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J O U R N A L S

OF THE

LEGISLATIVE COUNCIL.

V O L . 3 .

JOURNALS

OF THE

LEGISLATIVE COUNCIL

OF THE

PROVINCE OF CANADA.

HIS EXCELLENCY THE RIGHT HONORABLE SIR CHARLES THEOPHILUS METCALFE, BART. G.C.B.
GOVERNOR-GENERAL,
&c. &c. &c.

BEING THE THIRD SESSION

OF THE

FIRST PROVINCIAL PARLIAMENT,

1843.

VOL. 3.

KINGSTON:
PRINTED BY STEWART DERBISHIRE AND GEORGE DESBARATS,
PRINTER TO THE QUEEN'S MOST EXCELLENT MAJESTY.

JOURNALS

OF THE

LEGISLATIVE COUNCIL.

PROVINCE OF }
Canada. } CHARLES BAGOT.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of the 10th November, continuing the Parliament to the 29th December, next ensuing.

To our beloved and faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on the eighteenth day of the month of November, instant, to have been commenced and held, and to every of you—

GREETING :

A PROCLAMATION.

WHEREAS, on the twelfth day of October, now last past, we thought fit to prorogue our Provincial Parliament to the eighteenth day of November instant, at which time, at our Township of *Kingston*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you and each of you, of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you and each of you, that on Thursday, the twenty-ninth day of December, now next ensuing, you meet us, in our Provincial Parliament, at our Township of *Kingston*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.— Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed :

Witness, our trusty and well beloved Sir *Charles Bagot*, G.C.B., one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. at our Government House, at *Kingston*, in our Province of *Canada*, this tenth day of November, in the year of our Lord, one thousand eight hundred and forty-two, and in the sixth year of our Reign.

C. B.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF }
Canada. } CHARLES BAGOT.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our beloved and faithful, the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on the twenty-ninth day of the month of December instant, to have been commenced and held, and to every of you—

Proclamation of the 22nd December continuing the Parliament to the 7th February, next ensuing.

GREETING :

A PROCLAMATION.

WHEREAS, on the tenth day of November now last past, we thought fit to prorogue our Provincial Parliament to the twenty-ninth day of December instant, at which time, at our Township

Township of *Kingston*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you and each of you, of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you and each of you, that on Tuesday, the seventh day of February, now next ensuing, you meet us, in our Provincial Parliament, at our Township of *Kingston*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness, our trusty and well beloved Sir *Charles Bagot*, G.C.B. one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. at our Government House, at *Kingston*, in our Province of *Canada*, this twenty-second day of December, in the year of our Lord, one thousand eight hundred and forty-two, and in the sixth year of our Reign.

C. B.

By Command,

FELIX FORTIER,

C. C. C.

PROVINCE OF }
Canada.

CHARLES BAGOT.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our beloved and faithful, the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on the seventh day of the month of February instant, to have been commenced and held, and to every of you—

GREETING :

A PROCLAMATION.

WHEREAS, on the twenty-second day of December now last past, we thought fit to prorogue our Provincial Parliament to the seventh day of February instant, at which time, at our Township of *Kingston*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you and each of you, of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you, and each of you, that on Saturday, the eighteenth day of March, now next ensuing, you meet us, in our Provincial Parliament, at our Township of *Kingston*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness, our trusty and well beloved Sir *Charles Bagot*, G.C.B., one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. at our Government House, at *Kingston*, in our Province of *Canada*, this first day of February, in the year of our Lord, one thousand eight hundred and forty-three, and in the sixth year of our Reign.

C. B.

By Command,

FELIX FORTIER,

C. C. C.

PROVINCE OF }
Canada.

CHARLES BAGOT.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our beloved and faithful, the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said Province

Province

Proclamation of the 1st Feb. continuing the Parliament to the 18th March, next ensuing.

Proclamation of the 15th March, continuing the Parliament to the 2d May, next ensuing.

Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on the eighteenth day of the month of March instant, to have been commenced and held, and to every of you—

GREETING :

A PROCLAMATION.

WHEREAS, on the first day of February, now last past, we thought fit to prorogue our Provincial Parliament to the eighteenth day of March instant, at which time, at our Township of *Kingston*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you and each of you, of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you and each of you, that on Tuesday, the second day of May, now next ensuing, you meet us, in our Provincial Parliament, at our Township of *Kingston*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness, our trusty and well beloved the Right Honorable Sir *Charles Bagot*, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. at our Government House, at *Kingston*, in our Province of *Canada*, this fifteenth day of March, in the year of our Lord, one thousand eight hundred and forty-three, and in the sixth year of our Reign.

C. B.

By Command,

FELIX FORTIER,

C. C. C.

PROVINCE OF }
Canada. } C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our beloved and faithful, the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on the second day of the month of May, now next ensuing, to have been commenced and held, and to every of you—

GREETING :

A PROCLAMATION.

WHEREAS, on the fifteenth day of March, now last past, we thought fit to prorogue our Provincial Parliament to the second day of May, now next ensuing, at which time, at our Township of *Kingston*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you and each of you, of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you and each of you, that on Monday, the twelfth day of June, now next ensuing, you meet us, in our Provincial Parliament, at our Township of *Kingston*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness, our trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. at our Government

Proclamation of the 29th April, continuing the Parliament to the 12th June, next ensuing.

Government House, at *Kingston*, in our Province of *Canada*, this twenty-eighth day of April, in the year of our Lord, one thousand eight hundred and forty-three, and in the sixth year of our Reign.

C. T. M.

By Command,

FELIX FORTIER,

C. C. C.

PROVINCE OF }
Canada.

C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our beloved and faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on the twelfth day of June, instant, to have been commenced and held, and to every of you—

GREETING :

A PROCLAMATION.

WHEREAS, on the twenty-eighth day of April now last past, we thought fit to prorogue our Provincial Parliament to the twelfth day of June, instant, at which time, at our Township of *Kingston*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you and each of you, of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you and each of you, that on Saturday, the twenty-second day of July, now next ensuing, you meet us, in our Provincial Parliament, at our Township of *Kingston*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness, our trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honora-

ble Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. at our Government House, at *Kingston*, in our Province of *Canada*, this tenth day of June, in the year of our Lord one thousand eight hundred and forty-three, and in the sixth year of our Reign.

C. T. M.

By Command,

FELIX FORTIER,

C. C. C.

PROVINCE OF }
Canada.

C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our beloved and faithful, the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on the twenty-second day of July instant, to have been commenced and held, and to every of you—

GREETING :

A PROCLAMATION.

WHEREAS, on the tenth day of June, now last past, we thought fit to prorogue our Provincial Parliament to the twenty-second day of July, instant, at which time, at our Township of *Kingston*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you and each of you, of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you and each of you, that on Thursday, the thirty-first day of August, now next ensuing, you meet us, in our Provincial Parliament, at our Township of *Kingston*, there to take into consideration the state and welfare, of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

Proclamation of the 15th July, continuing the Parliament to the 31st August, next ensuing.

Proclamation of the 10th June, continuing the Parliament to the 22d July, next ensuing.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness, our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada, Nova Scotia, New Brunswick*, and the *Island of Prince Edward*, and Vice Admiral of the same, &c. &c. &c. At our Government House, at *Kingston*, in our Province of *Canada*, this fifteenth day of July, in the year of our Lord one thousand eight hundred and forty-three, and in the seventh year of our Reign.

C. T. M.

By Command,

FELIX FORTIER,
C. C. C.

PROVINCE OF }
Canada. } C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To all to whom these presents shall come, or whom the same may concern—

GREETING :

A PROCLAMATION.

WHEREAS, at a Session of the Parliament of *Canada*, holden at *Kingston*, in our said Province, on the eighth day of September, one thousand eight hundred and forty-two, and prorogued on the twelfth day of October then next ensuing, in the sixth year of our Reign, a certain Bill, intituled, "*An Act to impose a duty upon Foreign Wheat imported into this Province*," was passed in the Legislative Council and Assembly, and was at the prorogation of the said Session, on the twelfth day of October aforesaid, presented to The Right Honorable Sir *Charles Bagot*, then our Governor General of our said Province, for our Assent thereto, who, in pursuance of the authority vested in him by a certain Act of the Parliament of *Great Britain and Ireland*, passed in the third and fourth years of our Reign, intituled, "*An Act to Re-unite the*

Provinces of Upper and Lower Canada, and for the Government of Canada," and according to his discretion then and there declared that he reserved the aforesaid Bill for the signification of our pleasure thereon;—Now Know Ye, that the aforesaid Bill, intituled, "*An Act to impose a duty on Foreign Wheat imported into this Province*," having been laid before us in Council, on the Fifteenth day of July now last passed, We have been pleased to Assent to the same; And We do by these presents, and according to the provisions of the said Act of Parliament of *Great Britain and Ireland*, passed in the third and fourth years of our Reign, Assent to the said Bill, of which all our Loving Subjects will take notice and govern themselves accordingly.

In testimony whereof, We have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada, Nova Scotia, New Brunswick*, and the *Island of Prince Edward*, and Vice Admiral of the same, &c. &c. &c. At our Government House, at *Kingston*, in our said Province of *Canada*, this Ninth day of August, in the year of our Lord, one thousand eight hundred and forty-three, and in the seventh year of our Reign.

C. T. M.

By Command,

S. B. HARRISON,
Secretary.

PROVINCE OF }
Canada. } C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our well beloved and faithful, the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens and Burgesses elected to serve in the Legislative Assembly of our said

Proclamation of the 10th August, convening Parliament on the 28th September, next ensuing.

Proclamation of the 9th August, promulgating the Royal Assent to Foreign Wheat Duty Bill.

said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our Township of *Kingston*, on Thursday, the thirty-first day of August now instant, to have been commenced and held, and to every of you—

GREETING :

A PROCLAMATION.

WHEREAS, the meeting of our Provincial Parliament stands prorogued to the thirty-first day of August, instant, nevertheless for certain causes and considerations, We have thought fit further to prorogue the same to Thursday, the twenty-eighth day of September next, so that you nor any of you, on the said thirty-first day of August, instant, at our Township of *Kingston*, to appear are to be held or constrained, for We do will that you, and each of you, be as to Us in this matter entirely exonerated; commanding and by the tenor of these presents enjoining you and every of you and all others in this behalf interested, that on Thursday, the said twenty-eighth day of September next, at our Township of *Kingston* aforesaid, personally you be and appear, for the *Despatch of Business*, to treat, do, act and conclude upon those things which in our said Provincial Parliament by the Common Council of our said Province may by the favor of God be ordained.

In testimony whereof, We have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada*, to be hereunto affixed: Witness, our right trusty and well beloved the Right Honorable *Sir Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. At our Government House, at *Kingston*, in our said Province, this tenth day of August, in the year of our Lord, one thousand eight hundred and forty-three, and in the seventh year of our Reign.

C. T. M.

By Command,

FELIX FORTIER,

C. C. C.

JOURNALS

OF THE

LEGISLATIVE COUNCIL.

Parliament convened.

AT the Provincial Parliament continued by Proclamation and holden in the Township of *Kingston*, in Pursuance of an Act passed in the Parliament of the *United Kingdom of Great Britain and Ireland*, in the fourth year of the reign of Her present Majesty, intituled, "An Act to Re-unite the Provinces of *Upper and Lower Canada* and for the Government of *Canada*."

Thursday, 28th Sept'r., 1843.

The Members in attendance in the Building prepared for the accommodation of the Provincial Legislature, in the Township of *Kingston*, were—

The Honorable, the *Vice Chancellor*, Speaker.

The Honorable Messieurs

De Blaquiere,
Sullivan,
Morris,
Fergusson,
Macaulay,
Hamilton,

The Honorable Messieurs

McDonald,
Dickson,
Dionne, Amable
Goodhue,
Washburn.

The House was adjourned during pleasure.

After some time the House was resumed.

His Excellency the Governor General comes to the House and commands the attendance of the Assembly.

His Excellency the Right Honorable Sir *Charles Theophilus Metcalfe*, Knight Grand Cross of the Most Honorable order of the Bath, one of Her Majesty's Most Honorable Privy Council, Governor General of British *North America* and Captain General and Governor in Chief in and over the Provinces of *Canada, Nova Scotia, New Brunswick*, and the *Island of Prince Edward*, and Vice Admiral of the same, being seated in the Chair on the Throne, the Speaker commanded the Gentleman Usher of the Black Rod to let the Assembly know "it is His Excellency's pleasure they attend him immediately in this House."

The Assembly attends.

Who being come with their Speaker, His Excellency was pleased to deliver the following speech.

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly.

His Excellency opens the Session by a gracious Speech to both Houses.

I am happy to meet you assembled for the discharge of the high functions entrusted to you. Various considerations of importance have prevented my calling you together at an earlier period.

Since your last Session, the birth of a Princess has diffused joy throughout the *British Empire*, and we have reason to be deeply grateful for the continued protection vouchsafed by Almighty Providence to our gracious Queen, whose life and health are blessings to Her Subjects.

In the same interval, an affecting event has occurred in *Canada* by the demise of your late Governor, my immediate predecessor, whose heart was devoted to the public welfare. Universal regret has done honor to his memory throughout the Province; and I cannot abstain from noticing that his desolate widow and family, and his mortal remains, in passing through the neighbouring territories of the *United States* to their place of embarkation at *New York*, were received with marked and affecting tokens of friendly respect, which indicated both the esteem in which he was held in a country in which he had been personally well known, and also a generous sympathy worthy of the great nation by which it was evinced.

The Act of the Imperial Legislature which facilitates the introduction of *Canadian Wheat*, and of Flour prepared in *Canada*, into the Ports of the *United Kingdom*, will, I trust, prove to be a valuable boon to this Province; and is a further proof of Her Majesty's unremitting care for the prosperity of this portion of Her Dominions. A copy of a Despatch from Her Majesty's Secretary of State on this subject will be laid before you.

Measures will be submitted to you for the improvement of the system of Judicature in *Lower Canada*; of the Municipal Institutions, the laws relating to Education, and the Jury System.

System of both Divisions of the United Province, and of the Assessment Laws in *Upper Canada*, as well as on other important subjects; all of which will, I am sure, engage your earnest attention.

I have recently made a tour through the Province, such as the exigency of public business would permit, in order that I might become in some degree acquainted with local circumstances requiring attention.

I have had great gratification in seeing a fine Country, evidently advancing in improvement; and have every where been received with manifestations of Loyalty to our Gracious Sovereign, and with personal kindness to myself.

It has been highly satisfactory to me to witness the great works in progress, which, owing to the Loan raised in England under the guarantee of the Imperial Government, the Province has been enabled to undertake or prosecute. They are calculated, I hope, to extend the Commerce, and develop the Resources of this vast Country, and increase the Public Revenue and general and individual wealth.

In those parts where works of this description are in progress, I found contentment prevailing at the prospect which they present. In other parts there is a cry for improved roads for the conveyance of produce to appropriate markets, a claim which is worthy of consideration; for on such communications the prosperity of the Country must in great measure depend. Nowhere was this anxiety more strongly expressed than in the Eastern Townships of *Lower Canada*, where the community, almost entirely agricultural, in consequence of the heavy duties imposed on their produce in the *United States*, have lost the market to which they had formerly recourse, while the exemption from duty in our Country of the similar produce of our neighbours enables them, by greater facilities of conveyance, to undersell the producers of the Eastern Townships in our own Markets. Similar complaints of the effects of the duties on our produce in the *United States*, and of the facility given to the admission of their produce into our territory, are also made in other parts. Whatever improvement can be afforded to our internal communications is so obviously desirable for the advantage of the community, that any outlay devoted to that object, and consistent with the means at command, must be highly beneficial. It is therefore much to be regretted, that the state of the Finances does not afford any im-

mediate prospect of our being able to meet the wishes of many Districts deeply interested in this respect.

I cannot refrain from bringing to your notice, as a subject worthy of consideration, the state of the Prisons in some portions of the Province. The Penitentiary, at Kingston, is an Institution very creditable to the Country; great cost has been incurred in the erection of prisons in other places, and some of the local authorities are now laudably exerting themselves to provide suitable accommodation for prisoners; but in some places there is great deficiency. The justice due even to criminals requires that they should not be subjected to greater punishment than what is designed by their sentence, and that disease, or death, from foul air and want of exercise, should not be superadded to imprisonment. It is likewise due to untried prisoners, who may be innocent, that they should not be confined in the same cell with convicted criminals. A classification and separation of the latter is also requisite. Decency and morality demand the same with regard to the sexes; and debtors and criminals ought not to be confined together. It is desirable that inquiry should be made, in order to ascertain in what respects the prisons of the Country may be defective in requisite accommodation, and to remedy any material deficiency that may exist.

The establishment of a Lunatic Asylum in *Lower Canada* is much required; those who are visited with the affliction of mental aberration being now confined in the common prison, or in some of the Religious and Charitable Institutions which do honor to that portion of the Province. Measures are in progress for the permanent location of the Asylum now existing under a temporary arrangement in *Upper Canada*, and for the completion of the arrangements of that Institution.

Gentlemen of the House of Assembly,

The Accounts for the past, and Estimates for the present year will be laid before you. I am concerned to announce to you that there is a considerable decrease in the Revenue, but I hope that it proceeds from temporary causes, and that it will be followed by a greater increase. The Loan obtained in England, under the guarantee of the Imperial Government, has been raised on advantageous terms.

The Act of the Imperial Legislature prescribing a new Tariff renders necessary a corresponding alteration in our Custom Laws, and this subject will be brought under your consideration. I have no doubt of your readiness to provide

provide for the exigencies of the Public Service, and, as far as that object can be promoted by practicable and judicious economy, you may rely on my co-operation.

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly.

I will not detain you longer from the commencement of your arduous duties. The welfare of *Canada* depends on the result of your deliberations on the numerous and important questions which will come before you, and that great end will, I trust, be the sole object of your labours. It is the anxious desire of Her Majesty's Government, and will be the constant aim of my endeavours. I humbly hope that the Blessing of Almighty God will crown our united efforts with success.

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

PRAYERS.

An Act for the improvement of the navigation of the River *St. Lawrence* was read a first time, *pro forma*.

The Honorable the Speaker informed the House, that a Commission had been issued under the Great Seal to *George Barthelemi Faribault, John Fennings Taylor*, the elder, *Gustavus William Wicksteed*, and *William Poyntz Patrick*, Esquires, empowering them to administer the oath to the Members of the Legislature.

Ordered, that the same be entered on the Journals, and the same is in the following words:

PROVINCE OF }
Canada. } C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain, and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To all to whom these Presents shall come, or whom the same may concern—

GREETING :

WHEREAS, in and by a certain Act of the Parliament of the United Kingdom of *Great Britain and Ireland*, passed in the Session held in the third and fourth years of Our Reign, and intituled, "An Act to Re-unite the Provinces of *Upper and Lower Canada*, and for the Government of *Canada*," it is among other things in effect enacted, that no Member, either of the Legislative Council or of the Legislative Assembly of our said Province, shall be permitted to sit or vote therein until he shall have taken and subscribed the oath in the said Act

mentioned and set forth, and therein and thereby prescribed to be taken by such Members, respectively, before the Governor of our said Province, or before some person or persons authorized by such Governor to administer such oath: And whereas, on the tenth day of June, in the fourth year of Our Reign, We were pleased to issue Our Royal Letters Patent, bearing date the same day and year, at our Town of *Kingston*, in our said Province of *Canada*, and We did thereby assign, constitute and appoint the Honorable *Levius P. Sherwood, William Hepburn, James Sampson, and Thomas Kirkpatrick*, Esquires, and each of them jointly and severally to be our Commissioners and Commissioner to administer the said oath, in the said Act mentioned, and therein and thereby prescribed and required, to have, hold and exercise the said office of Commissioners and Commissioner, to them, the said *Levius P. Sherwood, William Hepburn, James Sampson, and Thomas Kirkpatrick*, for and during our Royal pleasure: And whereas We have thought fit to determine our will and pleasure in the premises, and for divers good causes and considerations, us thereunto moving, We have thought fit to revoke and repeal, and by these presents We do revoke and repeal our said Letters Patent: Now Know Ye, that confiding in the integrity, fidelity and circumspection of *George Barthelemi Faribault, John Fennings Taylor*, the elder, *Gustavus William Wicksteed*, and *William Poyntz Patrick*, Esquires, of our especial grace, certain knowledge and mere motion, We have assigned, constituted and appointed, and by these presents do assign, constitute and appoint them, and each of them, the said *George Barthelemi Faribault, John Fennings Taylor*, the elder, *Gustavus William Wicksteed* and *William Poyntz Patrick*, jointly and severally to be our Commissioners and Commissioner, to administer the said oath, in the said Act mentioned, and therein and thereby prescribed and required, and which in pursuance of the Act ought to be taken and subscribed by the Members of the said Legislative Council and of the said Legislative Assembly as aforesaid, to every Member of the said Legislative Council, and to every Member of the said Legislative Assembly, desiring to be admitted to take the same, and to receive their subscriptions to the same, to have, hold and exercise the said office of Commissioners and Commissioner as aforesaid, and the power and authority hereinbefore granted unto them the said *George Barthelemi Faribault, John Fennings*

The Assembly withdraw and His Excellency retires.

A Bill read *pro forma*.

Commission appointing certain persons Commissioners to administer the oath to the Members.

Fennings Taylor, the elder, *Gustavus William Wicksteed*, and *William Poyntz Patrick*, and to each of them jointly and severally, for and during our Royal pleasure, and the Rolls and Record of what they shall do herein they are to certify and return to the office of our Registrar of our said Province of *Canada*, there to remain, rendering to the Clerk of the said Legislative Council and to the Clerk of the said Legislative Assembly, respectively, certified copies thereof.

