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JOURNAL

OF THE

LEGISLATIVE COUNCIL

OF THE

ISLAND OF NEWFOUNDLAND.



HIS EXCELLENCY SIR A. BANNERMAN, KNIGHT,
Governor and Commander-in-Chief in and over the Island
of Newfoundland and its Dependencies, &c., &c.

BEING THE FIRST SESSION OF THE EIGHTEEN GENERAL ASSEMBLY.

1861.



PROCLAMATION.

A. BANNERMAN,
Governor.
(L. S.)

*By His Excellency SIR ALEXANDER BANNERMAN, Knight,
Governor and Commander-in-Chief in and over the
Island of Newfoundland and its Dependencies.*

WHEREAS Her Majesty, by certain Letters Patent, under the Great Seal of the United Kingdom of Great Britain and Ireland, bearing date at Westminster the Fourteenth day of February, One Thousand Eight Hundred and Fifty-seven, in the Twentieth Year of Her Majesty's Reign, hath given and granted unto me full power and authority to summon and call General Assemblies of the Freeholders and Householders within this Island: And whereas Writs in due form have been issued for a General Election of Members of the General Assembly of the Island, under which Members have been elected and returned to serve in the said General Assembly:

I do, therefore, by these Presents, further summon and call the Members of the said General Assembly, so elected, to assemble and meet in the Town of Saint John's, in the said Island, for *the despatch of business*, on MONDAY the Thirteenth day of this present month; and of which all persons concerned therein are hereby required to take due notice and govern themselves accordingly.

Given under my Hand and Seal, at the Government House at
St. John's aforesaid, the Third day of May, One Thousand
Eight Hundred and Sixty-one, and in the Twenty-fourth
Year of Her Majesty's Reign.

By His Excellency's Command,

R. CARTER,

Acting Colonial Secretary.

LEGISLATIVE COUNCIL

OF

NEWFOUNDLAND.

First Session Eighth General Assembly, 24th & 25th Victoria.

MONDAY, MAY 13, 1861.

THIS being the day appointed for the meeting of the Colonial Legislature :

At One of the Clock the House met.

House meets.

PRESENT :

The Honorable LAURENCE O'BRIEN, *President*,

Members present.

“ EDWARD MORRIS,
“ NICHOLAS STABB,
“ ROBERT J. PINSENT,
“ PATRICK KOUGH,
“ JOHN HOGSETT,
“ ROBERT KENT,
“ KENNETH McLEA,
“ JAMES S. CLIFT,
“ EDWARD WHITE,
“ PETER G. TESSIER.

At Two of the Clock P. M., His Excellency the Governor having arrived at the Council Chamber, and being seated on the Throne, the Hon. the President of the Council commanded the Gentleman Usher of the Black Rod, attendant on the Council, to go to the Commons House of Assembly and inform the Members thereof that it is His Excellency's pleasure that they do forthwith attend at the Bar of this House; and they being come thereto, the Hon. the President said :

Governor arrives
at Council Chamber.

13th May, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

Honorable Gentlemen, and Gentlemen of the Assembly :

I am commanded by His Excellency the Governor to acquaint you that His Excellency does not think fit to declare the causes for which he has summoned the Legislature until there be a Speaker of the House of Assembly. It is therefore His Excellency's pleasure that you, Gentlemen of the House of Assembly, do forthwith repair to your Chamber, and there choose a fit person to be your Speaker, and that you present the person whom you shall have so chosen to His Excellency in this House for his approbation.

House of Assembly
withdraws.

The House of Assembly then withdrew.

And, after some time, having again appeared at the Bar of this House,

The Honorable Mr. HOYLES said :

The House of Assembly, in obedience to Your Excellency's command, have proceeded to the election of a Speaker, and I have the honor to present to Your Excellency FREDERICK B. T. CARTER, Esquire, Member for the District of Trinity, whom they have chosen to fill that office.

His Excellency the Governor then said :

Mr. Carter—In full assurance of your ability, discretion and zeal, I entirely approve of the choice which the Assembly have made, and do confirm and allow you to be their Speaker.

The Speaker of the Assembly then said :

May it please Your Excellency :

Your Excellency having been pleased to approve of the choice the House of Assembly have made of me to be their Speaker, it becomes my duty, as such, in the name of the Representatives of Her Majesty's loyal subjects the people of Newfoundland, to demand that they may have freedom of speech in their debates, that they and their servants may be free from arrest, and that, whenever Her Majesty's service and the interests of the Colony may require it, I, as their Speaker, may have free access to Your Excellency's person.

His Excellency then said :

I assure you that I extend to you, in the most ample manner, all the

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His Excellency Sir Alexander Bannerman, Knight, Governor.

privileges which have at any time been enjoyed by your predecessors in office as Speaker of the Assembly.

His Excellency was then pleased to open the present Session by the following gracious Speech to both Houses :

Mr. President and Honorable Gentlemen of the Legislative Council :

Mr. Speaker and Gentlemen of the House of Assembly :

I avail myself of the earliest opportunity of assembling you after the recent General Election.

It would have afforded me infinite satisfaction to have announced to you that British subjects in Newfoundland had been allowed to exercise the undoubted right which they possess to vote for such persons as they might think were the fittest to represent their interests in the House of Assembly.

I am sorry to say that this has not been the case : serious riots and disturbances have occurred in several Districts—property to a considerable amount has been destroyed in Harbor Grace, and no polling took place there, the rioters having had their sway, notwithstanding that the authorities, at their own request, had a military force sent in aid of the civil power.

In St. John's, also, on the day of Nomination, outrages of a very serious character occurred, occasioning, as I hear, the use of fire-arms, and several persons were unfortunately wounded.

In the District of Harbor Main, I lament to say, more distressing events have occurred. In that District there were four Candidates, all of the same religious persuasion ; and there, also, fire-arms were resorted to, and I grieve to say that one man was killed and others severely wounded.

As these occurrences are all, at present, the subject of judicial inquiry, I shall abstain from further comment ; but I have to assure you that the Government is determined that all these most calamitous events, and the causes which gave rise to them, shall undergo the strictest investigation, with a view that, if possible, some of the perpetrators of these outrages may be discovered, and a repetition of them prevented—that the people of

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First Session Eighth General Assembly, 24th and 25th Victoria.

this Colony shall be informed on the subject, and that the events which have taken place shall be fully and fairly represented to Her Majesty's Government, to be laid before the Imperial Parliament, I being instructed, as all Governors are, to communicate information on every event of importance which may occur in any of the Queen's Colonies forming integral parts of the British Empire.

Mr. Speaker and Gentlemen of the House of Assembly :

There are some cases arising out of the late General Election, relative to Special Returns, which it will be your province to decide on.

You are aware that last year's Revenue Bill expires on the 20th of May, and I apprehend there is no one will say that this important Colony can be left without a Revenue, which shall be appropriated with a strict regard to economy.

It is the intention of the Government, therefore, to introduce a short Bill to sanction a continuance, for one year, of the present Revenue Bill, without alteration or modification, so that time shall be given for a revision of the whole financial condition of this Colony; for I believe the public are most anxious that such should take place, and the honorable gentleman now leader of the Government will explain to you the course which he proposes to pursue.

On referring to documents laid before the Imperial Parliament, and ordered by the House of Commons to be printed, on the 24th of May, 1855, I find that the debt of this Colony was represented to the Colonial Minister, by Delegates appointed by the House of Assembly, to have been, about the beginning of the preceding year, £120,000; and these gentlemen, in a letter to the then and present Colonial Minister, state their opinions in the following words, viz:

“ This is a state of things which, we humbly submit, clearly proves that there is just cause of complaint, and necessity for reform in our institutions. With free trade and free institutions, this Colony, *after a few years*, would not know such an affliction as pauperism; and the Colonial Debt, with the exercise of proper economy, would not be felt as a burthen by the people. They could then afford to bear increased taxation, if that were necessary, to sustain the credit of the Government, or to promote the improvement of the country.”

Facts and figures have proved that their opinions were erroneous, and

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His Excellency Sir Alexander Bannerman, Knight, Governor.

that the present financial state of the Colony requires serious consideration. Those "*few years*" have fast passed away since free institutions were granted—Newfoundland being included, by the assent of its Legislature, in the Reciprocity Treaty with the United States of America;—to make up for the deficiency in the Revenue consequent thereon, additional taxation was laid on dutiable articles, which were then stated to be mostly the *luxuries* of life, but which (in my opinion, in a Colony like this) were the *necessaries* of life; and the debt of the Colony is now £180,000. But the affliction of pauperism, instead of now being *unknown*, has greatly increased, the demoralizing effects of which have been strongly denounced in various influential quarters.

In regard, however, to the Reciprocity Treaty, that is a question upon which I wish to be clearly understood; for although Newfoundland ceded, by that Treaty, very great fishery privileges to American citizens, I, for one, should be sorry indeed to see any Government here departing from any course of policy or principle which their predecessors had entered into by Treaty with the United States of America, and which was sanctioned by the Legislature.

Mr. President and Honorable Gentlemen of the Legislative Council:

Mr. Speaker and Gentlemen of the House of Assembly:

You will be disappointed to hear that I am not enabled to give you information on the Fishery question, a subject which you and the people take so deep an interest in. I observe that several gentlemen residing in England, and largely connected with Newfoundland, applied at the Colonial Office for information, and they were acquainted by the Duke of Newcastle that he was not in a position to give them, in an imperfect state, the information which they required. I can only at present, for my own part, repeat what I said before, that I am under no alarm that any of the maritime or territorial rights of Newfoundland have undergone any modification, or that any part of those rights which the people of this Colony possess, under existing treaties, has been, or will be, ceded to any foreign power.

I may be asked, why such delay? I can only answer that I believe the stipulations contained in the proposed new Convention were some time ago agreed to by both nations; but I believe also it was equally agreed on that

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First Session: Eighth General Assembly, 24th and 25th Victoria.

some understanding should take place that a suitable marine police, or protective force, should be supplied for the fishermen of both nations, under such rules and regulations as may be considered necessary and determined on, in order that the stipulations in existing Treaties may be faithfully carried into effect; and this course, as far as I know, has been adopted wherever extensive fisheries are carried on, and their limits defined by treaty, usage, or legislative enactment.

The aspect of political affairs in Europe has been such as must have occupied the attention and time of the Foreign Affairs Departments in both nations, and diverted their attention from many other matters,—among others the Newfoundland Fisheries.

I am sure you must all deeply deplore the lamentable events which have taken place in the neighboring Great Republic, and which forebode the horrors of civil war and loss of human life. The people in this Colony ought to be grateful to the Almighty for the blessings hitherto bestowed upon them,—and I can only hope that peace and harmony may prevail among them.

The House of Assembly having withdrawn, His Excellency was pleased to retire.

A copy of His Excellency's Speech having been left with the President, it was read by the Clerk, and, on motion of the Honorable Mr. McLEA,

Ordered—That a Select Committee be appointed to draft an Address to His Excellency the Governor in answer thereto; and

Ordered—That the Honorable Messrs. McLea, Clift, Morris, Stabb and Kough, be a Committee for that purpose:

On motion of the Honorable Mr. PINSENT,

Ordered—That the Speech be printed.

On motion of the Honorable Mr. STABB, the House went into Committee of Privilege—

Hon. Mr. MORRIS in the Chair.

After some time the House resumed.

Committee to draft
Address in reply to
His Excellency's
Speech.

House goes into Com-
mittee of Privilege.

House resumes.

15th May, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

The Chairman reported that the Committee had passed the following resolution : Chairman reports.

Resolved—That the Officers of the Legislative Council of the late Session be re-established in their offices during the present.

Ordered—That the report be received.

On motion made and seconded, the House adjourned until Wednesday next at 4 o'clock P. M. House adjourns.

WEDNESDAY, MAY 15, 1861.

