

2. The rule, that of the twenty one members of the Legislative Council, seven only should be persons holding office at the pleasure of the Crown, being a rule in restraint of the Royal Prerogative, and obligatory on the Crown itself, is as fully established, and is as binding when laid down in Her Majesty's name, in pursuance of the commands which the Queen has been pleased to lay on me for that purpose, as if it were incorporated in the Royal Instructions.

3. That the Quorum should be fixed at eight, is a rule, the repetition of which would be superfluous, as it is already to be found in the Royal Commission.

4. As the Commission already authorizes you, on sufficient cause, to suspend any Member of the Legislative Council, and as they all hold their offices at the Queen's pleasure, the principle that every seat shall be vacated on proof that the holder has become Bankrupt or Insolvent, or a public Defaulter, or guilty of any infamous crime, is a rule which, without any change in that Commission, may be effectually established. If any such case should arise, you will immediately exercise the power of suspension already vested in you, nor will the Queen hesitate to confirm any such suspension, by the final removal of the person affected by it, if the fact on which your original order may proceed, shall be substantiated.

5. The last change contemplated in my Despatch of the 11th of July, regards the effect of the unauthorized or protracted absence of Members of the Legislative Council. On referring to your present Instructions, you will however see that all that is necessary for securing this object is a close adherence to the provisions of them.

Whenever a change in the office of Governor General may render indispensable the issuing of a new Commission and Instructions, care will be taken that they should be framed in strict accordance with the views and intentions explained in my present Despatch, and in that of the 11th of July. In the meantime you will find that there is nothing in the existing Commission and Instructions which could in any degree obstruct or interfere with the complete fulfilment of Her Majesty's gracious purposes. For the more complete elucidation of them, you will communicate this Despatch, and my Despatch of the 11th July, to both Houses of the Provincial Legislature, in compliance with any Address for the production of them which they may present you.

I have, &c.

(Signed)

STANLEY.

His Excellency Sir Wm. Colebrooke.

Pursuant to the Order of the Day, the Bill to incorporate the Saint Stephen Wellington Mill Company, was read a second time.

ORDERED, That the said Bill be referred to the Select Committee appointed to examine and report upon Bills relating to Corporations.

Pursuant to the Order of the Day, the Bill to authorize the Justices of the Peace for the County of Charlotte to make further provision for the payment of the Treasurer of that County, was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole, to take into consideration the Bill to authorize the Justices of the Peace in the County of Kent, to levy an assessment to defray the contingent expenses of the County.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, they had made some progress therein, and asked leave to sit again to-morrow.

ORDERED, That the Report be received, and leave granted.

A Message was brought from the Assembly by Mr. Fisher, with a Bill to erect a  
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