In testimony whereof, We have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c.&c.&c. At our Government House, at *Kingston*, in our said Province of *Canada*, the twenty sixth day of September, in the year of our Lord, one thousand eight hundred and forty three, and in the seventh year of our Reign.

C. T. M.

D. DALY,
Secretary.

The Honorable the Speaker acquainted the House, that there was a Member without ready to be introduced.

The Hon. W. H. Draper, introduced.

When the Honorable *William Henry Draper* was introduced between the Honorable Messieurs *Sullivan* and *Dickson*.

Presents his Writ of Summons.

Then the Honorable *Mr. Draper* presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and it was read as follows:—

PROVINCE OF }
Canada. } C. T. METCALFE.

The Writ.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our trusty and well beloved *William Henry Draper*, Esquire,

GREETING :

KNOW Ye, that as well for the especial trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our Province of *Canada* and the Church thereof concern, We have thought fit to summon you to the Legislative Council of our said Province, and We do command you the said *William Henry Draper*, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid in the Legislative Council of our said Province, at all times whensoever and wheresoever our Provincial Parliament may be in our said Province convoked and holden: and this you are in no wise to omit.

In testimony whereof, We have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over our said Provinces of *Canada*, *Nova Scotia* and *New Brunswick* and the Island of *Prince Edward*, and Vice Admiral of the same. At our Government House, at *Kingston*, in our said Province of *Canada*, the tenth day of April, and in the year of our Lord, one thousand eight hundred and forty three, and in the seventh year of our Reign.

C. T. M.

By Command,

FELIX FORTIER,
C. C. in Chy.

Then the Honorable *Mr. Draper* came to the Table and took and subscribed the Oath prescribed by Law, which was administered by *John F. Taylor*, Esquire, one of the Commissioners appointed under the Great Seal to administer the Oath to the Members of the Legislature, and took his seat accordingly. Sworn and takes his seat.

The Honorable the Speaker acquainted the House, that there was a Member without ready to be introduced.

When

The Honble.
Æmilius Ir-
ving, intro-
duced.

When the Honorable *Æmilius Irving* was introduced between the Honorable Messieurs *de Blaquièrre* and *Hamilton*.

Presents his
Writ of Sum-
mons.

Then the Honorable Mr. *Irving* presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and it was read as follows :—

PROVINCE OF }
Canada. } *C. T. METCALFE.*

The Writ.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our trusty and well beloved *Æmilius Irving*, Esquire,

GREETING :

KNOW Ye, that as well for the especial trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our Province of *Canada* and the Church thereof concern, We have thought fit to summon you to the Legislative Council of our said Province, and We do command you, the said *Æmilius Irving*, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, in the Legislative Council of our said Province, at all times whensoever and wheresoever our Provincial Parliament may be in our said Province convoked and holden : and this you are in no wise to omit.

In testimony whereof, We have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed : Witness, our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over our said Provinces of *Canada*, *Nova Scotia*, *New Brunswick* and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. At our Government House, at *Kingston*, in our said Province of *Canada*, the fourth day of September, and

in the year of our Lord, one thousand eight hundred and forty three, and in the seventh year of our Reign.

C. T. M.

By Command,

FELIX FORTIER,
C. C. in Chy.

Then the Honorable Mr. *Irving*, came to the table and took and subscribed the oath prescribed by Law, which was administered by *John F. Taylor*, Esquire, one of the Commissioners appointed under the Great Seal to administer the oath to the Members of the Legislature, and took his seat accordingly. Sworn and takes his Seat.

The Honorable the Speaker acquainted the House, that there was a Member without ready to be introduced.

When the Honorable *Jean Baptiste Taché*, The Honble. J. B. Taché, introduced. was introduced between the Honorable Messieurs *Sullivan* and *A. Dionne*.

Then the Honorable Mr. *Taché*, presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and it was read as follows : Presents his Writ of Summons.

PROVINCE OF }
Canada. } *SYDENHAM.*

VICTORIA, by the Grace of GOD, of the The Writ. United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our trusty and well beloved *Jean Baptiste Taché*, Esquire,

GREETING :

KNOW Ye, that as well for the especial trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our Province of *Canada* and the Church thereof concern, We have thought fit to summon you to the Legislative Council of our said Province, and We do command you the said *Jean Baptiste Taché*, Esquire, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid in the Legislative Council of our said Province, at all times whensoever and wheresoever our Provincial Parliament may be in our said Province convoked and holden : and this you are in no wise to omit.

In testimony whereof, We have caused these our Letters to be made Patent and the Great Seal of our said Province of *Canada*, to be hereunto affixed : Witness our right trusty and well beloved the Right Honorable

orable *Charles Baron Sydenham*, of *Sydenham*, in the County of *Kent*, and of *Toronto*, in *Canada*, one of our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. At our Government House, in our Town of *Kingston*, in our said Province of *Canada*, the ninth day of *June*, and in the year of our Lord, one thousand eight hundred and forty one, and in the fourth year of our Reign.

THOS. AMIOT,
Cllk. Cn. in Chy.

It was objected that, as it appeared from the Writ that more than two years had elapsed since the Sealing thereof and the Clerk of the House certifying that no notice of any leave of absence from His Excellency the Governor General had been given to *Mr. Taché*, he was not competent within the Act of Union to take the Oath and his seat in this House:—whereupon the consideration of the matter was deferred for the present.

Ordered, that the consideration of the Writ summoning the Honorable *Jean B. Taché* to the Legislative Council be referred to the Committee on privileges, when appointed.

The Honorable the Speaker reported His Excellency's Speech from the Throne :

And the same being read by the Clerk :

Ordered, that the House do take into consideration the foregoing Speech of His Excellency the Governor General, to-morrow.

Ordered, that all the Members present this day be appointed a Committee, to consider of the Orders and customs of this House and privileges of Parliament.

Their Honors, or any five of them, to meet to-morrow at ten o'clock in the forenoon, in the Legislative Council Chamber, and every Monday after, and to adjourn as they please.

The Honorable the Speaker acquainted the House, that he had received a communication from *James Fitz Gibbon*, Esquire, the Clerk thereof, and the same was then read as follows :

(For Letter, vide Appendix No. 1.)

Ordered, that the request contained in *Mr. Fitz Gibbon's* application be granted so far as the excusing his attendance on this House, and that the appointment of one Deputy; namely *Mr. John F. Taylor*, Senior, be acceded to.

Mr. Taylor then took and subscribed the Oath, in the words following :

"Ye shall be true and faithful, and truth you shall bear to our Sovereign Lady *Victoria*, by the Grace of God, of the United Kingdom of *Great Britain* and *Ireland*, *Queen*, and to Her Heirs and Successors. Ye shall nothing know that shall be prejudicial to Her Highness, Her Crown, Estate and Dignity Royal: but that you shall resist it to your power, and with all speed ye shall advertize Her Grace thereof, or at the least some of Her Council, in such wise as the same may come to Her knowledge. Ye shall also well and truly serve Her Highness in the office of Deputy Clerk of the Legislative Council of *Canada* to attend upon the Legislative Council of this Province, making true entries and records of the things done and passed in the same. Ye shall keep secret all such matters as shall be treated in Her said Legislative Council, and not disclose the same before they shall be published, but to such as it ought to be disclosed unto: and generally ye shall well and truly do and execute all things be- longing to you to be done appertaining to the office of Deputy Clerk of the said Legislative Council. As God you help."

J. F. TAYLOR.

Sworn this 28th day of September, 1843, before me

ROBERT S. JAMESON.

Speaker.

The Honorable the Speaker read a return from the Clerk of the Crown in Chancery, of the names of the Legislative Councillors to whom Writs of Summons had been lately issued under the Great Seal.

Office of the Clerk of the Crown in Chancery,
Kingston, 28th September, 1843.

PROVINCE OF *Canada*.

Return of the names of Gentlemen summoned to the Legislative Council of this Province since last Session, according to their rank and the date of Writ of Summons.

Honorable *William Henry Draper*,—date of Writ, 10th April, 1843.

Honorable *William Warren Baldwin*—date of Writ 15th August, 1843.

Honorable

Objection made to Mr. Taché's taking his seat.

The subject referred to the Committee on Privileges

Speaker reports a copy of His Excellency's Speech.

Ordered for consideration to-morrow.

Committee of Privileges appointed.

Communication from the Clerk reported.

Mr. J. F. Taylor, Sen., appointed Deputy.

Mr. Taylor takes the prescribed oath.

Return of the names of gentlemen summoned to the Legislative Council.

The Return.

Honorable Christopher Widmer—date of Writ, 15th August, 1843.

Honorable René Joseph Kimber—date of Writ, 4th September, 1843.

Honorable Æmilus Irving—date of Writ, 4th September, 1843.

Honorable Louis Massue—date of Writ, 4th September, 1843.

Honorable Pierre Boucher de Boucherville—date of Writ, 27th September, 1843.

FELIX FORTIER,

To Clk. C. in Chy. James FitzGibbon, Esquire, Clerk Leg. Council.

In obedience to the order of the House, the Acting Law Clerk presented a Report on expired and expiring Laws.

The same was then laid on the table, and is as follows :

(For Report, Vide Appendix No. 2.)

Ordered, that the Honble. Messieurs Morris, Macaulay and Amable Dionne, be appointed a Committee, to peruse and perfect the Journals of this and former Sessions of the Provincial Parliament.

Their Honors to meet when, where and as often as they please.

Ordered, that the Clerk of this House be instructed to open an account with the Post Master, for the postage of letters to and from the Members during the Session, and to include the same in his contingent account.

The Speaker declared this House continued until to-morrow, at ten o'clock A.M., the House so decreeing.

Friday, 29th Sept'r., 1843.

The Members convened, were :

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs De Blaquiere, Morris, Fergusson, Macaulay, Hamilton, Dickson, Dionne, Amable, Washburn, Irving.

PRAYERS.

The Honorable the Speaker presented a Petition from Charles de Léry, Esquire, one of the Clerk's Assistant to the Legislative Council, praying, that in consequence of the severe indisposition of a member of his family, he may be excused attending upon the House, on the first day of the Session.

Ordered, that the same do lie on the table.

The Honorable Mr. Fergusson presented a Petition from the inhabitants of the Township of Eramosa, in the District of Wellington, at their annual Township meeting assembled ; also a Petition from the inhabitants of the Township of Puslinch, in the District of Gore, at their annual Township meeting assembled ; also a Petition from the inhabitants of the township of Guelph, at their annual Township meeting assembled, severally praying for the establishment of a good and sufficient line of communication between the Wellington District and Lake Ontario ; and also, a Petition from the Municipal Council of the Wellington District, praying that persons having no visible property may be punished by imprisonment for refusing to perform statute labour.

From the inhabitants of Eramosa ;

From the inhabitants of Puslinch, and

From the inhabitants of Guelph for a Road between the Wellington District and Lake Ontario ;

From the Wellington District Council for power to enforce statute labour ;

Ordered, that the same do lie on the Table.

The Honorable Mr. de Blaquiere presented three Petitions from the Municipal Council of the Western District, praying for an alteration in the law in respect to the attachment of the property of absconding Debtors, and that the law of imprisonment for debt may be repealed, excepting only those cases in which there may be a fraudulent concealment of property ; also, praying for the imposition of a tax on all Dogs, in the Towns of Sandwich, Windsor, Amherstburg and Chatham ; and also for the imposition of a reasonable tax on all Dogs, in the Western District, over two to each family and farm ; and also, praying for the enactment of a law empowering Township Clerks to administer the necessary affidavits to the Township Officers, upon all occasions on which the latter are required by law to transmit attested returns through the hands of the former.

From the Western District Council for an alteration in the law of imprisonment for debt ;

For the imposition of a tax on dogs ;

That Township Clerks may attest Returns ;

Ordered, that the same do lie on the Table.

The Honorable Mr. de Blaquiere presented two Petitions from the Municipal Council of the District of Brock, praying that the benefit of protective duties may be extended to all kinds of Agricultural products ; that the Canadian farmer may at least enjoy the same advantages as the farmer of the United States ; and also that the farmer and rural merchant may no longer be subjected to the exorbitant charges hitherto imposed by the forwarders ; and also praying for the removal of the Registry Office from the village of Ingersoll to the District Town.

From the Brock District Council for protection to Agriculture, &c. ;

For the removal of the District Registry Office ;

Ordered, that the same do lie on the Table.

The Honorable Mr. Draper enters.

The Honorable Mr. Morris presented three Petitions from the Municipal Council of the District

Law Clerk's Report on expiring Laws, presented.

Committee on the Journals appointed.

The Clerk to open an account with the Post Office.

Adjourned.

FRIDAY.

Petitions, From C. de Léry, Esq., for leave of absence ;

From the
Johnstown Dis-
trict Council
for a portion of
the endow-
ment appro-
priated for
Education;

That the cost of
the road from
Brockville to
St. Francis
may be assumed
by the Pro-
vince;

For the amend-
ment of the
District Coun-
cil Act;

From Charles
Turgeon, for
relief;

From the Mi-
nister, &c., of
St. Andrew's
Church, Que-
bec, for aid;

From the Na-
tional School,
Quebec, for
aid, presented.

Adjourned till
1 o'clock, P.
M.

FRIDAY, 1
o'clock, P. M.

Accounts of
the Trinity
House, Que-
bec, presented.

First Report
of the Select
Committee on
Privileges, pre-
sented.

district of *Johnstown*, praying for the adoption of such measures as will effectually secure to the inhabitants of *Canada* the full benefit of the endowment made by His late Majesty King *George the Third*, for the purpose of educating the youth of this Province; also praying that the debt of £6000, contracted under the authority of an Act of the Parliament of Upper *Canada*, in macadamizing the road from *Brockville* to *St. Francis*, and for the repayment of which the faith of the District is pledged, may be assumed by the Provincial Government; and also that the balance of £24,000, granted under the authority of the aforesaid Act, may be paid either to the order of the Petitioners, to the Board of Works, or to the macadamized road Commissioners, to be by them expended in the completion of the said road; and also praying for various amendments in the Municipal Council Act.

Ordered, that same do lie on the Table.

The Honorable Mr. *A. Dionne* presented a petition from *Charles Turgeon*, praying for a sum of money due to him for the rent of a house occupied by the Municipal Council of *Quebec*; also, a Petition from the Minister and Elders of *St. Andrew's Church, Quebec*, praying for pecuniary aid towards the maintenance of the School in connexion with the said Church; and also a Petition from the Committee of Management of the National School of *Quebec*, praying for pecuniary aid.

The Speaker declared this House continued until this afternoon, at one o'clock, the House so decreeing.

At one o'clock, P. M. the Members convened, were:

The Honorable the <i>Vice-Chancellor</i> , Speaker:	
The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Dionne, Amable,</i>
<i>Sullivan,</i>	<i>Goodhue,</i>
<i>Morris,</i>	<i>Washburn,</i>
<i>Fergusson,</i>	<i>Iring.</i>
<i>Mucanlay,</i>	

The Honorable the Speaker, laid before the House the accounts of the Trinity House at *Quebec*, in conformity with the 20th Section of the 4th and 5th *Victoria*, Cap. 15.

Ordered, that the same do lie on the table, and they are as follow:

(*Vide Sessional Papers, Letter E.*)

The Honorable Mr. *de Blaquiére*, from the Committee of privileges to whom was referred the consideration of the Writ directed to the Honorable *J. B. Taché*, summoning him to a seat in this House, presented their first report.

The same was then read by the Clerk as follows:

Legislative Council,
29th September, 1843.

The Committee appointed by the order of your Honorable House of yesterday, to consider of the orders and customs of this House and privileges of Parliament, having this day met in the Chamber of the Legislative Council, pursuant to such order, at which were present:

The Honorable the *Vice Chancellor*, *Messrs. de Blaquiére, Sullivan, Morris, Fergusson, Macanlay, Hamilton, Dickson, Amable Dionne, Washburn and Draper.*

The Honorable Mr. *de Blaquiére* was called to the Chair.

Read the order of reference.

Read Her Majesty's Writ of Summons directed to *Jean Baptiste Taché*, Esquire, bearing date at *Kingslon*, the ninth day of June, one thousand eight hundred and forty-one, and tested by His Excellency *Charles Baron Sydenham*.

Read the 7th and 8th clauses of the Act of the Imperial Parliament 3rd and 4th *Vic. c. 35*, commonly called the Union Act.

The Honorable Mr. *A. Dionne* laid before the Committee a letter addressed to the Hon. *J. B. Taché* by *Henry Jarmay*, Esquire, Deputy Clerk of the Crown in Chancery, and bearing date, the 6th June, 1843, a copy of which is subjoined.

On motion, it was resolved, That it is the opinion of this Committee, that there are grounds for questioning the right of the Honorable *Jean Baptiste Taché* to a seat in this House, under the Writ of Summons directed to him, under date of the ninth day of June, one thousand eight hundred and forty one.

Ordered, that the Chairman do leave the Chair, and report the said Resolution to the House.

The whole nevertheless humbly submitted.

P. B. DE BLAQUIERE,
Chairman.

Office of the Clerk of the Crown in Chancery,
Kingslon, 6th June, 1843.

SIR,

Referring to my letter to you, under date of the 14th December last, written in answer to your letters of the 31st October and 5th December

cember last, I have the honor, by command of the Governor General, to inform you that, inasmuch as you had not received the Writ of Summons, you cannot be held to have forfeited your seat in the Legislative Council of the Province, by reason of your non-attendance during the two past Sessions of the Legislature; and I now beg to enclose the Writ to you, with the request that you will be pleased to acknowledge the receipt of the same at your early convenience.

I have the honor to be,

Sir,

Your most obedient servant,

(Signed,) HENRY JARMY.

Depy. C. C. C.

Ordered, that the foregoing report be adopted.

Ordered, that an Address be presented to His Excellency the Governor General, laying before His Excellency the proceedings and report of the objections of the Committee of privileges, as adopted by this House, upon the Writ of Summons of the Honorable *Jean Baptiste Taché*, to be a Member of this House.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General with the said Address.

Ordered, that the Honorable the Speaker be requested to communicate the said proceedings and report to the Honorable Mr. *Taché*.

The Honorable Messieurs *Hamilton* and *Dickson* enter.

The House, according to order, proceeded to the consideration of His Excellency's Speech at the opening of the Session.

Whereupon, it was moved that it be Resolved, That an humble Address be presented to His Excellency the Governor General, to thank His Excellency for his Gracious Speech from the Throne, and to express to His Excellency our congratulations on his assuming the Government of this Province, and our happiness at meeting His Excellency for the discharge of the high functions entrusted to us in the present Session of the Provincial Parliament, which various considerations of importance have prevented His Excellency from assembling at an earlier period.

2. That we participate in the joy which the birth of a Royal Princess has diffused throughout the British Empire, and are deeply grateful for the continued protection vouchsafed by Almighty Providence to our Gracious Queen, whose life and health are blessings to Her Subjects.

3. That we participate in the regret which has been felt throughout this Province on the demise of our late Governor, His Excellency's immediate Predecessor, whose heart was devoted to the public welfare, and learn with much gratification that his desolate widow and family, and his mortal remains, in passing through the neighbouring territory of the *United States* to the place of embarkation, at *New York*, were received with marked and affecting tokens of friendly respect, which indicated both the esteem in which he was held in a country where he had been personally well known, and also a generous sympathy worthy of the great Nation by which it was evinced.

4. That we trust with His Excellency, that the Act of the Imperial Legislature which facilitates the introduction of Canadian Wheat and Flour prepared in *Canada*, into the Ports of the United Kingdom, will prove a valuable boon to this Province; and that we thankfully accept it as a further proof of Her Majesty's unremitted care for the prosperity of this portion of Her Dominions; and that we shall have great pleasure in receiving from His Excellency a copy of the Despatch from Her Majesty's Secretary of State on this interesting subject.

5. That we shall consider with earnest attention all measures which may come before us for the improvement of the system of Judicature in *Lower Canada*, of the Municipal Institutions, the Laws relating to Education, and the Jury system of both divisions of the United Province, of the Assessment Laws of *Upper Canada*, as well as on other important subjects.

6. That we gratefully acknowledge the desire of becoming acquainted with the local circumstances of the country requiring attention, which induced His Excellency to make a tour through the Province, such as the exigencies of public business would permit.

7. That we are much pleased to learn His Excellency's gratification in seeing a fine country advancing in improvement, and are grateful for His Excellency's notice of the manifestations of loyalty to our Gracious Sovereign, and of personal kindness to himself with which His Excellency was every where received.

8. That we rejoice that it has been highly satisfactory to His Excellency to witness the great works in progress, which, by means of the loan raised in England under the guarantee of the Imperial Government, the Province has been enabled to undertake or prosecute; and that we hope they are calculated to extend the commerce

The Report adopted.

An Address to His Excellency thereon to be presented.

The proceedings to be communicated to the Hon. Mr. *Taché*.

Consideration by the House of the Speech of His Excellency.

Motion for an Address of thanks to His Excellency.

commerce and develop the resources of this vast country, and to increase the public revenue and general and individual wealth.

9. That while in those parts where works of this description are in progress, His Excellency found contentment prevailing at the prospects which they present; we fully concur with His Excellency in the opinion that the desire for improved roads, for the conveyance of produce to appropriate markets, noticed by His Excellency in other parts of the country, is highly worthy of consideration, and that upon such communications the prosperity of the country must, in a great measure, depend.