The House met at 4 o'clock P. M.

House meets.

PRESENT :

The Honorable LAURENCE O'BRIEN, *President*,

“ EDWARD MORRIS,

“ NICHOLAS STABB,

“ PATRICK KOUGH,

“ ROBERT KENT,

“ ROBERT J. PINSENT,

“ KENNETH McLEA,

“ PETER G. TESSIER.

Members present:

The Minutes of Monday last were read.

Minutes read.

The Honorable Mr. McLEA, from the Select Committee appointed to prepare an Address to His Excellency the Governor, in answer to his Speech at the opening of the present Session, presented a draft thereof, which was received and read a first and second time, and, Draft of Address in reply to His Excellency's Speech presented and read 1st and 2d times

On motion of the Honorable Mr. McLEA, the House went into Committee on the said Address presently—

Committee on Address.

Honorable Mr. PINSENT in the Chair.

15th May, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

After some time the House resumed.

Address reported
with amendments.

The Chairman reported the Address with some amendments.

Ordered—That the report be received. And

Read a third time
and passed.

Ordered—That the said Address, as amended, be engrossed and read a third time presently, and the same was read a third time and passed, and the Honorable the President signed the same.

The Address is as follows :

To His Excellency Sir Alexander Gannerman,
Knight, Governor, &c., &c.

Address.

May it please Your Excellency :

We, the Legislative Council in Session convened, desire to thank Your Excellency for the gracious Speech with which you have been pleased to open the present Session of the Legislature after the recent General Election.

We cannot but concur with Your Excellency in lamenting that in the election of Members as Representatives in the General Assembly, there should have been any obstruction to the free exercise of that privilege to which all British subjects have an undoubted right, to vote for such persons as they may consider best qualified to represent their interests in the House of Assembly; and we regret to learn that serious riots and disturbances have unhappily occurred in some of the Electoral Districts, attended with the destruction of property in some places, and melancholy loss of life and wounding in others; and, while we lament these unfortunate calamities, we are glad to find that the Government is determined that the events and causes which gave rise to them shall undergo that investigation which justice requires.

We fully reciprocate the views expressed by Your Excellency with reference to the Revenue, and we have no doubt but the Legislature will speedily introduce a Bill to prevent any loss of Revenue to the Colony.

We regret that from many circumstances our public debt has been increased to £180,000, yet we entertain a belief that by a prudential management of financial matters, and a due regard to economy in the public expenditure, the resources of the Colony will be found sufficient to answer its requirements.

15th May, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

We regret to find that pauperism has augmented, notwithstanding its demoralizing effects have been strongly, and, we may venture to add, justly denounced in various influential quarters; and we confidently hope that the Legislature, by a judicious arrangement, may succeed in lessening to some extent this increasing evil so burthensome upon the public Revenue.

With reference to the Reciprocity Treaty existing between this Country and the United States of America, we entirely agree with Your Excellency, and fully appreciate the sentiments expressed by Your Excellency on this subject; and we feel persuaded that the Government here will not depart from any course of policy or principle which their predecessors have entered into by treaty with the United States, and sanctioned by the Legislature.

We regret that Your Excellency has not yet been put in possession of the desired information upon the Fishery question, and are quite prepared to ascribe the delay to those causes adverted to by Your Excellency. We, however, assure Your Excellency that we confidently rely on the deep interest always manifested by the Imperial Government in the prosperity of this important dependency, and that in the negotiations which are now progressing none of the maritime or territorial rights which the people of this Island possess under existing Treaties will be ceded to any foreign power. At the same time, we are gratified to find that in the negotiations now pending a measure is being perfected in the contemplated establishment of a suitable marine police, under certain rules and regulations, in order that the stipulations of existing Treaties may be fully carried out.

We assure Your Excellency that we do deeply deplore the lamentable events which have taken place in the neighboring Republic, and sincerely trust that God in his infinite mercy will avert the horrors of civil war, and consequent loss of human life; and we agree with Your Excellency that the people of this Island ought to be grateful to the Almighty for the blessings hitherto bestowed upon them, and trust with Your Excellency that peace and harmony may prevail throughout the Colony.

LAURENCE O'BRIEN,

*President.**Council Chamber, May 15th, 1861.*

16th May, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

Ordered—That the Address be presented to His Excellency the Governor by a deputation of the whole House, and that the Honorable the President do ascertain from His Excellency the Governor at what time he would be pleased to receive the same.

Notice of motion.

Honorable Mr. STABB gives notice that on to-morrow he will move the suspension of the 35th Rule of this House with reference to any Revenue Bill that may come up from the Assembly.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow at 3 o'clock P. M.

THURSDAY, MAY 16, 1861.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable LAURENCE O'BRIEN, *President*,
 “ EDWARD MORRIS,
 “ NICHOLAS STABB,
 “ ROBERT KENT,
 “ PATRICK KOUGH,
 “ ROBERT J. PINSENT.

Minutes read.

The Minutes of Wednesday last were read.

Revenue Bill brought up and read 1st time.

A deputation from the House of Assembly brought up a Bill for the concurrence of this House entitled “An Act to continue an Act passed in the Twenty-third Year of the Reign of Her present Majesty Queen Victoria, entitled ‘An Act for granting to Her Majesty certain Duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies.’ ”

35th Rule suspended.

Which was read a first time, and, pursuant to notice and on motion of the Honorable Mr. STABB, the 35th Rule of the House was suspended in reference to the said Bill :

21st May, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

Whereupon the same was read a second time, and the House went into Committee on the same presently—

Revenue Bill read
2d time and Commit-
ted.

Hon. Mr. KOUGH in the Chair.

After some time the House resumed.

House resumes.

The Chairman reported the Bill without amendment.

Chairman reports.

Ordered—That the report be received, and, on motion, the said Bill was then read a third time and passed; and

Revenue Bill read
a third time and
passed.

The Honorable the PRESIDENT signed the same.

Ordered—That the said Bill be sent to the House of Assembly with a message that this House has passed the same without amendment.

On motion made and seconded, the House adjourned until Tuesday next at 3 o'clock P. M.

House adjourns.

TUESDAY, MAY 21, 1861.

PRESENT :

The Honorable LAURENCE O'BRIEN, *President*,

“ NICHOLAS STABB,

“ PATRICK KOUGH.

Members present.

At half-past three of the clock the Chair was taken by the Honorable the PRESIDENT, and the House adjourned for want of a quorum until Friday next at 4 o'clock P. M.

House adjourns.

27th May, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

MONDAY, MAY 27, 1861.

House meets. At 4 o'clock the House met.

PRESENT:

Members present. The Honorable LAURENCE O'BRIEN, *President*,
 " NICHOLAS STABB,
 " EDWARD MORRIS,
 " JOHN HOGSETT,
 " EDWARD WHITE,
 " JAMES S. CLIFT,
 " KENNETH McLEA,
 " PETER G. TESSIER.
 " PATRICK KOUGH.

Minutes read.

The Minutes of the 16th and 21st were read.

House adjourns.

On motion made and seconded, the House adjourned until Wednesday next at 4 o'clock P. M.

WEDNESDAY, MAY 29, 1861.

House meets. The House met pursuant to adjournment.

PRESENT:

Members present. The Honorable LAURENCE O'BRIEN, *President*,
 " KENNETH McLEA,
 " PATRICK KOUGH,
 " NICHOLAS STABB,
 " PETER G. TESSIER,
 " JAMES S. CLIFT,
 " JOHN HOGSETT,
 " EDWARD MORRIS,
 " EDWARD WHITE.

Minutes read.

The Minutes of Monday last were read.

29th May, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

The Honorable the PRESIDENT, by direction of His Excellency the Governor, laid upon the table of the House the following Message:

A. BANNERMAN, *Governor.*

A discussion arose in the Legislature, the Session before last, relative to the Norway Fisheries, and the apprehension of a large competition of Norway Codfish in the markets of Spain, &c., which would greatly interfere with, and be prejudicial to the Newfoundland Fisheries; particularly as it was alleged the Norway Codfish were cured in a very superior way to the Codfish of this Colony.

Message and Documents from His Excellency the Governor laid on the table.

The Governor applied to the Board of Trade for information, and herewith sends to the Legislative Council an extract from the Consul General's Report on the Trade of Norway, which cannot fail to be interesting to every one who takes an interest in the Fisheries, showing as it does the manner in which the industrious Norwegians prosecute that important branch of Trade, their knowledge of the seasons when fish frequent their coast, and the care which is taken by their Government that they shall have a Maritime Police.

The *Stock* fish, described in the enclosed abstract, is a very inferior one to the Cod; it is dried in the sun until it is as hard as a stick, and it is easily portable, and carried by mules into the interior of Spain.

The Governor expects very soon to receive some of the Norway dried Cod, and it is certainly very desirable that the Newfoundland Fishermen should take every pains in the curing of their fish, for it is quite evident the best cured fish must always secure the highest price in the markets; and, in confirmation of this the enclosed extract will show what has taken place in Norway from the inferior mode in which Herrings are cured there.

Government House, 28th May, 1861.

Also, Extract of Report of Mr. Crowe, Acting Consul General at Christiana, on same subject, and Trade of Norway for the years 1855-56-57:

Vide Appendix.

Which were severally read by the Clerk, and, on motion of the Hon. Mr. STABB, ordered

To be printed for the use of Members.

31st May, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

- Bill brought up.** A Deputation from the House of Assembly brought up for the concurrence of this House a Bill entitled "An Act for the further amendment of the Act for the Incorporation of the General Water Company,"
- Read first time.** Which was read a first time, and
- Ordered—To be read a second time to-morrow.
- House adjourns.** On motion made and seconded, the House adjourned until Friday next at 4 o'clock P. M.

FRIDAY, MAY 31, 1861.

- House meets.** The House met pursuant to adjournment.

PRESENT :

- Members present.**
- The Honorable LAURENCE O'BRIEN, *President*,
- “ EDWARD MORRIS,
- “ KENNETH McLEA,
- “ PETER G. TESSIER.
- “ NICHOLAS STABB,
- “ ROBERT KENT,
- “ ROBERT J. PINSENT,
- “ PATRICK KOUGH.

- Minutes read.** The Minutes of Monday last were read.

Pursuant to the Order of the Day, the Honorable Mr. STABB moved the second reading of the Bill entitled "An Act for the further amendment of the Act for the Incorporation of the General Water Company."

Thereupon the Honorable Mr. PINSENT moved the following amendment :

That this Bill be read a second time on Tuesday next, and that in the meantime a statement of the affairs and expenditure of the General Water Company, since its establishment, be laid upon the table of this House, with an estimate of the amount required and the reasons for such require-

31st May, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

ment, and why the sum now required so greatly exceeds the first estimate, upon the faith of which the Company was incorporated.

Which, on being put, was resolved in the negative, and

The said Bill was then read a second time, and

Water Company Bill
read 2d time.

Ordered—To be committed on to-morrow.

Honorable Mr. KENT gives notice that he will on to-morrow ask the Organ of the Government to explain the necessity of again Gazetting A. Shea, Esq., and Robert Kent, as Governors of the Newfoundland Savings Bank, they having accepted their appointments and being Gazetted under the late Government.

Notices of motion.

Honorable Mr. KENT gives notice that he will on to-morrow ask the Government why the Honorable Laurence O'Brien was not Gazetted as President of the Legislative Council under the present Government.

Honorable Mr. STABB gives notice that he will on to-morrow move for the appointment of a Select Committee on Printing.

Honorable Mr. PINSENT gives notice that he will on to-morrow move that before the Bill to amend the General Water Company Incorporation Act be referred to a Committee of the whole House, a statement of the affairs of that Company since its establishment be laid upon the table, with the estimate of the amount required and the reasons for such requirement, and why the sum now required so greatly exceeds the first estimate, upon the faith of which the Company was incorporated.

