

reason to doubt that the Legislature of Nova-Scotia would make the most decided opposition to the enforcement of so unwelcome a decision, adopted, as they would then truly say, without any opportunity of opposing it having been afforded to them. They would insist, (nor do I see how it could be disputed,) that they possessed means which the Government here did not possess, of illustrating the legal question in debate, from the Records and History of the Province. They would allege that the question had been discussed between parties, one of whom had the most obvious interest in success, and the other of whom had really no interest at all in the result. They would therefore demand the revival of the debate—to that demand it would be scarcely possible to oppose any effectual resistance, and the delay, which is now deprecated, would then be incurred to a much greater extent. The present Petitioners would then also have the further disadvantage of having to enter on the renewed argument with antagonists to whom the whole strength and weakness of their case had been previously disclosed.

For all these reasons, I am of opinion that it would be inexpedient to proceed to the discussion of this case at the Bar of the Privy Council, until the proposed communication shall have been made to the Legislature of Nova-Scotia, through the Lieutenant-Governor of that Province.

I shall therefore instruct him to make such a communication to them by the Mail which is to be despatched on Monday, the 3d instant.

I have, &c.

(Signed) STANLEY.

The LORD PRESIDENT of the Council.

[Copy.]

No. 60.

*Government-House, Halifax, April 16th, 1841.*

MY LORD,—

I forward herewith, (at the request of a Committee of the House of Assembly,) several Resolutions passed by that Body, having relation to the re-annexation, in 1820, under Lord Bathurst's Despatch, No. , date 15th August, 1820, of the Island of Cape-Breton to the Province of Nova-Scotia.

These Resolutions were moved by Mr. William Young, one of the Members for the Island of Cape-Breton, and were passed by a large majority of the Assembly, two of the Members for Cape-Breton voting *for*, and of the remaining four Members; two being absent, and two voting *against* them.

Their tenor sufficiently indicates the opinion of the House in as far as regards the *beneficial results* of the Union of the two Governments; the long agitated question of the legality of which Union will, it is probable, shortly be submitted for decision of the Judicial Committee of the Privy Council; those who are opposed to the measure having at length raised the funds necessary to enable them to follow the course prescribed by Lord Stanley, in his Despatch, No. 6, date June 28th, 1833, and Counsel having been retained, in order that the subject may be regularly brought forward.

I have, &c.

(Signed) FALKLAND.

The LORD JOHN RUSSELL, &c. &c. &c.