10. That this anxiety expressed to His Excellency on this subject, by the inhabitants of the Eastern Townships of *Lower Canada*, where the community, almost entirely agricultural, in consequence of the heavy duties imposed on their produce in the *United States*, have lost the markets to which they had formerly recourse; while the exemption from duty in this country of similar produce of our neighbours, enable them to undersell the producers of the Eastern Townships in our own markets; and the similar complaints from other parts of the Province are also most worthy of consideration.

11. That we concur with His Excellency in the opinion, that whatever improvement can be afforded to our internal communications is so obviously for the advantage of the community, that any outlay devoted to that object, and consistent with the means at command, must be highly beneficial; and that we deeply regret to hear from His Excellency, that the state of the finances does not afford any immediate prospect of Parliamentary aid to meet the wishes of many Districts deeply interested in this respect.

12. That we fully concur in His Excellency's observations with respect to the Prisons in some portions of the Province, and thankfully acknowledge the active benevolence which induced His Excellency to enquire into the condition of that unhappy portion of our community who are their inmates; and that we shall be ready to assist His Excellency in any investigation on this subject, in order to ascertain in what respect the Prisons of the country may be defective in requisite accomodation, with a view to the remedy of any material deficiency that may exist.

13. That we fully agree with His Excellency that the condition of those who are visited with the affliction of mental aberration in *Lower Canada*, now confined in the common prisons, and

in some of the religious and charitable institutions, which do honor to that portion of the Province, requires for its amelioration, the establishment of a Lunatic Asylum there; and that we are happy to learn from His Excellency that measures are in progress for the permanent location of the Asylum now existing under a temporary arrangement in *Upper Canada*, and for the completion of the arrangements of that Institution.

14. That we deeply feel with His Excellency how much the welfare of *Canada* depends on the result of the deliberations of the Legislature now assembled, and that we shall endeavour to make it the sole object of our labours.

15. That we thank His Excellency for the assurance that its promotion is the anxious desire of Her Majesty's Government, and will be the constant aim of His Excellency's endeavours; and that we humbly join His Excellency in the hope that the blessing of Almighty God will crown our united efforts with success.

Upon which debates ensued.

Debates thereon.

Ordered, that the further consideration of the motion be postponed until to-morrow.

Postponed till to-morrow.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Adjourned.

Saturday, 30th Sept'r., 1843.

The Members convened, were :

SATURDAY.

The Honorable, the *Vice-Chancellor*, Speaker :

The Honorable Messieurs

The Honorable Messieurs

De Blaquiere,

Dickson,

Sullivan,

Dionne, Amable,

Morris,

Goodhue,

Fergusson,

Washburn,

Hamilton,

Irving.

McKay,

PRAYERS.

The Honorable Mr. *Morris* presented six Petitions, Petitions from the Municipal Council of the District of *Bathurst*, praying for a grant of money to improve the road from *Kingston* to *Bytown*, passing through *Perth*; also praying for the passing of an Act granting a sum of money for the construction of a main road, commencing at *Fitzroy* Harbour and leading through the Townships of *Fitzroy, McNab, Horton, Ross, Westmeath and Pembroke*, until it reaches the *des Allumettes* Lake; and also that the main road to the District Town may be

From the Bathurst District Council; to improve the road between Kingston and Bytown;

To construct a road from Fitzroy Harbour to the des Allumettes Lake;

For the amendment of the District Council Act;

be improved; also praying that the Municipal Council Act may be so amended as that the said Council shall only be required to assemble twice a year; also praying that the main road, leading from the Southern to the Northern extremity of the said District, may be completed, and that a competent person may be appointed to make the requisite survey; also praying for an alteration in the time appointed by Law for the collection of the Township rates; and also praying that certain taxes of a local nature may be surrendered by the Government for the use of the District, and the proceeds applied towards the repair of the roads.

Ordered, that the same do lie on the table.

The Honorable Mr. *Irving*, presented two Petitions from the Municipal Council of the *Home* District, praying for various amendments in the Municipal Council and School Acts; and also praying that certain taxes of a local nature may be surrendered by the Government for the use of the District, and the proceeds applied towards the repair of roads and bridges within the said District.

Ordered, that the same do lie on the table.

The Honorable Mr. *Irving*, presented a Petition from the Municipal Council of the District of *Simcoe*, praying for various amendments in the Municipal Council and School Acts.

Ordered, that the same do lie on the table.

The Honorable Mr. *Hamilton*, presented a Petition from *A. Simpson*, and others, residing in and near to the City of *Quebec*, praying that the *Quebec* Turnpike Act may be so amended as that carts and wagons carrying manure may pass through the Turnpikes Toll free.

Ordered, that the same do lie on the table.

The Honorable Mr. *A. Dionne*, presented a Petition from *James Caldwell*, and others, proprietors and commanders of schooners navigating in and without the Gulf of *St. Lawrence*, praying for a reduction of the present rates and dues exacted at the Port of *Quebec*; and also five Petitions from the Municipal Council of the District of *St. Hyacinthe*, praying for such amendments to the Municipal Council Act, as would allow the appointment of all its officers to the Council, and would require a qualification in property, and an Oath of office from the Warden, and for such amendments to the common School Act as would place the grants for education at the disposal of the Council; and the Schools under their exclusive superintendence; also praying that in consequence of the high rate of duties levied on the Agricultural produce of the *Canadas* exported to the *United States*,

protection may be afforded to the farmers of the Province by the imposition of a duty upon all such agricultural produce imported from foreign countries, as the Province now produces or is capable of producing; also praying for a grant of money for the improvement of the navigation of the River *Yamaska*, from the Lake *St. Peter* to the villages of *St. Césaire* and *St. Pie*, a distance of twenty to thirty leagues, at an estimated expense of £26000, and for a fair share of the grants made for public improvements; also praying for the establishment of Courts for the Summary Trial of Small Causes, instead of the existing Division Courts, and that their jurisdiction be extended to ten pounds sterling; and also praying that in consequence of doubts existing as to the powers of the Council to enforce penalties against persons refusing to give true statements of their property to the Assessors, they have been unable to collect the assessments, and have incurred debts to the amount of £120 2 0½, some means may be taken to have the said debts discharged, and that the powers of the Municipal Council on such matters may be more clearly defined than at present.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the House took into further consideration the motion of yesterday, for an address to His Excellency the Governor General in answer to His Excellency's Speech from the Throne.

The Honorable Mr. *Macarlay* enters.

Then an amendment was proposed to be made to the said motion, by inserting, after the word "subjects," in the last line of the 5th paragraph, "That the Legislative Council feel it alike due to the people of the Province, and to themselves as a co-ordinate branch of the Legislature of the Colony, to express a hope that subjects of such vast importance to the well being of Society will not be submitted for their consideration at the close of the Session, when it has become impracticable to bestow the slightest attention on their provisions, as was the case at the end of the first Session of the present Parliament, when the education bill and other measures of the Government fraught with deep interest, were laid before the Council late on the last night of their sitting."

Which being objected to,

The question was put "whether the said words shall be there inserted,"

It was resolved in the negative.

Then an amendment was proposed to be made to the said motion, by inserting, after the word "consideration," in the last line of the

For the improvement of the Navigation of the River Yamaska;

For new Courts for the Summary Trial of small causes;

For the removal of doubts in the Municipal Council Ordinances, presented.

Reconsideration by the House of His Excellency's Speech.

An amendment to the 5th Paragraph moved.

Question Negatived.

A further amendment moved.

That the main road to the Northern extremity of the District may be completed;

That the period for collecting Township rates may be altered;

That certain local taxes may be surrendered to the District;

From the Home District Council;

For amendments to Municipal and School Acts, and

That certain local taxes may be surrendered to the District;

From Simcoe District Council for amendments to Municipal Council and School Acts;

From A. Simpson, and others, that manure may pass through the Turnpikes Toll free;

From James Caldwell, and others, for a reduction of dues at the Port of Quebec;

From the St. Hyacinthe District Council for certain amendments to the Municipal Council and School Acts;

For the imposition of duties on imported agricultural produce;

10th paragraph, "That this House concurs in the sentiment expressed by His Excellency as to the depressed state of the agriculturists in the Eastern Townships and of the causes which have occasioned the same, but this House feels called upon to declare that the same prostration of agricultural industry extends universally, and from the same causes, to all other parts of the Province, and that this has most injuriously re-acted upon its commercial prosperity which is in consequence equally paralyzed, and all mutual confidence destroyed; the farmer whose whole dependence is on the labour of his hands, is undersold in his own market, is unable to obtain a remunerating price for the same, and therefore, from want of means, is deprived of the means to discharge his engagements or to provide necessary assistance; and this House looks with confidence to His Excellency, to propose to the other branch of the Legislature to fix a sufficient and reasonable charge upon the importation of all agricultural and other productions of the *United States* coming into this Province, as shall remedy the injury complained of, and afford to the farmer and the merchant the relief to which they are justly entitled."

Which being objected to,

The question was put, "whether the said words shall be there inserted,"

It was resolved in the negative.

Then an amendment was proposed to be made to the said motion, by inserting, after the word "Institution," in the last line of the 13th paragraph, "And this House begs leave respectfully to represent to His Excellency, that it relies with entire confidence on His Excellency's justice, to take care that the funds for the erection of such Lunatic Asylum for Eastern *Canada* be provided by local assessments throughout that part of the Province, and not made a charge upon the joint Provincial Revenue; and that the large sums which have been raised in a similar manner in Western *Canada*, and permitted to accumulate in the hands of the Receiver General, be appropriated forthwith for the purpose for which they were levied, in order to remedy the great inconvenience to which that portion of *Canada* has long been subjected for want of a permanent and sufficient establishment of this nature; and this House relies with equal confidence on His Excellency to determine that such Institution be fixed so as to afford the most convenient access to all parts of Western *Canada*, and to be in all respects adapted to realize the objects for which it is founded."

Which being objected to,

The question was put, "whether the said words shall be there inserted," Question Negated.

It was resolved in the negative.

Then it was moved to agree to the said motion for an Address, as at first proposed. Main motion agreed to.

The question being put thereupon,

It was resolved in the affirmative.

Ordered, that a Committee be appointed to draft an Address to His Excellency, the Governor General, founded on the foregoing Resolution. A Committee appointed to prepare the Address.

Ordered, that the Committee be the Honorable Messieurs *Sullivan, Fergusson* and *Irving*, to meet and adjourn as they please.

It was moved to resolve that an humble Address be presented to His Excellency the Governor General, respectfully requesting that His Excellency will be pleased to lay before this House, if consistent with His Excellency's instructions, copies of any despatches that may have been received from Her Majesty's Principal Secretary of State for the Colonies, relating to the place where the Legislature is in future to assemble, in this Province. Address to His Excellency moved on the subject of the Seat of Government.

The question of concurrence being put thereon, the same was agreed to by the House, and it was Motion agreed to.

Ordered, accordingly.

Ordered, that the Honorable Messieurs *Morris* and *Washburn* do wait on His Excellency the Governor General with the said Address.

The Order of the day being read for moving for a Committee to consider, prepare and submit for the approbation of this House, such regulations as may be deemed necessary for the Government of its proceedings on the subject of divorce, it was Moving for a Committee on divorce, postponed.

Ordered, that it be discharged, and that the same do stand as the first item on the orders of the day for Monday next.

The Honorable Mr. *Dickson*, in his place, prayed that he might have leave of absence from his duties in this House in order that he might be enabled to obey a Writ of Subpœna with which he had lately been served. The Honorable Mr. Dickson, requests leave of absence.

The question of concurrence being put, The same was resolved in the negative. Question Negated.

The Speaker declared this House continued until Monday next, at one o'clock in the afternoon, the House so decreeing. Adjourned.

Monday,

Question Negated.

An amendment to the 13th Paragraph moved.

MONDAY.

Monday, 2d October, 1843.

The Members convened, were :

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Dickson,</i>
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Fergusson,</i>	<i>Washburn,</i>
<i>Hamilton,</i>	<i>Irving.</i>
<i>McKay,</i>	

PRAYERS.

The Honorable, the Speaker, laid before the House general statements of the Baptisms, Marriages and Burials for the Districts of *Quebec, Montreal, Gaspé* and *Three Rivers*, for the years 1841 and 1842, in conformity with the Provincial Statute of the late Province of Lower Canada, of the 6th Geo. 4th Chap. 8.

Ordered, that the same do lie on the table, and they are as follow :

(*Vide Sessional Papers, Letter D.*)

The Honorable, the Speaker, laid before the House a report of the Librarian, on the subject of the Library.

The Honorable Mr. *Morris*, presented a Petition from *Cyprian Morgan*, of the Township of *Yonge*, praying to be naturalized.

Ordered, that the same do lie on the table.

The Honorable Mr. *Hamilton*, presented a Petition from *James Corbett*, and others, praying to be remunerated as Assessors for taking the Census of the Parish of *Sorel*.

Ordered, that the same do lie on the table.

The Honorable Mr. *A. Dionne*, presented a Petition from *A. Fraser*, of the Parish of *St. Vallier*, in the County of *Bellechasse* and District of *Quebec*, praying for the renewal of the right to levy Toll upon a certain bridge erected across the River *Boyer*; and also a Petition from *J. B. Miville des Chenes*, of *St. Famille*, praying for indemnification for the loss of a vessel belonging to him, which after being chartered by Government in 1816, was lost by shipwreck, and also for payment of the freight of certain goods on board of the same.

Ordered, that the same do lie on the table.

The Honorable Mr. *Sullivan*, reported, that he had, according to order, waited on His Excellency the Governor General with the Address of this House of Friday last, on the subject of the Writ summoning the Honorable *J. B. Taché*, as a Member of this House, and that His Excellency had been pleased to receive the same graciously, and to signify that he would reply thereto by Message.

The Honorable Mr. *Irving*, from the Select Committee appointed to draft an Address in answer to His Excellency's Speech from the Throne, reported an Address drawn by them, as follows:—

Select Committee report an Address in answer to His Excellency's Speech.

To His Excellency the Right Honorable SIR CHARLES THEOPHILUS METCALFE, *Baronet, Knight, Grand Cross of the Most Honorable Order of the Bath, one of Her Majesty's Most Honorable Privy Council, Governor-General of British North America, and Captain-General and Governor-in-Chief in and over the Provinces of Canada, Nova Scotia, New Brunswick, and the Island of Prince Edward, and Vice-Admiral of the same, &c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY :

We, Her Majesty's dutiful and loyal Subjects, the Legislative Council of *Canada*, in Provincial Parliament assembled, humbly thank Your Excellency for Your Excellency's gracious Speech from the Throne.

We beg to express to Your Excellency our congratulations on your assuming the Government of this Province, and our happiness at meeting Your Excellency for the discharge of the high functions entrusted to us in the present Session of the Provincial Parliament, which various considerations of importance have prevented Your Excellency from assembling at an earlier period.

We participate in the joy which the birth of a Royal Princess has diffused throughout the British Empire, and are deeply grateful for the continued protection vouchsafed by Almighty Providence to our Gracious Queen, whose life and health are blessings to Her Subjects.

We participate in the regret which has been felt throughout the Province on the demise of our late Governor, Your Excellency's immediate predecessor, whose heart was devoted to the public welfare, and learn with much gratification that his desolate widow and family, and his mortal remains, in passing through the neighbouring territory of the *United States* to the place of embarkation at *New York*, were received with marked and affecting tokens of friendly respect, which indicated both the esteem in which he was held in a country where he had been personally well known, and also a generous sympathy worthy of the great Nation by which it was evinced.

We

Statement of Baptisms, &c., in Lower Canada, presented.

Librarian's Report on the Library, presented.

Petitions, From C. Morgan, to be naturalised;

From J. Corbett, and others Assessors, for remuneration;

From A. Fraser, of the County of Bellechasse, for the right to levy toll on a certain bridge;

From J. Bte. Miville, of St. Famille for indemnification for the loss of a vessel, presented.

Answer of His Excellency to the Address of this House on the Hon. Mr. Taché's Writ, reported.

We trust with Your Excellency, that the Act of the Imperial Legislature, which facilitates the introduction of *Canadian* Wheat and Flour, prepared in *Canada*, into the Ports of the *United Kingdom*, will prove a valuable boon to this Province; and we thankfully accept it as a further proof of Her Majesty's unremitted care for the prosperity of this portion of Her Dominions; and we shall have great pleasure in receiving from Your Excellency a copy of the Despatch from Her Majesty's Secretary of State on this interesting subject.

We shall consider with earnest attention all measures which may come before us for the improvement of the system of Judicature in *Lower Canada*, of the Municipal Institutions, the Laws relating to Education, and the Jury system of both divisions of the United Province, of the Assessment Laws of *Upper Canada*, as well as on other important subjects.

We gratefully acknowledge the desire of becoming acquainted with the local circumstances of the country requiring attention, which induced Your Excellency to make a tour through the Province, such as the exigencies of public business would permit.

We are much pleased to learn Your Excellency's gratification in seeing a fine country advancing in improvement, and are grateful for Your Excellency's notice of the manifestations of loyalty to our Gracious Sovereign, and of personal kindness to yourself, with which Your Excellency was every where received.

We rejoice that it has been highly satisfactory to Your Excellency to witness the great works in progress, which, by means of the loan raised in England under the guarantee of the Imperial Government, the Province has been enabled to undertake or prosecute; and we hope they are calculated to extend the commerce and develop the resources of this vast country, and to increase the public revenue and general and individual wealth.

We fully concur with Your Excellency in the opinion, that, while in those parts where works of this description are in progress, Your Excellency found contentment prevailing at the prospects which they present: the desire for improved roads for the conveyance of produce to appropriate markets, noticed by Your Excellency in other parts of the country, is highly worthy of consideration, and that upon such communications the prosperity of the country must, in a great measure, depend.

We feel with Your Excellency that the anxiety expressed to Your Excellency on this subject, by the inhabitants of the Eastern Town-

ships of *Lower Canada*, where the community, almost entirely agricultural, in consequence of the heavy duties imposed on their produce in the *United States*, have lost the markets to which they had formerly recourse; while the exemption from duty in this country of similar produce of our neighbours, enables them to undersell the producers of the Eastern Townships in our own markets; and the similar complaints from other parts of the Province are also most worthy of consideration.

We concur with Your Excellency in the opinion, that whatever improvement can be afforded to our internal communications is so obviously for the advantage of the community, that any outlay devoted to that object, and consistent with the means at command, must be highly beneficial; and we deeply regret to hear from Your Excellency, that the state of the finances does not afford any immediate prospect of Parliamentary aid to meet the wishes of many Districts deeply interested in this respect.

We fully concur in Your Excellency's observations with respect to the Prisons in some portions of the Province, and thankfully acknowledge the active benevolence which induced Your Excellency to inquire into the condition of that unhappy portion of our community who are their inmates; and we shall be ready to assist Your Excellency in any investigation on this subject, in order to ascertain in what respect the Prisons of the country may be defective in requisite accommodation, with a view to the remedy of any material deficiency that may exist.

We fully agree with Your Excellency that the condition of those who are visited with the affliction of mental aberration in *Lower Canada*, now confined in the common prisons, and in some of the religious and charitable institutions, which do honor to that portion of the Province, requires for its amelioration, the establishment of a Lunatic Asylum there; and we are happy to learn from Your Excellency that measures are in progress for the permanent location of the Asylum now existing under a temporary arrangement in *Upper Canada*, and for the completion of the arrangements of that institution.

We deeply feel with Your Excellency how much the welfare of *Canada* depends on the result of the deliberations of the Legislature now assembled, and we shall endeavour to make it the sole object of our labours.

We

We thank Your Excellency for the assurance that its promotion is the anxious desire of Her Majesty's Government; and will be the constant aim of Your Excellency's endeavours; and we humbly join Your Excellency in the hope that the blessing of Almighty God will crown our united efforts with success.

Which address being read by the Clerk, was agreed to by the House.

Ordered, that the said address be presented to His Excellency by the whole House.

Ordered, that the Honorable Messieurs *Sullivan*, *Fergusson* and *Irving* do wait on His Excellency, humbly to know what time His Excellency will please to appoint, to be attended with the said address.

The Honorable Mr. *McKay*, presented a Petition from the Pilots of *Montreal* and *Quebec*, praying for a law to prevent certain Pilots from injuring the remainder of that body by improperly boarding vessels before reaching *Quebec*.

Ordered, that the same do lie on the table.

It was moved to resolve, that a Committee be appointed to consider, prepare and submit, for the approbation of this House, such regulations as may be deemed necessary for the Government of its proceedings on the subject of Divorce.

The Honorable Mr. *Macaulay* enters.

The question of concurrence being put on the last mentioned motion, it was resolved in the affirmative, and it was

Ordered, accordingly.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiere*, *Sullivan*, *Morris* and *Dickson* to meet and adjourn as they please.

It was moved to resolve that an Address to Her Majesty be presented, praying that Her Majesty will be graciously pleased to extend Her Royal Clemency, and grant a free pardon and amnesty, without exception, 'for all political offences committed against Her Majesty's Royal Person, Crown and Dignity, in the Province of *Canada*.

Which being objected to, the said motion was, by leave of the House, withdrawn.

The Honorable Mr. *Dickson* prayed that he might have leave of absence from his duties as a Member of this House.

Ordered, that the Honorable Mr. *Dickson* do have leave of absence until Saturday next.

The Honorable Mr. *de Blaquiere*, presented a Petition from *George T. Denison* Jr. and others, of the City of *Toronto*, praying that the West

Toll gate be removed outside of the City liberties, where it was formerly placed; and also a Petition from *William Leonard*, praying that the Legislature will authorise him to be paid four years' salary, as a Teacher of a School under the Royal Institution for the advancement of learning, at the Town of *New Carlisle*, in the Bay of *Chaleurs*.

