearings.

Chief Justice Farris then began the hearing, by reading the terms of reference set by federal penitentiary commissioner Andre Therrien.

The terms briefly outlined the events at the penitentiary, saying they started at 8 a.m. June 9 when three inmates seized and held the hostages.

The event ended, the terms said, at approximately 1 a.m. June 11 when Miss Steinhilber was killed, one inmate seriously injured and the remaining hostages freed.

One controversy that has arisen is over statements by intermediaries that neither they nor the inmates holding the 15 hos-

tages were told a foreign country was prepared to accept the prisoners.

The three prisoners, Claire Wilson, Dwight Lucas, and Andy Bruce had demanded a plane to a foreign country as a condition of freeing the hostages.

All three are charged with possession of weapons — knives — for unlawful confinement. Bruce is in hospital with gunshot wounds.

The other terms of reference:

- The circumstances which led to the hostage taking.
- The initial emergency response action.
- The established policy and procedures prescribed at the B.C. Penitentiary to prevent and to respond to such occurrences.

Chief Justice Farris announced that lawyer John Rowan has been appointed commission counsel. He will be assisted by Paul Myers.

Other lawyers who introduced themselves today were Terry Robertson for inmate Bruce, and James Hogan for Wilson and Lucas.

P. M. Bolton, who announced that he and two assistants were appearing on behalf of a community group in Vancouver, known as the Prisoners Union Committee, was told he will have to wait for a ruling on what part, if any, the three can play.

Bolton said later he wants to present to the commission evidence from witnesses who the commission's general counsel has not interviewed.

# 'Mary decided to leave'

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make the rest of the prisoners pay to get me back."

Hickerson said that although Miss Steinhilber had liberal political views, and opposed capital punishment, she was not "bleeding heart."

"She wouldn't say clear out the prisons," he said. "She wouldn't agree with

Angela Davis that they are all political prisoners.

"She thought a lot of them were justly convicted. But she was always asking why they had to be in the B.C. Pen. Why couldn't they take them up north, somewhere where there was real work they could do, and let them roam around a bit?"

"But the prison system as it is, as Mary saw it, was simply not seriously interested in any kind of rehabilitation."

# Used beer bottles suit opens

Four breweries and three other companies were accused in B.C. Supreme Court today of conspiring to fix the price of used beer bottles and agreeing not to compete among themselves in the purchase of empties.

Lawyer Jack Giles, opening a suit for 15 firms dealing in used beer bottles, said the action was for damages for "tortious conspiracy" and a permanent injunction against the seven defendants.

The plaintiffs in the action are Valley Salvage Ltd., and 14 other firms which collect empty bottles.

Defendants are Molson Brewery B.C. Ltd., Labatt Breweries of B.C. Limited, Uncle Ben's Industries Ltd., Carling O'Keefe Ltd., Pacific Brewers Distributors Ltd., International Bottle Depots Ltd. and Seaboard Depots Ltd.

Giles said the breweries had agreed between themselves to set up the Pacific Brewers Distributors to buy all empty beer bottles at a price and at times and places fixed by them.

He said that PBD operated through designated wholesalers, each being given exclusive territories, and PBD exercised complete authority.

The breweries by agreement had the objective of eliminating all competition between them in the purchase of beer bottles, Giles told Mr. Justice D. E. Andrews.

He said the agreement had the effect of restricting and controlling those who could do business in used beer bottles.

# Parents rescue private school

Sun Staff Reporter

SQUAMISH — St. David's School for Boys, a private school run on British lines, has been saved from a financial crisis by a group of parents.

Headmaster Christopher Goodwin said the school will reopen this fall but fees will have to go up almost \$1,000 per year.

He said the new annual fees will range from \$3,900 to \$4,100.

Goodwin said the parents, at a meeting last week, almost doubled the size of the board of directors to 15 and elected Mrs. Thelma Johnstone as board chairman.

# MORGENTHAUER ILL 'AFTER DISPUTE'

GRANBY, Que. (CP) — Dr. Henry Morgenthauer, who was treated for symptoms of heart disease during his recent Montreal trial for illegal abortion, was in the intensive-care section of the suburban Sheldford General Hospital today.

