

“7. It follows from the foregoing particulars that the Council must adhere to their rejection of the Section in the Bill numbered VII. and must also retain the new Section marked in pencil 23; as a substitute for the Section in the Bill numbered X.

“8. The Council conceive the third Section in the Bill to be altogether inadmissible, and that it is their indispensable duty to persist in expunging it, as being contrary to the established principle of English Law, that every subject may appear by his Attorney, and as operating most unjustly and injuriously in cases of sickness, and many other casualties and incapacities to attend, and particularly in cases of strangers who may be suddenly arrested when under the necessity of immediately going out of the jurisdiction of the Justice.

“9. As no objections are made on the part of the Assembly to the other amendments proposed, the Council take it for granted that they will be acceded to by the Assembly, if the Bill should be sustained upon the principle of the amendments insisted upon in the foregoing answer to the objections made on the part of the Assembly.” By Order of the Council,

28th February, 1810.

W. M. F. ODELL, Clerk.

The question being thereupon put whether the House will concur with the Council in the amendment proposed by expunging the third Section of the Bill which is as follows, viz.

“And be it further enacted, that no person whatsoever shall be permitted by any Justice to prosecute, defend, plead or counsel in any suit or action, to be tried by virtue of this Act, to which such person is not a party, unless such person so offering or appearing to prosecute, defend, plead or give counsel as aforesaid, shall previously swear before such Justice that he has not received or taken any fee or reward for the same either directly or indirectly, nor any other person to or for his use, and that he will not directly or indirectly receive or take any fee or reward for the same, either by himself or by any other person to or for his use;” It passed in the affirmative.

And the question being then put whether the House will concur with the Council in the amendment proposed by restricting the jurisdiction of the Justices Court, to the recovery of debts only, it passed unanimously in the negative. Thereupon ordered, that the Committee of free conference prepare reasons to be assigned to the Committee of the Council in support of their resolution to adhere to their objection against the amendment proposed by the Council for restricting the jurisdiction of the Justices Court, to the recovery of debts only.

The House then adjourned until to-morrow morning at 10 o’Clock.

FRIDAY, 2d MARCH, 1810.

PRAYERS.

Message from the Council informing the House of Assembly, that the Council have agreed to the Bill for regulating, laying out, and repairing highways, &c.

The House in Committee Mr. R. Pagan in the Chair; went into consideration