Ordered, that the same do lie on the table.

Ordered, that the Honorable the Speaker be requested to take such steps as may be necessary, by communication with the Honorable the Speaker of the Legislative Assembly, to supply this Council as early as practicable with all printed Documents of that Honorable House.

Ordered, that a Select Committee of three Members be appointed to examine and report upon the contingent accounts of the Legislative Council, for the present Session.

Ordered, that the Committee be the Honorable Messieurs *Macaulay*, *Hamilton* and *A. Dionne*, to meet and adjourn as they please.

Ordered, that the report of the Acting Law Clerk on expiring laws be referred to a Select Committee of two Members.

Ordered, that the Committee be the Honorable Messieurs *Sullivan* and *Fergusson*, to meet and adjourn as they please.

Ordered, that the report of the Librarian, presented to the House this day, be now read.

The same was then read by the Clerk, accordingly, and is as follows:

(For Report, Vide Appendix No. 3.)

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Tuesday, 3rd Oct'r., 1843.

TUESDAY.

The Members convened, were:

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>McKay,</i>
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Fergusson,</i>	<i>Washburn.</i>
<i>Hamilton,</i>	<i>Irving.</i>

PRAYERS.

The Honorable Mr. *Sullivan* presented a Petition from certain *Censitaires* of Her Majesty's domain, in the City of *Quebec*, praying for further delay in the payment of the *lods et ventes*, by them due to the Crown.

Ordered,

From W. Leonard for certain arrears of salary as a School Teacher, presented.

The Speaker requested to obtain the printed documents of the Assembly.

A select Committee on the Contingent Accounts, appointed.

Report of the Law Clerk referred to a select Committee.

Report of the Librarian, read.

Adjourned.

Petition from the Pilots of Montreal, that they may not be injured by the practices of other pilots.

A select Committee on the subject of divorce appointed.

An Address moved for to Her Majesty on the subject of a pardon for all political offences.

Motion withdrawn.

Leave of absence granted to the Hon. Mr. Dickson.

Petitions, From G. T. Denison, Jr., and others, for the renewal of a Toll Gate;

Ordered, that the same do lie on the table.

From the Medical School of Montreal, for aid;

From W. Macintosh, and others, of Lower Lachine, that a road may be turnpiked;

From the Bank of Montreal for an extension of time to call in the new Stock;

From T. White, and others, of Montreal, for a duty on boots &c. imported from the United States;

From the inhabitants on the Lachine road, for an extension of the Montreal Turnpike road;

From John Livingston, and others, that the Township of Bayham be attached to the Brock District;

From U. Jewett, and others, of Stanstead, for the preservation of the fish in certain waters;

From the inhabitants of Stanstead, for the abolition of the District and Division Courts, &c.;

From the Trustees of the Charleston Academy, for aid;

From the inhabitants of Stanstead, for aid to repair the road over the Bolton Mountains;

From W. M. Dole, and others, of the Township of Buckingham;

From J. Ladouceur, and others, of the Seigniorship of Petite Nation;

From George Brown, and others, of the Township of Hull, severally

The Honorable Mr. *McKay*, presented a Petition from the Medical School of Montreal, in connexion with *McGill* College, praying for additional aid in support of the School; also a Petition from *William Macintosh*, and others, Inhabitants of *Lower Lachine*, praying that the line of road between the Pavilion and the Church be Turnpiked in connexion with the *Montreal* road; also a Petition from the Bank of *Montreal*, praying for an extension of the time limited by law, for calling in the new Stock; also a Petition from *Thomas White*, and others, Boot and Shoe manufacturers of the City of *Montreal*, praying for the passing of a law, to impose a Duty of thirty per cent. upon Boots and Shoes imported into this Province from the United States; and also a Petition from the inhabitants resident on the main road from *Lachine* to *Pointe Claire*, praying for the extension of the *Montreal* Turnpike road, from *Lachine* to that Village.

Ordered, that the same do lie on the table.

The Honorable Mr. *Goodhue*, presented a Petition from *John Livingston*, and others, inhabitants of the Township of *Bayham*, in the County of *Norfolk*, praying to be attached to the *Brock* District; also a Petition from *Uriah Jewett*, and others, inhabitants of the County of *Stanstead*, praying that the fish in the Lakes of the Eastern Townships, called *Maskinongé*, may be preserved, and not taken during the spawning season; also a Petition from the inhabitants of the County of *Stanstead*, praying that the District and Division Courts, in *Canada* East, may be abolished, and that the small causes Courts may be re-established, and also praying that their County Registry Office be restored to them; also a Petition from the Trustees of the *Charleston* Academy, praying for pecuniary aid in support of the said Institution; and also a Petition from the inhabitants of the County of *Stanstead*, praying for aid in repairing the road over the *Bolton* Mountains, in said County.

Ordered, that the same do lie on the table.

The Honorable Mr. *A. Dionne*, presented a Petition from *William M. Dole*, and others, inhabitants of the Township of *Buckingham*, in the District of *Sydenham*; also a Petition from *Joseph Ladouceur*, and others, inhabitants of the Seigniorship of *Petite Nation*, in the District of *Sydenham*; also a Petition from *George Brown*, and others, inhabitants of the Township of *Hull*, in the District of *Sydenham*, se-

verally praying; that the Municipal Councils may be abolished, and also that the Act of the *Lower Canada* Legislature, 2d Wm. 4, Chap. 44, may be re-enacted; also, a Petition from the Municipal Council of the District of *Sydenham*, praying for a grant of money to enable them to erect a Gaol and Court House at *Aylmer*, the District Town; and also, a Petition from the Lady Managers of the Male Orphan Asylum of *Quebec*, praying for pecuniary aid.

Ordered, that the same do lie on the table.

The Honorable Mr. *Morris*, presented a Petition from *Effy McQuaig*, widow of *John McQuaig*, praying for the removal of certain grievances, by separating the Township of *Lancaster* from the Seigniorship of *New Longueuil*.

Ordered, that the same do lie on the table.

The Honorable Mr. *Irving*, presented a Petition from *Edward Ryall*, and others, inhabitants of the Township of *Oro*, praying that the Municipal Council Act may be amended, and the Common School Act repealed; and also a Petition from *George Wilson*, and others, inhabitants of the Townships of *North* and *South Orillia*, *Oro*, *Medonte*, *Matchadash* and *Tay*, in the District of *Simcoe*, and of the Townships of *Rama* and *Mara* in the *Home* District, praying for the connexion of *Lakes Huron* and *Ontario* by means of a Main Provincial Road.

Ordered, that the same do lie on the table.

The Honorable Mr. *Morris*, presented a Petition from certain Ladies of *Montreal*, being the Committee of Management of the *Montreal* Lying-In Hospital, praying for pecuniary aid, and also for an Act Incorporating their Association; also, a petition from the Reverend *John Bethune*, D. D., and others, of the City of *Montreal*, praying for an Act to Incorporate an Association under the style and title of "The Provident Mutual Life Endowment, Clerical, Law, Medical, and General Association in *Canada*;" and also, a Petition from *Benjamin Holmes*, and others, of the City of *Montreal*, praying for a grant of money to enable them to erect a building in the vicinity of the Port, to be used as a place of Worship and School Room.

Ordered, that the same do lie on the table.

The Honorable Mr. *Sullivan* reported that the Honorable Messieurs *Fergusson*, *Irving* and himself had, according to order, waited on His Excellency the Governor General, to know what time His Excellency would be pleased to appoint, to be attended with the address of this House; and that His Excellency had appointed this

praying that the Municipal Councils may be abolished;

From the *Sydenham* District Council, for aid to erect a Gaol and Court House;

From the *Quebec* Male Orphan Asylum for aid;

From *Effy McQuaig* for separating the Township of *Lancaster* from *New Longueuil*;

From *E. Ryall*, and others, of *Oro*, for the amendment of the Municipal, and the repeal of the School Acts;

From *George Wilson*, and others, of *North* and *South Orillia*, &c. for a road between *Lakes Huron* and *Ontario*;

From the *Montreal* Lying-in Hospital for aid, &c.;

From *Rev. J. Bethune*, and others, of *Montreal*, for the incorporation of a certain Association;

From *B. Holmes*, and others, of *Montreal*, for aid to erect a School House, presented.

Committee reports the time when His Excellency will be attended with the Address.

this day at two o'clock, at the Government House.

The House was adjourned during pleasure.

The House was resumed.

The Speaker reports the reply of His Excellency to the Address.

The Honorable the Speaker reported, that the House did, this day, wait on His Excellency the Governor General with their address, to which His Excellency was pleased to return the following most gracious reply:—

HONORABLE GENTLEMEN,

I thank you for your Address, and for your congratulation on my assumption of the Government of this Province; and I rely with confidence on your support and assistance in my administration of its affairs.

Select Committee report, having waited on His Excellency with the Address on the Seat of Government.

The Honorable Mr. *Morris* reported, that the Honorable Mr. *Washburn* and himself had, according to order, waited on His Excellency the Governor General, with the Address of this House of Saturday last, and that His Excellency was pleased to say that he would answer the said address by message.

Adjourned.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

WEDNESDAY.

Wednesday, 4th Oct'r., 1843.

The Members convened, were :

The Honorable the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>McKay,</i>
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Fergusson,</i>	<i>Sherwood,</i>
<i>Macaulay,</i>	<i>Washburn,</i>
<i>Hamilton,</i>	<i>Irving.</i>
<i>Ferrie,</i>	

PRAYERS.

The Honorable the Speaker acquainted the House, that there was a Member without ready to be introduced ;

The Hon. C. Widmer introduced.

When the Honorable *Christopher Widmer* was introduced between the Honorable Messieurs *Sullivan* and *Irving*.

Presents his Writ of Summons.

Then the Honorable Mr. *Widmer* presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and it was read as follows:—

PROVINCE OF }
Canada. }

C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the The Writ.
United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To Our trusty and well beloved *Christopher Widmer*, Esquire—

GREETING :

KNOW YE, that as well for the especial trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs, which may the state and defence of Our Province of *Canada*, and the Church thereof, concern, We have thought fit to summon you to the Legislative Council of Our said Province, and We do command you, the said *Christopher Widmer*, that all difficulties and excuses whatsoever laying aside, you be and appear, for the purposes aforesaid, in the Legislative Council of Our said Province, at all times, whensoever and wheresoever Our Provincial Parliament may be in Our said Province convoked and holden: and this you are in no wise to omit.

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province of *Canada* to be hereunto affixed: Witness Our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of Our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over Our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, &c. &c. &c., at our Government House, at *Kingston*, in our said Province of *Canada*, the fifteenth day of August in the year of our Lord, one thousand eight hundred

hundred and forty three, and in the seventh year of our reign.

C. T. M.

By Command,

FELIX FORTIER,
Clk. Cn. in Chy.

Recorded, 22nd August, 1843, Lib., A. A., folio 501.

R. A. TUCKER,
Registrar.

Sworn and takes his seat.

Then, the Honorable Mr. *Widmer* came to the table, and took and subscribed the oath prescribed by law, which was administered by *John F. Taylor*, Esquire, one of the Commissioners appointed to administer the oath to the Members of the Legislature, and took his seat accordingly.

Petitions, From Shefford Academy for aid;

The Honorable Mr. *de Blaquiere*, presented a Petition from the Directors of the *Shefford Academy*, praying for pecuniary aid.

Ordered, that the same do lie on the Table.

From G. Brown, and others, of the District of Sydenham;

The Honorable Mr. *Washburn*, presented a Petition from *George Brown*, and others, inhabitants of the Townships of *Hull* and *Wakefield*, in the District of *Sydenham*; and also, a Petition from *William Craig*, and others, inhabitants of the Township of *Bristol* and District of *Sydenham*, severally praying for an extension of time to enable them to make good certain arrears in the payment of their lands, and also, that a competent person may be appointed to report upon the actual value of the lands occupied by them.

Ordered, that the same do lie on the table.

From the Montreal General Hospital, for aid;

The Honorable Mr. *Ferrie*, presented a Petition from the President and Governors of the *Montreal General Hospital*, praying for pecuniary aid; and also, a Petition from the Chairman of the Committee of Management, of a Joint Stock Company, known as the *Canada Inland forwarding and Insurance Company*, praying for the passing of an Act, authorizing him to sue for certain debts due to the said Company.

Ordered, that the same do lie on the table.

The Address in answer to His Excellency's Speech, to be printed.

Ordered, that the Address, in answer to the Speech from the Throne, together with His Excellency's reply thereto, be translated into the French language, and that two hundred and fifty copies be printed, both in the English and French languages.

Message from His Excellency on the sub-

The Honorable Mr. *Sullivan* acquainted the House, that he had a certain Message from His

Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

And the same was read as follows:—

C. T. METCALFE.

The Governor General being moved upon the Petition of the Honorable *Jean Baptiste Taché*, refers the same to the Honorable Legislative Council, to examine the allegations thereof, as to what relates to the claim of the Petitioner therein mentioned; and to inform him how the same shall appear to their honors.

Government House,

Kingston, 3rd October, 1843.

(For Petition Vide Appendix No. 4.)

Ordered, that the said Message, together with the Petition accompanying it, be referred to the Committee appointed to consider of the Orders and Customs of this House, and the privileges of Parliament.

Message and Petition referred to the Committee on Privileges.

Ordered, that all the Members who have taken their seats, since the first day of the Session, be added to the said Committee.

Members added to Committee on Privileges.

Ordered, that the Honorable Mr. *Sherwood*, be added to the Select Committee, appointed to consider, prepare and submit, for the approbation of this House, such regulations as may be deemed necessary for the Government of its proceedings on the subject of Divorce.

Member added to the Select Committee on divorce.

The Honorable Mr. *Macaulay*, presented a Petition from the Mayor and Corporation of the Town of *Kingston*, praying for an Act to extend the limits of the said Town, and also to incorporate it under the name and style of the City of *Kingston*.

Petition from the Mayor, &c. of Kingston, for an Act of incorporation.

Ordered, that the same do lie on the table.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Adjourned.

Thursday, 5th Oct'r., 1843.

THURSDAY.

At half an hour past one o'clock, P. M.

The Members present, were:

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs

The Honorable Messieurs

De Blaquiere,

Goodhue,

Morris,

Sherwood,

McKay,

Widmer.

There being no quorum the Speaker, pursuant to the sixty-second rule, declared this House continued until to-morrow, at one o'clock, P. M.

Adjourned, there being no Quorum.

Friday,

Friday, 6th Oct'r., 1843.

The Members convened, were :

The Honorable, the Vice-Chancellor, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>McKay,</i>
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Fraser, Alexander,</i>	<i>Sherwood,</i>
<i>Fergusson,</i>	<i>Washburn,</i>
<i>Macaulay,</i>	<i>Draper,</i>
<i>Hamilton,</i>	<i>Widmer,</i>
<i>Ferrie,</i>	<i>Irving.</i>

PRAYERS.

Pursuant to the Fourth Standing Order, the House was called.

THE HONORABLE MESSIEURS,

<i>R. S. Jameson,</i>	Present.
<i>Peter Boyle de Blaquiere,</i> ..	Present.
<i>Peter McGill,</i>	Excused, on account of sickness.
<i>Robert Baldwin Sullivan,</i> .	Present.
<i>René E. Caron,</i>	Excused.
<i>William Morris,</i>	Present.
<i>George Pemberton,</i>	Excused.
<i>Alexander Fraser,</i>	Present.
<i>Barthelemy Joliette,</i>	Absent.
<i>James Crooks,</i>	Excused.
<i>Adam Fergusson,</i>	Present.
<i>John Fraser,</i>	Absent.
<i>John Macaulay,</i>	Present.
<i>John Hamilton,</i>	Present.
<i>François P. Bruneau,</i>	Absent.
<i>John McDonald,</i>	Excused, on account of sickness in his family.
<i>Adam Ferrie,</i>	Present.
<i>Paul H. Knoulton,</i>	Absent.
<i>Thomas McKay,</i>	Present.
<i>Gabriel Roy,</i>	Excused, on account of sickness.
<i>Philip H. Moore,</i>	Absent.
<i>Robert Dickson,</i>	Absent, with leave of the House.
<i>Amable Dionne,</i>	Present.
<i>Joseph Dionne,</i>	Excused, on account of sickness.
<i>George J. Goodhue,</i>	Present.
<i>Levius P. Sherwood,</i>	Present.
<i>Simeon Washburn,</i>	Present.

William Henry Draper,... Present.
Christopher Widmer,..... Present.
J. Emilius Irving,..... Present.

It was then moved, that the following Members of this House, namely, the Honorable Messrs. *Joliette, John Fraser, Bruneau, Knoulton* and *Moore*, not having appeared in their places this day, in pursuance of the Fourth Standing Order, and no excuse for such absence having been offered to this House, according to the Fifth Standing Order, they have thereby incurred the censure of this House ; and that the Honorable the Speaker be directed to convey to them, respectively, the censure of the House, accordingly.

A motion in respect of Members absent without leave, moved.

Which being twice read, the question of concurrence was put, and the same was carried in the affirmative, and it was

Adopted.

Ordered, accordingly.

The Honorable the Speaker, laid before the House, a return of the *British America Fire and Life Assurance Company*, to the 30th September, 1843, inclusive; in compliance with the 3rd Wm. IV cap. 19. sec. 25, and 6th Vict. cap. 26. sec. 2.

Return from the British America Fire Assurance Company, presented.

The same was then laid on the table, and is as follows :

(*Vide Sessional Papers, Letter I.*)

The Honorable Mr. *Sullivan* acquainted the House, that he had certain Messages from His Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

Two Messages from His Excellency, presented.

And the same were then read, as follow :

C. T. METCALFE.

The Governor General transmits to the Legislative Council, a Copy of a Despatch from the Secretary of State, announcing Her Majesty's assent to the Bill passed by the Provincial Parliament in their last Session, for imposing a duty on Wheat, imported into *Canada*, and the enactment, by the Imperial Parliament, of an Act for reducing the duties on Wheat and Flour, the produce of *Canada*, imported into the *United Kingdom*.

Announcing Her Majesty's assent to the Foreign Wheat Duty Bill.

No. 65, 18th July, 1843.

Government House,
Kingston, 4th October, 1843.

(*For Despatch, Vide Appendix No. 5.*)

C. T. METCALFE.

The Governor General transmits herewith, for the information of the Legislative Council, Copies of two Despatches from Her Majesty's Secretary of State, relating to the Addresses from

No. 270, 7th Nov'r, 1842.

No. 286, 28th Nov'r, 1842.

from the Legislative Council to Her Majesty and His Royal Highness Prince *Albert*, submitted during the last Session.

Government House,
Kingston, 4th October, 1843.

(For Despatches, Vide Appendix No. 4)

Ordered, that an humble Address be presented to His Excellency the Governor General, to return him the thanks of this House for his Messages of this day, transmitting a Copy of a Despatch from the Secretary of State, announcing Her Majesty's assent to the Bill passed by the Provincial Parliament in their last Session, for imposing a duty on Wheat imported into *Canada*, and the enactment by the Imperial Parliament of an Act for reducing the duties on Wheat the produce of *Canada*; and also, copies of two Despatches from Her Majesty's Secretary of State, relating to the Addresses from the Legislative Council to Her Majesty and His Royal Highness Prince *Albert*, during the last Session.

Ordered, that the Honorable Messieurs *Sullivan* and *Widmer*, do wait on His Excellency the Governor General with the said Address.

The Honorable Mr. *Macaulay* presented a Petition from the Municipal Council of the *Midland* District, praying that the charge and direction of the Macadamized Road from the Town of *Kingston* to the Village of *Napanee*, may be assumed by the Board of Works, under the direction of the Provincial Government.

Ordered, that the same do lie on the table.

The Honorable Mr. *Fergusson* presented a Petition from *Alexander McDonell* and others, inhabitants of the Indian Reservation, in the *Eastern* District, praying for the passing of an Act conferring upon them the elective franchise for the election of Members of the Legislative Assembly and Municipal Council.

Ordered, that the same do lie on the table.

The Honorable Mr. *A. Dionne* presented a Petition from the Warden, Councillors, and inhabitants of the County of *Ottawa*, in the District of *Sydenham*, praying for a grant of money to make a road from the upper settlements on the *Ottawa* to the City of *Montreal*.

Ordered, that the same do lie on the table.

The Honorable Mr. *Sherwood* presented a Petition from *R. D. Fraser*, and others, freeholders in the District of *Ottawa*, praying for the passing of an Act, by which they may be enabled to redeem certain lands within the said

District, which were sold by the Sheriff, in consequence of the taxes thereon being in arrear.

Ordered, that the same do lie on the table.

The Speaker declared this House continued Adjourned. until Monday next, at one o'clock in the afternoon, the House so decreeing.

Monday, 9th October, 1843.

MONDAY.

The Members convened, were:

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Ferrie,</i>
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Fraser, Alex.</i>	<i>Sherwood,</i>
<i>Fergusson,</i>	<i>Draper,</i>
<i>Macaulay,</i>	<i>Widmer,</i>
<i>Hamilton,</i>	<i>Irving.</i>

PRAYERS.

The Honorable Mr. *Sullivan* presented a Petitions, Petition from the Lord Bishop of *Montreal*, and others, praying for an Act of incorporation of the Diocesan College at *Lennoxville, Canada* East; and also a Petition from the *Montreal* Ladies Benevolent Society, praying for pecuniary aid.

Ordered, that the same do lie on the table.

The Honorable Mr. *Goodhue* presented a Petition from *George Belton*, and others, inhabitants of the *London* and *Brock* Districts, praying that encouragement and protection may be extended to the Hop Growers of the Province.

