

Mr. J. S. Macdonald moves that Sections No. 4, 20, and 28 of the Act of Geo. 3d, Cap. 3, be read—which the Committee agreed to.

Read the said Sections accordingly.

Mr. Speaker moves, seconded by Mr. Pope, and unanimously agreed to—

RESOLVED, That it appears to this Committee, that there were notorious and outrageous riots at St. Peter's, during the late Election, in defiance of the Laws, and in violation of the freedom of Elections.

Mr. Brecken moves that the Committee do come to the following Resolution, which was seconded by Mr. Brennan, and agreed to:

RESOLVED, That from the facts produced in evidence before this Committee, the Returning Officer, Mr. John C. Sims, was warranted in closing the Poll at the said Election, without declaring any of the Candidates duly elected.

Mr. Binns moved the following Resolution:

RESOLVED—That it is the opinion of this Committee, that a new Writ ought to be issued, to elect a Member to represent King's County, in the room of John Macdonald, Esq. deceased—

And the motion being seconded by Mr. Nelson;

Mr. Dalrymple moved the following as an amendment—

RESOLVED, That it clearly appearing to this Committee, that at the time the Election was interrupted, William Cooper, Esq. one of the Candidates, had polled such a number of votes, as to give him a decided majority over the other Candidates; and it also appearing, that if no riot or disturbance had taken place, the said William Cooper would have been returned, and that the said riots and tumults were created for the express purpose of preventing the return from being made, the Returning Officer, in consequence thereof, having been compelled by actual violence to close the poll, without fulfilling the commands of the Writ—that the House be therefore recommended to direct the Returning Officer to amend his return to the Writ of Election, and to insert the name of William Cooper as duly elected.

And the motion being seconded by Mr. Speaker—and the question put on the amendment, the Committee divided:

Yeas.

Mr. Speaker,	Mr. Hyndman,
Mr. Dalrymple,	Mr. Pope,
Mr. Brecken,	Mr. Willock,
Mr. Green,	Mr. Cody.

Nays.

Mr. Binns,	Mr. A. Macdonald,
Mr. Brennan,	Mr. Compton,
Mr. Nelson,	Mr. McNeil,
Mr. J. S. Macdonald.	Mr. H. Macdonald.

The Committee being equally divided—the Chairman voted for the amendment.

So it was carried in the affirmative.

Mr. Speaker moved the following Resolution—

RESOLVED, That it is the opinion of this Committee, that the Petition of Angus M'Donald, one of the Candidates at the King's County Election, asserting that the supporters of Mr. Cooper, also one of the Candidates, conducted themselves at Georgetown, in a manner contrary to the true intent and meaning of the Election Law, and subversive of the rights and liberties of His Majesty's subjects, and that the said persons, by boisterous means, and a high hand, intimidated and prevented voters who were actually present, and willing to vote for the said Angus M'Donald, from giving their votes—and that subsequently, at St. Peter's, a great number of Electors were in attendance for the purpose

of giving their votes to the said Angus M'Donald, and which votes, if polled, would have far outnumbered those of the other Candidates, but by the improper conduct of Mr. Cooper and his partisans, a riot was created, and the support intended for the said Angus M'Donald rendered ineffectual—has not been substantiated or borne out by any evidence whatever: It being clearly proved to this Committee, that there was no riot or improper conduct at Georgetown, on the part of Mr. Cooper or his supporters; and that neither threats nor intimidation were there used, to prevent voters from polling at the Election; nor is there any evidence, that any such voters were present at Georgetown and did not give their votes; nor does it appear to this Committee, that a riot, subversive of the freedom of Elections, was created at St. Peter's by Mr. Cooper or his supporters; but on the contrary, that the whole of the outrageous and lawless proceedings which caused the riot, and prevented a due and regular return of the Writ of Election, were committed by the partisans and friends of Mr. Angus M'Donald; nor does it appear, from the evidence produced, that there were any such numbers of votes unpolled, (when the returning Officer was driven from the Hustings, and compelled to desist from taking the poll,) as would, if polled, have outnumbered those of Mr. Cooper—That this Committee, therefore, finding the allegations contained in the Petition unfounded, do declare the said Petition frivolous and vexatious.

And the motion being seconded—

Mr. H. Macdonald moved as an amendment, that the words "and vexatious" be struck out:

And the motion being seconded, and the question put on the amendment, the Committee divided:

Yeas.

Mr. H. Macdonald,	Mr. Brennan,
Mr. Compton,	Mr. Nelson,
Mr. Green,	Mr. Binns,
Mr. Macneil,	Mr. A. Macdonald.
Mr. J. S. Macdonald,	

Nays.

Mr. Speaker,	Mr. Cody,
Mr. Brecken,	Mr. Dalrymple,
Mr. Willock,	Mr. Pope.
Mr. Hyndman,	

So it passed in the affirmative.

The question being put on the last Resolution as amended, it was carried in the affirmative.

On motion, ordered, that the Speaker do take the Chair, and the Chairman do report the above Resolutions agreed to.