

1824.

authorised to pay for from the military chest, an expense that may be dispensed with as it can be accomplished by further emigration.

Page 217

February 25.

Maitland to Bathurst (No. 121). But for the exceptional circumstances would not have submitted the accompanying correspondence. Had done all in his power to avoid so unpleasant a necessity. In transmitting the bill to render permanent the assessment laws, he desired to accompany it with every explanation that could put government in possession of all the reasons for and against the bill. The Chief Justice having legal objections to the bill was asked to put them in writing. The letter contains little applicable to the merits of the bill; the most of it relates to his own conduct in respect to it which was not needed, but which was designed to reach the quarter to which the letter was to be sent. Summary of the complaints against the lieutenant-governor. His surprise at receiving such a letter which was wholly foreign to the object for which he had desired a communication. To save Powell from such a letter being sent he had addressed a note to him and subsequently another, but without effect. Denies all the charges made by the Chief Justice who had always free access to the lieutenant-governor. It was understood that strenuous opposition was to be made in the Legislative Council to the assessment bill by two members who were large land owners and that the Chief Justice was aiding the opposition by suggestions and insinuations rather than by argument openly used. The suspicion this conduct had raised as to the sincerity of the attempt to pass the bill and the means taken to put a stop to this conduct. The avoidance by the Chief Justice of an open discussion of the bill with other members of the Council. Report of proceedings at interviews with the Chief Justice and the proceedings of the latter with respect to the assessment bill.

220

LT. GOV. SIR P. MAITLAND, 1824.

Q. 335-2.

1822.
October 12, Bathurst to Maitland. Enclosed in Maitland to Bathurst (No. 140) of 15th May, 1824.
1824.
January 22, Chief Justice Powell to Maitland. His objections to the assessment York, bill, reserved by him (Maitland) out of deference to his (Powell's) objections. Page 236
- January 23. Maitland to Powell. His objections to statements in a paper intended to give information to His Majesty's Government. 240
- February 10, Hillier to the same. In sending the reserved assessment bill, Maitland York, has sent extract from Powell's letter containing legal objections to it. The statements as to his personal feelings were not asked for and cannot be sent. The lieutenant-governor desires to know the object of sending such a statement. 241
- February 11, Powell to Hillier. States the object of his communication which was York, designed to be respectful and veracious. Is sorry it was not so considered; had received the censure in respectful silence. 243
- February 26. Maitland to Bathurst (No. 122). Transmits royal and trade instructions York, under which he is acting as lieutenant-governor with remarks. 246
- March 4, The same to the same (No. 123). Transmits report of the Chief York, Justice on the case of Mary Thompson, tried and convicted of murder, respited in consequence of doubts as to legality of the proceedings at the trial. 247
- Enclosed.* Chief Justice Powell to Hillier. Report of the proceedings at the trial of Mary Thompson, convicted of child murder. 250