Ordered, that the same do lie on the table.

The Honorable Mr. *A. Dionne* presented two Petitions from the Trustees of the *Longueuil* and *Chambly* Turnpike Road, praying for the passing of an Act giving them the exclusive privilege of plying a Ferry Boat over the River *St. Lawrence*, from *Longueuil* to *Montreal*; and also, that the road Act under which they serve may be amended; and praying for an additional loan, to enable them to complete the object of their trust; also a petition from *Marie Cartier*, of *St. François, Lake St. Peter*, praying for arrears of salary due her as a School Mistress since 1836; also, a Petition from *André Antoine Gosselin*, of *St. François, Lake St. Peter*, praying for arrears of salary due him as a School Master since 1832; and also, a Petition from *Alexandre Duperé*, of *Kamouraska*, praying to be remunerated for his services as Clerk of the Municipal Council of the District of *Kamouraska*.

Ordered, Council;

Address of thanks for His Excellency's Messages, ordered.

Petitions, From the Midland District Council, that the Board of Works would assume the charge of the Kingston and Napanee Road;

From Alex. McDonell, and others, of the Eastern District, for an Act to confer on them the Elective Franchise;

From the District Council and inhabitants of Sydenham for a grant of money;

From R. D. Fraser, and others, of the Ottawa District, to be enabled to redeem certain lands sold for Taxes, presented.

From the Bishop of Montreal, and others, for the incorporation of the College at Lennoxville;

From G. Belton, and others, of the London and Brock Districts, for protection to Hop growers;

Two Petitions from the Trustees of the Longueuil and Chambly Turnpike Road, for certain privileges and a further loan;

From M. Cartier, of Saint Francis, for arrears of salary as a School Teacher;

From A. A. Gosselin, of St. Francis, for arrears of salary as a School Teacher;

From Alex. Duperé, of Kamouraska, for remuneration as Clerk of the District Council;

Ordered, that the same do lie on the table.

From the Western District Council, that Chatham may be the District Town;

From the Agricultural Society of the Fourth Riding of the County of York, that the Government Grant may be disbursed by the District Treasurer;

The Honorable Mr. *Iroing* presented a Petition from the Municipal Council of the *Western* District, praying that *Chatham* may be the District Town, instead of *Sandwich*; and also, a Petition from the Agricultural Society of the Fourth Riding of the County of *York*, praying that the grant made by the Government for the use of the said Societies, may be disbursed by the District Treasurers instead of through the Treasurers of the said Societies.

Ordered, that the same do lie on the table.

From the Corporation of Montreal, for authority to purchase the Montreal Water Works;

The Honorable Mr. *Ferrie* presented a Petition from the Mayor on behalf of the Aldermen, Common Councilmen and Citizens of *Montreal*, praying for the passing of an Act authorizing the Corporation to purchase the *Montreal* Water Works with all the appurtenances, from the present proprietors, for the uses of the said City.

Ordered, that the same do lie on the table.

From the Medical Board of Montreal, for the regulation of the study of anatomy;

The Honorable Mr *de Blaquiere* presented a Petition from the Medical Board of the City of *Montreal*, praying for the enactment of a law to regulate the study of anatomy.

Ordered, that the same do lie on the table.

From the Quebec Seminary, for an extension of powers;

The Honorable Mr. *Morris* presented a Petition from the Seminary of *Quebec*, praying for the passing of an Act to enable the said Seminary to hold land and other property, for the purposes of Education; also, a Petition from the Charitable Association of the Catholic Ladies of *Quebec*, praying for pecuniary aid; and also, a Petition from the Ladies of the *Quebec* Infant School, praying for pecuniary aid.

Ordered, that the same do lie on the table.

Message from His Excellency promulgating the Royal Assent to the Lower Canada Church Temporalities Bill.

The Honorable Mr. *Sullivan* acquainted the House that he had a Message from His Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

And the same was read as follows :

C. T. METCALFE.

The Governor General informs the Legislative Council that the Bill, intituled, "An Act to make provision for the management of the temporalties of the united Church of *England* and *Ireland* in the Diocese of *Quebec*, in this Province, and for other purposes therein mentioned," which was passed by the Provincial Parliament during its last Session, and was reserved by the late Governor General for the signification of Her Majesty's pleasure, was

specially confirmed, and finally enacted, by Her Majesty in Council, on the 23rd August last.

Government House,
Kingston, 6th October, 1843.

The Honorable Mr. *de Blaquiere*, from the Committee appointed to consider of the Orders and Customs of the House and privileges of Parliament, presented their second Report.

Second Report of the Committee on Privileges, presented.

Ordered, that it be received, and

The same was then read, by the Clerk, as follows:—

Legislative Council Chamber,
Monday, 9th October, 1843.

The Committee of your Honorable House appointed to consider of the Orders and Customs of this House, and Privileges of Parliament, and to whom was referred the Message of His Excellency the Governor General, presented to this House on the 4th instant, accompanying a Petition from the Honorable *Jean Baptiste Taché*, claiming a Seat in your Honorable House, have, in obedience to the said reference, proceeded to the consideration of the said Message and Petition, and after deliberation, have agreed to report, for the ultimate decision of your Honorable House, certain resolutions which have been adopted by your Committee, and which are as follow:—

The Report.

Resolved, That a Writ of Summons to sit in your Honorable House, bearing teste the 9th day of June, in the year of our Lord, one thousand eight hundred and forty-one, and directed to *Jean Baptiste Taché*, Esquire, came into the hands of the said *Jean Baptiste Taché* on the twelfth day of June last, and not before; and that the said *Jean Baptiste Taché* presented the said Writ at the Bar of your Honorable House, and claimed to take the oath of a Legislative Councillor, on the twenty-eighth day of September last, and not before.

Resolved, That the direction and delivery of the said Writ of Summons does not make the said *Jean Baptiste Taché* a Member of your Honorable House, until he comes to Parliament, and there sits, according to the commandment of the Writ, and that the said Writ hath not its operation and effect, until he shall so sit in Parliament.

Resolved, Therefore, that the said *Jean Baptiste Taché*, not being a Member of your Honorable House, could not forfeit his right to be admitted to your Honorable House, under that part of the Act of the Imperial Parliament of *Great Britain* and *Ireland*, intituled, "An

"Act

“ Act to re-unite the Provinces of *Upper* and
 “ *Lower Canada*, and for the Government of
 “ *Canada*,” wherein it is enacted, “ that if
 “ any Legislative Councillor of the Province
 “ of *Canada*, shall, for two successive Sessions
 “ of the Legislature of the said Province, fail
 “ to give his attendance in the said Legislative
 “ Council, his seat in such Council shall there-
 “ by become vacant.”

Resolved, Therefore, that the said *Jean Baptiste Taché*, at the time he presented the said Writ at the Bar of your Honorable House, had, and now has a right to take the oath appointed to be taken on admission to your Honorable House, and thereupon to be admitted a Member thereof, pursuant to the said Writ of Summons.

Resolved, That in the absence of any order of precedence by Her Majesty of the Members of your Honorable House, the place and precedence of the Members ought to be according to the time when each of the Members hath taken, or shall take the oath of office.

Resolved, Therefore, that the due place and precedence of the said *Jean Baptiste Taché*, upon the present Roll of your Honorable House, is next after the Honorable *Christopher Widmer*, the Member of your Honorable House last admitted and sworn, and between the said Honorable *Christopher Widmer*, and any such Member who shall next be so sworn and admitted.

The whole nevertheless humbly submitted.

P. B. DE BLAQUIERE,
 Chairman.

The Honorable Mr. *Dickson* enters.

The Resolutions submitted by the last mentioned Committee being again read, the question of concurrence was put on each, and they were severally agreed to by the House, and

Ordered accordingly.

To the receiving of the Report of the Committee of Privileges, respecting the right of *Jean Baptiste Taché*, Esquire, to a Seat in this House, by virtue of a Writ of Summons, bearing date the 9th day of June, 1841.

Dissentient—

Because, The Report passes by, and does not explain to the Legislative Council, the opinions of the Legal Advisers of His Excellency the Governor General, that a Writ of Summons to a Seat in the said Council is invalid, until it has been enrolled.

Because, We are of opinion that no Writ of Summons to a Seat in the Legislative Council, which has not, within two years, been taken up by the individual in whose favor it was made, ought to be regarded as a valid document, inasmuch as the Constitutional Act imposes a forfeiture of the Seat of any Member who shall absent himself during two succeeding Sessions without the leave of the Governor General.

Because, The Writ of Summons, calling *Jean Baptiste Taché* to the Legislative Council, having issued, notwithstanding his declaration that he would not accept of the appointment, ought to be regarded in the same light as three Commissions now in the office of the Clerk of the Crown in Chancery in favor of persons who have sent letters of resignation to the Government.

Because, If the principle is admitted, that a Writ of Summons to a Seat in this House, may be refused for upwards of two years, and that it is not a valid document until it is enrolled, and that no appointment can take place under its authority before it is served on the individual in whose favor it is made, it necessarily follows, that twenty-two Members of this House have no right to sit and vote therein, inasmuch as their Commissions have never been enrolled.

Because, If enrolment be an essential element to the validity of the Writ of Summons, there are only seven Members present who are legally entitled to sit and vote in this House, and consequently the Report of the Committee of Privileges, and all the other proceedings of the Legislative Council are unconstitutional and void.

Because, Such a proceeding as the present may induce individuals, having Commissions in a similar condition, to obtain their enrolment many years hence, and in that way assist the Executive Government in changing the composition of this House, without reference to the Imperial Government, should a measure of great importance, such as the removal of the Seat of Government, require the use of such means.

Because, More than two years having elapsed before the said *Jean Baptiste Taché* assented to take up his Commission, we are of opinion that the Government should have directed the issue of a new Commission in his favor, rather than by the present proceeding disturb the right of a majority of this House to be regarded as Members thereof.

Because,

Because, We are of opinion, that a Writ of *Supersedeas*, or some other legal document, should have been issued to cancel the Writ of Summons in question, and the other three Writs in the office of the Clerk of the Crown in Chancery, when it was discovered that the individuals in whose favor they were issued declined taking them up within the period of two years.

W. MORRIS.
P. B. DE BLAQUIERE.
ROBERT DICKSON.

To the last Resolution,
Dissentient—

Because, The first rule of this House states, that the Members thereof shall sit in the order prescribed by Her Majesty, and this House has assumed an exercise of the Royal Prerogative, without first ascertaining whether it is Her Majesty's pleasure to make any order as to the Seat of the Honorable Member in question.

P. B. DE BLAQUIERE.
JOHN MACAULAY.

Ordered, that a copy of the said Resolutions be communicated to His Excellency the Governor General.

Ordered, that the Honorable Messieurs *Sullivan*, *Fergusson* and *Draper* do wait on His Excellency with the said Resolutions.

Ordered, that the Honorable Mr. *Taché* be called in; who being present, the Honorable the Speaker informed him, that the oath required to be taken by the Members of this House would now be administered to him.

Then the Honorable Mr. *Taché* came to the table and took and subscribed the oath prescribed by Law, which was administered by *John F. Taylor*, Esquire, one of the Commissioners appointed under the Great Seal, to administer the oath to the Members of the Legislature, and took his seat accordingly.

The Honorable Mr. *Draper* presented a Bill to repeal an Ordinance of *Lower Canada*, intitled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects," and to make provision for the same object throughout the Province of *Canada*.

The said Bill was read the first time.

Ordered, that the same be read the second time on Thursday next.

Ordered, that an humble address be presented to His Excellency the Governor General, respectfully praying that His Excellency will

be pleased to communicate to this House, copies of any letters from the Inspectors of the Provincial Penitentiary, respecting the surrender of a portion of the land granted for the use of the said Penitentiary, and also for such information as His Excellency may be enabled to give, as to the subsequent occupation or disposal of the said land or buildings thereon, and the authority under which such occupation or disposal has been made; also, for a return of the numbers of soldiers confined and of the nature of the offences for which they are so confined, during the last three years, and the periods for which they were severally sentenced.

Ordered, that the Honorable Messieurs *de Blaquiere*, *Morris* and *Widmer* do wait on His Excellency the Governor General with the said address.

Ordered, that an humble address be presented to His Excellency the Governor General, respectfully praying that he will be pleased to direct, that there be laid before this House, returns of the names of the different officers employed in the offices of the Commissioner of Crown Lands, and Surveyor General, or in the sale, management, inspection or valuation of Clergy Reserves, with the dates of their appointments, and their respective salaries, emoluments or allowances; also, of the amounts received for rents, purchase money, or interest of Clergy Reserves, for the three years preceding the Union of *Upper* and *Lower Canada*, and for the period that has elapsed since that Union; together with an account of the expense attendant upon the management, sale, inspection or valuation for each of the same years, including the year 1843, up to the 1st September; also, of the number of acres of Clergy Reserves sold during each of the same years; also, of the amount, if any, taken from the proceeds of Clergy Reserves to defray other expenses attending the sale or management of other public lands, and due to the Clergy Reserve fund; also, the proportion in which the salaries or other emoluments of the above named officers or any of them, are borne out of or charged upon the Clergy Reserve fund.

Ordered, that the Honorable Messieurs *Hamilton*, *Dickson* and *Draper*, do wait on His Excellency the Governor General with the said address.

Ordered, that the Petition of *George Wilson*, and others, inhabitants of *North* and *South Orillia*, *Oro*, *Medonte*, *Matchadash* and *Tay*, in the District of *Simcoe*, and of the Townships of *Lakes Huron* and *Ontario* read.

Address to His Excellency on the subject of the Clergy Reserves and Crown lands, ordered.

Protest of the Honorable Messrs. de Blaquiere and Macaulay.

A copy of the Resolutions to be transmitted to His Excellency.

Honorable Mr. Taché, called in.

Sworn and takes his seat.

Bankruptcy Bill presented.

Read 1st time.

Address to His Excellency on the subject of the Penitentiary, ordered.

of *Rama* and *Mara*, in the *Home* District, praying for the connexion of Lakes *Huron* and *Ontario* by means of a main Provincial Road, be now read, and

The same was then read by the Clerk accordingly.

Bankruptcy Bill to be printed.

Ordered, that one hundred copies of the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects, and to make provision for the same object throughout the Province of *Canada*," be printed for the use of Members.

Petition from T. McLean, and others, for a new division of the Township of *Zorra*.

The Honorable Mr. *de Blaquiere* presented a Petition from *Thomas McLean*, and others, of the Township of *Zorra* and District of *Brock*, praying for a new division of the said Township.

Ordered, that the same do lie on the table.

Adjourned.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

TUESDAY.

Tuesday, 10th Oct'r., 1843.

The Members convened, were :

The Honorable, the <i>Vice-Chancellor</i> , Speaker:	The Honorable Messieurs	The Honorable Messieurs
	<i>De Blaquiere,</i>	<i>Dionne, Amable,</i>
	<i>Sullivan,</i>	<i>Goodhue,</i>
	<i>Morris,</i>	<i>Sherwood,</i>
	<i>Fergusson,</i>	<i>Draper,</i>
	<i>Macaulay,</i>	<i>Irving.</i>
	<i>Ferrie,</i>	<i>Wilmer,</i>
	<i>Dickson,</i>	<i>Taché.</i>

PRAYERS.

Message from His Excellency on the subject of the removal of the seat of Government, presented.

The Honorable Mr. *Sullivan* acquainted the House that he had a Message from His Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

And the same was read as follows :

C. T. METCALFE.

The Governor General informs the Honorable the Legislative Council, in reply to their Address on the subject of the place where the Legislature is in future to assemble in this Province, that he does not consider himself at liberty to lay before their Honorable House the Despatches which he has received from Her Majesty's Secretary of State on that subject ; but that the substance of the instruction issued to him is to the effect, that Her Majesty's Government decline coming to a determination in

favor of any place as the future seat of Government without the advice of the Provincial Legislature, and that Her Majesty's Ministers will be prepared to submit favorably to Her Majesty such Addresses on this subject as may be presented by either, or both, of the Legislative Houses, in recommendation of either *Kingston* or *Montreal*, it being understood that the selection is now necessarily limited to one of those places ; the former Capitals, *Quebec* and *Toronto*, being alike too remote from the centre of the Province, and the plan of alternate Sessions at one or the other of these last mentioned or any other places, being deemed objectionable and impracticable, on account of its manifest and extreme inconvenience. As connected with this subject, the Governor General transmits a copy of a report from the Committee of the Executive Council, and a copy of a Protest from one of its Members, on the subject thereof, which were submitted for the consideration of Her Majesty's Ministers.

Government House,
Kingston, 6th October, 1843.

(For the Report of the Executive Council, Vide Appendix No. 7.)

Ordered, that an humble Address be presented to His Excellency the Governor General to return him the thanks of this House for his Message of yesterday, acquainting this House that the Bill, intituled, "An Act to make provision for the management of the temporalities of the united Church of *England* and *Ireland* in the Diocese of *Quebec* in this Province, and for other purposes therein mentioned," passed by the Provincial Parliament during its last Session, had received the Royal assent.

An Address of thanks to His Excellency for his message of yesterday, ordered.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General with the said Address.

The Honorable Mr. *Fergusson* presented a Petition from *Peter Fisher*, and others, inhabitants of the Township of *Nelson*, praying for the passing of a law imposing a duty upon agricultural products imported into this Province from the *United States*.

Petitions, From P. Fisher and others, of Nelson, for protection to agriculture;

Ordered, that the same do lie on the table.

The Honorable Mr. *Ferrie* presented a Petition from *Joachim Walter*, and others, inhabitants of the County of *Vaudreuil*, praying for a grant of money for the construction of a road across *Isle Perrault* in connexion with the macadamized road from *Montreal* to the *Cascades*.

From J. Walter, and others, of Vaudreuil, for a road across Isle Perrault;

Ordered, that the same do lie on the table.

The

From the Victoria District Council, for aid to construct and repair the roads;

The Honorable Mr. *Morris* presented a Petition from the Municipal Council of the District of *Victoria*, praying for Legislative aid to repair the roads in the said District, and also that certain local taxes may be surrendered by the Provincial Government to the local authorities in the said District to be expended in repairing the roads.

Ordered, that the same do lie on the table.

From the Congrégation de Notre Dame, in Quebec, for an Act of incorporation;

The Honorable Mr. *A. Dionne* presented a Petition from the Congrégation de Notre Dame, in *Quebec*, praying for an Act of incorporation; and also, a Petition from *G. D. Morrison*, and others, inhabitants of *Acton, Upton* and *St. Hyacinthe*, praying for a grant of money to complete the road leading from *Grantham*, through *Acton* and *Upton* to *St. Hyacinthe* and *Montreal*.

Ordered, that the same do lie on the table.

From C. A. Low, and others, of the District of *Ottawa*, for a law to confirm certain acts of the District officers;

The Honorable Mr. *Macaulay* presented a Petition from *Charles A. Low*, and others, inhabitants of the District of *Ottawa*, praying for the passing of a law to confirm certain Official Acts of the Deputy appointed by *Richard P. Hotham*, Esquire, the Clerk of the Peace and Registrar for the said District of *Ottawa*.

Ordered, that the same do lie on the table.

From G. Rykert, and others, for power to recover costs as boundary Commissioners;

The Honorable Mr. *Dickson* presented a Petition from *George Rykert*, and two others, of the District of *Niagara*, praying for the enactment of a law to enable them to recover certain costs due to them as Boundary Line Commissioners for the said District; and also, a Petition from *Peter Lampman* and *Adam Stull*, of the Township of *Grantham*, and District of *Niagara*, praying that certain arrears of pension due to them may be paid.

Ordered, that the same do lie on the table.

From A. Kilborn, & others, of *Stanstead*, for protection to agriculture, and

The Honorable Mr. *Goodhue* presented two Petitions from *Alexander Kilborn*, and others, inhabitants of the County of *Stanstead*, praying for the enactment of a law imposing a duty upon agricultural products imported into this Province from the *United States*; and also praying for the construction of two branch roads from the *Chambly* plank road, leading respectively to the Towns of *Sherbrooke* and *Stanstead*.

Ordered, that the same do lie on the table.

For the construction of two branch roads, presented.

Parliament continuation bill.

A Message was brought from the Legislative Assembly by Mr. *Christie*, and others, with a Bill, intituled, "An Act for continuing the Provincial Parliament in case of the demise of the Crown;" and also, a Bill, intituled, "An Act to exempt Public Officers from the

Public officers new commission bill.

"expense of new Commissions on the demise of the Crown," to which they desire the concurrence of this House.

The said Bills were severally read the first time.

Ordered, that the said Bills be read the second time to-morrow.

The Speaker declared this House continued Adjourned until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Wednesday, 11th Oct., 1843. WEDNESDAY.

The Members convened, were:

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Dionne, Amable,</i>
<i>Sullivan,</i>	<i>Goodhue,</i>
<i>Morris,</i>	<i>Sherwood,</i>
<i>Fergusson,</i>	<i>Draper,</i>
<i>Macaulay,</i>	<i>Irving,</i>
<i>Ferrie,</i>	<i>Widmer,</i>
<i>Dickson,</i>	<i>Taché.</i>

PRAYERS.

The Honorable Mr. *Goodhue* presented a Petition from *David Connell*, and others, inhabitants and freeholders of the County of *Stanstead*, in the District of *St. Francis*, praying that the Ordinance of the 4th Vic. Cap. 30, may be repealed, and that the former mode of registering Notarial copies of deeds at full length without any memorial may be declared legal; and also, a Petition from *David W. Moulton*, and others, inhabitants of the County of *Stanstead*, praying for the re-establishment of Commissioners' Courts for the trial of small causes, and a repeal of the law relating to Division Courts.