Hospital officials declined to release any details about his condition.

An unconfirmed report said he was taken to the hospital during the night after a dispute with guards at nearby Waterloo rehabilitation centre. He was said to have been suffering from chest and arm pains similar to those which resulted in his examination during the trial at Montreal.

# Barrett in New York for financial talks

NEW YORK (CP) — B.C. Premier David Barrett flew here today for meetings with members of the New York financial community and later had lunch with bond buyers of Standard and Poors, the financial rating agency.

His schedule included talks with other financial figures and a private luncheon with officials of Salomon Brothers, major New York banking house.

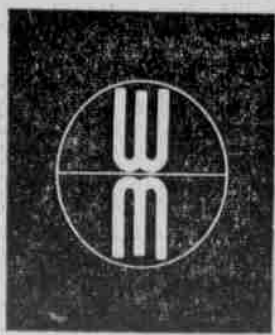
Barrett flies to London Wednesday.

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# DRIVERS URGED TO WAIT

No progress was reported today in the strike involving the Insurance Corporation of B.C. and its 1,000 employees.

Drivers who have been involved in minor accidents are advised by ICBC to wait for repairs.

"Keep driving if it can be done safely and legally and wait until the strike is over before claiming," spokesman Bev Penhall said.

Those involved in minor accidents should record all accident details and when the strike is settled ICBC will advise each motorist how to handle his claim.

No talks are planned between the corporation and the Office and Technical Employees Union who struck May 20.

Penhall said ICBC is trying to settle

cases of real hardship such as that of a person who cannot carry out his job because of vehicle damage.

Auto body shops are generally demanding cash payment for repairs during the strike.

Supervisory employees are manning the phones at ICBC's Vancouver information centre (665-2800).

The motor vehicle branch will renew B.C. drivers' certificates as well as issue duplicates for lost certificates. But it cannot issue original licences because this involves insurance certificates.

The branch also cannot issue vehicle licence plates.

Penhall said licence plates and insurance for new or used cars can be bought through independent insurance agents.

# Gov't unveils transport plan

Continued from page 1

plementation of the new policy, including:

A program of consultation with provincial governments to identify remote areas most in need of improved transportation and to assist communities without acceptable year-round service access;

The integration of all modes of passenger transportation to develop a system which is as accessible, equitable and efficient as possible, including the joint use of terminals and reservation systems by Canadian National Railways and CP Rail;

A study of the possibility of reducing the difference between the legal minimum and maximum freight rates, basing freight rates on a combination of variable and fixed costs instead of on long-run variable costs alone, and permitting any interested party, not merely "captive shippers," to appeal to the CTC;

Construction and operation, jointly with private industry, of the world's first Arctic-class bulk carrier with ice-breaking capacity to transport minerals, oil and gas from the Arctic.

Marchand said that Ottawa can no longer maintain the "largely passive role" assigned to it under the National Transportation Act, which was written in 1967.

"It is where the system is not yet developed that the government must take on a more active role and concentrate its attention and its resources," he declared.

The minister said services should be provided by the private sector wherever feasible but that the government must insure that the over-all system develops in an integrated accessible and equitable way.

There should be an objective of commercial viability including cost recovery, both in the operation of transportation services and in the provision of new facilities and services.

But where this principle has to be departed from the national interest, he added, "the costs imposed should be clearly and specifically identified and assumed by government."

Government officials said this was not meant to refer to the controversial Crownest Pass route designed to benefit Prairie producers shipping goods abroad, and which national rail companies want to change to reflect costs more accurately.

Marchand noted that his new policy, instead of focusing mainly on freight transportation requirements, gives equal prominence to freight and passenger services.

The minister noted that under the present system rail passenger subsidies could rise to more than \$300 million by 1980 and that in many places in Canada it would cost the taxpayer less if passengers travelling by rail were given free bus tickets instead.

He announced that a special group composed of federal and Western provincial representatives and of the two national railways will be set up to consider the possible establishment of rail freight rate groupings to apply the same rates to communities in the same area.

