

Rule suspended and amendments read a 2nd time and referred to Committee of whole.

Mr. Solicitor General, seconded by Mr. Thomson, moves that the thirty ninth rule of this House be dispensed with, so far as respects the Bill, entitled "An Act to incorporate certain persons under the style and title of the President Directors and Company of the Commercial Bank of Upper Canada," and that the amendments made thereto by the Honorable the Legislative Council, be now read a second time.

Which was carried, and the amendments were read a second time, and referred to a Committee of the whole House.

Mr. A. Fraser was called to the chair.

The House resumed.

Mr. A. Fraser reported the amendments.

The report was received, and the amendments made by the Hon. the Legislative Council in and to the Bill entitled, "An Act to incorporate certain persons under the style and title of the President Directors and Company of the Commercial Bank of Upper Canada," were ordered for a third reading to-morrow.

Third reading to-morrow.

The Bill sent down from the Honorable the Legislative Council, entitled, "An Act to facilitate legal remedies against Corporations," was then read a first time, and ordered for a second reading to-morrow.

Adjourned.

TUESDAY, 3rd JANUARY, 1832.

The House met.

The minutes of yesterday were read.

The Speaker reported that he had received a communication from the Clerk of the Crown in Chancery, which was read by the Clerk, and is as follows:

Clerk of the Crown in Chancery's Office, }
York, 3rd January, 1832. }

The Clerk of the Crown in Chancery has the honor to report to the Honorable the Speaker of the Commons' House of Assembly, that he has received the return of the Writ issued out for the Election of a Member to represent the County of York, in the present Assembly, in the room of William Lyon MacKenzie, expelled the same—and that William Lyon MacKenzie, Esquire, has been duly Elected to represent the said County of York.

SAMUEL P. JARVIS,
C. C. C.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, }
3rd day of January, 1832. }

Mr. Jarvis brought up the petition of R. C. Horne Esquire, of the Town of York; which was laid on the Table.

Mr. Robinson brought up the Petition of David McDougall, and seventeen others, residing on the Penetanguishine Road; which was laid on the Table.

Agreeably to the order of the day, the Address to His Majesty on the subject of the Settlement of the Province was read a third time, passed, and signed by the Speaker, and is as follows:—

TO THE KING'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly solicit Your Majesty's attention to some of the obstacles which retard the Settlement of the Province by an industrious and loyal class of Emigrants from the Mother Country, and by the natural increase of its own population.

Under the persuasion of Your Majesty's paternal solicitude for the welfare of this Province we have no doubt Your Majesty is fully sensible that it is highly important and desirable, that the greatest facility should be afforded to its Inhabitants, and to Emigrants arriving therein, who have the intention of settling upon the waste lands of the Crown. We would therefore respectfully suggest some alteration in the system now acted upon in this Province, which we hope may meet the favorable attention of Your Majesty.

By an Order of the Executive Council of this Province of the 13th March, 1819, certain persons were appointed to form a Board in each District, with power to locate Emigrants or other persons desirous to become Settlers therein; a measure, in the opinion of this Assembly, of wise policy, as affording the means of settlement to a number of respectable Emigrants who, without the convenience thus afforded them, would probably have sought a residence out of this Country; and that is to be

regretted some plan similar in its operations had not been adopted when those Boards were abolished.

The establishment at the Seat of Government of an Office for the sale of Crown Lands, has, in no wise, produced a change convenient to the public, but, on the contrary, substituted a system much less advantageous, inasmuch as it has taken away from the people the means of obtaining information in relation to the Townships best adapted for settlement in the several Districts, and thereby increased the uncertainty, delay and expense, in obtaining lands, particularly to the thousands of Emigrants who yearly come into the Country, whose limited means render it most desirable that they should meet with as few obstacles as possible in speedily settling themselves. That in addition to this, the high price at which, in many instances, lands have been sold, has given to the more wealthy an opportunity of coming into successful competition for the purchase of these lands; at the same time, that it must have materially decreased the extent of their sale; and lastly, from the circumstance of no valuation having been fixed on a large portion of the lands which might have been offered for sale, it has repeatedly happened, and it still daily occurs, that applicants experience much difficulty and procrastination from being unable to ascertain the prices of the lots they wish to purchase.

To remedy the inconvenience and difficulties consequent upon the present arrangement, it is to be desired, that a valuation should be put upon the disposable lands of the Crown, and that Agents, under the superintendence of the Commissioner of Crown Lands at York, should be stationed in each District of the Province, to whom should be delegated the power to dispose of the lands to be placed under their management, and through whom every information in relation to their quality, situation and prices, might be obtained, without reference to any other Office.

We also respectfully beg leave to represent to Your Majesty, that there are several large tracts of unoccupied lands belonging to Indians, on the great Post Road leading through the Province, from Lower Canada to Amherstburgh, in the Western District, which from their present situation, much impede settlement, and make it difficult to keep the said road in repair.—We would, therefore, recommend to Your Majesty, that orders might be given to treat with, and purchase from the said Indians, who are owners of the said land, so much thereof as would form a range of lots on each side of the road passing through the same, and to be disposed of on condition of actual settlement.

Mr. Berczy, seconded by Mr. Clark, moves that an address be presented to His Excellency the Lieutenant Governor, informing His Excellency that this House has passed an address to His Majesty, on the subject of altering the present system of disposing of the Crown Lands, and requesting His Excellency to transmit the same to the Secretary of the Colonies; and that Messieurs Morris and Mount be a Committee to draft and report the same.

An address to be sent to His Excellency to transmit address to King on settlement of Province.

Ordered.

Mr. Morris, from the Select Committee to draft an address to His Excellency, requesting His Excellency to transmit the address to His Majesty, on the subject of the settlement of the Province, to His Majesty's Secretary of State for the Colonies, reported a draft, which was received, read twice, concurred in, and ordered to be engrossed and read a third time to-morrow.

Address to His Excellency reported and concurred in. Third reading to-morrow.

The Speaker reported that William Lyon MacKenzie, Esquire, a Member returned to represent the County of York in the present Parliament, had taken and subscribed the Oath required by law.

Speaker reports W. L. MacKenzie Esq. having taken the oath required by law and Mr. MacKenzie takes his seat.

Mr. MacKenzie was then introduced by Messrs. Ketchum and Perry, and took his seat in the House.

Barney Cotton taken into custody.

The Serjeant-at-Arms reported that he had taken into custody, and brought to the bar, a man whom he had seen guilty of disorderly conduct below the bar of the House.

Mr. Solicitor General, seconded by Mr. Berczy, moves that Barnabas Cotton, the person taken into custody by the Serjeant-at-Arms for a contempt against this House, be committed to the common Gaol of the District, during the pleasure of this House.

Motion for committing Barney Cotton.

In amendment, Mr. Perry, seconded by Mr. Bidwell, moves that after the word "moves" in the original, the whole be expunged, and the following inserted:—"that Barnabas

Motion for Barney Cotton's defence.

National Archives of Canada
Archives nationales du Canada

REPEAT
RÉPÉTITION