Ordered, that the same do lie on the table.

The Honorable Mr. *Fergusson* presented a Petition from *John S. Cartwright*, and others, praying for an act incorporating them as a Joint Stock Company, to be called the Trust and Loan Company of *Upper Canada*.

Ordered, that the same do lie on the table.

The Honorable Mr. *Ferrie* presented a Petition from the Directors of the *Quebec High School*, praying for pecuniary aid.

Ordered, that the same do lie on the table.

The Honorable Mr. *Taché* presented a Petition from *D. L. Horty*, and others, inhabitants of *St. Jean Chrysostôme*, in the County of *Dorchester*, for a law to oblige the *Seigneur* to build a Banal Mill, or in default thereof, to allow them to build one.

Ordered,

Ordered, that the same do lie on the table.

From E. Colville, Esquire, for certain powers to the North American Colonial Association, presented.

The Honorable Mr. Draper presented a Petition from *Eden Colville*, Esquire, Attorney for the *North American Colonial Association of Ireland*, praying that an Act may be passed, conferring certain powers on the said Company.

Ordered, that the same do lie on the table.

Public Officers' new commission bill, read 2nd time.

Pursuant to the order of the day, the Bill intituled, "An Act to exempt Public Officers from the expense of new Commissions on the demise of the Crown," was read the second time.

Ordered, that the said Bill be referred to a Select Committee of three Members.

Referred to a select committee.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiere*, *Sullivan* and *Draper*, to meet and adjourn as they please.

Parliament continuation bill, read 2nd time.

Pursuant to the order of the day, the Bill intituled, "An Act for continuing the Provincial Parliament in case of the demise of the Crown," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

To be committed to-morrow.

Ordered, that the House be put into a Committee upon the said Bill, to-morrow.

An Address of thanks moved for His Excellency's message on the Seat of Government.

It was moved, that an humble address be presented to His Excellency the Governor General, to return him the thanks of this House for his Message of yesterday, in answer to the address of this House, on the subject of the place where the Legislature is in future to assemble in this Province.

Upon which Debates ensued.

Further debate thereon, postponed until to-morrow.

Ordered, that the said Debates be adjourned until to-morrow.

Petitions,

From W. Ketcheson, Jr. and others, for power to collect charges as Boundary Commissioners;

The Honorable Mr. *Macaulay* presented a Petition from *William Ketcheson*, Junr., and two others, of the District of *Victoria*, praying for the passing of an Act to enable them to collect certain charges due to them as Boundary Line Commissioners; also, a Petition from *Robert Barclay*, and others, stone masons, of the Town of *Kingston*, praying for relief; and also, a Petition from the Venerable the Archdeacon of *Kingston*, and others, inhabitants of Lot number twenty-four, in the Township of *Kingston*, praying that should the said Lot number twenty-four be incorporated with the Town of *Kingston*, the inhabitants thereof may not be burthened with any portion of the debt contracted by the said Town.

From R. Barclay, and others, stone masons, of Kingston, for relief;

From the Archdeacon of Kingston, and others, that lot No. 21 be net incorporated with the Town;

Ordered, that the same do lie on the table.

From L. Odell, of Napierville, to be reimbursed a certain sum of money;

The Honorable Mr. *Goodhue* presented a Petition from *Loop Odell*, a Commissioner for the erection of a Gaol at the Village of *Napier-*

ville, praying to be re-imbursed a certain sum of money advanced by him to the contractor; also, a Petition from *John G. Lancing*, and others, inhabitants of the *Lacolle* and *Odeltown* frontier, praying that they may be re-imbursed for losses sustained at the hands of incendiaries; and also, a Petition from *J. B. Bourassa*, and others, inhabitants of the Parish of *Chateaugay*, in the County of *Huntingdon*, praying for pecuniary aid towards the erection of a Seminary for the education of Females.

From J. G. Lancing, and others, of the Lacolle and Odeltown frontier, to be reimbursed for losses;

From J. B. Bourassa, and others, of Chateaugay, for aid to erect a Seminary, presented.

Ordered, that the same do lie on the table.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Adjourned.

Thursday, 12th Oct'r., 1843.

THURSDAY.

The Members convened, were :

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs

The Honorable Messieurs

- De Blaquiere,*
- Sullivan,*
- Morris,*
- Joliette,*
- Fergusson,*
- Macaulay,*
- Hamilton,*

- Ferrie,*
- Dickson,*
- Goodhue,*
- Sherwood,*
- Draper,*
- Irving,*
- Taché.*

PRAYERS.

The Honorable Mr. *Morris* presented a Petition from the Municipal Council of the District of *Victoria*, praying that authority may be given to the said Council, to levy a tax upon Dogs within the said District.

Petitions, From the Victoria District Council, for a tax on dogs;

Ordered, that the same do lie on the table.

The Honorable Mr. *Macaulay* presented a Petition from the *Kingston Marine Railway Company*, praying for the passing of an Act conferring upon them additional powers.

From the Kingston Marine Railway Company for further powers;

Ordered, that the same do lie on the table.

The Honorable Mr. *Fergusson* presented four Petitions from the Municipal Council of the District of *Gore*, praying for a grant of money to enable them to complete the road leading from *Guelph* in the *Wellington* District, to the point where it intersects the macadamized road, north west of *Dundas*, in the said District of *Gore*; also, praying that the line or boundary determined upon by the Boundary Line Commissioners of the District of *Gore*, may be confirmed by law; also, praying for the imposition of protective duties upon agricultural products when imported into this Province,

From the Gore District Council, for the completion of a road from Guelph;

For the confirmation of a certain Boundary;

For protection to Agriculture;

vince, and that the products of *Canada* may be admitted into *England* free of duty ; also, praying for the re-establishment of the Courts of Requests.

Ordered, that the same do lie on the table.

The Honorable Mr. *Draper* presented a Petition from *Donald Alexander McDonald*, of the County of *Beauharnois*, praying to be re-im-bursed for certain losses sustained by him in consequence of the riotous proceedings of the labourers employed on the *Beauharnois* Canal.

Ordered, that the same do lie on the table.

The Honorable Mr. *Irving* presented a Petition from *James Hunter*, and two others, of *Newmarket*, being the Committee of the *Canada* Union Manual Labour Institution, praying for pecuniary aid towards the support of the same.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the House resumed the debate on the motion of yesterday, that an humble address be presented to His Excellency the Governor General, to return him the thanks of this House for his Message of Tuesday last, in answer to the Address of this House on the subject of the place where the Legislature is in future to assemble in this Province.

The question of concurrence being put thereon,

The same was carried in the affirmative, and it was

Ordered, accordingly.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General with the said Address.

It was moved, that there be a call of the House on Monday, the thirtieth instant, for the purpose of taking into consideration the last mentioned Message of His Excellency and the documents accompanying the same.

Which being objected to,

The question of concurrence was put thereon,

And the same was resolved in the negative.

Then it was moved, that there be a call of the House on Monday, the twenty third instant, for the purpose last aforesaid.

Which being objected to,

The question of concurrence was put thereon,

And the same was resolved in the negative.

Whereupon it was moved that the said Message of His Excellency the Governor Ge-

neral, together with the documents accompanying the same, be committed to a Committee of the whole House presently.

Which being objected to,

The question of concurrence was put thereon, and the same was resolved in the affirmative, and it was,

Ordered, that the House be now put into a Committee upon the said Message and documents.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the same.

After some time the House was resumed.

And the Honorable Mr. *Sullivan* reported from the said Committee, that they had taken the said Message and documents into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Ordered, that leave be granted accordingly, and that the said Message and documents do stand as the first item on the orders of the day for to-morrow.

Ordered, that the Members in town, who have absented themselves this day from the House, be specially summoned to attend the service of this House, to-morrow, at the hour of one o'clock, P. M.

The Honorable the Speaker laid before the House the accounts of the bonds and other securities, which have been registered between the 7th Sept'r, 1842, and the 28th September, 1843, prepared in compliance with the 15th section of the Act 4th and 5th *Vict.* cap. 91, to be laid before the Honorable the Legislative Council.

(*Vide Sessional Papers, Letter L.*)

The order of the day being read, for the second reading of the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects," and to make provision for the same object throughout the Province of *Canada*, it was

Ordered, that the same be discharged, and that the said Bill do stand for the second reading on the orders of the day for to-morrow.

Ordered, that the same be discharged, and that the said Bill do stand for the second reading on the orders of the day for to-morrow.

The order of the day being read, for putting the House into a Committee of the whole upon the Bill, intituled, "An Act for continuing the Provincial Parliament in case of the demise of the Crown," it was

Ordered, that the same be discharged, and that the said Bill do stand upon the orders of the day for to-morrow.

The

For the re-establishment of the Courts of Requests;

From D. A. McDonald, of Beauharnois, to be re-im-bursed for losses from riots ;

From J. Hunter, and two others, of Newmarket, for pecuniary aid, presented.

Debates resumed on the motion to thank His Excellency for his message on the Seat of Government.

Address adopted.

Motion for a call of the House on the 30th instant.

Same negatived.

Motion for a call of the House on the 23rd instant.

Question put and negatived.

Motion to commit the said message &c to a committee presently.

Question put and carried.

House in committee on the said message.

Reported, to sit again to-morrow, and

To stand first on the orders of the day.

Absent members to be summoned.

Registrar's Return of bonds and securities to the 28th September, 1843, presented.

Second reading bankruptcy bill discharged till to-morrow.

Committee on Parliament continuation bill discharged till to-morrow.

Petitions,

From F. Taylor, and others, of Toronto for a duty on imported candles, &c;

The Honorable Mr. *de Blaquiere* presented a Petition from *Freeland Taylor*, and others, soap and candle manufacturers, of *Toronto*, praying that their trade may be encouraged and protected by the imposition of an increased duty upon the like manufactures when imported into this Province from the *United States*.

Ordered, that the same do lie on the table.

From J. Morton, and others, of Kingston, for an Act to incorporate a Mineral Wells Company;

The Honorable Mr. *Fergusson* presented a Petition from *James Morton*, and others, interested in certain Mineral Springs in the neighbourhood of *Kingston*, praying for an Act of incorporation under the name and style of the "*Kingston Mineral Wells Company*."

Ordered, that the same do lie on the table.

From G. Pozer of Quebec, for an Act to limit the powers of the Quebec Corporation, presented.

The Honorable Mr. *Draper* presented a Petition from *George Pozer*, of the City of *Quebec*, praying for the removal of certain doubts as to the power of the City Council of *Quebec*, to pass by-laws of an oppressive nature, and calculated to injure and reduce the value of his property.

Ordered, that the same do lie on the table.

Adjourned.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

FRIDAY.

Friday, 13th October, 1843.

The Members convened, were :

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs

De Blaquiere,*Sullivan*,*Morris*,*Joliette*,*Crooks*,*Fergusson*,*Macaulay*,*Hamilton*,

The Honorable Messieurs

Ferrie,*Dickson*,*Dionne, Amable*,*Goodhue*,*Sherwood*,*Washburn*,*Irving*,*Taché*.

PRAYERS.

Petitions,

From P. McGill, and others, that St. Paul's Church, Montreal, may be incorporated;

From W. Newhouse, and others, of Montreal, to incorporate the Library Association;

From B. Burland, and others, land-waiters, for an increase of salary;

The Honorable Mr. *Ferrie* presented a Petition from the Honorable *Peter McGill*, and others, being the Trustees and Elders of *St. Paul's Church, Montreal*, praying that an Act of incorporation may be granted to that Church; also, a Petition from *William Newhouse*, and others, Mercantile Clerks in the City of *Montreal*, praying to be incorporated under the name and style of the "*Mercantile Library Association of Montreal*;" also, a Petition from *Benjamin Burland*, and others, being the Gager and land-waiters of the Port of *St. John's in Canada East*, praying for an increase of salary; also,

a Petition from *Joseph Masson*, and others, subscribers to a fund for establishing a High School at the City of *Montreal*, praying for pecuniary aid towards the support of the said institution; and also a Petition from *E. M. Leprohon*, Inspector of Pot and Pearl Ashes in the City of *Montreal*, praying that the Act to regulate the inspection of Pot and Pearl Ashes may be amended.

From J. Masson, and others, of Montreal, for aid to the High School;

From E. M. Leprohon, of Montreal, that the Pot and Pearl Ash Law may be amended;

Ordered, that the same do lie on the table.

The Honorable Mr. *Joliette* presented a Petition from the Medical Board of the City of *Montreal*, praying for the adoption of such measures as will place the Medical Profession in this Province upon a safer and more efficient footing.

From the Medical Board of Montreal, for the better regulation of the Medical profession;

Ordered, that the same do lie on the table.

The Honorable Mr. *A. Dionne* presented a Petition from *Joseph Bouchette*, Esquire, praying for pecuniary aid to assist him in publishing a new map of *Canada*.

From J. Bouchette, for aid to publish a Map;

Ordered, that the same do lie on the table.

The Honorable Mr. *Taché* presented a Petition from *T. H. Day*, and others, inhabitants of the Inferior District of *Sydenham*, praying for an annual pecuniary grant towards the maintenance and support of a School for the said District; also, a Petition from the Curates and inhabitants of the Parishes of *Longueuil* and *Chambly*, praying for an exemption from tolls on the Plank Road between those places on Sundays and Holidays, while going to and returning from Church and attending to other services of the Church; also, a Petition from *Joseph Bisette*, and others, inhabitants of the Parish of *Chambly*, praying for relief from the damages sustained by them in consequence of their property being inundated by the waters of the *Chambly Canal*; also, a Petition from *Charles Symmes*, and others, inhabitants of the County of *Sydenham*, praying that the said County may be separated from the District of *Montreal* and constituted an Inferior District;

From T. H. Day, and others, of Sydenham, for aid to a School;

From the Curates, and others, of Longueuil, for exemption from Tolls on certain days;

also, a Petition from *Joseph Bisette*, and others, inhabitants of the Parish of *Chambly*, praying for relief from the damages sustained by them in consequence of their property being inundated by the waters of the *Chambly Canal*; also, a Petition from *Charles Symmes*, and others, inhabitants of the County of *Sydenham*, praying that the said County may be separated from the District of *Montreal* and constituted an Inferior District;

From J. Bisette, and others, of Chambly, for relief;

also, a Petition from *Alexis Guinard*, and others, Co-proprietors of the Common of the *Isle-du-Pads*, praying for an Act for the regulation of the said Common, and for its division among the Co-proprietors if deemed expedient;

From Charles Symmes, and others, of Sydenham, that the said County may be a District;

also, a Petition from certain inhabitants of the Parishes of *St. Martin*, *Ste. Thérèse*, *St. Benoit*, *Ste. Scholastique*, *St. Jérôme*, and *St. Eustache*, praying for the restoration to them of the arms taken from them in 1837 and 1838, by the orders of Sir *John Colborne*; and also, a Petition from *Joseph Lauren*, for himself, and as Agent for certain Militiamen, praying for relief

From A. Guinard, and others, for the appropriation of the Common on Isle du Pads;

From the inhabitants of St. Martin, &c., for the restoration of Fire Arms, &c.;

also, a Petition from *Joseph Lauren*, for himself, and as Agent for certain Militiamen, praying for relief

From Joseph Lauren, and others, Militiamen, for relief;

by

by extending the time within which their claims for land may be received as a reward for their services during the late War with the *United States*.

Ordered, that the same do lie on the table.

The Honorable Mr. *Goodhue* presented a Petition from *L. Hall*, and others, inhabitants of the Townships of *Westbury, Eaton, Newport, Clifton* and *Hereford*, in the District of *St. Francis*, praying for a grant of money to complete the road which intersects the said Townships running from the Province Line to *Quebec*; also, a Petition from *Jacob Beams*, and others, inhabitants of the Townships of *Clinton* and *Grimsbey*, in the *Niagara* District, praying that the Charter of the University of King's College in *Toronto* may be amended; also, a Petition from *Israel Rice*, of the Township of *Ham*, in the District of *St. Francis*, praying for relief; also, a Petition from *Robert Hoyle*, Collector of Customs for the Port of *Stanstead*, praying for an increase of Salary; also, a Petition from *William Morris*, and others, inhabitants of the County of *Sherbrooke*, praying that the Agricultural interest of the Province may be protected, by imposing a duty on the products of foreign countries when imported into *Canada*; and also, a Petition from *Edward Cox*, and others, inhabitants of certain Townships in the Districts of *Three Rivers* and *St. Francis*, in the Seigniorship of *Nicolet*, and parts adjacent, praying for a grant of money to enable them to complete a certain road on the east side of the River *St. Francis*.

Ordered, that the same do lie on the table.

The Honorable Mr. *Dickson* presented a Petition from *A. Amiot*, and others, residing about the *Cul-de-Sac* and *Champlain Streets*, of the City of *Quebec*, praying that the Custom House of the Port of *Quebec* may not be converted into a Marine Hospital, but that it may still be used for the purposes for which it was erected.

Ordered, that the same do lie on the table.

The House, according to order, was adjourned during pleasure, and was again put into a Committee of the whole House on the subject of His Excellency's Message of Tuesday last, in answer to the Address of this House, relative to the place where the Legislature is in future to assemble in this Province.

After some time the House was resumed.

The Honorable Mr. *Drape* enters.

And the Honorable Mr. *Sullivan* reported from the said Committee, that they had gone through the said Message, and had directed him to report several Resolutions, which he was ready to submit whenever the House would be pleased to receive the same.

Certain Resolutions reported.

It was moved that the said Report be not now received, but that the said Message of His Excellency be again referred to a Committee of the whole House, on Monday the twenty-third instant.

Motion to re-commit the said Message on Monday next.

Which being objected to,

After debate,

The question of concurrence was put thereon, and the same was resolved in the negative.

Question put and negatived;

Then it was moved, that the Report be now received,

Motion in amendment;

Which being objected to,

The question of concurrence was put thereon, and the same was carried in the affirmative, and it was ordered accordingly.

Question put and carried in the affirmative;

The said Resolutions were then read by the Clerk as follow :

The Resolutions.

Resolved—That in assenting to the Union of *Upper* and *Lower Canada*, the inhabitants of the former Province were greatly influenced by a confidently cherished expectation, that the very reasons of policy which induced Her Majesty's Ministers to advise that important measure, would have a decided weight on the determining the locality of the Seat of Government.

Resolved—That the Imperial Parliament, in giving to the Governor General, or the Representative of our Most Gracious Sovereign, the power to determine in what place or places the Legislature of this Province should assemble, evinced their desire that Her Majesty's Ministers should have ample authority to carry out their policy in that respect, in settling the future Government of this Province.

Resolved—That His Excellency the late *Lord Sydenham*, the first Governor General of this Province, did, by the selection of a place in *Upper Canada* at which the first Provincial Parliament should assemble, act in accordance with the policy which brought about the Union, and in compliance with the wishes of the people of the Upper Province, as expressed through their Representatives.

Resolved—That although many objections have from time to time been strongly urged against the locality of *Kingston*, neither public or private interests appear to have weigh-

ed

From L. Hall, and others, of the District of St. Francis, for a grant to complete a road to Quebec;

From J. Beams, and others, of Clinton, &c. for the amendment of the Charter of King's College;

From J. Rice, of the Township of Ham, for relief;

From R. Hoyle, Collector of Customs at Stanstead, for an increase of Salary;

From W. Morris, and others, of Sherbrooke, for protection to Agriculture;

From E. Cox, and others, of Three Rivers, for a grant to complete a Road;

From A. Amiot, and others, of Quebec, that the Custom House may not be converted into an Hospital; presented.

House in Committee on His Excellency's Message on the Seat of Government.

ed sufficiently in favour of any one other place, so as to unite a majority of the people of the Province in its favour.

Resolved—That the only proposition in which a majority of either branch of the Legislature concurred for removing the Seat of Government, united the supporters of two different Cities; and though eloquently supported, and based on many public and patriotic considerations, yet nevertheless, the arguments advanced in its favour not only failed to convince Her Majesty's Ministers of the propriety of adopting and carrying it into effect, but drew from Her Majesty's Secretary of State for the Colonies the expression of an opinion, "that a change, involving among other consequences largely increased expenditure, ought not to be sanctioned, except upon the clearest necessity, and the general sense of the Province unequivocally expressed in its favour."

Resolved—That although Her Majesty's Executive Council of this Province did, in consequence of a reference to them by His Excellency the late Governor General, adopt a report, embodying the arguments in favour of a removal of the Seat of Government to *Montreal*, and such report was transmitted to England for the information of Her Majesty's Ministers, the considerations therein advanced appear to have been insufficient to induce the *British* Cabinet to advise Her Majesty to act upon the conclusions of the Provincial Advisers of the Governor General.

Resolved—That in ignorance of any other reasons which have influenced the judgment of Her Majesty's Ministers in not adopting the views recommended in the report of the Executive Council, this House naturally concludes that they continue to entertain the same opinions, both as to the general policy of the Union, and the locality of the Seat of Government, as were avowed and acted upon in carrying that measure through the Imperial Parliament, and bringing it afterwards into practical operation in this Province.

Resolved—That the Legislative Council have not, upon any of the grounds presented for their consideration, been able to arrive at any other conclusion than this: that the soundness of the principles upon which *Upper Canada* assented to the Union has in no degree been shaken, and that no change has occurred to justify a departure from the policy of the Government based upon those principles.

Resolved—That in the selection of one place in preference to another, it is impossible, in

this Province, entirely to avoid the effect of local interests and personal inducements, and that, consequently, no decision arrived at here will command the same respect, and be entitled to the same credit for impartiality, as would be cheerfully accorded by Her Majesty's faithful subjects to their Sovereign's decision.

