

revenue, as also the income arising from the 14th Geo. III. cap. 88, with the revenue levied under the several acts of the provincial legislature, in order to form one mass expressly designated in those accounts, as being at the disposal of the legislature.

Your committee think it proper here to dwell upon the message of his grace the Duke of Richmond, dated 3d March 1819, already alluded to. His grace informs the House that he had directed to be laid before the House of Assembly, estimates of the regular and contingent expenses of the province, for the year commencing the 1st November, 1818, and ending the 31st October, 1819, inclusively, in full confidence that the House will provide by sufficient appropriations for the same. His grace adds that the amount of these estimates may be considered as the sum which will be annually necessary for the support of the civil list, subject nevertheless, from time to time, to such diminution or augmentation as the circumstances of the times may require, and the wisdom of the legislature shall deem expedient.

Your committee do not think it possible to reconcile the pretension of permanent appropriations, foreign to the provincial legislature with the tenor and letter of that message. But, could any doubt in this respect remain, your committee conceive that it must for ever disappear before the solemn judgement of a competent tribunal. There exists an act of the provincial parliament which decides the question. This act is the 58th Geo. III. cap. 4. It is therein enacted that Upper Canada shall receive one fifth of the revenue raised by virtue of the act of the 14th Geo. III. cap. 88. No one surely will venture to accuse his excellency Sir John Coape Sherbrook, then governor of this province, of having, on that occasion, compromised the rights of the crown, by giving the royal assent to that bill which acknowledged in the provincial legislature the right of disposing of the revenue arising from the act of the 14th Geo. III. cap. 88, and the rather, as His Majesty has never signified his disallowance of that provincial act. It might, at the most, be pretended that the provincial legislature can only appropriate the monies levied by virtue of that act, to those purposes for which it was passed, as also the five thousand pounds sterling, voted by the act of the 35th Geo. III. cap. 9, sect. 17, but it is not, on that account, the less true, that the revenue arising from them can not be applied without their concurrence.

(To be concluded in next No.)

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MR. MACCULLOH,

As you have approved of my suggestion to devote, occasionally, a page of your Free Press, to subjects of a blended colonial, commercial, and agricultural nature, I will commence up-