

Enclosure 5, in No. 10.

Mr. Speaker,

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HER Majesty's Council, considering that the extreme period to which the present session has been protracted, renders it necessary that every possible effort should be made to bring the business of the Legislature to a close; and, that to avoid as far as possible the necessity of recurring to further conferences upon the subject of the Appropriation Bill, they have adopted the following resolutions:

Resolved, that Her Majesty's Council will concur with the Assembly in passing a Bill for granting to Her Majesty a supply of money for defraying the expense of the civil government of this colony for the year ending the 30th day of June, in the year of our Lord 1838, upon the principles stated by the Council at their conference on Friday last.

Resolved, that Her Majesty's Council will concur with the Assembly in passing a Bill appropriating money to defray the usual contingencies of the Legislature; to wit, the stipends to the clerks and writers employed under them, to the master in chancery and solicitor, the usher and serjeant-at-arms, to the door-keepers and messengers of both Houses; all disbursements for stationery and printing of every description, and tradesmen's bills for work done, by order of either House; to be paid to the persons entitled to receive the same, by warrant from his Excellency the Governor, upon a certificate of the officer under whose direction the charge shall have been incurred.

Resolved, that Her Majesty's Council will concur with the Assembly in appropriating the sum of 1,500 l. to the district of St. John's, and the further sum of 1,500 l. for the other districts, as proposed in the last Supply Bill; to be applied by commissioners, to be appointed by his Excellency, towards relieving the poor, and any further sum which the Assembly may deem requisite for that purpose; the expenditure to be general throughout each district, and not to be confined to the inhabitants of any particular town or place.

Resolved, that with an earnest desire to meet the wishes of the Assembly, Her Majesty's Council will apply their best consideration to the reasons which may move the Assembly to propose any other grant, so soon as they shall be put in possession of the facts and circumstances inducing the appropriation of such further sums.

Resolved, that the Council will concur in a Bill, granting to Her Majesty a sum of money for paying 42 l. to each member of the Assembly who shall have attended his duty for that number of days during the session, to be certified by the Speaker.

Enclosure 6, in No. 10.

HER Majesty's Council has desired this conference with an earnest desire to preserve that good correspondence with the Assembly which the best interests of the colony require should subsist between all branches of the Legislature, and to offer such reasons as have moved the Council to require that the multifarious matters contained in the Bill sent up by the Assembly, intituled, "An Act for granting to Her Majesty a sum of Money for defraying the Expense of the Civil Government of this Colony, and for other purposes, for the Year ending the 30th day of June, in the Year of our Lord 1838, and for the making and repairing of Roads, Highways, and Bridges in this Colony," should be separated and made the subject of distinct Bills. The Council disagree to the innovation of blending in one Bill the ordinary supplies necessary for defraying the charges of administering the government, with occasional grants of money for totally different and independent objects, and to the mingling the grant for discharging the incidental expenses of the Legislature with either.

Encl. 6, in No. 10.

The Royal Instructions, no doubt, with a view to the avoiding the inconveniences which must naturally arise from a contrary practice, require that as much as possible each different matter be provided for by a different law, without intermixing in one and the same Act such things as have no proper relation to each other, and especially that no clause be inserted in any Act which shall be foreign to what the title to such Act imports.

Such principles the Council consider as of the highest importance to be rigidly adhered to, as not only essential to the preservation of the rightful authority of each branch of the Legislature, in passing or rejecting of such measures as shall come before them, but also to the prevention of that constant resort which must otherwise be had, on the part of the Council, to amendments in money-bills, embracing every variety of object, which the Assembly assume to be an infringement of their privileges.

Whatever may be the private wishes of individuals, it is to be presumed that public bodies are solely actuated by a desire faithfully to discharge the trust reposed in them; a principle applicable alike to each branch of the Legislature, and consequently every measure should be so brought before them that each matter may be separately considered, and either adopted or rejected without prejudice to any other question.

The Assembly claim the privilege of originating all money-bills, and they deny to the Council the right of altering or amending them. It is not necessary that the Council should either acquiesce in or repudiate these pretensions; but it is of the first importance that they should not allow such claims of privilege, on the part of the Assembly, to break down their

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