On motion made and seconded, the House adjourned until Tuesday next at 4 o'clock P. M.

House adjourns.

6th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

THURSDAY, JUNE 6, 1861.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable LAURENCE O'BRIEN, *President*,
 “ EDWARD MORRIS,
 “ PATRICK KOUGH,
 “ KENNETH McLEA,
 “ PETER G. TESSIER,
 “ NICHOLAS STABB,
 “ JOHN HOGSETT,
 “ ROBERT KENT,
 “ EDWARD WHITE.
 “ JAMES S. CLIFT,
 “ ROBERT J. PINSENT,
 “ RICHARD O'DWYER.

Minutes read.

The Minutes of Friday, 31st May, were read.

Vide Appendix.

Honorable Mr. STABB laid upon the table of the House documents and statement of the affairs of the General Water Company, which were read by the Clerk.

Committee on Water
Company Amend-
ment Act.

Pursuant to the Order of the Day, and on motion of the Honorable Mr. STABB, the House went into Committee on the Bill sent up entitled “An Act for the further Amendment of the Act for the Incorporation of the General Water Company”—

Hon. Mr. MORRIS in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received, and

Ordered—That the amendments be engrossed and the Bill read a third time to-morrow.

6th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

The Amendments are as follows :

After the word " thereof," in the fifth line of the third Section, insert " And that the number of the Directors to be so chosen shall be reduced from Seven to Five, Three of whom shall be a Quorum " ; and after the word " vote," in the last line of the same Section, add " until such proceedings of the Board of Directors shall be submitted to and approved of by the Governor in Council."

The Honorable the PRESIDENT acquainted the House that His Excellency the Governor would be pleased to receive on to-morrow, Friday, at 12 o'clock noon, the Address of this House in reply to His Excellency's Speech at the opening of the Legislature.

Pursuant to the Order of the Day, the Honorable Mr. KENT asked the Organ of the Government to explain the necessity of again Gazetting the Hon. A. Shea and Robert Kent, as Governors of the Newfoundland Savings Bank, they having accepted their appointments and being Gazetted under the late Government.

Honorable Mr. STABB, in reply, said that the wording of the notice was so obscure that he scarce knew the honorable mover's intention. There certainly is no intention of again Gazetting the Honorable A. Shea and the honorable mover as Governors of the Savings Bank. If, however, the honorable mover wished to know why they were Gazetted by the present Government, he would beg to inform him that Governors of Savings Banks are not life appointments. The Act requires that there should be eight members, five from the House of Assembly, of whom the Speaker must be one; and when the House is dissolved those members cease to be Governors. On the meeting of a new House there are five of the new members to be chosen Governors. The present Speaker is one, and A. Shea, Esq., Member for Placentia and St. Mary's, has been selected as a fit and proper person as a Governor, (not the Honorable A. Shea, Speaker,) and Gazetted accordingly. The honorable mover was also considered by the present Government to be a very proper person as Governor. There might not have been any necessity for Gazetting him, but thought the mover ought to be pleased to have been Gazetted in such good company. If, however, the honorable gentleman feared that he would lose caste with his political friends for having been Gazetted by the present Government, it is in his power to resign, and the Government would, no doubt, easily find an honorable gentleman to fill his place.

6th June, 1861.

First Session Eighth General Assembly, 21th and 25th Victoria.

Pursuant to the Order of the Day, the Honorable Mr. STABB moved for the appointment of a Select Committee on Printing.

Ordered accordingly, and

Ordered—That Honorable Messrs. Stabb, Hogsett and Morris, be the Committee for that purpose.

Notices of motion.

Honorable Mr. HOGSETT gives notice that on to-morrow he will ask the Organ of the Government whether it is proposed to disallow Acts providing for the Contingent Expenses of the Legislature the two past Sessions until provision is made for sessional pay to members of this Chamber; and whether it is intended to adhere to the resolution almost unanimously confirming the principle of sessional allowance to members.

Honorable Mr. HOGSETT gives notice that he will on to-morrow move an Address to His Excellency the Governor requesting that he will be pleased to lay before this House the report from the Stipendiary Magistrate at Harbor Grace touching the riots involving destruction of property during the recent Election in that District for Members to serve in the General Assembly.

Honorable Mr. KENT gives notice that he will on to-morrow ask the Organ of the Government why the Honorable Laurence O'Brien was not Gazetted as President of the Executive Council under the present Government.

Honorable Mr. TESSIER gives notice that he will on to-morrow move an Address to Her Majesty's Government in relation to the desirability, of continuing Ocean Steam Communication to this Colony.

Honorable Mr. PINSENT gives notice that he will on to-morrow move the appointment of a Select Committee on the Contingencies of this House.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock noon.

7th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.**FRIDAY, JUNE 7, 1861.**

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable LAURENCE O'BRIEN, *President*,

“ PATRICK KOUGH,
 “ KENNETH McLEA,
 “ PETER G. TESSIER,
 “ NICHOLAS STABB,
 “ JOHN HOGSETT,
 “ EDWARD WHITE,
 “ JAMES S. CLIFT,
 “ ROBERT J. PINSENT,
 “ EDWARD MORRIS,
 “ RICHARD O'DWYER.

Members present.

The House then proceeded to the Government House with the Address in reply to His Excellency's Speech.

At half-past twelve o'clock, the House having returned, the Honorable the President reported that His Excellency had been pleased to receive the said Address and to return an answer thereto in the following words:

Mr. President and Honorable Gentlemen of the Legislative Council:

I thank you for the Address which you have presented to me, and it is satisfactory for me to find that you generally concur in the observations which I made in the Speech at the opening of the Legislature.

The investigation which you allude to in the first part of your Address will be a rigid one, and when the Attorney General is in a position to do so he will afford the Legislature full and complete information, and the same will be submitted for the consideration of Her Majesty's Government.

As yet, I have received no communication from Her Majesty's Government on the subject of the Fishery Convention.

I have been expecting daily a British man-of-war on this Coast, but in consequence of the calamitous civil war which is carrying on in the

10th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

United States, a great part of the Admiral's Squadron are on the Coast of America protecting British interests of great magnitude, which might be involved by any departure from the policy laid down by Her Majesty for the guidance of her subjects during the civil war.

I have only again to add, in regard to the Fishery question, that I have no reason to alter my opinion relative to our maritime and territorial rights, and it will afford me much satisfaction when I am enabled officially to lay before you the documents which have so long been expected.

Government House, 7th June, 1861.

House adjourns.

On motion made and seconded, the House adjourned until Monday next at 4 o'clock P. M.

MONDAY, JUNE 10, 1861.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable LAURENCE O'BRIEN, *President*,
 " ROBERT J. PINSENT,
 " JOHN HOGSETT,
 " PETER G. TESSIER,
 " EDWARD WHITE,
 " JAMES S. CLIFT,
 " NICHOLAS STABB,
 " EDWARD MORRIS,
 " PATRICK KOUGH,
 " ROBERT KENT.

Minutes read.

The Minutes of Thursday and Friday last were read.

Documents laid on table of the House.

Honorable Mr. STABB laid upon the table of the House the following Documents :

10th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

Financial Statement of the Affairs of the Colony of Newfoundland for *Vide Appendix* the Year 1861;

Estimate for defraying part of the Public Expenditure of the Colony of Newfoundland for the Year 1861; and

Detailed Statement of Salaries to Stipendiary Magistrates, Clerks of the Peace, Constables, and Gaolers, in the various Outports, for the Year 1861.

Pursuant to the Order of the Day, and on motion of the Honorable Mr. STABB, the Bill for the further Amendment of the Act for the Incorporation of the General Water Company was read a third time and passed, and the Honorable the PRESIDENT signed the same.

Ordered—That said Bill be sent to the House of Assembly with message that this House had passed the same with some amendments, and requesting their concurrence thereto.

Honorable Mr. HOGSETT, pursuant to notice, asked the Organ of the Government whether it is proposed to disallow Acts providing for the Contingent Expenses of the Legislature the two past Sessions until provision is made for sessional pay to members of this Chamber; and whether it is intended to adhere to the resolution almost unanimously confirming the principle of sessional allowance to members.

The Honorable Mr. STABB replied that it was a question the Government ought not to be called upon to answer. It entirely depended on the opinion of this House whether they intended to adhere to their recorded resolution or otherwise; it was open for every member to vote as he pleased on the matter. The power of disallowing Acts rested entirely with the Governor, not with this House; and if the question came again before the House, he should vote as he had always done—independently.

On motion of Honorable Mr. HOGSETT,

Ordered—That the motion on the Order of the Day of an Address to His Excellency the Governor on the subject of the recent Election at Harbor Grace be withdrawn.

Honorable Mr. KENT, pursuant to notice, asked the Organ of the

10th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

Government why the Honorable Laurence O'Brien was not Gazetted as President of the Executive Council under the present Government.

Honorable Mr. STABB replied that the Honorable the President had been requested by the present Government to continue in that office, which he held under the old Government with advantage to the public and great credit to himself.

Pursuant to the Order of the Day, and on motion of the Honorable Mr. TESSIER, an Address to His Grace the Duke of Newcastle, Her Majesty's Principal Secretary of State for the Colonies, on the subject of Steam Communication with this country, was read a first time, and

Ordered—To be read a second time to-morrow.

Honorable Mr. PINSENT, pursuant to notice, moved the appointment of a Select Committee on the Contingencies of this House.

Ordered accordingly, and

Ordered—That Honorable Messrs. Pinsent, Stabb, and Tessier be the Committee for that purpose.

Notice of motion.

Honorable Mr. HOGSETT gives notice that he will on to-morrow move the House into Committee of Privilege.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow, Tuesday, at 4 o'clock P. M.

11th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.**TUESDAY, JUNE 11, 1861.**

The House met pursuant to adjournment.

House met.

PRESENT:

The Honorable LAURENCE O'BRIEN, *President*,

Members present.

“ PATRICK KOUGH,
 “ ROBERT J. PINSENT,
 “ JOHN HOGSETT,
 “ EDWARD WHITE,
 “ NICHOLAS STABB,
 “ EDWARD MORRIS.

The Minutes of Monday last were read.

Minutes read.

Pursuant to the Order of the Day, and on motion of the Honorable Mr. TESSIER, the Address to His Grace the Duke of Newcastle, Her Majesty's Principal Secretary of State for the Colonies, on the subject of Steam Communication, was read a second time, and

Ordered—To be committed to-morrow.

Honorable Mr. STABB, from the Select Committee on the Printing of this House, presented the following report, which was read and received :

Report of Committee on Printing.

The Select Committee appointed to report on the Printing of this House beg leave to report as follows, and recommend

That the Debates of the Council be published in the *Times* and copied in the *Newfoundlander* and *Ledger*, at a cost not exceeding the amount paid on previous Sessions.

That the Printing of Journals, Miscellaneous Printing, and Orders of the Day, be advertised for competition by tender—the Tenderers to distinguish between the cost of plain, ruled, figured, and all other description of work.

Tenders for Printing the Journals to be a separate and distinct tender from the Miscellaneous Printing.

12th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

Each tender to be accompanied by a good and sufficient security for punctual and faithful performance of contract; but the Committee not to be bound to accept the lowest tender.

A Select Committee to be appointed to carry the foregoing into effect.

NICHOLAS STABB,
JOHN HOGSETT.

Committee Room, 10th June, 1861.

Honorable Mr. STABB gives notice that he will on to-morrow move the suspension of the 35th Rule for the remainder of the Session.

Notices of motion— Honorable Mr. STABB gives notice that he will on to-morrow move that a Select Committee be appointed to carry out the recommendations of the Committee on Printing.

On motion made and seconded, the House adjourned until to-morrow at 4 o'clock P. M.

WEDNESDAY, JUNE 12, 1861.

House meets. The House met pursuant to adjournment.

PRESENT;

Members present.

