

The facts are recited in the Judgments, and it appears that the Court, by a majority of two Judges to one, has pronounced a decision that the prisoner is not entitled to be liberated. It further appears, however, that the prisoner's Counsel has given notice of appeal, and I am informed that the case will be argued before the Court of Queen's Bench some time before the close of the present month.

If the result of that appeal be adverse to the prisoner, you will bear in mind that under the Treaty of Extradition he cannot be delivered over to the United States' authorities by the mere action of the law. That can only be done by a warrant under the hand and seal of the Governor.

The case of Anderson is one of the gravest possible importance, and Her Majesty's Government are not satisfied that the decision of the Court at Toronto is in conformity with the view of the Treaty which has hitherto guided the authorities in this country.

I am therefore to instruct you to abstain in any case from completing the extradition until Her Majesty's Government shall have had further opportunity of considering the question, and, if necessary, conferring with the Government of the United States on the subject.

I have further to direct you to keep me fully and immediately informed upon any further steps which may be taken in this very peculiar and important case.

I am, &c.
(Signed) NEWCASTLE.

No. 5A.

The Duke of Newcastle to the Officer administering the Government of Canada.

Sir,

Downing Street, January 16, 1861.

REFERRING to my despatch of the 9th instant, in which I directed you to keep me informed on any future steps which might be taken in Canada in the case of John Anderson, and, considering the importance which this case is likely to assume, I think it necessary to require that you send me not only information of what may be hereafter done, but also as complete and accurate a report as possible of all the proceedings, legal or otherwise, which have occurred from the very commencement of this case.

I have, &c.
(Signed) NEWCASTLE.

No. 6.

Mr. Hammond to Sir F. Rogers.

Sir,

Foreign Office, January 17, 1861.

I HAVE laid before Lord John Russell your letter of the 14th instant, inclosing a copy of an instruction which the Duke of Newcastle had addressed to the officer administering the government in Canada in regard to the case of the fugitive slave Anderson, and I am to state to you in reply, for his Grace's information, that Lord John Russell entirely concurs in the terms of that instruction.

I am, &c.
(Signed) E. HAMMOND.

No. 7.

Sir F. Rogers to Mr. Hammond.—(Received January 17.)

Sir,

Downing Street, January 17, 1861.

I AM directed by the Duke of Newcastle to transmit to you, for the information of Lord John Russell, the copy of a letter which has been addressed to his Grace by the Governor of Canada, Sir Edmund Head, upon the case of John Anderson.