

to shew the Poll Clerk's mistake in having put down one vote for the sitting Member, which in fact was given to the Petitioner; and the Check Books of each Candidate's Inspector agreeing together and corresponding with parole evidence of the fact, in contradiction to the Clerk's Poll Book; and it appearing also in evidence that application had been made during the Poll to rectify the mistake, which the Sheriff had declined doing, the Committee held that the Book ought to have been rectified, and that the Petitioner should have been returned---and the return was amended accordingly. But in the same case where there had been a mistake, as was alleged, in the taking down of another vote, the Inspector's book agreeing with the Poll Book, and no application having been made expressly during the Poll to rectify the mistake, the Committee would not let in such evidence. In the same case, the return being amended upon the decision of the first Committee, by substituting Lord Ongley instead of Mr. St. John, on the return, this question was again agitated, and the Committee received parole evidence that Ayres, the voter, had voted for Lord Ossory and Mr. St. John, though his vote was taken down by the Poll Clerk, for Lord Ossory, only---The Voter himself, after other parole evidence, was admitted to prove how he had given his vote, though by the former Committee he had been rejected. Both Check Books in this case *confirmed* the Poll Book. In the same Committee a resolution being proposed, "That the Counsel be admitted to produce evidence to correct mistakes upon the Poll Book, although no such evidence was tendered to the Sheriff," either at the time of election or as soon after as it was discovered---it passed in the negative.

The above are all the cases in point which the Committee have met with in the Books to which they have had access, and are respectfully submitted to the House.

W. CHIPMAN,  
D. B. WETMORE,  
HARRY PETERS,  
ELIJAH MILES,  
HUGH MacKAY.

The following resolution was moved and seconded:

Resolved that the House do now resolve itself into a Committee of the whole House, on the above report.

On the question, the House divided as follows:

YEAS, 13---NAYS, 11. It therefore passed in the affirmative.

The House accordingly resolved itself into a Committee of the whole House, on the said report.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that after going thro' a part of the report of the select Committee, the Committee directed him to report progress, and move for leave to sit again.

Ordered that the report be accepted and leave granted.

The House then adjourned until to-morrow morning, at eleven o'clock.

TUESDAY, 13th February, 1821.

PRAYERS.

Mr. *Perley*, by leave, presented a Petition of the Church Wardens, in the Parish of Burton, praying aid towards repairing the Church in that Parish.

Which being read, ordered that the same be received and referred to the Committee of Supply.

Resolved that the order of the day for the commitment of a bill, "to repeal an Act, intituled "An Act for the further increase of the Revenue of this Province," passed 25th March, 1820: also "An Act in addition to an Act, intituled "An Act