The Honorable LAURENCE O'BRIEN, *President*,
 “ NICHOLAS STABB,
 “ PETER G. TESSIER,
 “ JOHN HOGSETT,
 “ ROBERT J. PINSENT,
 “ KENNETH McLEA,
 “ EDWARD WHITE,
 “ JAMES S. CLIFT,
 “ PATRICK KOUGH,
 “ EDWARD MORRIS.

Minutes read. The Minutes of Tuesday last were read.

12th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

Pursuant to the Order of the Day, and on motion of the Honorable Mr. TESSIER, the House went into Committee on the Address to His Grace the Duke of Newcastle, Her Majesty's Principal Secretary of State for the Colonies—

Committee on Address to H. M. P. Secretary of State for the Colonies.

Honorable Mr. CLIFT in the Chair.

After some time the House resumed.

The Chairman reported the Address with some amendments.

Chairman reports.

Ordered—That the report be received.

Pursuant to notice, and on motion of the Honorable Mr. STABB,

Ordered—That the 35th Rule of this House be suspended.

35th Rule suspended.

Whereupon the said Address, as amended, was read a third time presently and passed, and the Honorable the PRESIDENT signed the same.

Address to H. M. P. Secretary of State for the Colonies read 3d time and passed.

Ordered—That the Address be sent by a Deputation of this House to His Excellency the Governor requesting that he may be pleased to transmit the same to Her Majesty's Government; and

Ordered—That Honorable Messrs. Morris, Tessier and Stabb be the Deputation for that purpose.

The Address is as follows :

To His Grace the Duke of Newcastle, Her Majesty's
Principal Secretary of State for the Colonies. Address.

May it Please Your Grace,—

We, the Legislative Council of Newfoundland in Session convened, beg leave to solicit the attention of Her Majesty's Government to the great importance to this Colony, and the general interests of British Commerce, of direct communication by Steam with Great Britain and the American States.

We are prompted to this step, at the present moment, by intelligence which has just reached us through the Press, to the effect that Her Majesty's

12th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

Government proposed to discontinue their subsidy to the Atlantic Royal Mail Steam Navigation Company; and we fear that the result of this proceeding would be to terminate the only means of direct connection by Steam with both countries which we have recently enjoyed.

In a commercial view we feel that the advantages conferred upon the Colony by the visits of the Steamers of this line have been large and manifold.

From the facilities they have afforded of intercourse with both Continents, the various operations of trade have been materially assisted, and benefits have hence arisen which we should never have known in the former disconnected position of the Island.

Our whole system of trade has now become adjusted to the influences of this new agency to such a degree that we cannot contemplate the possibility of its withdrawal without serious apprehension of the results to our commercial and, indirectly, to our general interests.

To secure this acquisition the people of Newfoundland have deemed no expenditure or sacrifice on their part too great.

The acquisition of direct Steam was the paramount consideration which induced our Legislature to grant a charter involving large concessions and responsibility to the New York, Newfoundland and London Telegraph Company, for the establishment of their Line of Telegraph hence to New York, in the hope of obtaining for St. John's the status of a port of call for steamers bound East and West, this port being the most advantageous link of union between Europe and America.

Her Majesty's Government have already experienced the value of this line, as the most rapid medium for the transmission of intelligence from both sides of the Atlantic.

The national importance of conserving it must therefore be manifest; but perhaps could not be more forcibly exemplified than by the character of the information it conveys during the present crisis in the United States.

We are not unmindful of causes of dissatisfaction in failures of the Atlantic Royal Mail Steam Navigation Company to fulfil the terms of their contract, nor of the indulgences extended towards them by Her

12th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor,

Majesty's Government. But in view of the vast interests involved in their enterprise, and of the many difficulties which seem to have encompassed it from its inception, we would respectfully pray Her Majesty's Government to grant to this Company the further time needful to them to furnish such Steamships as their contract requires, and to allow the Government service to be performed meanwhile by the boats at present on the line.

The *Prince Albert*, *Adriatic* and *Parana* have given great satisfaction to our commercial public; and we would in conclusion respectfully assure Her Majesty's Government that their acquiescence in the prayer of this Address will be hailed with abiding gratitude by the people of the Colony.

A Deputation from the House of Assembly brought up the following message: Message from House of Assembly.

HOUSE OF ASSEMBLY, }
12th June, 1861. }

Mr. President :

The House of Assembly respectfully request that the Legislative Council will furnish this House with the amount of their contingencies for the last and present Session.

F. B. T. CARTER,
Speaker.

Honorable Mr. STABB, pursuant to notice, moved the appointment of a Select Committee to carry out the recommendations of the Committee on Printing.

Ordered accordingly, and

Ordered—That Honorable Messrs. Stabb, Pinsent, Morris, Clift and Tessier be a Committee for that purpose.

Honorable Mr. PINSENT presented a Petition from Margaret Born.

Petition from Margaret Born.

Ordered to lie on the table.

On motion made and seconded, the House adjourned until to-morrow, Thursday, at 4 o'clock P. M. House adj. urns.

13th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.**THURSDAY, JUNE 13, 1861.**

House meets. The House met pursuant to adjournment.

PRESENT:

Members present. The Honorable LAURENCE O'BRIEN, *President*,
 " NICHOLAS STABB,
 " KENNETH McLEA,
 " ROBERT J. PINSENT,
 " PETER G. TESSIER,
 " JAMES S. CLIFT,
 " EDWARD MORRIS,
 " JOHN HOGSETT,
 " PATRICK KOUGH,
 " EDWARD WHITE.

Minutes read. The Minutes of Wednesday last were read.

House adjourns. On motion made and seconded, the House adjourned until to-morrow at 4 o'clock P. M.

FRIDAY, JUNE 14, 1861.

House meets. The House met pursuant to adjournment.

PRESENT:

Members present. The Honorable LAURENCE O'BRIEN, *President*,
 " NICHOLAS STABB,
 " ROBERT J. PINSENT,
 " PETER G. TESSIER,
 " JAMES S. CLIFT,
 " EDWARD MORRIS,
 " JOHN HOGSETT,
 " PATRICK KOUGH,
 " EDWARD WHITE.

14th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

The Minutes of Thursday last were read.

Minutes read.

Honorable Mr. STABB reported that he and the Honorable Mr. TESSIER had waited on His Excellency the Governor, with the Address to His Grace the Duke of Newcastle, and that His Excellency had been pleased to receive the same, and would forward it as early as possible to Her Majesty's Government.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for the Organization of a Volunteer Force for the Protection of Newfoundland."

Bill to Organise
Volunteer Force
brought up.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the Year ending 31st December, 1861," which was read a first and second time, and the House went into Committee on the same presently—

Supply Bill brought
up and read 1st and
2d time.

Committed.

Honorable Mr. TESSIER in the the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Ordered—That the report be received.

And on motion of the Honorable Mr. STABB, the said Bill was then read a third time and passed, and the Honorable the PRESIDENT signed the same.

Read 3d time and
passed.

Ordered—That the said Bill be sent to the House of Assembly with message that this House had passed the same without amendment.

A Deputation from the House of Assembly brought up the following message :

Message from House
of Assembly.

14th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.HOUSE OF ASSEMBLY, }
14th June, 1861. }

Mr. President :

The House of Assembly have passed without amendment the Amendments of the Legislative Council in and upon the Bill sent up from the Assembly, entitled "An Act for the further Amendment of the Act for the Incorporation of the General Water Company."

F. B. T. CARTER,
Speaker.

to organize
Volunteer Force read
1st and 2d time and
committed.

On motion of the Honorable Mr. CLIFT, the Bill brought up, entitled "An Act for the Organization of a Volunteer Force for the Protection of Newfoundland," was read a first and second time, and the House went into Committee on the same presently—

Honorable Mr. WHITE in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Read 3d time and
passed.

Whereupon the said Bill was then read a third time and passed, and the Honorable the PRESIDENT signed the same.

Ordered—That the Bill be sent to the House of Assembly with message that this House had passed the same without amendment.

Honorable Mr. PINSENT, from the Select Committee appointed to report on the Contingencies of the Council for the last and present Session, presented the following report, which was received and read :

Report of Committee
on Council's Con-
tingencies.

The Select Committee appointed to take into consideration and report upon the Contingent Expenses of the Legislative Council for the past and present Session of the year 1861, report the following to be the expenses of those Sessions :

14th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

	First Session.	Second Session	Total.	
President of the Council.....	£200 0 0		200 0 0	Council Contingen- cies.
Clerk and Master-in-Chancery.			350 0 0	
Usher of the Black Rod.....	120 0 0	60 0 0	180 0 0	
Reporter.....	125 0 0	62 10 0	187 10 0	
Doorkeeper.....	50 0 0	25 0 0	75 0 0	
Assistant Doorkeeper.....	30 0 0	15 0 0	45 0 0	
Messenger.....	25 0 0	12 10 0	37 10 0	
John C. Withers, Printing... .	168 14 0	8 2 6	176 16 6	
Proprietor of Newfoundlander } for publishing Debates.. }	45 0 0	15 0 0	60 0 0	
Proprietor of Courier, ditto... .	45 0 0	15 0 0	60 0 0	
Proprietor of Times— Copying Debates..	30 0 0			
Publishing ditto... .		20 0 0	50 0 0	
Ledger, for copying ditto.....	30 0 0	15 0 0	45 0 0	
Joseph Woods, arrears 1860..	177 14 6	}	409 2 6	
Account for Printing and Binding Journals, 1861.....	231 8 0			
Probable cost of Printing and Binding Journals present Session..			200 0 0	
Clerk's account for Contingencies			104 11 8	
Usher of Black Rod, ditto.....			48 5 5	
Sessional allowance to 12 } Members of Council, exclusive of President, at £42, charged at only one Session..... }			504 0 0	
			Stg. £2732 16 1	

14th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

Provided that the foregoing allowances to the Reporter and Publishers of Debates shall not be paid until the Debates be fully reported and published.

Committee Room, June 14, 1861.

R. J. PINSENT, *Chairman.*
N. STABB,
P. G. TESSIER.

Committee of Pri-
vilege.

On motion of the Honorable Mr. PINSENT, the House went into Committee of Privilege—

Honorable Mr. CLIFT in the Chair.

After some time the House resumed.

The Chairman reported that they had adopted the Report of the Select Committee without amendment; and, on motion of the Honorable Mr. PINSENT,

Ordered—That the Report of the Chairman be received.

The Honorable Mr. HOGSETT moved, in amendment, the following Resolution:

Resolved—That it is the opinion of this House that any sessional allowance to Members would tend to interfere with the independence of action which should be the aim and object of every Member to preserve, and inconsistent with the position they occupy as an independent branch of the Legislature.

Which, on question being put, was resolved in the negative.

Contents.

Honorable Mr. HOGSETT,
“ Mr. KOUCH,
“ CLIFT.

Non Contents.

Honorable the PRESIDENT,
“ Mr. PINSENT,
“ Mr. STABB,
“ Mr. TESSIER,
“ Mr. WHITE,
“ MR. MORRIS.

15th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

The original motion was then put and resolved in the affirmative.

Ordered—That the Report be received and adopted; and

Ordered—That the Report, as passed, be engrossed and sent with message to the House of Assembly for their concurrence.

On motion made and seconded, the House adjourned until to-morrow, House adjourns. Saturday, at 4 o'clock P. M.

SATURDAY, JUNE 15, 1861.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable LAURENCE O'BRIEN, *President*,

Members present.

“ NICHOLAS STABB,
 “ PETER G. TESSIER,
 “ EDWARD WHITE,
 “ PATRICK KOUGH,
 “ JOHN HOGSETT,
 “ ROBERT KENT,
 “ EDWARD MORRIS.

The Minutes of Friday last were read.

Minutes read.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act to make further provision for the Prevention of Nuisances,” which was read a first and second time, and the House went into Committee on the same presently—

Bill to Amend Nuisance Act brought up and read 1st and 2d time and committed.

