

The question was carried in the affirmative by a majority of two, and the report was received.

Absconding debtors bill to be printed.

Mr. MacKenzie, seconded by Mr. Perry, moves that one hundred copies of the Bill for attaching the property of absconding debtors, be printed for the consideration of Members.

Ordered.

Bill to prevent infanticide read second time, and referred to Committee of whole.

Agreeably to the order of the day, the Bill sent down from the Honourable the Legislative Council, entitled, "An Act to prevent the operation within this Province of an Act of Parliament made in England in the twenty-first year of the reign of King James the first, entitled, "An Act to prevent the destroying and murdering of bastard children, and to make other provisions for the prevention and punishment of infanticide," was read the second time and referred to a Committee of the whole House.

Mr. Elliott was called to the chair.

The House resumed to receive a message.

Messages from His Excellency.

Mr. Acting Secretary McMahon brought down from His Excellency the Lieutenant Governor, several messages and documents, and having retired, the Speaker read the messages as follows:

J. COLBORNE.

Message with report of York Hospital.

The Lieutenant Governor transmits to the House of Assembly, the Annual Report of the York Hospital and Dispensary, and he trusts that the House will continue to aid this establishment.

Government House, }
30th November, 1831. }

J. COLBORNE.

Message with Despatch relative to Crown timber.

The Lieutenant Governor transmits to the House of Assembly a copy of a Despatch which he has received from His Majesty's Secretary of State for the Colonies, respecting the Address of the House on the subject of the duty which is collected on licences to cut timber from the waste lands of the Crown.

Government House, }
30th November, 1831. }

J. COLBORNE.

Message relative to independency of Judges.

The Lieutenant Governor has already communicated to the Legislative Council and the House of Assembly, that he has received the commands of His Majesty to propose to them the enactment of a bill, declaring that the Commissions of all the Judges of the Supreme Courts shall be granted during their good behaviour; and he now acquaints the House of Assembly, that in further pursuance of the general design of imparting to this Colony the benefit of the important principle of the British Constitution, the independence of the Judges, it is His Majesty's settled purpose to nominate on no future occasion any Judge as a Member either of the Executive or of the Legislative Council; and that the single exception to this general rule, will be, that of the Chief Justice of Upper Canada, who will be a Member of the Legislative Council, in order that they may have the benefit of his assistance in framing laws of a general and permanent character; but that His Majesty will not fail to recommend even to that high Officer, a cautious abstinence from all proceedings by which he might be involved in any political contention of a party nature.

Government House, }
30th November, 1831. }

J. COLBORNE.

Message with statement of Crown lands sold &c.

The Lieutenant Governor transmits to the House of Assembly, statements of the number of acres sold by the Commissioner of Crown Lands, and of the monies collected by the sale of Clergy Reserves.

The statement of the monies arising from Rents on Leases of Clergy Reserves, is not transmitted, as it has been forwarded to His Majesty's Government for the opinion of the Law Officers of the Crown, respecting the payments ordered since the year 1820, by the Secretary of State for the Colonies, and is now under consideration.

Government House, }
30th November, 1831. }

J. COLBORNE.

Message with return of Debentures.

The Lieutenant Governor transmits to the House of Assembly a return of Debentures redeemed and outstanding.

Government House, }
30th November, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly a copy of a Despatch which he has received from His Majesty's Secretary of State for the Colonies, respecting the joint address of condolence to the King, from the Legislative Council and House of Assembly.

Message with copy of despatch in answer to address of condolence.

Government House, }
30th November, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly a communication from the Receiver General, with a report and other documents from the Commissioners of the Burlington Bay Canal, and also a petition from the contractors of that work.

Message with communication from Receiver General, and Burlington Bay papers.

Government House, }
30th November, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, in compliance with an address of the House during the last Session, all such returns as have been received respecting the number of suits commenced in the several Courts of this Province during the year, ending the 31st December, 1830.

Message with returns of suits.

Government House, }
30th November, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly a copy of a Despatch and of its enclosures which he has received from the under Secretary of State for the Colonies, respecting the Journals of the Imperial Parliament, a copy of which the House of Assembly requested might be procured for the use of the Legislature of this Province, in an address during the Session of the last Parliament.

Message with copy of despatch relating to Journals.

Government House, }
30th November, 1831. }

(Documents, see Appendix.)

The House went again into Committee on the Bill sent down from the Honourable the Legislative Council, entitled, "An Act to prevent the operation within this Province of an Act of Parliament made in England in the 21st year of the reign of King James the First, entitled, 'An Act to prevent the destroying and murdering of Bastard Children, and to make other provisions for the prevention and punishment of Infanticide.'"

House went again into Committee on bill for the prevention of Infanticide.

Mr. Elliott in the Chair.

The House resumed

Mr. Elliott reported the Bill without amendment.

The report was received and the Bill was ordered for a third reading to-morrow.

Third reading to-morrow.

Agreeably to notice, Mr. Perry, seconded by Mr. Lyons, moves for leave to bring in a Bill for the appointment of Commissioners on the part of this Province, to treat with Commissioners on the part of Lower Canada, on matters of mutual interest to both Provinces.

Commissioners appointment bill brought in and read.

Which was granted, and the Bill read, and ordered for a second reading to-morrow.

Second to-morrow.

Mr. Attorney General, seconded by Mr. Clark, moves that an humble Address be presented to His Excellency the Lieutenant Governor, thanking him for his several messages of this day, and assuring His Excellency that we will pay due attention to the important subjects submitted for our consideration, and that Messieurs John Willson, and Shade, be a Select Committee to draft and report such Address.

Address of thanks to be sent to His Excellency.

Ordered.

Agreeably to the order of the day, the Bill sent down from the Honourable the Legislative Council, entitled, "An Act to remove doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province," was read a second time, and referred to a Committee of the whole House.

Bill relative to jurisdiction on waters read second time, and committed.

Mr. Mount was called to the Chair.

The House resumed.

Mr. Mount reported that the Committee had risen for want of a Quorum.

Committee rises for want of a quorum.

Present, Messieurs Attorney General, Berczy, Bidwell, Buell, Cook, Howard, Jarvis, Ketchum, McCall, Mount, Perry, Robinson, Samson, Shade, Shaver, Solicitor General, Werden, White and John Willson—19.

Members present.