# Strike shuts 9 plants of British Leyland

BIRMINGHAM, England (Reuter) — Nine Rover plants of the British Leyland Motor Corp. were shut down today as 10,000 workers in the Birmingham and Cardiff areas started a three-day strike.

The plants include the main assembly plant at Solihull.

The workers are demanding an improvement in the company's wage offer.

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# WARSHIP

Continued from page 1

from England in March and has held training exercises in the Caribbean.

In Ottawa, the external affairs department said that as the Hermes was a visiting NATO warship it was immune from seizure under customary international law and domestic law.

An external affairs spokesman, and others in defence and in the British high commission, said that the seizure under the court order was illegal under the NATO Status of Visiting Forces Agreement.

The external official also said there are sections in the Federal Court Act and the Crown Liability Act that make seizure of a foreign NATO warship illegal.

A defence department spokesman said only that the arrest is illegal under international law.

The spokesman for the British high commission said that any action taken against the crew or the Hermes should have been done under the status of visiting forces agreement.

He also said because of other law the writ or arrest was illegal.

# BOY, 8, MURDERED

ORLEANS, Ont. (CP) — A 14-year-old Orleans youth has been charged with non-capital murder under the Juvenile Delinquents Act in the weekend death of eight-year-old Richard Johnston of nearby Queenswood.

A provincial police spokesman said Sunday an autopsy has revealed death resulted from asphyxiation.

The youth was arrested Saturday several hours after the body of the Johnston boy was found in a marshy area along the Ottawa River near the Queenswood village recreation centre, about 10 miles east of Ottawa.

The boy was reported missing from his home about 10:30 p.m. Friday and a search was organized.

His body was found at 2 a.m. Saturday floating face down and half-nude along the river's edge behind the playground where he often played ball.

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# "NOTICE" HOMEOWNERS CONSIDERING RENOVATIONS?

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I am sure that before you consider any investment to your home you want to know who you are dealing with and how they operate. For this reason I have written this article to give you some information that will help you reach a most beneficial decision concerning your proposed renovations now or in the future.

1. Newbuild Home Improvement Co. Ltd. personnel has over 20 years' experience in the home improvement field.
2. Our tremendous volume benefits you in a very special way. "Cost": because we purchase to much material, approximately 40% of our gross, suppliers offer us tremendous discounts in order to get our business. We save — you save — it's that simple.
3. I'm certain you've heard that the largest single factor, aside from lack of business, that kills organization. Well, we've seen it happen and it's true, so N.H.I. Co. Ltd. personnel has, over the years devoted a great deal of attention to proper organization. Every project goes through the same basic process ensuring you complete speedy and careful attention. It goes like this — Estimator — Estimating Manager — Supervisor — Production Manager — President. Benefit to you? We start quickly and end quickly but while your project will be in progress, all those people who could help you with any questions you might have, will be aware of exactly what we are doing for you.
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5. As you know, the construction industry in Canada is very seasonal. Because of the scope, the nature of our work, and our volume, our workload covers 52 weeks per year. This attracts the finest craftsmen available in the province. All of our men are specialists in their own field. All are well aware of the quality and service we demand from our clients.
6. Earlier while discussing our organization, I mentioned supervisors — let me elaborate for a moment. Your project will be personally supervised by a specialist in your type of renovation. He will act as the liaison man between you and the tradesmen. He will visit the job every day answering questions you might have and putting into production any small changes that you might request.
7. A distinct advantage Newbuild offers you is that we do everything. Anything in your home from foundation to electrical work is handled by us. We call it "total responsibility." No necessity for you to call in 3 to 5 different contractors for one project. We do and are responsible for everything.
8. I have touched on 7 different areas that put N.H.I. Co. Ltd., at the top of its field. All of these add up to one major benefit to you. We give a 5-year unconditional guarantee against all hidden defects, and we'll be around should the need arise for a service call.
9. I'm sure a very important factor in undertaking any project is how you can arrange the necessary financing and work it into your budget. Because of our volume, % of which we process through various financial institutions, we are able to procure for you the best possible rates and the most convenient investment schedule.
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