

in the female side flushed with water. The men's side used pans. Until the time I left there were no pans in the main closet on the men's side, simply earth placed on a concrete bottom. They were emptied every day. There were similar closets on the women's side. The large tank was very offensive, also the matter which was put out on the garden. The pigsties were there when the Home was established. They were never used on account of the smell and the myriads of flies. The inmates had control of the ventilators in the dormitories. They generally kept them shut. The dormitories were stuffy in the mornings.

TUESDAY, 17TH NOVEMBER, 1903.

Mr. Moss's examination resumed.

*By Mr. Cotter:* I take no exception to the resolution passed by the Board as to dispensing with my services. During the progress of that inquiry I do not remember asking the Board to give me a public inquiry. In investigating a previous inquiry it was conducted publicly. The Press representatives were present. The evidence of certain inmates was taken then. I did not ask for a public inquiry because I considered the Board was honest. I put in a written statement and made a *viva voce* statement which was ignored. Our evidence rebutting was not justly balanced with the other side. I was not pleased with the result. I wanted justice. I found out that some of the charges were not proved. I should have been the judge as to whether any of the charges were proved or not. The Committee did not consider the evidence. I do not consider that my remarks to Miss Mark were harsh. I would rather those remarks had not been made. I was never allowed to manage the Home. There was no management. I exercised the right of suspension. I agree with every word I said about Miss Mark in my statement just read by Mr. Cotter. The reason why I did not recommend the acceptance of Miss Mark's resignation was because I had a kindly feeling towards her. I say that the Board was not justified in finding that I had made harsh statements to Miss Mark. We were rigorously excluded from the inquiry held by the Board. I do not say that the Board decided by resolution that none but hostile witnesses should be called; but that was done intentionally by the Board with a certain end in view, to get us out of the institution. That end could not have been accomplished with a proper inquiry. It was an unavoidable and disciplinary act to put Mrs. G. Campbell in the refractory-ward. She was let out because she promised to behave better. If she had not expressed regret I should have kept her there indefinitely—until she promised better conduct. I reported the matter to the Board. During the fourteen days I visited her perhaps ten or twelve times. Assuming that Dr. King is right and that I knew she was an epileptic, I should have still placed her in the refractory-ward, but I would have had her constantly watched as far as possible. She was never neglected. The door was bolted on the outside. The Board had no right to believe Miss Mark as against me unless she was subject to cross-examination. *Re* the twice-boiled eggs: It is expedient that there should be no malice there. *Re* the baths: There is no malice; the Committee considered that in a proper way. An employer has no right to investigate any charge against an employee except in the manner adopted in a Court of justice—*i.e.*, the employee should have an opportunity of cross-examining witnesses. *Re* Kinghorn: The Board did not come to a proper conclusion in that case; I had no opportunity to call witnesses; I was not requested to call witnesses in that case. *Re* O'Callaghan: I say that the doctor instructed me to pass a catheter; I tried to do so but failed; I do not remember if I told the Board; I told the Commission that I passed the catheter because the doctor told me to do so: in my report and evidence I said I passed it to pacify the old man; I objected to do these things; I objected to the Board either to use the catheter or administer hypodermic injections; the Board overruled these objections; both my statements as regards the catheter are harmonious, taken in the proper connection; both statements are correct. The statement produced was sent with Mrs. Moss's knowledge and consent. I do not desire now to modify or alter any of those statements. That was a proper document to send under the circumstances. The washing-work had to be done by the Board's authority, and I was compelled to employ those old men who were most suitable to do the washing. The Board authorised me to employ as labour the whole of the inmates. They did not order me to employ any particular individual. I did not always keep copies of letters I sent to the Board. I have not time to do so. The reason I took the document of October, 1896, was that I thought that if I wanted it it would not be forthcoming. I have taken two other documents for the same reason.

GEORGE M. DOWNEY SWORN, and examined by Mr. Moss.

I was employed at the Home as cook for seven years and a half. I had no paid assistant. I should have had a second cook. I never saw or heard of any acts of cruelty on the part of yourself or Mrs. Moss. No neglect. You were tactful and considerate. The relations were harmonious. I saw much drunkenness in the Home amongst the inmates and the staff. It disorganized the institution. I remember O'Callaghan. He was of drunken habits. He was not neglected, that I am aware of. I remember Dunn, who was suffering from heart-disease, and was excitable. I remember Miss Mark. Her relations with the staff and inmates were bad. She was excitable, and had no tact for old people. She got all she required from the kitchen from me. No milk was given to the ducks. Paste was never given to any patient. There was a diet-book. Corn-flour prepared was for cancer patients. There were no complaints as to diet. I followed the instructions in the diet-book. The Hospital and Nurses Home had a prior claim on the vegetables grown at the Home. The Home got the worst of the vegetables. I complained of the cooking-appliances. The stove was bad and filthy, full of dust. The staff was insufficient. The male