PUBLIC ARCHIVES OF NOVA SCOTIA

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The Thead Quarters.

Hence too will be extended and aggravated all shelter and of repairing damages therein, of pur-the mischiefs to our Fisheries from the means used chasing wood and of obtaining water, and for no by the Americans in Fishing as by jugging—draw-by the Americans in Fishing as by jugging—drawing seines across the mouths of the Rivers—and other purpose whatever. But they shall be under made by min, of his determination to the contrary. Strictly confine themselves to the line of that duty, were, "I declined to take office on principle; the such restrictions as may be necessary to prevent they world do far better than by infringing upon their taking, drying or curing Fish therein, or in the Shoals from the Shores by baiting—and above any other manner whatever, abusing the privileges the first there is the privileges to the line of that duty, were, "I declined to take office on principle; the such restrictions as may be necessary to prevent they world do far better than by infringing upon attacking the other branches of the Legislature the form same principle which induced me to refuse to act with the or Government. He (Hon. Mr. K.) merely threw my honorable friend from Saint John, and my late

Ing the Garbage upon the Fishing Grounds and ageness from fishing within the Indentitiation of the Government, along the Shores. Every facility afforded the American Fisherman to hold frequent, easy, and comparatively sate into constant from our Bays and Herbours, the posteriors with the Shores, extends another evit bert as a Judicial inquiry, and determination on under cover of Fishing, in which not constructed the Karene is the States, and remote has a Judicial inquiry, and determination on the ages and the could be interested to the Government to the Clerk's table, and the fact determination of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the clerk's table and the fact determination of the clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Clerk's table, and the fact determination of the lower and short of the Country, in exchange for the mokey and lish of the reavenue is introduced mot the counts, in the spatich form the provisions of the Act passed by the Legislation short of the Legislature, had an unplaticular beact (clerk). The first part of the Displate stated, his opinion with regard har object to the source of the Mokey and the fact determination of the clerk's table, and the fact determination of the clerk's table and the fact determination of the clerk's table and th

political sentiments of our population cannot but sustain injury: doubless be found in other part of it suprations sustain injury: doubless be found in other part of it suprations lege Charter, were highly objectionable to a large proportion of the people of the Province. This in-Hatch) that the new Council was too small; but be successfully practiced. No, the people of New

sustain injury. I repeat, my Lord, we cannot understand *uhy* Excellency appears to assume that the Question turns on the force of the word "*Bay*," and the people of the tracty in connexion with that word; but although it was obviously the clear intention of its framers to keep the American Fish-ernian at a distance of three marine miles from the *Bays, Creeks, and Harbours,*" there does not therefore arise any just reason to exclude the word "*Bays, Creeks, and Harbours,*" there does not therefore arise any just reason to exclude the word "*Bays, Creeks, and Harbours,*" there does not therefore arise any just reason to exclude the word "*Bays, Creeks, and Harbours,*" there does not therefore arise any just reason to exclude the word "*Bays, Creeks, and Harbours,*" there does not therefore arise any just reason to exclude the word the merican should not be held to their bargain; intention of its framers of the course of three marine miles from the the poole of the people of the Province. This in-proportion of the people of the Province. This in-therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word therefore arise any just reason to exclude the word theref "Bays, Creeks, and Harbours," there does not therefore arise any just reason to exclude the word Coasts, used in the same connexion in the treaty, from its legitimate force and meaning; and if the an admitted Rule of General Law that the outline of a Coast is to be defined not by its indentations but by a line extending from its principal head lands, then waters although not known under the designation nor having the general form of a Bay designation nor having the exclusion designed by the treaty. the modified conditions suggested, to be imposed treaty. the modified conditions suggested, to be imposed to be imposed the modified conditions suggested, to be imposed to no the American Fishermen, and from the multi-been shamefully neglected; recommendations for the counter board to a control to a control to the field conditions to accept the modified conditions of the counter board the modified conditions suggested, to be imposed to accept the modified conditions of the counter the counter board to accept the counter board to a the counter board to accept the counter board to a the counter board to accept the counter board to a the counter board to accept the counter board to a the counter board to accept the bear accept th

