

In the Privy Council.

ON APPEAL

FROM THE SUPREME COURT OF CANADA.

BETWEEN

ATLANTIC SMOKE SHOPS LIMITED (Plaintiff) - *Appellant*

AND

10 JAMES H. CONLON, JOHN McDONOUGH and THE
ATTORNEY-GENERAL OF THE PROVINCE OF
NEW BRUNSWICK (Defendants) - - - *Respondents*

AND

20 THE ATTORNEY-GENERAL OF THE PROVINCE OF
QUEBEC, THE ATTORNEY-GENERAL OF
CANADA, THE ATTORNEY-GENERAL OF
NOVA SCOTIA, THE ATTORNEY-GENERAL
OF ONTARIO, THE ATTORNEY-GENERAL OF
PRINCE EDWARD ISLAND, THE ATTORNEY-
GENERAL OF SASKATCHEWAN, THE
ATTORNEY-GENERAL OF BRITISH COLUMBIA
and THE ATTORNEY-GENERAL OF MANITOBA *Intervenants.*

Case of the Intervenant

THE ATTORNEY-GENERAL OF NOVA SCOTIA.

The Attorney-General of Nova Scotia, Intervenant, adopts and relies upon the Case of the Respondents and submits that the appeal should be dismissed and that the Act should be declared *intra vires* the legislature of New Brunswick in its entirety for the reasons therein mentioned.

S. A. KYFFIN.

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ON APPEAL

From the Supreme Court of Canada.

BETWEEN

ATLANTIC SMOKE SHOPS LIMITED
(Plaintiff) - - - - *Appellant*

AND

JAMES H. CONLON, JOHN McDONOUGH
and **THE ATTORNEY-GENERAL OF THE**
PROVINCE OF NEW BRUNSWICK
(Defendants) - - - - *Respondents*

AND

THE ATTORNEY-GENERAL OF THE PROVINCE
OF QUEBEC, THE ATTORNEY-GENERAL
OF CANADA, THE ATTORNEY-GENERAL
OF NOVA SCOTIA, THE ATTORNEY-GENERAL
OF ONTARIO, THE ATTORNEY-GENERAL
OF PRINCE EDWARD ISLAND, THE
ATTORNEY-GENERAL OF SASKATCHEWAN,
THE ATTORNEY-GENERAL OF BRITISH
COLUMBIA AND THE ATTORNEY-GENERAL
OF MANITOBA - - - - *Intervenants.*

Case of the Interbenant

THE ATTORNEY-GENERAL OF NOVA SCOTIA.

BURCHELLS,

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Solicitors for the Interbenant the
Attorney-General of Nova Scotia.