

APPENDIX. No. XII.

Extracts from a Protest made in Legislative Council. Quebec, —, 1787.

DISSENTIENT,

First. Because the refusal to commit the Bill, implies a disapprobation of every part of it, as incapable of being so altered as to retain a single clause, and amounts as clearly to a rejection of every paragraph of it, as if each had been separately voted to be struck out; and it was so explained and understood, and that intention avowed by every speaker against the commitment.

Second. Because the regulations for the administration of justice in all the Courts of Common Pleas, as well as in the monthly Court of Appeals, were so obviously expedient in the eye of mere abstract theory, as to require only to be read to be approved, and might have been contended for by the Judges, without any disparagement of character or office; and served for no mean defence against the clamours and complaints to which Courts, where the Judges find both law and fact, are obnoxious; and especially in such a country as this, where they hold the mighty power of settling the question, what was or was not, the custom and usage,

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