

“ Fundy, into a separate *Province* by the name of New Brunswick ;” proceeds as follows ; “ We have thought fit to *re-annex* the Island of St. John and its dependencies “ to our *Government* of Nova Scotia ;” and then goes on to revoke a former Commission to the said Governor-General of Nova Scotia, and also a former Commission to Walter Patterson, as Governor-in-Chief of St. John’s Island : and in the new Commission to the Governor-General of Nova Scotia, the description of its boundaries includes the Island of St. John, as well as Cape Breton and all other Islands within six leagues of the Coast. And this new Commission further thus pledges the faith of the Crown, and confers as well on the Island of Cape Breton as on Nova Scotia and on the Island of Prince Edward, separately, distinctly, and respectively, full Legislative Power in these words, “ And we do hereby require and command you to do and execute all things, in due manner, that shall belong to your said command, and the “ trust we have reposed in you, according to the several powers and authorities granted or appointed you by the present Commission and Instructions herewith given you, “ or by such further powers, instructions and authorities as shall at any time hereafter “ be granted or appointed you under our Signet and Sign Manual, or by our Order in “ our Privy Council, and according to such reasonable laws and statutes as are now “ in force, or shall hereafter be made or agreed upon by you, *with the advice and consent of our respective Councils and Assemblies of our Province of Nova Scotia, and “ our Islands of St. John and Cape Breton under your Government.* And we do “ hereby give and grant unto you full power and authority, with the advice and consent of our said *respective Councils*, from time to time, as need shall require, to “ summon and call *General Assemblies*, of the Freeholders and Planters *within your Government*, in such manner and form as has been already appointed and used, or “ according to such further powers, instructions and authorities as shall, at any time “ hereafter, be granted or appointed you under our Signet and Sign Manual, or by “ our Order in our Privy Council :” and further the Commission proceeds, “ And “ our will and pleasure is, that the persons thereupon duly elected by the major part “ of the freeholders of the respective Counties and Places, and so returned, shall, “ before the sitting, take the oaths mentioned in the first recited Act of Parliament “ altered as above, as also make and subscribe the aforementioned declaration, which “ oaths and declaration you shall commissionate fit persons *under our seals of Nova Scotia, St. John, and Cape Breton, respectively*, to tender and administer unto “ them ; and until the same shall be taken and subscribed, no person shall be capable “ of sitting, though elected. And we do hereby declare, that the persons so elected “ and qualified should be called *the General Assembly of our Province of Nova Scotia, of our Island of St. John, and of our Island of Cape Breton respectively* ; and that you, the said John Parr, with the advice and consent of our said “ Councils and Assemblies, or the major part of them respectively, shall have full “ power and authority to make, constitute and ordain laws, statutes and ordinances “ for the public peace, welfare and good government of our said Province and Islands, “ and of the people and inhabitants thereof, and such others as shall resort thereunto, “ and for the benefit of us, our heirs, and successors.”

The calling an Assembly in Cape Breton deferred, and a Legislative Council constituted, with limited authority in the meantime.

An Instruction appears also to have been given to the said Governor-General of a corresponding date, to the following purport, viz.—“ And whereas the situation and “ circumstances of our Island of Cape Breton will not at present admit the calling of “ an Assembly, you or our Lieutenant-Governor of our said Island shall, until it “ appears expedient to call such Assembly, in the meantime make such rules and “ regulations, by the advice of our Council for the said Island, as shall appear to be “ necessary for the peace, order and good government thereof, taking care that nothing “ be passed or done that shall any way tend to affect the life, limb or liberty of the “ subject, or to the imposing of any duties or taxes, and that all rules and regulations “ be transmitted by the first opportunity after they are passed and made, for our “ approbation or disallowance.”

Further Instructions from His Majesty to the Governor-General of Nova Scotia are