Honorable Mr. KENT in the Chair.

After some time the House resumed.

The Chairman reported the Bill with the following amendment:

“After the word ‘shillings,’ on the last line of the Seventh Section,

17th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

add, 'Such Licence to be numbered, and a corresponding number worn by the person so licensed on a conspicuous part of his dress.' "

Ordered—That the report be received ; and

Ordered—That the said amendment be engrossed.

Bill to Amend Nuisance Act read 3d time and passed.

The Bill as amended was then read a third time and passed, and the Honorable the PRESIDENT signed the same.

Ordered—That the said Bill be sent to the House of Assembly with message that this House had passed the same with a certain amendment, and requesting their concurrence thereto.

House adjourns.

On motion made and seconded, the House adjourned until Monday next at 4 o'clock P. M.

MONDAY, JUNE 17, 1861.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable LAURENCE O'BRIEN, *President*,
 " NICHOLAS STABB,
 " PETER G. TESSIER,
 " JOHN HOGSETT,
 " EDWARD WHITE,
 " PATRICK KOUGH,
 " ROBERT KENT,
 " JAMES S. CLIFT,
 " ROBERT J. PINSENT.

Minutes read.

The Minutes of Saturday last were read.

Message from House of Assembly.

A Deputation from the House of Assembly brought up the following message :

18th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.HOUSE OF ASSEMBLY, }
15th June, 1861. }

Mr. President :

The House of Assembly have passed without amendment the Amendment of the Legislative Council in and upon the Bill sent up from the Assembly, entitled "An Act to make further provision for the Prevention of Nuisances."

F. B. T. CARTER,
Speaker.

On motion made and seconded, the House adjourned until to-morrow, House adjourns.
Tuesday, at 4 o'clock P. M.

TUESDAY, JUNE 18, 1861.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable LAURENCE O'BRIEN, *President*,
 " ROBERT J. PINSENT,
 " PATRICK KOUGH,
 " PETER G. TESSIER,
 " EDWARD MORRIS,
 " NICHOLAS STABB,
 " EDWARD WHITE,
 " ROBERT KENT,
 " JAMES S. CLIFT,
 " JOHN HOGSETT.

Members present.

The Minutes of Monday last were read.

Minutes read.

A Deputation from the House of Assembly brought up the following Message from Assembly.
message :

18th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.HOUSE OF ASSEMBLY, }
17th June, 1861. }

Mr. President :

The House of Assembly acquaint the Legislative Council that they have passed a Bill entitled "An Act to provide for the Contingent Expenses of the Legislature," to which they request the assent of the Council.

From this Bill the House have rejected the claim of the Council for sessional pay ; but as the difference of opinion between the two branches upon this subject has already occasioned the loss of two Contingency Bills, and thus produced much inconvenience and some loss, particularly to the Officers of the Legislature, the Assembly suggest that, the present Bill being adopted by the Council, their claim to pay for the present and all future Sessions, as well as the amount of such pay, (if any,) be referred to the judgment of the Secretary of State for the Colonies, by whose determination, to be made after considering the allegations of both branches, the Assembly undertake to abide.

F. B. T. CARTER,
*Speaker.*Contingency Bill
read 1st and 2d time
and committed.

On motion of the Honorable Mr. STABB, the said Bill brought up was then read a first and second time, and the House went into Committee on the same presently—

Honorable Mr. MORRIS in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Ordered—That the Report be received.

Message from As-
sembly.

A Deputation from the House of Assembly brought up the following message :

HOUSE OF ASSEMBLY, }
18th June, 1861. }

Mr. President :

The House of Assembly respectfully request that the Legislative Council will be pleased to allow to be inserted in the Contingency Bill, now in

18th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

their possession, the following clause, omitted by mistake when the Bill was before this House :

“ Edward D. Shea, for printing Index to the Journals of the Assembly since the year 1833, one hundred pounds.”

F. B. T. CARTER,
Speaker.

Ordered—That the request of the Assembly be assented to ; and

Ordered—That the said clause be inserted therein accordingly.

The said Bill was then read a third time and passed, and the Honorable the PRESIDENT signed the same.

Ordered—That it be sent to the House of Assembly with message that this House had passed the same without amendment.

On motion of the Honorable Mr. PINSENT the following Resolution was adopted :

Resolved—That while the Council cannot retract from their past Resolutions upon the principle of sessional allowance to Members, in the same manner as Members in the House of Assembly of this Colony receive the same, and as Members of both Houses in the neighboring Colonies, yet that, relying upon the propriety and justice of their claim, and desiring not to imperil the Bill to provide for the Contingent Expenses of the Legislature, by the loss of which the Officers of both Houses would be injuriously affected, they accede to the proposition of the House of Assembly to refer the question of pay for the present and future Sessions to the Secretary of State for the Colonies, and to abide by his decision thereon.

Ordered—That the foregoing Resolution be transmitted to the House of Assembly with the following message : Message to House of Assembly.

COUNCIL CHAMBER,
18th June, 1861.)

Mr. Speaker :

The Legislative Council have passed the foregoing Resolution in reply to the message from the House of Assembly upon the subject therein referred to.

L. O'BRIEN,
President.

24th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

On motion of the Honorable Mr. STABB,

Ordered—That a Committee of three be appointed to prepare a Case to be transmitted to His Grace the Duke of Newcastle, Her Majesty's Principal Secretary of State for the Colonies, on the claim for sessional pay to Members of the Council, in accordance with the proposal of the House of Assembly and assented to by the Council.

And ordered—That Messrs. Stabb, Pinsent and Morris be the Committee for that purpose.

House adjourns.

On motion made and seconded, the House adjourned until Monday next at 4 o'clock P. M.

MONDAY, JUNE 24, 1861.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable LAURENCE O'BRIEN, *President*,
 “ ROBERT J. PINSENT,
 “ NICHOLAS STABB,
 “ PETER G. TESSIER,
 “ ROBERT KENT,
 “ PATRICK KOUGH,
 “ EDWARD MORRIS.

Minutes read.

The Minutes of Tuesday last were read.

Honorable Mr. STABB, from the Select Committee appointed to prepare a Case to be transmitted to His Grace the Duke of Newcastle, Her Majesty's Principal Secretary of State for the Colonies, on the subject of sessional pay to Members of this House, presented the following Special Case, which was received and adopted, and which he stated had been prepared by the honorable and learned gentleman the Committee had employed for that purpose :

24th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

Case of the Honorable Legislative Council of Newfoundland for the decision of the Right Honorable the Secretary of State for the Colonies, relative to the question of Sessional Allowance to the Members of that Council. Special Case.

In the present Session of the Legislature the Council received in the usual course a message from the House of Assembly requesting the Council to send down an account of their Contingent Expenses for the late and present Sessions.

The Council sent down such account, which embraced, besides the salaries of their Officers, &c., the sum of £200 sessional stipend of the President, and for twelve Members of Council (the President not included) £42 each.

The House of Assembly, after some days, sent up for the concurrence of the Council the Bill to provide for the Contingent Expenses of the Legislature for the past and present Sessions, and accompanying it the following message :

HOUSE OF ASSEMBLY, }
17th June, 1861. }

Mr. President :

The House of Assembly acquaint the Legislative Council that they have passed a Bill entitled " An Act to provide for the Contingent Expenses of the Legislature," to which they request the assent of the Council.

From this Bill the House have rejected the claim of the Council for sessional pay ; but as the difference of opinion between the two branches upon this subject has already occasioned the loss of two Contingency Bills, and thus produced much inconvenience and some loss, particularly to the Officers of the Legislature, the Assembly suggest that, the present Bill being adopted by the Council, their claim to pay for the present and all future Sessions, as well as the amount of such pay, (if any,) be referred to the judgment of the Secretary of State for the Colonies, by whose determination, to be made after considering the allegations of both branches, the Assembly undertake to abide.

F. B. T. CARTER,
Speaker.

The Council replied :

" While the Council cannot retract from their past Resolutions upon the

24th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

principle of sessional allowance to Members, in the same manner as Members of the House of Assembly of this Colony receive the same, and as Members of both Houses in the neighboring Colonies, yet that, relying upon the propriety and justice of their claim, and desiring not to imperil the Bill to provide for the Contingent Expenses of the Legislature, by the loss of which the Officers of both Houses would be injuriously affected, they accede to the proposition of the House of Assembly to refer the question of pay for the present and future Sessions to the Secretary of State for the Colonies, and to abide by his decision thereon."

Both branches of the Legislature having agreed to refer this vexed and long-pending question to the decision of the Right Honorable the Secretary of State for the Colonies, and to be bound thereby, the Legislative Council most respectfully submit the following facts as entitling its President and Members to be paid sessional allowances at least equal in amount with the same received by the Speaker and Members of the House of Assembly.

They say that the claim of the Legislative Council for such allowance is as strong, if not stronger than that of the House of Assembly, because

Firstly—The Council performs the like duties and devotes the same period of time, and incurs equal responsibility in legislation with the other branch, without at the same time participating in the distribution of executive and subordinate offices, and the lucrative appointments which Members of the Assembly enjoy. The President of the Council performs the same relative duties as the Speaker, occupies the higher position, and is also President of the Executive Council, without remuneration.

Secondly—The Members of Council are persons chosen chiefly from the mercantile and partly from the professional classes, whose time is a very important consideration in their business.

The foregoing reasons have induced the neighboring Colonies, and nearly all other British Provinces, to accede to the claims of their several Legislative Councils to be paid in the same manner as the House of Assembly, and the Council cannot see any reason that that of Newfoundland should be an exception.

In this Colony this claim is no late assertion of a right. In the year 1840 the Assembly passed the following Resolution:

18th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

“The right of each branch of the Legislature to audit and determine the Contingent Expenses necessary for the proper transaction of the affairs of that branch cannot be denied, questioned, or disputed, by any other branch of the Legislature.”

In the An. Algamated Legislature, consisting of House and Council, the Members of Council were paid.

In the year 1853, under the late irresponsible form of Government, when the Members of the Council were chiefly largely paid Executive Officers, and shortly before the introduction of the responsible system, the Council passed a Resolution sent to the Assembly expressive of their intention to claim sessional allowance in future. In the year 1856, after the establishment of Responsible Government, the Council, in reporting their Contingencies, urged upon the Assembly the recognition of their claim to pay, in the following terms :

“Your Committee would observe that the former Council placed upon record their opinion that its Members were entitled to receive compensation for their legislative services. In the justice of that opinion this Committee coincide, and they feel that their right to such remuneration from the public purse is indisputably stronger in consequence of the greater responsibility of their position under Parliamentary Government, and the very large increase in the amount of their labors and in the frequency of their attendances. Nevertheless they forego, for the present, in consideration of the existing pressure upon the finances of the Colony, recommending the claim of this branch of the Legislature for sessional pay to the adoption of the House.”

In the Session of 1859 the Council reported in their Contingencies the sessional allowances claimed for its President and Members.

The House of Assembly refused their assent.

The Council informed the House by message that they would suspend action on the Bill to provide for the Contingent Expenses of the Legislature until the several allowances for the President and Members of the Council were added to it.

The Bill to provide for the Contingent Expenses of the Legislature was thus lost.

24th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

In the Session of 1860 the same thing occurred, and the determination of the Council reiterated.

In the Second Session of 1861 the mode of reference and decision mentioned in the first part of this Case was agreed upon, to prevent a continuance of the confusion and embarrassment produced by the House of Assembly in not affording a ready assent to a measure for which there was not alone the precedent of their own body, but that of the Sister Colonies, in relation to both branches of the Legislature.