His Excellency the American Minister com- and not diminished occasions of collision can only of England in the Province seemed to be under the it the duty of that House-he thought it his own pose this Government, as well as the Hon. gen His Excellency the American Minister com-plains of the "essential mjustice" of the Law of this province under which the Fisheries are attempted to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that, it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded, and is pleased to declare that it to be gdarded to declare that it to go the gdarded to that House is the graded to declare that it to go the gdarded to the gdarded

to be gdarded, and is pleased to declare that it "possesses none of the qualities of the Law of cirvit-tad Sates, but its forms." This Excellency in using this language possibly supposed that the Colonial Act had attempted to regimate the Pently and mode of confiscation which he deprecates. But had His Excellency ex-amined the act of the Province he has so strongly stigmatized, he would have discovered that as re-restricted from Fishing, the Colonial Legisla-tare restricted from Fishing, the Colonial Legisla-ture has used but the words of the Treaty itself; and a commarison of the Treaty is legislation was fully argued in this Despatch, which was that there miles of the cutrance of the Bay, Creeks, and Intes, into which they are not to be permitted form such as used but the words of the Treaty is end, that if an arrangement such are restricted from Fishing, the Colonial Legisla-ture has used but the words of the Treaty is specified to the the treaty is specified from the treaty of the Legislate on the specified from Fishing, the Colonial Legisla-ture has used but the words of the Treaty is end, that is an arrangement, as it is now constructed if the miles of the cutrance of the Bay, Creeks, and Intes, into which they are not to be permitted to comparison of the Treaty is contained by argued in this House last of the Raires of the cutrance of the Bay, Creeks, and Intes, into which they are not to be permitted to the difference of the Bay, Creeks, and Intes, into which they are not to be permitted to the difference of the Bay, Creeks, and Intes, into which they are not to be permitted to the difference of the Provincial act with an art. I shall offer no factions oppo-sition the treat with an art is hall offer no factions oppo-sition the treat with an art is hall offer no factions oppo-sition the treat with an art is how constructed is the specified to the contained by some Hom. Indext, mathemater into many be and the treat with an art is anow constructed is the there intervinted is the treat with an ar

all from their still more permeious habit of throw-ing the Garbage upon the Fishing Grounds and If this national contract does not exclude the House a copy of a Despatch from Lord Stanley, Her cellency the Lieutenant Governor, laid before the out these hints for the consideration of Hon. gen- colleagues. My reasons for retiring from the

<text><text><text><text><text><text><text><text><text> there should be only nye Executive Councillors, to consider and advise on the whole business of the Province. There were many and important ob-jects to take notice of; objects that required a jects to take notice of; objects that required a good deal of local as well as general knowledge. For instance, there was the proposition of a Rail-road through the Province to Canada, which was a matter of the highest importance to the whole country; and there were many other matters of consequence to consider. Surely the whole usual number of Executive Councillors was required to in the deliberations of the present Executive Coun- medical education at any of the Colleges in Great judices of any kind; and he was quite sure that, gentlemen high in the profession in Saint John, a carry out these great measures with effect; surely cil, it would be found that the County of Charlotte Britain or Ireland, was a very expensive affair, and Hon. MR. WYER repeated his assertions, that cost a great deal of time and money, before the necessary diploma could be obtained. He was not would never be neglected. epresentations to the Executive Council, from the aware of the actual cost of a medical education, County of Charlotte, had not been attended to; par- but thought it might be upwards of £1000. This ticularly with regard to Supervisors of Great Roads: and stated, that such things were seriously felt in this, and there were very few who could find it that County. The County of Charlotte was the convenient to pay such a sum. It was only the second in the Province, in population, importation, rich which could do so, and there were many genand exportation ; and it ought to receive greater tlemen in the Province who might wish to educate attention from the Executive; and as long as he one of their sons in the medical profession, who (Col. Wyer) had a seat in that House, he would would find it a very difficult matter indeed to appropriate so large a sum for that purpose. ontend for the interests of that County The conversation then terminated. He would like, however, to hear from the medical gentlemen in the House, as it was a subject on which they were much better qualified to

afforded their Fishermen by the Government of the have a right to follow their pursuit." United States is not small; and its strenuous per severing and successful efforts to extend their Fish-

far as I can learn a liberal Tonnage Bounty is given

on their Fishing Craft, besides a bounty per barrel

Provincial welfare in connexion with this subject. ger which cannot fail to arise from any strained as-The Americans are fortunate in seeing the princi- sumption of the power of excluding the fishermen ple carried into practice; for the encouragement of the United States from the waters in which they

