

Neither is the suggestion of the necessity of a suspending clause any way objectionable, being a matter which this House deemed open for consideration by the Council.

This House, however, views in another light, the proposal of the Council, to assent to the bill for a period of three years instead of one year, and their statement that they will not agree to any appropriation other than by a general clause such as the Council has suggested.

This House considers that proposal and that statement as attempts to encroach on the right of this House in matters of supply, (a right coeval with the Legislature, and never till lately brought in question,) which this House is bound to resist: and it has now become necessary to declare, that no new bill will ever be entertained by this House, whereby the period of the endurance of a tax, or the mode of appropriation adopted by this House, shall be proposed to be altered by the Council. The House laments that his Majesty's Council should have availed itself of the opening afforded by the ready agreement of the House to new model bills of supply, to offer to this House a proposal directly at variance with what this House has declared to be its ancient and undisputed right in grants of money to the Crown.

On motion, ordered, that a message be sent to his Majesty's Council, to request a further conference with them on the subject of the bill intituled "an act for the further encrease of the Revenue, by raising a duty of Impost on all Goods, Wares, and Mer-

chandize imported into this Island, and for appropriating the monies thereby granted,"—and that the same committee do manage the said conference.

A message from his Majesty's Council, by Mr. Carmichael, their clerk.

Mr. Speaker,—His Majesty's Council do agree to a further conference as requested by the House of Assembly on the subject of the bill intituled "an act for the further increase of the Revenue, by raising a duty of Impost on all Goods, Wares, and Merchandize imported into this Island, and for appropriating the monies thereby granted,"—and have appointed the same committee to manage the said conference, to meet instant in the Grand Jury room.

J. E. CARMICHAEL, C. C.

Council Chamber, May 4th, 1827.

The *Attorney General*, chairman of the committee appointed to confer with the committee of his Majesty's Council on the subject of the said bill, reported—that it had met the committee of his Majesty's Council, and communicated to them the instructions given them by the House.

Adjourned to 11 o'clock to-morrow.

SATURDAY, May 5, 1827.

THE House met pursuant to adjournment.—PRAYERS.

On motion, the House took into consideration the following message sent to the House by his Majesty's Council, on the Third day of May instant, which was read, and is as follows :

Council Chamber, May 3, 1827.

On motion, Resolved, that the following Message be sent to the House of Assembly, on the subject of the Resolution of his Majesty's Council of the 27th October, 1825, and the Resolution of the House of Assembly, passed on the 23d March last, relative to the granting and appropriating of Monies.

MR. SPEAKER,

His Majesty's Council, desirous of promoting a good understanding between the two branches of the Legislature, deem it necessary to state to the House of Assembly, the opinion of his Majesty's Council on both these resolutions, and upon the subject brought under consideration by them.

His Majesty's Council consider the Royal Instructions under which the General Assembly of this Island was called and organized, the constitution of the Colony, as regards the powers of the Legislature, each branch of which can only claim to exercise the privileges thereby granted; and consequently it becomes the duty both of the Council and the Assembly to conform in their proceedings to those Instructions, not only in Legislating, but whenever any question arises as to the powers or privileges of the Council or Assembly, to refer to those Instructions for direction and government.

His Majesty's Council, therefore, beg to call the attention of the House of Assembly to the Royal

Instructions, dated at the Court at St. James', the fourth day of August, 1769, addressed to Governor Patterson, authorising him for the first time to call and form a Lower House of Assembly, or House of Representatives, in this Island; in the 17th section of which Instructions, after directing him to pay due attention to what had been found practicable and convenient in forming the like constitution in the late established Colonies of Nova Scotia and Georgia, the following direction is contained,—“That the greatest care should be taken, that no colour or pretence is given for the assumption of any powers or privileges by the said Lower House of Assembly, or House of Representatives, which have not been allowed to Assemblies in our other Colonies.”—His Majesty's Council, therefore, submit to the House of Assembly, that the sole right claimed by them in their resolution of the 23d of March last, relative to the granting and appropriating all supplies to be raised or charged on the subjects of this Island, and directing, limiting, and appointing, in separate Bills, the uses, ends, purposes, and limitations, of such grants, must be derived from the Royal Instructions, granting directly to the Assembly of this Island the power thus claimed, or granting the same to the Assemblies, or to some of them, in the other Colonies.

But His Majesty's Council feel well assured, that no such power or privilege has ever been granted by the Royal Instructions to this Assembly, nor to the Assemblies of any of the neighbouring Colonies, but the powers and privileges now claimed by the Assembly have been differently considered by His Majesty's Government.

In proof of which, His Majesty's Council submit for the consideration of the House of Assembly, that part of the Royal Instructions dated the 18th of March, 1756, to the Governor of Nova Scotia,