The only reasons the Assembly urges are, (firstly) the fact that its Members are put to expense in effecting their return to the House. The Council say that is a reason the law could not recognize—that that was never the pretence under which Members of the Assembly received it. It is paid sessionally as a sessional remuneration, not as an indemnification for expense. That expense is various; in some cases nothing; in other cases, of severe contest, considerable; and the prizes of success are such as do not, to anything like the same extent, fall to the lot of the Council.

Secondly, that the Legislative Council corresponds relatively to the House of Lords, and that the Members of the House of Lords are not paid. Were this plea of any avail, both branches of the Legislature should be unpaid, as neither the Lords nor Commons are paid in England.

If there were any force in these reasons the other Colonies would not have failed to avail of them.

His Excellency the Governor, in the Session of 1859, said that the question was one well worthy of consideration; and in 1860, in referring in his Speech at the close of the Session to the same subject, said: "I have only to say, if inconvenience shall now arise from the loss of the Contingency Bill, the responsibility of that inconvenience does not rest with me."

The Council, by their last report, acting in a spirit of great moderation, and considering the circumstances of the Colony and the heavy additional expense of two Sessions of the Legislature for this year, waived all claim for sessional stipend for the past time, even for the first Session of this year, while the Members of the Assembly claimed and took their allowances as for the full sittings.

The House of Assembly again, however, refused to pass the claim of the

24th June, 1861.

His Excellency Sir Alexander Bannerman, Knight, Governor.

Council, but made the proposition of a reference to the decision of the Right Honorable the Secretary of State for the Colonies, to which the Council, feeling the justice and propriety of the demand, assented.

Under these circumstances the Council, while waiving any claim for former Sessions, submit that for the present and all other future Sessions the President and Members of their Chamber are entitled to an allowance at least equal to that received by the Speaker and Members of the Assembly, and the Council confidently leave the determination of the question to Her Majesty's Principal Secretary of State for the Colonies.

Ordered—That the same be engrossed, and that Honorable Messrs. Kent, Pinsent, Stabb and Morris, be a Deputation to wait on His Excellency the Governor, requesting that he may be pleased to transmit the same to Her Majesty's Principal Secretary of State for the Colonies.

On motion of the Honorable Mr. KOUGH,

Ordered—That Honorable Messrs. Kough, Pinsent and Morris, be the Committee from this House to superintend the management of the Legislative Library.

The Honorable Mr. PINSENT gives notice that he will on to-morrow move the following Resolution :

Notice of Motion.

Resolved—That, viewing the aspect of public affairs in this Colony, no Government can possess the confidence of the public generally unless, in the distribution of Executive Office, the disposition of Public Patronage, and the expenditure of the Colonial Revenue, a careful and impartial regard be had to the various interests of the Colony, and equal justice meted out to the several classes of Her Majesty's subjects, as nearly as practicable, according to the numbers of the several religious denominations therein.

Resolution.

On motion made and seconded, the House adjourned until Wednesday next, at 4 o'clock P. M.

House adjourns.

26th June, 1861.

First Session Eighth General Assembly, 24th and 25th Victoria.

WEDNESDAY, JUNE 26, 1861.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present. The Honorable LAURENCE O'BRIEN, *President*,
 " ROBERT J. PINSENT,
 " PATRICK KOUGH,
 " ROBERT KENT,
 " NICHOLAS STABB,
 " PETER G. TESSIER,
 " EDWARD MORRIS.

Minutes read. The Minutes of Monday last were read.

House adjourns. On motion made and seconded, the House adjourned until to-morrow
at 4 o'clock P. M.

APPENDIX

TO THE

JOURNAL

OF THE

LEGISLATIVE COUNCIL.



PROCLAMATION.

A. BANNERMAN,
Governor,
(L. S.)

*By His Excellency SIR ALEXANDER BANNERMAN, Knight,
Governor and Commander-in-Chief in and over the
Island of Newfoundland and its Dependencies.*

To all to whom these Presents shall come, Greeting :

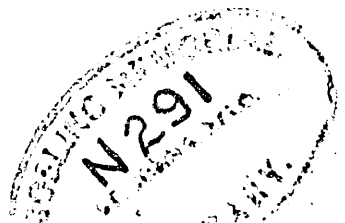
WHEREAS at and during the Session of the General Assembly of this Island now being holden at St. John's, the Bills entitled, respectively, "An Act for the further Amendment of the Act for Incorporation of the General Water Company;" "An Act to make further provision for the Prevention of Nuisances;" "An Act to provide for the Organization of a Volunteer Force for the Protection of Newfoundland;" "An Act for Granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the Year ending the Thirty-first day of December, One Thousand Eight Hundred and Sixty one, and for other purposes;" and "An Act to provide for the Contingent Expenses of the Legislature;" were passed by the Council and House of Assembly of the said Island: And whereas I, the said Governor, having afterwards seen and considered the said Bills so passed and entitled as aforesaid, did, on this Twenty-fifth day of June, subscribe my name and give my assent to the said Bills: Now, therefore, I do, by this my Proclamation, publish and make known to all Her Majesty's loving Subjects in this Island, and all others whom it may concern, that I, the said Governor, did, on this Twenty-fifth day of June aforesaid, subscribe my name and did assent to the said Acts.

Given under my Hand and the Great Seal of the said Island of Newfoundland, at the Government House at St. John's, in the said Island, this Twenty-fifth day of June, 1861, and in the Twenty-fifth Year of Her Majesty's Reign.

By His Excellency's Command,

R. CARTER,

Acting Colonial Secretary.





PROCLAMATION.

A. BANNERMAN,
Governor,
(L. S.)

*By His Excellency SIR ALEXANDER BANNERMAN, Knight,
Governor, and Commander-in-Chief in and over the
Island of Newfoundland and its Dependencies.*

To all to whom these Presents shall come, Greeting :

WHEREAS I think fit to PROROGUE the GENERAL ASSEMBLY of this Island, until TUESDAY the TWENTIETH day of AUGUST next ensuing: I do, therefore, by this my Proclamation, Prorogue the said General Assembly, until TUESDAY the TWENTIETH day of AUGUST next, as aforesaid; of which all Persons concerned are required and commanded to take due notice and govern themselves accordingly.

Given under my Hand and the Great Seal of the said Island of Newfoundland, at the Government House at St. John's, in the said Island, this Twenty-seventh day of June, 1861, and in the Twenty-fifth Year of Her Majesty's Reign.

By His Excellency's Command,

R. CARTER,

Acting Colonial Secretary.

APPENDIX.

No. 1.

Extract from Report by Mr. Crowe, Acting Consul-General at Christiana, on the Trade of Norway, for the Years 1855, 1856 and 1857.

The next important branch of industry is the *Fisheries*, which employ, during several months of the year, about 60,000 fishermen, and a capital of four to five millions of dollars.

The following table shows the quantity and description of Fish exported during the period comprehended in this Report.

	1855.	1856.	1857.
Stock-fish not salted, tons.	16,374	20,087	17,168
Clip fish dried and salted, tons.	22,318	21,624	25,963
Cod Roes, barrels.	30,668	39,816	19,739
Herrings salted, barrels.	519,868	520,852	455,831
Other Fish salted, barrels.	3,040	40,923	48,545
Cod Liver Oil, barrels.	78,804	76,694	55,299
Anchovies, kegs.	11,737	11,416	11,840
Salmon smoked, lbs.	4,551	7,420	5,732
Do salted, barrels.	77	116	1,088
Lobsters, live, pieces.	814,187	960,388	717,333

APPENDIX.

From the following table will be seen the principal markets for the Clip and Stock Fish.

	1855.	1856.	1857.
	<i>Tons.</i>	<i>Tons.</i>	<i>Tons.</i>
Sweden.	4,289	4,843	4,440
Holland.	3,720	3,628	2,908
Belgium.	1,256	1,410	1,147
Mediterranean Ports.	4,576	2,132	2,049
Spain.	18,702	18,143	22,624
Portugal.	393	417	
France.	57	161	
West Indies.	784	540	638
Brazils.	1,864	2,035	2,379
Russia.	82	638	839

Of Salt Herrings were exported :

	1855.	1856.	1857.
	<i>Barrels.</i>	<i>Barrels.</i>	<i>Barrels.</i>
Great Britain.	2,551	1,552	13
Sweden.	300,306	262,220	215,586
Prussia.	147,607	99,037	87,776
Denmark.	46,295	34,904	28,248
Russia.	1,959	91,415	108,574

APPENDIX.

Of Cod Liver Oil was exported :

	1855.	1856.	1857.
	<i>Barrels</i>	<i>Barrels.</i>	<i>Barrels.</i>
Sweden.	1,163	1,710	1,597
Holland.	29,903	31,883	18,569
Hamburgh.	9,192	10,638	10,564
Prussia.	3,719	6,099	5,592
Bremen.	6,383	2,983	1,705
Denmark.	19,912	17,620	13,123
Belgium.	2,924	2,951	2,773

The *Cod* fisheries are classed in three principal grounds or districts, and are carried on off the coast of the Provinces of Romsdal, Norland, and Finmark, from about the middle of January to the end of March; they employ from between 20 to 22,000 fishermen, and from 4,000 to 4,500 boats, and the annual catch averages 20 millions of fish, 20,000 barrels of Cod Liver Oil, and as much Roe, which may together be valued at about one million of dollars. The *Spring Herring Fisheries* commence about the end of December and continue until about the middle of March, and are carried on along the line of coast between Stavenger and Bergen. About 20,000 men and 5,000 boats are engaged in them, and as many as 80,000 nets are used. The total produce is computed at about 600,000 barrels. The *Summer and Autumn Herring Fisheries* are carried on along the whole of the West Coast of Norway, but principally between Bergen and Drontheim, and the catch can be averaged at about 10,000 barrels annually.

In order to avoid disputes among the fishermen the Government has of late years established a "Maritime Police," with exclusive jurisdiction over the fishing grounds; they accompany the fishermen in their boats, and are invested with very large powers, having authority to treat summarily all disputes and offences connected with the fisheries. The produce of the fisheries in 1856 and 1857 has not been so abundant as in the preceding years, especially with respect to Herrings, in the export of which a considerable decrease will be apparent when compared with 1855.

The principal markets for the Norwegian Herrings still continue to be Sweden and

APPENDIX.

the Baltic; in the latter place, however, the Norwegian merchants encounter a powerful competitor in the Scotch trader, whose Herrings, on account of the great care taken in the sorting and packing, are always preferred; the Norwegian Herring has, in consequence, fallen into such discredit that the Consular Agents in the different Baltic ports have lately addressed their Government on the subject, and the attention of the Herring dealers has been seriously called to it. I would here mention that the *Mackerel Fishery* has of late years become less and less productive; the same may be said of the *Salmon Fisheries*. The freshwater fish have likewise decreased in such a degree as to induce the Government to take measures to arrest the evil, and various attempts have been made to supply the deficiency. Establishments have been newly formed in different parts of the country, where successful experiments have been made to multiply the fish by artificial means. The *Whaling Expeditions* from Norway have been on the increase, 20 to 30 vessels leaving the country annually in search of Whales and Seals; and, although I am in possession of no certain information as to the productiveness of this hazardous branch of trade, yet the yearly increase of the capital employed in it encourages the belief in its profitableness.

Before quitting the subject of the fisheries, I would remark that the attempts made of late years by the Norwegians to find a market for their fish in the New World have not been very successful; and, from the slow increase of their exports to the Brazils and the West Indies, it does not appear likely to become an important outlet for their produce. Attempts have been made to introduce their Clip fish into Havannah; but the price is so much higher than that imported from Canada and the United States that it is not likely to become much in request, as at present the consumption of the Norwegian fish is almost exclusively confined to the wealthy classes.

APPENDIX.

No. 2.

Financial Statement of the Affairs of the Colony of Newfoundland
for the Year 1861.

Government Departments.