Resolved—That influenced by these considerations, the Legislative Council respectfully desire that Her Majesty will be pleased to exercise Her Royal prerogative in the selection of some place within the former limits of the Province of *Upper Canada*, at which the Parliament of *Canada* shall assemble; pledging themselves to concur with the other branch of the Legislature in any grant to be made by them to Her Majesty, for the expenditure which may be expected to attend the permanent location of the Seat of Government at the place selected by Her Majesty.

The said Resolutions being read a second time, and the same being objected to, the question of concurrence was put on each, and they were severally agreed to by the House, and it was

Ordered accordingly.

Dissentient—

Because, The consideration of the Message of His Excellency the Governor General on the subject of the Seat of Her Majesty's Provincial Government was moved and proceeded in suddenly and without notice, upon an amendment to a motion for a call of this House, for the purpose of considering the said Message at a future day, and because the consideration of the said Message was thus brought on by surprise, no opportunity being given for the consideration of the said Message.

Because, At the time the consideration of the said Message was suddenly proceeded in, many Members were casually absent from *Kingston*, those who were present being chiefly residents in *Upper Canada*, and but four Members present who were residents in the Eastern section of the Province, and because the said Message nearly concerned the interest and welfare of all the Province, and could not be satisfactorily settled in the casual absence of the greater number of the *Lower Canadian* Members.

Because, The said Message was not translated into the French language, neither were the Resolutions before the House, and because time was not given for the translation of the said Message and Resolutions, although such translations

Read second time and adopted.

Protest against the adoption of the said Resolutions;

translations were asked for by two and more Members pursuant to the sixty-eighth rule of this House.

Because, The whole proceedings in this House, on the said Message, have been hurried through with unusual and unnecessary rapidity, notwithstanding that objections were made to such haste, as well as motions for delay, and notwithstanding that there was no press of business before the House, or any other just reason for precipitation in coming to a conclusion on the question submitted.

Because, It could not have been Her Majesty's desire to receive the opinions of the Members residing in one section of the Province only, and because the Resolutions adopted by this House in the absence of the greater part of its members resident in *Lower Canada*, cannot justly be said to express the collective sense of this House on the question before it, and because, therefore, any consequence arising from the adoption of the said Resolutions cannot be satisfactory to the people of *Canada*.

Because, The said Resolutions are not in compliance with the pleasure of Her Majesty, as conveyed in the Message of His Excellency the Governor General, as the said Resolutions do not recommend either of the places mentioned in the said Message, one of which Her Majesty graciously intended to choose as the place for the meeting of the Provincial Legislature; and because, while the said Resolutions affect to pray Her Majesty's decision as to the locality of the Seat of Government, they do, so far as the Resolutions of this House can, solicit the restriction of Her Majesty's choice to some place in *Upper Canada*.

Because, The place for the meeting of the Provincial Parliament should be fixed with due regard to the convenience of the inhabitants of both sections of the Province, and to the language spoken in either; and because, for the reasons set forth in the minute of the Committee of the Executive Council of this Province, a copy of which accompanied His Excellency's Message, it would greatly tend to the welfare and contentment of the people of *Canada*, generally, were the Seat of the Provincial Government to be placed at the City of Montreal.

R. B. SULLIVAN,
ADAM FERRIE,
BMY. JOLIETTE,
J. ÆMS. IRVING,
J. B. TACHE',
G. J. GOODHUE,
A. DIONNE.

Ordered, that an humble Address be presented to Her Majesty, founded on the foregoing Resolutions.

An Address to Her Majesty founded on the foregoing Resolutions ordered.

Ordered, that an Address be presented to His Excellency the Governor General, respectfully requesting His Excellency will be pleased to transmit their Address to the Queen, to Her Majesty's Principal Secretary of State for the Colonies, in order that it may be laid at the foot of the Throne.

Ordered, that the foregoing Addresses be presented to His Excellency by the whole House.

Ordered, that the Honorable Messieurs *de Blaquiere, Morris, Sherwood* and *Draper* do wait on His Excellency the Governor General, to know what time His Excellency will please to be attended with the said Addresses.

Ordered, that five hundred copies of the foregoing resolutions be printed in the English language, and a similar number in the French language.

The Resolutions to be printed.

The order of the day being read, for a second reading of the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their Estates and effects," and to make provision for the same object throughout the Province of *Canada*, it was

Second reading Bankruptcy Bill discharged till Monday next.

Ordered, that the same be discharged, and that the said Bill do stand for a second reading upon the orders of the day for Monday next.

The order of the day being read for putting the House into a Committee of the whole, upon the Bill, intituled, "An Act for continuing the Provincial Parliament in case of the Demise of the Crown," it was

Committee on Parliament continuation Bill, discharged till Monday next.

Ordered, that the same be discharged, and that the said Bill do stand upon the orders of the day for Monday next.

A Message was brought from the Legislative Assembly, by the Honorable Mr. Attorney General *Lafontaine*, and others, with a Bill, intituled, "An Act for securing the Province against any unnecessary loss on the judicial sale of certain parts of the vacant Estate of the late Honorable Sir *John Caldwell*;" and also, a Bill, intituled, "An Act for taking the Census of the inhabitants of *Lower Canada*," and for obtaining certain statistical information therein mentioned," to which they desire the concurrence of this House.

Caldwell's Estate Bill.

Census Bill, (L. C.)

Judges' Independence Bill.

A Message was brought from the Legislative Assembly, by the Honorable Mr. Solicitor General *Aywin*, and others, with a Bill, intituled, "An Act to render the Judges of the Courts of King's Bench in that part of this Province heretofore *Lower Canada*, independent of the "Crown."

Report of the Board of Works, presented.

The Honorable Mr. *Sullivan*, by request of the Chairman of the Board of Works, presented a detailed statement of the several public Works carried on under the direction of that Board.

Ordered, that the same do lie on the table, and it is as follows :

(*Vide Sessional Papers, Letter Q.*)

Protested Bills of Exchange Bill, presented and read first time.

The Honorable Mr. *Irving* presented to the House a Bill, to ascertain damages on Protested Bills of Exchange and Promissory Notes, and to render the laws thereon uniform throughout the Province.

The said Bill was read the first time.

To be printed, and read 2nd time on Monday next.

Ordered, that the said Bill be read the second time on Monday next, and that one hundred copies of the same be in the mean time printed for the use of Members.

Adjourn.

The Speaker declared this House continued until Monday next, at one o'clock in the afternoon, the House so decreeing.

MONDAY.

Monday, 16th October, 1843.

The Members convened, were :

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Dionne, Amable,</i>
<i>Sullivan,</i>	<i>Dionne, Joseph,</i>
<i>Caron,</i>	<i>Goodhue,</i>
<i>Morris,</i>	<i>Sherwood,</i>
<i>Joliette,</i>	<i>Washburn,</i>
<i>Crooks,</i>	<i>Irving,</i>
<i>Fergusson,</i>	<i>Widmer,</i>
<i>Hamilton,</i>	<i>Taché.</i>
<i>Ferrie,</i>	

PRAYERS.

The Speaker informs the House, that he has tendered his resignation to His Excellency.

The Speaker informed the House, that he had tendered to His Excellency the Governor General his resignation of the office of Speaker of this House; that His Excellency had been pleased hitherto to refuse to accept such resignation, he had therefore taken his seat this day chiefly with a view to secure a regular adjournment of the House; and to give His Excellency time to consider the subject, and that he

was desirous to limit his service in the chair to such matters only as preceded the order of the day.

The Honorable the Speaker acquainted the House, that there was a Member without ready to be introduced.

When the Honorable *Louis Massue* was introduced, between the Honorable Messieurs *A. Dionne* and *Taché*. The Hon. Louis Massue, introduced.

Then the Honorable Mr. *Massue* presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and it was read as follows:— Presents his writ of Summons.

PROVINCE OF }
Canada. } *C. T. METCALFE.*

VICTORIA, by the Grace of GOD, of the The writ.
United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To Our trusty and well beloved *Louis Massue*, Esquire—

GREETING :

KNOW YE, that as well for the especial trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs, which may the state and defence of Our Province of *Canada*, and the Church thereof concern, We have thought fit to summon you to the Legislative Council of Our said Province, and We do command you, the said *Louis Massue*, that all difficulties and excuses whatsoever laying aside, you be and appear, for the purposes aforesaid, in the Legislative Council of Our said Province, at all times, whensoever and wheresoever Our Provincial Parliament may be in Our said Province convoked and holden: and this you are in no wise to omit.

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province of *Canada* to be hereunto affixed: Witness, Our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of Our Most Honorable Privy Council, Governor

Governor General of British *North America*, and Captain General and Governor in Chief in and over Our said Provinces of *Canada, Nova Scotia, New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, At our Government House, at *Kingston*, in our said Province of *Canada*, the fourth day of September, and in the year of our Lord, one thousand eight hundred and forty three, and in the seventh year of our reign.

By Command,
FELIX FORTIER,
C. C. in Chancery.

Then the Honorable Mr. *Massue* came to the table and took and subscribed the oath prescribed by law, which was administered by *John F. Taylor*, Esquire, one of the Commissioners appointed under the Great Seal to administer the oath to the Members of the Legislature, and took his seat accordingly.

The Honorable Mr. *de Blaquiere* reported, that the Honorable Messieurs *Morris, Sherwood, Draper* and himself had, according to order, waited on His Excellency the Governor General, for the purpose of knowing when His Excellency would be pleased to receive this House with their Address to Her Majesty on the subject of the Seat of Government, and that His Excellency was pleased to name one o'clock to-morrow afternoon for that purpose.

The Honorable Mr. *Sullivan* acquainted the House, that he had a Message from His Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

And the same was read as follows:—

C. T. METCALFE.

The Governor General transmits, for the information of the Legislative Council, copies of the several Despatches from Her Majesty's Secretary of State, enumerated in the annexed schedule.

Government House,
Kingston, 12th October, 1843.

SCHEDULE of Despatches accompanying the Governor General's Message of the 12th of October, 1843.

No.	DATE.	SUBJECT.	
66	11th Feb'y., 1842,	Relative to the Act for the regulation of Savings' Banks, passed by the Provincial Legislature, in its Session of 1841.	Savings' Banks.
103	22nd March, 1842,	Relative to certain Acts for regulating the Currency, and various Banking Companies, passed in the same Session.	Currency, &c.
137	30th April, 1842,	Relative to the Act for consolidating the Laws relating to Provincial Customs Duties, passed in the same Session.	Customs Duties.
15	3rd April, 1843,	Relative to the Act for better proportioning the punishment to the offence in certain cases, passed in the Session of 1842. (Extract from a Despatch.) (For Despatches, vide Appendix No. 8.)	Offences punishment.

The Honorable the Speaker laid before the House a Return from the Agricultural Society of the County of *Drummond*; also, a Return from the Warden of the Municipal District of *Beauharnois* for the year 1843; also, an abstract of the Receipts and Expenditure of the Municipal Council of the District of *Sydenham*, for the year 1842.

Ordered, that the same do lie on the table.

The Honorable the Speaker laid before the House an abstract of the affairs of the City Bank, from the 1st September, 1842 to the 31st August 1843.

Ordered, that the same do lie on the table, and it is as follows :

(*Vide Sessional Papers, Letter V.*)

The Honorable Mr. *Sullivan*, by command of His Excellency the Governor General, presented to the House the Public Accounts for the year ending the 31st of December, 1842.

Ordered, that the same do lie on the table, and they are as follow :

(*Vide Sessional Papers, Letter A.*)

Committee report the time His Excellency will receive the House with the Address on the Seat of Government.

A Message from His Excellency delivered, transmitting copies of despatches on

Petitions,
 From the Agricultural Society of Drummond;
 From Beauharnois District Council;
 From the Sydenham District Council, presented.

Statement of the affairs of the City Bank, presented.

Public accounts, presented.

Select Committee Report the delivery of various addresses to His Excellency.

The Honorable Mr. *Sullivan* reported that he had, according to order, waited on His Excellency the Governor General with the Address of this House on the subject of the Writ of Summons of the Honorable Mr. *Taché*; also, with the Addresses of this House thanking His Excellency for his Messages relative to the Seat of Government, and the Diocese of *Quebec* Church Temporalities Bill; and also, with the Address of this House, praying for certain returns connected with the Provincial Penitentiary, and that His Excellency had been pleased to receive the same graciously, and to say that he would answer the latter Address by Message.

Petitions,

From W. McNaughton, and others, of Ormstown, for Church Temporalities;

The Honorable Mr. *Morris* presented a Petition from *William McNaughton*, and others, Presbyterian inhabitants of *Ormstown*, in the County of *Beauharnois*, praying for the consideration of a law proposed by the Synod of *Canada*, for regulating the Temporalities of the Church of Scotland; and also, a Petition from *James Scott*, of *South Burgess*, in the *Bathurst* District, praying for the settlement of certain claims upon the Commissioners for the improvement of the River *St. Lawrence*.

From J. Scott, of South Burgess, for settlement of claims;

Ordered, that the same do lie on the table.

From J. Durocher, of St. Mathieu de Belœil, for remuneration;

The Honorable Mr. *Taché* presented a Petition from *Jean Durocher*, of *St. Mathieu de Belœil*, praying for remuneration for his losses sustained by being wounded by a soldier of Her Majesty's forces, while acting as sentry.

Ordered, that the same do lie on the table.

From J. S. Brondgeest, and others, of Montreal, for aid to St. George's Chapel;

The Honorable Mr. *Ferrie* presented a Petition from *J. S. Brondgeest*, and others, proprietors of *St. George's Chapel, Montreal*, praying for pecuniary aid towards the support of a School in connexion with the said Chapel; also, two Petitions from the Committee of Management of the Protestant Orphan Asylum of *Montreal*, severally praying for an Act Incorporating the said Institution, and for pecuniary aid towards the support of the said Institution; and also, a Petition from *B. H. Le Moine*, and others, inhabitants of the City of *Montreal*, praying for pecuniary aid towards the maintenance and support of the *British and Canadian School Society* established in that City.

From the Protestant Orphan Asylum, for an Act of Incorporation and for aid;

From B. H. Le Moine, and others, of Montreal, for aid to British and Canadian School Society, presented.

Ordered, that the same do lie on the table.

Adjourn.

The Honorable the Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Tuesday, 17th Oct'r., 1843. TUESDAY.

The Members convened, were:

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Goodhue,</i>
<i>Sullivan,</i>	<i>Sherwood,</i>
<i>Caron,</i>	<i>Washburn,</i>
<i>Morris,</i>	<i>Irving,</i>
<i>Crooks,</i>	<i>Widmer,</i>
<i>Fergusson,</i>	<i>Taché,</i>
<i>Macaulay,</i>	<i>Massue.</i>
<i>Hamilton,</i>	

PRAYERS.

The Honorable the Speaker informed the house, that in consequence of the refusal of His Excellency to accept the resignation of office which he had mentioned yesterday, he continued to exercise the honorable office which had been conferred upon him.

The Speaker reports an interview which he had had with His Excellency.

The Honorable the Speaker also informed the house, that in consequence of the delay which his interview with His Excellency the Governor General had this day caused, His Excellency had been pleased, at his request, to appoint to-morrow, at the hour of half past one, to receive this House with the Address to Her Majesty, instead of to-day.

The Speaker reports the time when His Excellency will receive the address to the Queen.

The Honorable Mr. *de Blaquiere* presented a Petition from *William Warren Baldwin*, and others, freeholders and inhabitant householders of the *Home* District, praying for an agricultural protective duty.

Petitions, From W. W. Baldwin, and others, of the Home District, for Agricultural protection;

Ordered, that the same do lie on the table.

The Honorable Mr. *Caron* presented a Petition from the President and Members of the *British and Canadian School Society*, praying for pecuniary aid towards the support of the said Institution; also a Petition from *Jane Pigott*, widow of the late *John Pigott*, of the City of *Quebec*, praying for the renewal of the grant formerly made in recompense of her husband's scientific services; also, a Petition from *H. M. Mountain*, on behalf of the Ladies conducting the affairs of the Protestant Female Orphan Asylum, of *Quebec*, praying for pecuniary aid in support of the said Institution; also, a Petition from *Charles Hobert*, of the City of *Quebec*, Messenger to the Council of the Municipal District of *Quebec*, praying for relief; and also, a Petition from *Godfrey Le Blanc*, and others, inhabitants of the Township of *Blandford*, in the District of *Nicolet*, praying for a grant of money to repair the road leading from the River *Bécancour*, through the Township of *Blandford*, to the Parish of *Gentilly*, in the said District of *Nicolet*.

From the British and Canadian School Society for aid;

From Jane Pigott, for a pecuniary grant;

From the Quebec Female Orphan Asylum for aid;

From C. Hobert, of Quebec, for relief;

From G. Le Blanc, and others, of Blandford, for aid to repair a road;

Ordered,

Ordered, that the same do lie on the table.

The Honorable Mr. *Taché* presented a Petition from *J. Durocher*, and others, inhabitants of the Seigniorship of *Belœil*, praying for an agricultural protective duty; and also, a Petition from *William Phillips*, and others, representing the Creditors of the Estate of *Wolfred Nelson* and Company, praying to be reimbursed for losses occasioned to them by the destruction of the property of the said *Wolfred Nelson* and Company, by Her Majesty's Troops, in 1837.

Ordered, that the same do lie on the table.

The Honorable Mr. *de Blaquiére*, presented a Petition from *William Rees*, of the City of Toronto, Medical Superintendent of the Provincial Temporary Lunatic Asylum, praying that the salary provided for the appointment he holds may be granted to him in addition to the temporary allowance he has hitherto received.

The Honorable the Speaker laid before the House, the Report of the Agricultural Society, of the County of *Two Mountains*, for the year 1842.

Ordered, that the same do lie on the table.

The Honorable Mr. *Washburn* presented a Petition from *Benjamin Hubbs*, and two others, Boundary Line Commissioners, for the District of *Prince Edward*, praying for an Act authorizing them to collect certain sums due to them in their capacity as Boundary Line Commissioners.

Ordered, that the same do lie on the table.

The order of the day being read for reading the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects, and to make provision for the same object throughout the Province of *Canada*," the second time, it was

Ordered, that the same be discharged, and that the said Bill do stand upon the orders of the day for to-morrow.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the Bill, intituled, "An Act for continuing the Provincial Parliament in case of the demise of the Crown."

After some time the House was resumed, and the Honorable Mr. *Caron* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time to-morrow.

Pursuant to the order of the day, the Bill to ascertain Damages on Protested Bills of Exchange and Promissory Notes, and to render the laws thereon uniform throughout the Province, was read the second time.

Ordered, that the said Bill be referred to a select Committee of three Members.

Ordered, that the Committee be the Honorable Messieurs *Morris*, *Crooks* and *Irving*, to meet and adjourn as they please.

The Honorable Messieurs *Joliette* and *J. Dionne*, enter.

The Bill intituled, "An Act for taking the census of the inhabitants of *Lower Canada*," and for obtaining certain statistical information therein mentioned," was read the first time.

Ordered, that the said Bill be read the second time on Thursday next.

The Bill, intituled, "An Act to render the Judges of the Courts of King's Bench, in that part of this Province heretofore *Lower Canada*, independent of the Crown," was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

The Bill, intituled, "An Act for securing the Province against any unnecessary loss on the Judicial Sale of certain parts of the vacant Estate of the late Honorable Sir *John Caldwell*," was read the first time.

Ordered, that the said Bill be read the second time on Thursday next.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Wednesday, 18th Oct., 1843. WEDNESDAY.

The Members convened, were:—

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Hamilton,</i>
<i>Sullivan,</i>	<i>Ferrie,</i>
<i>Morris,</i>	<i>Sherwood,</i>
<i>Crooks,</i>	<i>Washburn,</i>
<i>Fergusson,</i>	<i>Widmer.</i>
<i>Macaulay,</i>	

PRAYERS.

The Honorable Mr. *Morris*, presented a Petition from *Matthew McIntosh*, and others, being Presbyterians residing in *Edwardsburgh* and *Augusta*, praying against the passing of any Act providing for the management of the temporalities

Protested Bills of Exchange Bill read second time.

Referred to a select Committee.

Census Bill read first time.

Second reading on Thursday next.

Judges' independence Bill read first time.

Second reading to-morrow.

Caldwell's Estate Bill read first time.

Second reading Thursday.

Adjourn.

WEDNESDAY.

From *J. Durocher*, and others, of *Belœil*, for agricultural protection;

From the Creditors of the estate of *Wolfred Nelson*, for indemnity for losses;

From *Wm. Rees*, of *Toronto*, for an increase of salary as Superintendent of the Lunatic Asylum;

Return from the Agricultural Society of *Two Mountains*;

Petition from *B. Hubbs*, and others, for power to collect costs as Boundary Commissioners, presented.

Second reading Bankruptcy Bill discharged till to-morrow.

House in Committee on Parliament continuation Bill.

Reported.

Third reading to-morrow.

temporalities of the Presbyterian Church of *Canada*, in connexion with the Church of *Scotland*.

Ordered, that the same do lie on the table.

From W. Hall, and others, for a road from Broughton to Leeds, presented.

The Honorable Mr. *Sullivan* presented a Petition from *William Hall*, and others, inhabitants of the Township of *Broughton*, praying for an Act granting a certain sum of money, to defray the expense of exploring and making a good road and bridges from the said Township of *Broughton*, to the most convenient place on the *Craig's Road*, in the Township of *Leeds*, to be expended under the supervision of the Board of Works.

