

**F. B. HEAD.**

THE LIEUTENANT GOVERNOR informs the Legislative Council, that in consequence of this Province being invaded and assailed by a foreign enemy, and being the scene of actual military operations, Colonel Foster, the Officer in command of Her Majesty's land Forces, has assumed the entire military authority and command over the Troops; that he is also in command of the Militia; and that the Commissary General at Quebec has communicated to the Officer in charge of the Commissariat here, that consistently with the rules of the Service, no expenses can be allowed unless sanctioned by the authority of the Military Commander, upon whom the protection of the Province has thus necessarily devolved.

The Lieutenant Governor takes this opportunity to communicate to the Legislative Council, that having had the misfortune to differ from Her Majesty's Government, on one or two points of Colonial policy, he felt it his duty, on the 10th of September last, respectfully to tender to Her Majesty's Principal Secretary of State for the Colonies, the resignation of the important station, which for a short time, he has had the honor to hold in this Province.

His resignation having been graciously accepted, the Lieutenant Governor has to inform the Legislative Council, that he yesterday received official information that Her Majesty has been pleased to appoint Colonel Sir George Arthur, to be Lieutenant Governor of Upper Canada, and that His Excellency may be expected to arrive here in a few days.

Under the peculiar circumstances in which the Province is at present placed, the Lieutenant Governor feels confident, that the Legislative Council will rejoice with him at the approaching arrival of an Officer of high character and considerable experience, whose rank in the Army will enable him to combine the Military command with the Civil Government of this Province.

*Government House,*

15th January, 1838.

*To His Excellency SIR FRANCIS BOND HEAD, Baronet, Knight Commander of the Royal Hanoverian Guelphic Order, Knight of the Prussian Military Order of Merit, Lieutenant Governor of the Province of Upper Canada, &c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY:

We, Her Majesty's dutiful and loyal Subjects, the Legislative Council of Upper Canada, in Provincial Parliament assembled, beg to return our respectful thanks to Your Excellency for communicating to us the fact, which is at this crisis particularly important, that by the regulations of Her Majesty's service the command of the Troops, and of the Militia employed in defence of this Province, cannot be united in Your Excellency's person with the Administration of the Civil Government.

If Your Excellency were to continue to represent Her Majesty in this Colony, we are persuaded, that under present circumstances, such a separation of the Civil power from the Military Command would be likely to lead to very unfortunate results, since military rank and experience, although they are by no means incompatible with the peculiar qualifications which are requisite to give confidence, animation and effect, to the Military Force, are not always to be found united with them.

We beg to assure Your Excellency that we learn with extreme regret, that the Civil Government of this Province is to continue for so short a time in Your Excellency's charge.—It is not known to us upon what particular points Your Excellency's views have differed so essentially from those of Her Majesty's Government that Your Excellency was induced to