The Governor.	£ 2,080				
Private Secretary.	200				
Keeper Government House Lodge.	60				
			2,340	0	0
<i>Colonial Secretary's Office.</i>					
The Colonial Secretary.	500				
First Clerk.	200				
Second Clerk.	100				
Office Keeper.	60				
Messenger.	60				
			920	0	0
<i>Receiver General's Office.</i>					
TREASURY DEPARTMENT.					
The Receiver General.	500				
Clerk.	200				
	700				
			£3,260	0	0
<i>Carried forward</i>					

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861

<i>Amount brought forward</i>	£700	0	0	3,260	0	0
<i>Customs Department.</i>						
The Assistant Collector.	300					
Landing and Tide Surveyor.	250					
Two Landing Waiters.	400					
First Clerk and Warehouse-keeper.	200					
Second Clerk.	150					
Third Clerk.	150					
Fourth Clerk.	150					
Landing Waiter and Clerk, Harbor Grace.	125					
Locker.	80					
Tidewaiters and Boatmen.	1,500					
Crew of Night Boat.	300					
To non-official members of Board of Revenue.	50					
House Keeper.	40					
Incidental Expenses.	150					
	3,845	0	0			
SUB COLLECTORS.						
Harbor Grace, £160 ; Trinity, £150.	310					
LaPoile, £135 ; Carbonear, £125.	260					
Fogo, £125 ; Greenspond, £125.	250					
Lamaline, £100 ; Gaultois, £100.	200					
Brigus, £100 ; Placentia, £100.	200					
Burin, £100 ; Harbor Briton, £100.	200					
	1,420	0	0			
<i>Carried forward.</i>	£5,965	0	0	3,260	0	0

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

<i>Amount brought forward</i>	£5,965	0	0	3,260	0	0
<i>Customs Department (Continued.)</i>						
PREVENTIVE OFFICERS.						
Bay Bulls, £50 ; Ferryland, £50.	100					
Burgco, £50 ; Bay de North, £50.	100					
Twillingate, 50 ; Channel, £50.	100					
Oderin, £50 ; Pushthrough, £50.	100					
Little Placentia, £50 ; St. Mary's, £50.	100					
St. Lawrence, £50 ; Belloram, £50.	100					
Bay Roberts, £50 ; La Manch, £50.	100					
Per Centage on Duties to Outport Officers.	500					
	1,200	0	0	7,165	0	0
<i>Financial Secretary's Office.</i>						
The Financial Secretary.	300					
Clerk.						
				300	0	0
<i>Board of Works.</i>						
The Surveyor General.	400					
Secretary.	200					
Civil Engineer.	150					
Superintendent Public Buildings.	150					
Surveyor of Roads.	160					
Inspectors of Roads.	245					
				1,305	0	0
<i>Carried forward</i>				£12,030	0	0

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

<i>Amount brought forward</i>		£12,030	0	0
<i>Colonial Building.</i>				
The Keeper.	60			
Repairs.	150			
Fuel and Light.	200			
		410	0	0
<i>Crown Lands Act.</i>				
Superintendent Government House.	50			
Chainman.	40			
Repairs Government House.	100			
Deputy Surveyors and Incidentals.	75			
Pension to Mrs. Westcott.	30			
		295	0	0
<i>Lunatic Asylum.</i>				
Repairs.		100	0	0
<i>Saint John's Hospital.</i>				
Repairs.		100	0	0
<i>Custom House.</i>				
Fuel and Light.		100	0	0
<i>Court Houses and Gaols.</i>				
Repairs Court Houses and Gaols.	200			
Supplies ditto ditto	1,000			
		1,200	0	0
<i>Carried forward</i>		£14,235	0	0

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

<i>Amount brought forward</i>		£14,235	0	0
Education.				
Estimated Expenditure under Education Act.	11,875			
Ditto ditto Academy "	1,750			
Sinking Fund.		13,625	0	0
2 per cent. on £98,288 10 7, being amount of Consolidated Stock Debentures issued.		1,965	15	5
Ditto for the year 1861 (not having been paid in.		1,965	15	5
Judicial Department.				
The Chief Justice.	1,248			
Two Puisne Judges.	1,300			
The Attorney General.	500			
The Solicitor General.	200			
Sheriff Central District, £300 ; Bailiff, £50	350			
Ditto Northern ditto.	300			
Ditto Southern ditto.	200			
Chief Clerk and Registrar Supreme Court.	350			
Ditto for Clerk £80, and Stationery, £20.	100			
Chief Clerk and Reg. Northern Circuit Court.	200			
Ditto Southern ditto.	200			
Crier and Tipstaff, St. John's.	60			
Ditto Harbor Grace.	20			
	£5,028	0	0	
<i>Carried forward</i>		£81,791	10	10

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

<i>Amount brought forward</i>	£5,028	0	0	£31,791	10	10
Miscellaneous.						
Crown Prosecutions.	1,000					
Coroners.	200					
Circuit of Judges.	400					
Police Department.				6,628	0	0
Chief Magistrate.	350					
Junior Magistrate.	300					
Clerk of the Peace.	220					
Inspector, £100 ; 2 Sergeants, £140.	240					
15 Constables at £55, £825—Clothing, St. John's and Harbor Grace, £250.	1,075					
Gaoler, £150 ; Turnkey, £44 ; Assistants, £85	279					
Keeper Court House, St John's, £55 ; Harbor Grace, £10.	65					
<i>Outports.</i>						
15 Stipendiary Magistrates, 8 Clerks of the Peace, 66 Constables, and 9 Gaolers, as per Detailed Statement.	4,299			6,828	0	0
Miscellaneous in aid of Establishments.						
Printing and Stationery.	1,000					
Postages and Incidentals.	100					
Insurance on Public Buildings.	300					
Fuel and Light Government House.	200					
Unforeseen Contingencies.	500			2,100	0	0
<i>Carried forward</i>				£47,347	10	10

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

<i>Amount brought forward</i>		£47,347	10	10
Relief of the Poor.				
The Commissioner.	250			
District Surgeons, St. John's.	200			
Gaol Surgeon, ditto.	40			
District Surgeon, Conception Bay.	100			
Gaol Surgeon, ditto.	30			
Physician Lunatic Asylum.	300			
Medical attendance St. John's Hospital.	250			
Inspector of Poor.	90			
Keeper of Sheds.	40			
<i>Miscellaneous.</i>				
Permanent and Casual Poor, St. John's and Outports.	18,000			
Servants and Paupers, Lunatic Asylum.	3,500			
Ditto St. John's Hospital.	1,400			
		24,200	0	0
Pensions.				
James Crowley, late Colonial Secretary.	400			
E. M. Archibald, late Attorney General.	350			
Joseph Noad, late Surveyor General.	285			
B. G. Garrett, late Sheriff.	275			
A. W. DesBarres, late Assistant Judge.	286			
James Simms. ditto	286			
Christopher Ayre, late Clerk Col. Sec'y's Office	175			
Widow Buckley, £25; Widow Chancey, £40	65			
		2,122	0	0
<i>Carried forward</i>		£73 669	10	10

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

<i>Amount brought forward</i>		£73,669	10	10
Post Office Department.				
The Postmaster General.	300			
First Clerk.	130			
Second ditto.	100			
Third ditto.	60			
Assistant.	50			
Messenger.	60			
Postmasters and Waymasters.	403			
Contracts for conveying Mails.	2,027			
Incidentals.	120			
Ferries.		3,250	0	0
Estimated Expenditure for the Service.		367	0	0
Interest on Public Debt.				
Amount of Public Debt, £181,828 0 1.				
Interest payable yearly.		9,850	0	0
Legislative Contingencies.				
Estimated amount for 1st Session.	7,000			
Ditto ditto 2d Session.	6,000			
Election Expenses.		13,600	0	0
Estimated amount.	645			
Registration of Voters.	155			
Debt payable.		800	0	0
Amount of Debentures due in 1861.		4,556	6	8
<i>Carried forward</i>		105,492	17	6

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861

<i>Amount brought forward</i>		£105,492	17	6
Miscellaneous General.				
Men stationed at Fort Amherst.	36 10 0			
Duties on Wine for Military Mess.	50			
Saint John's Gas Company.	226			
Harbor Grace ditto	75			
Saint John's Water Company.				
Shipwrecked Crews.	200			
Dorcas Society, Saint John's.	50			
Ditto Harbor Grace.	25			
Ditto Carbonear.	25			
Mechanic's Institute, St. John's.	50			
Saint John's Factory.	100			
Orphan Asylum, Industrial Department.	50			
Agricultural Society.	100			
Allowance to Robert Smith.	10			
Keeper Half-way House, Salmonier.	35			
Phoenix Fire Company.	100			
Cathedral Fire Brigade.	100			
Pumps and Tanks.	100			
General Repairs Roads and Bridges.	1,350			
Saint John's Almanac.				
Saint John's Reading Room.	25			
<i>Carried forward</i>	£2,707 10 0	£105,492	17	6

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

<i>Amount brought forward</i>	£2,707	10	0	£105,492	17	6
Miscellaneous General (Continued).						
Halifax Steam Packet Service, 3 trips.	936					
Telegraph Company, per agreement.	130					
Conception Bay Steam Packet Service.	750					
Local Steam Service.	3,250					
Protection of Fisheries.	600					
Herring Curers.	40					
Repairing Town Clock.	15					
Law Reporting.	100					
Repairs of the Factory.						
Allowance to Patrick Burke.	10					
				8,538	10	0
				£114,031	7	6
ASSETS.						
Balance from the Year 1860.				6,949	19	6
Customs Revenue estimated at.	23,000					
Crown Lands.	800					
Licenses, Fines, Fees, &c.	1,400					
Postal Revenue.	800			86,000	0	0
				92,949	19	6
Balance against the Colony.				21,081	8	0
				£114,031	7	6

JOHN WINTER, *Acting Receiver General.*

APPENDIX.

ESTIMATED EXPENDITURE FOR THE YEAR 1861.

Sinking Fund.

Amount of Debentures on hand by the Commissioners,

£1,959 13 4 at 6 per cent.

£117 | 11 | 8

6,502 13 4 at 5 per cent.

325 | 2 | 8

£8,462 6 8

£442 | 14 | 4

Cash 1,619 19 4 in Savings Bank, for which Debentures will be purchased.

£10,082 6 0—total amount of Sinking Fund.

LIGHT HOUSES.

Balance from the year 1860.			£3,170	6	6 ⁴
Inspector.	200				
Fort Amherst Light Keeper, £80 ; Assistant, 50	110				
Harbor Grace " 1 5; " 70	175				
Cape Spear " 100; " 70	170				
Cape Bonavista " 100; " 70	170				
Green Island " 100; " 70	170				
Cifer Wadham " 100; " 70	170				
Cape Pine " 100; " 70	170				
Dodding Head " 100; " 70	170				
Baccalieu " 100; " 70	170				
Cape St. Mary's " 100; " 70	170				
Har. Grace Beacon " 40	40				
			1,885	0	0
Oil, Fuel, Stores, Repairs, &c.			1,893	0	0
Assets.			£6,961	6	6
Estimated amount of Light House Dues for 1861			5,500	0	0
Balance against Light House account.			1,451	6	6
			£6,951	6	6 ⁴

JOHN WINTER, *Acting Receiver General.*

APPENDIX.

No. 3.

Estimate for Defraying part of the Public Expenditure of the
Colony of Newfoundland, for the Year 1861.

Miscellaneous Salaries.

The Private Secretary to the Governor.	200				
First Clerk Colonial Secretary's Office.	200				
Second ditto ditto	100				
Clerk Receiver General's Office.	200				
Clerk Financial Secretary's Office.					
Civil Engineer.	150				
Superintendent of Public Buildings.	150				
Surveyor of Roads.	160				
Inspectors of ditto.	245				
Keeper of Colonial Building.	60				
Office Keeper Colonial Secretary's Office.	60				
Messenger ditto	60				
Keeper Half-way House Salmonier.	35				
Gate-keeper Government House.	60				
The Judicial Department.			1,680		
Chief Clerk and Registrar Supreme Court.	350				
Ditto for Clerk £80, and Stationery £20.	100				
<i>Carried forward</i>	£450	0	0	£1,680	0 0

APPENDIX.

