

Resolution declaring Sir Allan N. MacNab has not vacated his seat as member for Hamilton.

The Honorable Mr. *Baldwin* moved, seconded by Mr. *Price*, That it appears to this House, that Sir *Allan N. MacNab*, having been offered from the Crown the place of Adjutant General of the Militia of this Province, did consent to accept that office upon condition that Colonel *Cameron* should be appointed the Deputy Adjutant General for *Upper Canada*, and that he was thereupon authorized to communicate to that gentleman the offer of this latter office; that notwithstanding Colonel *Cameron* having consented to accept such office, and Sir *Allan N. MacNab* having communicated such consent to the Provincial Government, another gentleman was appointed to that office; and that the condition upon which Sir *Allan N. MacNab* had thus consented to accept the office of Adjutant General not having been complied with, and he having immediately on receipt of the Commission returned the same, and refused to accept thereof on the ground of the non-performance of such condition, his seat in this House did not become vacant.

Mr. *Smith* of *Frontenac* moved, in amendment, seconded by Mr. *Brooks*, that all the words after "That" in the said motion, be struck out, and the following substituted:—"this House having heard the evidence with reference to the offer of the office of Adjutant General of the Militia of this Province to Sir *Allan N. MacNab*, is of opinion that Sir *Allan N. MacNab* did not accept office, and has not vacated his seat as Representative for the City of *Hamilton*."

The question having been put upon the motion of amendment, a division ensued; and the names being called for, they were taken down; as followeth:—

## YEAS.

Messieurs *Boulton*, *Brooks*, Solicitor General *Cameron*, *Cayley*, *Chalmers*, *Christie*, *Colville*, *Cummings*, *Daly*, *DeBleury*, *Draper*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Hall*, *Jessup*, *Lyon*, *Macdonald* of *KINGSTON*, *Macdonell* of *DUNDAS*, *McConnell*, *Moffatt*, *Murney*, *Papineau*, *Petrie*, *Riddell*, *Robinson*, *Scott*, *Seymour*, *Sherwood*, *Smith* of *FRONTENAC*, *Stewart* of *BYTOWN*, *Stewart* of *PRESCOTT*, *Viger*, *Webster*, *Williams*, and *Woods*.—(38.)

## NAYS.

Messieurs *Armstrong*, *Aylwin*, *Baldwin*, *Berthelot*, *Bertrand*, *Boutillier*, *Cameron* of *LANARK*, *Cauchon*, *Chabot*, *Chauveau*, *Conger*, *Desaunier*, *DeWitt*, *Drummond*, *Fournier*, *Franchère*, *Jobin*, *Lacoste*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *LeMoine*, *Leslie*, *Macdonald* of *GLENGARY*, *Macdonell* of *STORMONT*, *Merritt*, *Morin*, *Nelson*, *Powell*, *Price*, *Prince*, *Rousseau*, *Smith* of *WENTWORTH*, *Thompson*, and *Watts*.—(36.)

So it was carried in the affirmative.

The question being then put on the main motion, as amended, the House again divided thereon; and the names being called for, they were taken down; as followeth:—

## YEAS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Bertrand*, *Boulton*, *Boutillier*, *Brooks*, Solicitor General *Cameron*, *Cameron* of *LANARK*, *Cauchon*, *Cayley*, *Chabot*, *Chalmers*, *Chauveau*, *Christie*, *Colville*, *Conger*, *Cummings*, *Daly*, *DeBleury*, *Desaunier*, *DeWitt*, *Draper*, *Drummond*, *Duggan*, *Ermatinger*, *Foster*, *Fournier*, *Franchère*, *Gowan*, *Hale*, *Hall*, *Jessup*, *Jobin*, *Lacoste*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *Lemoine*, *Leslie*, *Lyon*, *Macdonald* of *GLENGARY*, *Macdonald* of *KINGSTON*, *Macdonell* of *DUNDAS*, *Macdonell* of *STORMONT*, *McConnell*, *Moffatt*, *Morin*, *Murney*, *Nelson*, *Papineau*, *Powell*, *Petrie*, *Price*, *Prince*, *Riddell*, *Robinson*, *Rousseau*, *Scott*, *Seymour*, *Sherwood*, *Smith* of *FRONTENAC*, *Smith* of *WENTWORTH*, *Stewart* of *BYTOWN*, *Stewart* of *PRESCOTT*, *Thompson*, *Viger*, *Watts*, *Webster*, *Williams*, and *Woods*.—(72.)

## NAY.

Mr. *Aylwin*.—(1.)

So it was carried in the affirmative, and

*Resolved*, That this House having heard the evidence with reference to the offer of the office of Adjutant General of the Militia of this Province to Sir *Allan N. MacNab*, is of opinion that Sir *Allan N. MacNab* did not accept office, and has not vacated his seat as Representative for the City of *Hamilton*.

*Ordered*, That the Honorable Mr. Solicitor General *Cameron* have leave to bring in a Bill to provide for the administration of the Oath of office to persons appointed to be Justices of the Peace in this Province.

He accordingly presented the said Bill to the House, and the same was received and read for the first time; and ordered to be read a second time on Monday next.

On motion of the Honorable Mr. *Baldwin*, seconded by Mr. *Price*,

*Ordered*, That the Speaker do inform this House during what period he was absent from this Province during the last Recess of Parliament.

Mr. Speaker informed the House that he left the Province on the twelfth of July, and returned on the thirtieth of November.

Mr. Speaker then reported that, when the House did attend His Excellency the Governor General, on Wednesday the second instant, in the Legislative Council Chamber, His Excellency was pleased to make a Speech to both Houses of the Provincial Parliament, of which Mr. Speaker said he had, to prevent mistakes, obtained a Copy, which he read to the House; and is as followeth:—

Honorable Gentlemen of the Legislative Council,  
Gentlemen of the Legislative Assembly,

It gives me sincere gratification to meet you, that we may deliberate on the important interests committed to our charge.

The representations which have proceeded from this and the neighbouring Provinces on the subject of the Post Office, have engaged the anxious consideration of the Imperial Government. I am enabled to inform you, that Her Majesty's Ministers are prepared to surrender to the Provincial Authorities, the control of that Department, so soon as by concert between the several Legislatures, arrangements shall be matured for securing to British *North America* the advantages of an efficient and uniform Post Office system.

By a Statute passed during the last Session of the Imperial Parliament, the Colonial Legislatures are empowered to repeal differential duties heretofore imposed in the Colonies in favor of British Produce. It is probable that by exercising this power you may be enabled to benefit the consumer without injury to the Revenue. I commend the subject to your consideration, and I shall lay before you certain communications relating to it, which I have received from Her Majesty's Secretary of State for the Colonies, and from the Lieutenant Governors of *Nova Scotia* and *New Brunswick*.

Measures will be submitted to you for more generally extending Warehousing facilities to Inland Ports, and for effecting other improvements in our commercial system, all of which will, I am sure, engage your attention.

In pursuance of an Address presented by the House of Assembly during the course of last Session, inquiries have been instituted with the view of ascertaining the practicability and probable cost of the construction of a Railway between *Quebec* and *Hali-*

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Justices of the Peace Oath Bill.

Speaker's absence from the Province.

Mr. Speaker reports His Excellency's Speech.