Provincial Parliament. ing privileges on Her Majesty's coasts but too practically evince its desire and ability to promote this

element of national and Individual prosperity. As Legislative Council Chamber. Thursday, February 5, 1846. FORMATION OF A CABINET.

on the pickled fish-thus guarding the Fisherman against serious loss in case of the failure of his Immediately after the reading of the Journals rious parts of the Province wholly unrepresented voyage; and he is I believe further favoured by this morning, the Hon. Mr. Chandler rose, and in-privilege allowed on the importation of Salt and formed the House, that in consequence of the re-mation, many important matters were neglected, other articles; while a market is secured him at signation of the late Executive Government, His and measures failed of being carried out. other articles; while a market is secured him at signation of the late Executive Government, His home, which insures him a profitable reward for the fruit of his labor by a protecting duty of five shillings per quintal on dry fish, equal to fifty per cent of its value, and from one to two dollars per barrel on pickled fish, according to the different kinds equal to at least twenty per cent of their values. The duty on American Eich important. values. The duty on American Fish imported Excellency's intention to chlarge the Excellency's intention to c Colonial Fishermans is unsustained by Boundies : His Excellency's earnest desire to select such an was not prejudiced in favor of any particular line

But the chief drawback to his success is the Executive Council as, while steering clear of ex- of road; he cared not where or how it might be want of certain and stable Markets-those on which treme or party views, would, he trusted, enable laid out, but he wished to have general advice in he is principally dependant being very limited and him to carry on the Government in harmony the Executive on the subject, from all parts of the fluctuating. In the contrast therefore drawn by Mr. Everitt he at large.

every section of the Province ; but there were va-

HOUSE OF ASSEMBLY. judge than he possibly could be ; he merely formed his opinion, from information received from

Thursday, February 5. We were not in the gallery in time to hear the gentlemen of honor and standing. That informa-

In the contrast therefore drawn by Mr. Everitt be that in Philadelphia as good an educa-between the advantages of the Colonial and Ameri-between the advantages of the Colonial and Ameri-Hon. Mr. C: further remarked, that in the change Honorable Mr. Hazen announced the formation of tion was, that in Philadelphia as good an educacan Fisherman, the extensive Home Markets of the thus made, he had the satisfaction to believe, that with regard to such subjects as Railroads, or any Member did so by stating that he had been com- quarter of the expence, as could be procured in can restore not be restored in the members of the late Council had retired, with regard to such subjects as Railroads, or any latter, independently of the encouragement he re-ceives from Bounties, and other sources, much more without any feelings of or party hostility to then compensates, I believe, for any local coave-their successors; and that they would afford such niences enjoyed by the former. The colonists cannot understand the principle on which concession in any form should be granted to the American prophe in any form should be granted to the American prophe in any form should be granted to the American prophe in any form should be granted to the American prophe in any form should be granted to the American prophe in the former. The colonists cannot understand the principle on which concession in any form should be granted to the American prophe in the the set state of the expence, as could be procured in the members of the late Council had retired, with ceives from Bounties, and other sources, much more than compensates, I believe, for any local coave-the resignation of the late Executive candid and honorable support to the present Go-vernment, as its public conducting th merit. The colonists cannot understand the principle on which concession in any form should be granted to the American prophe in the former. The colonists cannot understand the principle on which concession in any form should be granted to the American prophe in the strangement he re-the tage in the prophe in the tage former the tage in the tage in the prophe in the tage in the tage in the prophe in the which concession in any form should be granted to the American people in a case avowedly "touching the American people in the indexing, "touching the American people in the indexing people ever any liberty heretofore enjoyed or claimed by in Fredericton last week. Since then, however, well as with that of nine.-But the great leading the entire satisfaction I feel in the judicious selec- hundreds of cases, one of which a medical man ever any noerly neretolore enjoyed or claimed by the Inhabitants thereof, to take, dry, or cure fish, on or within three marine miles of any of the Coasts, Bays, Creeks, or Harbours of His Britanic Ma-jesty's Dominions in America, not included with-that the American Fishermen shall be admitted to enter such Bays and Harbours for the purpose of