ESTIMATE FOR THE YEAR 1861.

<i>Amount brought forward</i>	£450	0	0	£1,680	0	0
Judicial Department (Continued).						
Chief Clerk and Reg. Northern Circuit Court.	200					
Ditto Southern ditto	200					
Sheriff's Bailiff, St. John's.	50					
Crier and Tipstaff, St. John's.	60					
Ditto Harbor Grace.	20					
Miscellaneous.						
Crown Prosecutions.	1,000					
Coroners.	200					
Circuit of Judges.	400					
				2,580	0	0
The Police Department.						
Chief Magistrate.	350					
Junior Magistrate.	300					
Clerk of the Peace.	220					
Inspector of Police.	100					
Two Sergeants.	140					
15 Constables at £55, £825; Clothing, St. John's and Harbor Grace, £250.	1,075					
Gaoler, £150; Turnkey, 44; Assistants, £85.	279					
Keeper Court House, St. John's.	55					
Ditto Harbor Grace.	10					
<i>Carried forward</i>	£2,529	0	0	£4,260	0	0

APPENDIX.

ESTIMATE FOR THE YEAR 1861

<i>Amount brought forward</i>	£2,529	0	0	£4,260	0	0
Police Department (Continued).						
<i>Outports.</i>						
15 Stipendiary Magistrates, 8 Clerks of the Peace, 66 Constables, and 9 Gaolers, as per Detailed Statement.	4,299					
				6,828	0	0
Relief of the Poor.						
District Surgeons, St. John's.	200					
Gaol Surgeon ditto	40					
District Surgeon, Conception Bay.	100					
Gaol Surgeon ditto	30					
Physician Lunatic Asylum.	300					
Medical Attendants St. John's Hospital.	250					
Commissioner, £250; Inspector, £90; Keeper of Sheds.	380					
<i>Miscellaneous.</i>						
Permanent and Casual Poor, St. John's and Outports.	18,000					
Servants and Paupers Lunatic Asylum.	3,500					
Ditto St. John's Hospital.	1,400					
				24,200	0	0
Ferries.						
Great Placentia, £30; Salmonier, £25.	55					
Malbay, £12; Colinet, £25; Trinity, £30	67					
Portugal Cove, £25; Topsail, £25.	50					
Harbor Grace, £30; Holyrood, £30.	60					
<i>Carried forward</i>	£232	0	0	£35,288	0	0

APPENDIX.

ESTIMATE FOR THE YEAR 1861.

<i>Amount brought forward</i>	£230	0	0	£35,288	0	0
Ferries (Continued).						
Little St. Lawrence, £10.	10					
Burin to Mud Cove, £25; Aquafort, £15.	40					
Mortier Bay, £25; Connaigre Bay, £25.	50					
King's Cove to Upper Amherst Cove, £25.	25					
Fogo, £10.	10					
				367	0	0
Miscellaneous General.						
Men stationed at Fort Amherst.	36	10	0			
Duties on Wine for Military Mess.	50					
Saint John's Gas Company.	226					
Harbor Grace ditto	75					
Saint John's Water Company.						
Shipwrecked Crews.	200					
Dorcas Society, Saint John's.	50					
Ditto Harbor Grace.	25					
Ditto Carbonear.	25					
Mechanic's Institute, St. John's.	50					
Saint John's Factory.	100					
Orphan Asylum, Industrial Department.	50					
Agricultural Society.	100					
Allowance to Robert Smith.	10					
Fire Company.	100					
<i>Carried forward</i>	£1,097	10	0	£35,655	0	0

APPENDIX.

ESTIMATE FOR THE YEAR 1861.

<i>Amount brought forward</i>	£1,097	10	0	£35,655	0	0
Miscellaneous General (Continued).						
Cathedral Fire Brigade.	100					
Pumps and Tanks.	100					
General Repairs Roads and Bridges.	1,350					
Saint John's Reading Room.	25					
Saint John's Almanac.						
Repairing Town Clock.	15					
Law Reporters.	100					
Herring Curers.	40					
Telegraph News, per agreement.	130					
Local Steam Subsidy.	3,250					
Conception Bay Steam Packet Subsidy.	750					
Halifax Steam Packet Service, 3 trips.	936					
Protection of Fisheries.	600					
Pension to Widow Chancey.	40					
Ditto to Widow Buckley.	25					
General Election Expenses.	645					
Allowance to Patrick Burke.	10					
				9,213	10	0
Public Buildings.						
Repairs Colonial Building.	150					
Ditto Lunatic Asylum.	100					
Ditto St. John's Hospital.	100					
<i>Carried forward</i>	£350	0	0	£44,868	10	0

APPENDIX.

ESTIMATE FOR THE YEAR 1861.

<i>Amount brought forward</i>	£350	0	0	£44,868	10	0
Public Buildings (Continued).						
Repairs Factory.						
Ditto Court Houses and Gaols.	200					
Supplies Court Houses and Gaols.	1,000					
Fuel and Light, Custom House.	100					
Ditto Colonial Building.	200					
Ditto Government House.	200					
Miscellaneous in aid of Establishments.				2,050	0	0
Carrying out Crown Lands Act.	75					
Printing and Stationery.	1,000					
Postages and Incidentals.	100					
Insurance on Public Buildings.	300					
Unforeseen Contingencies.	500					
Postal Service.	3,250					
				5,225	0	0
				£52,143	10	0

JOHN WINTER,

Acting Receiver General.

APPENDIX.

No. 4.

Detailed Statement of Salaries to Stipendiary Magistrates, Clerks of the Peace, Constables, and Gaolers, in the undermentioned. Outports for the Year 1861.

OUTPORTS.	Magistrates.	Clerks of Peace.	Constables.		Gaolers.	Total.
			No.	Salary.		
Petty Harbor.			1	20		20
Torbay.			1	20		20
Portugal Cove.			1	20		20
South Shore.			1	12		12
Harbor Main.			1	20		20
Cat's Cove.			1	20		20
Brigus and Port-de-Grave.	150	60	3	70	10	290
Bay Roberts.			1	25		25
Harbor Grace.	200	150	7	355	90	795
Carbonar.	150	90	4	140		380
Bay-de-Verds.			1	12		12
Upper Island Cove.			1	12		12
Western Bay.			1	12		12
<i>Carried forward</i>	£500	300	24	738	100	1,638

APPENDIX.

STATEMENT OF SALARIES TO MAGISTRATES, &c.

OUTPORTS.	Magistrates.	Clerks of Peace.	Constables.		Gaolers.	Total.
			No.	Salary		
<i>Brought forward</i>	£500	300	24	738	100	1,638.
Hants Harbor.			1	12		12
Old Perlican.	150		1	20		170
Heart's Content.			1	12		12
Trinity.	150	60	2	37	25	272
New Harbor.			1	12		12
Catalina.			1	25		25
Bonavista.	150	60	1	25	20	255
Tickle Cove.			1	12		12
King's Cove.			1	20		20
Salvage.			1	12		12
Greenspond.			1	25	15	40
Twillingate and Fogo.	150	60	3	49	20	279
Exploits Bay.			1	12		12
Bay Bulls.	100		1	25		125
Witless Bay.			1	12		12
Toad's Cove.			1	12		12
Brigus South.			1	12		12
Cape Broyle.			1	12		12
<i>Carried forward</i>	£1,200	480	45	1,084	180	2,944

APPENDIX.

STATEMENT OF SALARIES TO MAGISTRATES, &c.

OUTPORTS.	Magistrates.	Clerks of Peace	Constables.		Gaolers.	Total.
			No.	Salary		
<i>Brought forward</i>	£1200	480	45	1,084	180	2,944
Caplin Bay.			1	12		12
Ferryland.	150		1	25	25	200
Aquaforte.			1	12		12
Fermeuse.			1	12		12
Renewso.			1	12		12
St. Mary's.	50		1	25		75
Placentia.	130		1	25	25	180
Little Placentia			1	20		20
Oderin.			1	12		12
Merasheen.			1	12		12
Burin.	150	60	1	25	25	260
St. Lawrence.			1	12		12
Lamaline.	150		1	12		162
Grand Bank.	130		1	12		142
Jersey Harbor.			1	12		12
Harbor Briton.	100	35	1	25		160
Burgeo Islands.			1	12		12
Hermitage Bay.			1	12		12
<i>Carried forward</i>	£2060	575	63	1,373	255	4,263

APPENDIX.

STATEMENT OF SALARIES TO MAGISTRATES, &c.

OUTPORTS.	Magistrates.	Clerks of Peace	Constables.		Gaolers.	Total.
			No	Salary		
<i>Brought forward</i>	£2060	575	63	1,373	255	4,263
Spaniard's Bay.			1	12		12
Channel.			1	12		12
Bird Island Cove.			1	12		12
	£2060	575	66	1,409	255	4,299

Recapitulation.

15 Magistrates.	£2,060
8 Clerks of the Peace.	575
66 Constables.	1,409
9 Gaolers.	255
	<u>£4,299</u>

JOHN WINTER,

Acting Receiver General.

APPENDIX.

No. 5.

Statement of the Affairs of the General Water Company, from its commencement to May 31st, 1861.

<i>Dr.</i>						
To amount paid preliminary expenses.				1,881	17	5
Cost of Pipes, Hydrants, Tank House, &c., for the Works.	19,930	11	8			
Shipping Charges on ditto.	372	10	5			
Freight of the above.	3,607	9	11			
Agent's Commission.	533	17	11			
Duties paid on the above.	1,865	18	0			
Expenses landing and carting ditto.	536	19	11			
Cost of Bricks, Flagstones, &c., for Tank House.	140	11	6			
Cost of Crane, Barrows, Building at the Works, &c.	168	13	5	27,156	12	9
Expended on Labor, Wages, &c., for the Works, inclusive of Embankments, alterations of Portugal Cove Road, building the Tank House, &c., &c., namely: Laborers, (including passage money of those imported) Blasters, Pipe-layers, Overseers, Time-keeper, Superintendent, Blacksmiths, Masons and Contractors, to date.	14,178	8	9			
Cost of Diet for Laborers, &c., at the Works last year.	4,651	11	8			
Salaries, including Engineer and all Officers.	1,740	4	0	20,570	4	5
<i>Carried forward</i>				£49,108	14	9

APPENDIX.

STATEMENT OF THE AFFAIRS OF THE GENERAL WATER COMPANY.

<i>Dr.</i>	<i>Brought forward</i>			£49,108	14	2
Compensation paid for Land taken for purposes of the Company, including properties affected by raising the Lake, the alterations of Portugal Cove Road, &c.				798	13	6
Contingent Expenses, including Carters, Lumber, Powder, &c, &c., &c.				3,104	5	4
Interest paid the Banks for amount advanced.				202	10	7
Interest on Stock to 1st Feb., 1861.				1,481	14	0
Loss on sale of last year's remains.	3	10	9			
Balance on account with Agent at Greenock.	3	12	2			
				7	2	11
				£54,703	0	6
<i>Cr.</i>						
By amount of Stock, 10,000 Shares at £5 each.	£50,000	0	0			
Less 408 Shares not yet disposed of at £5	2,040	0	0	47,960	0	0
Balance of Cash.				9	4	6
Award for Land not yet drawn.				18	0	0
Due Savings Bank for interest on Stock.				1,481	14	0
Balance due the Union Bank.				5,234	2	0
				£54,703	0	6

St. John's, N. F., May 31st, 1861.

Errors and Omissions excepted.

W. J. WARD,

Secretary.

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TO THE

JOURNAL

OF THE

LEGISLATIVE COUNCIL.

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