Ordered, that the same do lie on the table.

Message from His Excellency on Post Office, presented;

The Honorable Mr. *Sullivan* acquainted the House, that he had a Message from His Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

And the same was read as follows:—

C. T. METCALFE.

The Governor General transmits, for the information of the Honorable the Legislative Council, a Despatch from Her Majesty's Secretary of State, respecting the arrangements of the Post Office in British *North America*.

Government House,

Kingston, 17th October, 1843.

(For Despatch, vide Appendix No. 9.)

An Address of thanks to His Excellency, ordered.

Ordered, that an humble Address be presented to His Excellency the Governor General, to return him the thanks of this House for His Message of this day, transmitting a Despatch from Her Majesty's Secretary of State, respecting the arrangement of the Post Office in British *North America*.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General with the said Address.

The Despatch to be printed.

Ordered, that two hundred and fifty copies of the foregoing Despatch be printed in the English language, and a similar number in the French language, for the use of the Members.

The House was adjourned during pleasure.

The House was resumed.

Answer of His Excellency to the Address on the Seat of Government, reported.

The Honorable the Speaker reported, that the House did this day wait on His Excellency the Governor General with their Address to the Queen, on the subject of the Seat of Government, to which His Excellency was pleased to return the following answer:—

Honorable Gentlemen,

I will transmit your Address to Her Majesty's Secretary of State for the purpose of its being laid at the foot of the Throne.

The Honorable Messieurs *Caron*, *Joliette*, *Roy*, *J. Dionne*, *Goodhue*, *Irving* and *Massue*, enter.

Pursuant to the order of the day, the Bill to Bankruptcy Bill read second time.
repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects, and to make provision for the same object throughout the Province of *Canada*," was read the second time.

Ordered, that the said Bill be referred to a Referred to a select Committee of five Members.

Ordered, that the Committee be the Honorable Messieurs *Caron*, *Crooks*, *Ferrie*, *Sherwood* and *Draper*, to meet and adjourn as they please.

Pursuant to the order of the day, the Bill intituled, "An Act for continuing the Provincial Parliament continuation Bill read third time.
Parliament in case of the demise of the Crown," was read the third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that the Master in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day, the Bill, Judges' independence Bill read second time.
intituled, "An Act to render the Judges of the Courts of King's Bench, in that part of this Province, heretofore *Lower Canada*, independent of the Crown," was read the second time.

Ordered, that the said Bill be read the third Third reading time to-morrow.

The Honorable the Speaker informed the House, that a Commission had been issued under the Great Seal, to *Charles de Léry*, the younger, Esquire, appointing him a Master in Chancery. The House informed that C. de Léry, had been appointed a Master in Chancery.

The said Commission was then read by the Clerk.

Ordered, that the same be entered upon the Journals, and it is as follows:—

PROVINCE

The Commission.
PROVINCE OF }
Canada. }

C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our trusty and well beloved *Charles de Léry*, the younger, Esquire:—

GREETING:

KNOW YE, that reposing special trust and confidence in the fidelity, ability and integrity of you, the said *Charles de Léry*, We have nominated, constituted and appointed, and by these presents do nominate, constitute and appoint you, the said *Charles de Léry* to be a MASTER IN THE CHANCERY of our Province of *Canada*, to attend Our Legislative Council of our said Province, and to do, perform and execute all such acts, services, matters and things in Our Parliament, as appertain to the said office, and as you shall be required and ordered to do, in the said office of Master in Chancery, by Us, or by the said Legislative Council, sitting in Our Parliament of Our said Province; giving and granting to you power and authority to exercise and perform all the said duties of the said office, place and trust of Master in the Chancery of our said Province belonging; to have, hold, exercise and enjoy the said office of Master in the Chancery of Our said Province for and during Our will and pleasure, with all the rights, powers, authorities, fees, perquisites, profits and emoluments which to the said office do belong, or ought to belong or appertain.

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province to be hereunto affixed: Witness, Our right trusty and well beloved Sir *Charles Theophilus Metcalfe*, Baronet, G.C.B., one of Our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over Our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, &c. &c. At *Kingston*, this sixth day of October, in the year of our Lord, one

thousand eight hundred and forty-three, and in the seventh year of Our Reign.

C. T. M.

By Command,
D. DALY,
Secretary.

Ordered, that the twentieth rule of this House be suspended, in so far as regards the following motions. Twentieth rule suspended.

It was then moved that an humble address be presented to Her Majesty, entreating Her Majesty to accept the most sincere congratulations of this House on the birth of a Royal Princess, and the earnest wishes of the Legislative Council, for a long continuance of Her Majesty's health and happiness. An Address of congratulation to Her Majesty, and

The Question of concurrence being put thereon, the same was agreed to by the House, and it was

Ordered, accordingly—

Ordered, that an Address be presented to His Excellency the Governor General, respectfully requesting His Excellency will be pleased to lay at the foot of the Throne, in such way as His Excellency may deem fit, the foregoing Address to the Queen. An Address to His Excellency to transmit the same, ordered.

Ordered, that the said Address be presented by the whole House.

Ordered, that the Honorable Messieurs *de Blaquiere*, *Caron* and *Crooks* do wait on His Excellency the Governor General, humbly to know what time His Excellency will be pleased to appoint to be attended by the whole House with the said Addresses.

It was then moved, that an humble Address be presented to His Royal Highness Prince *Albert*, respectfully expressing to His Royal Highness the sincere and heartfelt congratulations of this House upon the birth of a Royal Princess, and the wishes of the Legislative Council, that His Royal Highness may have a long continuance of health and happiness. An Address of congratulation to His Royal Highness Prince Albert, and

The question of concurrence being put thereon, the same was agreed to by the House, and it was

Ordered, accordingly.

Ordered, that an Address be presented to His Excellency the Governor General, respectfully requesting His Excellency will be pleased to transmit the last mentioned Address, in such way as His Excellency may deem fit, in order that it may be presented to His Royal Highness. An Address to His Excellency to transmit the same, ordered.

Ordered,

Ordered, that the said Addresses be presented by the whole House.

Ordered, that the Honorable Messieurs de *Blaquiere*, *Caron* and *Crooks* do wait on His Excellency the Governor General, humbly to know what time His Excellency will be pleased to appoint to be attended by the whole House with the said Addresses.

Petition,

From Margaret Powell, for a pension, presented.

The Honorable Mr. de *Blaquiere* presented a Petition from Mrs. *Margaret Powell*, widow of the late Major *Powell*, of the 76th Regiment, praying that a retiring pension may be granted to her as the late Housekeeper of the Executive Council of *Upper Canada*.

Ordered, that the same do lie on the table.

Report of the Commissioners for insane and foundlings, presented.

The Honorable Mr. *Massue* presented a Report of the Commissioners appointed for the relief of the Insane and Invalid Persons and Foundlings, in the District of *Quebec*, made up to the 30th of September last.

Ordered, that the same do lie on the table—and it is as follows:—

(*Vide Sessional Papers, Letter X.*)

Hon. Mr. Crooks added to Committee on divorce.

Ordered, that the Honorable Mr. *Crooks* be added to the select Committee appointed to prepare and submit to the House such regulations as may be deemed necessary on the subject of Divorce.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

THURSDAY.

Thursday, 19th Oct'r., 1843.

The Members convened, were:—

The Honorable, the *Vice-Chancellor*, Speaker:
The Honorable Messieurs The Honorable Messieurs

- | | |
|----------------------|------------------------|
| <i>De Blaquiere,</i> | <i>Roy,</i> |
| <i>Sullivan,</i> | <i>Dionne, Amable,</i> |
| <i>Caron,</i> | <i>Dionne, Joseph,</i> |
| <i>Morris,</i> | <i>Goodhue,</i> |
| <i>Joliette,</i> | <i>Sherwood,</i> |
| <i>Crooks,</i> | <i>Washburn,</i> |
| <i>Fergusson,</i> | <i>Irving,</i> |
| <i>Hamilton,</i> | <i>Widmer,</i> |
| <i>Ferrie,</i> | <i>Taché,</i> |
| <i>McKay,</i> | <i>Massue.</i> |

PRAYERS.

Statement of the affairs of the Bank of Montreal, presented.

The Honorable the Speaker laid before the House a Statement of the affairs of the Bank of *Montreal*, made up to the 14th October, 1843.

Ordered, that the same do lie on the table, and it is as follows:—

(*Vide Sessional Papers, Letter Y.*)

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General *Lafontaine*, and others, with a Bill, intituled, "An Act for better securing the Independence of the Parliament of this Province," to which they desire the concurrence of this House.

Parliament independence Bill.

The said Bill was read the first time.

Ordered, the said Bill be read the second time on Monday next.

The Honorable Mr. *Crooks*, presented a Petition from the Minister, Elders, Trustees and Managers of *St. Andrew's Church*, in the Town of *Hamilton*, praying for the passing of an Act to regulate the temporalities of the Church of *Scotland*, in this Province.

From St. Andrews Church, Hamilton, for a Church Temporalities Act;

Ordered, that the same do lie on the table.

The Honorable Mr. *Joseph Dionne*, presented a Petition from the Rev'd. *T. Cook*, and others, inhabitants of the Town of *Three Rivers*, praying for pecuniary aid to repair the School House in the said Town, and for an annual grant for its maintenance and support.

From the Rev. T. Cook, and others, of Three Rivers, for aid to a School House

Ordered, that the same do lie on the table.

The Honorable Mr. *Washburn*, presented a Petition from the Agricultural Society of the District of *Prince Edward*, praying for the imposition of a duty upon foreign Agricultural Products when imported into *Canada*.

From the Agricultural Society of the Prince Edward, for protection to Agriculture;

Ordered, that the same do lie on the table.

The Honorable Mr. *McKay*, presented a Petition from *John McGillivray*, and others, inhabitants of the *Eastern* and *Ottawa* Districts, praying for a grant of money to complete the Post Road from *Cornwall* to *L'Orignal*.

From J. McGillivray, and others, for a grant to complete the road from Cornwall to L'Orignal;

Ordered, that the same do lie on the table.

The Honorable Mr. *Irving*, presented a Petition from *Louis Boisvert*, and others, dealers in wood, within the Districts of *Montreal*, *Three Rivers* and *Quebec*, praying for an alteration of the existing Tolls on their vessels and their cargoes at the Port of *Montreal*.

From L. Boisvert, and others, for an alteration in the Tolls in the Port of Montreal;

Ordered, that the same do lie on the table.

The Honorable Mr. *Caron*, presented a Petition from the Rev'd *P. Huot*, and others, inhabitants of the City and neighbourhood of *Quebec*, praying for a grant of money to repair the *Beach* road, commencing at *Sillery Cove*, and ending at the Western extremity of *Kilgraston Farm*.

From the Rev. P. Huot, and others, of Quebec, for the repair of a road;

Ordered, that the same do lie on the table.

The Honorable Mr. *Morris*, presented a Petition from the Honorable *James Crooks*, praying that the Legislative Council will address

From the Hon. J. Crooks, the subject of the capture of the Schooner "Lord Nelson," presented.

dress Her Majesty upon the subject of the capture of the schooner "Lord Nelson," by the *United States* Government, at a time when the two countries were at peace.

Ordered, that the same be now read.

The said Petition was then read accordingly.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the Bill, intituled, "An Act for taking the Census of "the Inhabitants of *Lower Canada*, and for "obtaining certain statistical information there- "in mentioned," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill to-morrow.

The Honorable Mr. *Caron* reported, that the Honorable Messieurs *de Blaquiere*, *Crooks*, and himself had, according to order, waited on His Excellency the Governor General, humbly to know, what time His Excellency would be pleased to appoint, to be attended by the whole House with their Address, to Her Majesty and His Royal Highness Prince *Albert*, of congratulation on the birth of a Royal Princess, and that His Excellency was pleased to say, that he would receive the House to-morrow, at two o'clock in the afternoon.

Pursuant to the order of the day, the Bill, intituled, "An Act for securing the Province "against any unnecessary loss on the judicial "sale of certain parts of the vacant estate of the "late Honorable Sir *John Caldwell*," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the Bill last mentioned.

After some time the House was resumed and the Honorable Mr. *Morris*, reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Cartwright*, and others, with a Bill, intituled, "An Act to fix the period for "holding the Courts of General Quarter Ses- "sions of the Peace, in that part of the Province "formerly *Upper Canada*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Pursuant to the order of the day the Bill, Judges' inde-
intituled, "An Act to render the Judges of the pendence Bill
"Courts of King's Bench, in that part of this read third time.
"Province heretofore *Lower Canada*, indepen-
"dent of the Crown," was read the third time.

The Question was put whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that the Master in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

The Speaker declared this House continued Adourn.
until to-morrow, at half-past one o'clock in the afternoon, the House so decreeing.

Friday, 20th Oct'r., 1843.

FRIDAY.

The Members convened, were:

The Honorable the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Dionne, Amable,</i>
<i>Caron,</i>	<i>Dionne, Joseph,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Joliette,</i>	<i>Sherwood,</i>
<i>Crooks,</i>	<i>Washburn,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Hamilton,</i>	<i>Widmer,</i>
<i>Ferrie,</i>	<i>Taché,</i>
<i>McKay,</i>	<i>Massue.</i>
<i>Roy,</i>	

PRAYERS.

The Honorable Mr. *Morris* presented a Pe-
tition from *Charles Cunningham*, and others, of From C. Cun-
the County of *Middlesex*, in that part of the ningham, and
United Kingdom of *Great Britain* and *Ireland* others, of Lon-
called *England*, praying for the passing of an don, for an
Act incorporating a Company with certain Act of incor-
privileges for extending the Fisheries in the poration to the
Gulf of *Saint Lawrence*, and for other purposes; Gaspé Fishing
also, a Petition from *Julien Chouinard*, and From J. Chou-
others, Merchants and Traders, of the City of inard, and
Quebec, praying for the passing of an Act in- others, of Que-
corporating certain individuals as a Company bec, for the in-
for extending the Fisheries in the Gulf of *St.* corporation of
Lawrence, and for other purposes; and also, a a Fishing
Petition from the Minister and Session of the Company;
Presbyterian Church in *Brockville, Canada* West, praying that the Act for regulating the From the
Temporalities of the Presbyterian Church in Presbyterian
Canada, may not be passed into a law until Church, in
further time is given for the consideration of Brockville,
the subject. against the
passing of
Church Tem-
poralities Act;

Ordered,

Read.

Census Bill
read second
time.

To be commit-
ted to-morrow.

The Commit-
tee report the
time His Ex-
cellency will
receive this
House with
certain address-
ses.

Caldwell's Es-
tate Bill read
second time.

To be com-
mitted.

House in Com-
mittee thereon.

Third reading
to-morrow.

Quarter Ses-
sions Bill.

Ordered, that the same do lie on the table.

From J. B. Baby, and others, of the Western District for the settlement of Rebellion claims;

That the Seat of Government may not be removed;

That the Game Act may be continued;

The Honorable Mr. *Fergusson* presented three Petitions from *J. B. Baby*, and others, inhabitants of the *Western* District, praying that immediate measures may be taken to indemnify them for losses sustained during the late Rebellion; also, praying that the Seat of the Provincial Government may not be removed East of *Kingston*; and also, praying that the Act of the late Province of *Upper Canada* for regulating the taking of Game, may, with certain amendments, be made perpetual.

Ordered, that the same do lie on the table.

From J. Javron, and others, of Haldimand, that the payment of the Land Tax may be enforced;

The Honorable Mr. *Goodhue* presented a Petition from *John Javron*, and others, inhabitants of the Townships of *Moulton*, *Canborough* and *Sherbrooke*, in the County of *Haldimand*, and District of *Niagara*, praying that the payment of the land taxes may be enforced in a summary manner upon the holders of land in the said Townships of *Moulton*, *Canborough* and *Sherbrooke*; and also, a Petition from *Edward Tourneaux*, and others, inhabitants of *Melbourne*, *Shipton* and other Townships in the District of *St. Francis*, praying that a line of communication may be established from the City of *Quebec* through the Eastern Townships to the City of *Montreal*.

Ordered, that the same do lie on the table.

The House was adjourned during pleasure.

The House was resumed.

The answer of His Excellency to the addresses to the Queen and Prince Albert, reported.

The Honorable the Speaker reported, that the House did this day wait on His Excellency the Governor General with their Addresses of congratulation to the Queen, and His Royal Highness Prince *Albert*, on the Birth of a Royal Princess, to which His Excellency was pleased to return the following answer:—

Honorable Gentlemen,

I shall have pleasure in transmitting your loyal Addresses to the Secretary of State, for the purpose of their being laid before Her Majesty the Queen, and His Royal Highness Prince *Albert*.

The Honorable Messieurs *Sullivan*, *Pember-ton*, *Macaulay* and *McDonald*, enter.

House in Committee on Census Bill.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the Bill, intituled, "An Act for taking the Census of the inhabitants of Lower Canada, and for obtaining certain Statistical Information therein mentioned."

After some time, the House was resumed, and the Honorable Mr. *Joliette* reported from the said Committee, that they had taken the said Bill into consideration, had made some progress therein, and had directed him to recommend that the same be referred to a Select Committee.

Ordered, that the said Bill be referred to a Select Committee of three Members. Reported. Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiere*, *Caron* and *Pember-ton*, to meet and adjourn as they please.

Pursuant to the order of the day, the Bill, intituled, "An Act for securing the Province against any unnecessary loss on the Judicial Sale of certain parts of the vacant estate of the late Honorable Sir *John Caldwell*," was read the third time. Caldwell's Estate Bill read third time.

The question was put whether this Bill shall pass.

It was resolved in the affirmative. Passed.

Ordered, that the Master in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day, the Bill, intituled, "An Act to fix the period for holding the Courts of General Quarter Sessions of the Peace, in that part of the Province formerly *Upper Canada*," was read the second time. Quarter Sessions Bill read second time.

Ordered, that the said Bill be referred to a Select Committee of four Members. Referred to a select Committee.

Ordered, that the Committee be the Honorable Messieurs *Morris*, *Crooks*, *Macaulay* and *Sherwood*, to meet and adjourn as they please.

The Honorable the Speaker laid before the House a general statement of the affairs of the Commercial Bank of the *Midland* District, made up to the 9th October, 1843; and also, a statement of the affairs of the *Champlain* and *St. Lawrence* Rail-road Company, for the year 1842. Statement of the affairs of the Commercial Bank, and The Champlain and St. Lawrence Rail Road Company, presented.

Ordered, that the same do lie on the table, and they are as follow:—

(For the Commercial Bank statement, Vide Sessional Papers, Letter Y.)

(For the Champlain and St. Lawrence statement, Vide Sessional Papers, Letter W.)

The Honorable Mr. *Macaulay* presented a Petition from the Reverend *Andrew Balfour*, of the Village of *Waterloo*, and County of *Shefford*, praying for pecuniary aid towards the support of the Grammar School in the said Village. Petition from the Rev. A. Balfour, of Shefford, for aid to a School, presented.

Ordered,

Ordered, that the same do lie on the table.

Report of the Select Committee on Protested Bills of Exchange Bill, presented.

The Honorable Mr. *Irving*, from the Select Committee to whom was referred the Bill to ascertain damages on Protested Bills of Exchange and Promissory Notes, and to render the Laws thereon uniform throughout the Province, presented their Report.

Ordered, that the report be received, and

The same was read by the Clerk, as follows:

Legislative Council Committee Room,
October 20, 1843.

The Report.

The Select Committee, to whom was referred the Bill, intituled, "An Act to ascertain damages on Protested Bills and Promissory Notes, and to render the laws thereon uniform throughout the Province," have taken the same into their consideration, and report the same with the following amendments:—

Page 2, line 7.—After "reign," leave out, "chapter nine," and insert, "intituled, an Ordinance to continue a certain Act therein mentioned, relating to protested Bills of Exchange."

" " " 9.—After "reign," leave out, from "chapter" to "three," in the tenth line, inclusively, and insert, "intituled, an Act to continue for a limited time certain Acts and Ordinances."

" 3, " 3.—Leave out, from "this" to "thereof," in the 4th line, inclusively, and insert "the late Provinces of Upper or Lower Canada."

" 5, " 17.—After "negotiated," insert, "or to the holder thereof, if known to such drawer or endorser."

" " " 23.—After "offer," insert, "at the place where the same may have been sold or negotiated."

" 6, " 9.—Leave out "good and sufficient authority," and insert, "sufficient funds whereon."

" " " 12.—After, "intent," insert, "or in anticipation of having such funds."

Page 8, line 9,—After the 5th clause, introduce clause A, "And be it enacted, that in construing this Act, every word in this Act importing the singular number, shall, when necessary to give full effect to the enactments herein contained, be deemed to extend and be applied to several persons or things, as well as one person or thing, and bodies corporate as well as individuals, and every word importing the plural number shall extend and be applied to one person or thing, as well as several persons or things, and every word importing the masculine gender only, shall, when necessary, extend and be applied to a female as well as a male."

The whole nevertheless, humbly submitted.

J. *ÆMILIUS IRVING*,
Chairman.

Ordered, that the last mentioned Bill, and the report thereon, be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill, and report on Monday next.

The Honorable Mr. *de Blaquiere* presented three Petitions from the Municipal Council of the *Western* District, praying for the passing of an Act to enable the Assessors of the District to verify their Assessment Rolls, before any Magistrate or Commissioner duly authorised to receive affidavits; also, praying that District Councillors may receive a remuneration for their services, of sufficient amount to cover their mere expenses while attending the said District Council; and also, praying that the Common School Act may be amended and simplified.

To be committed on Monday next.

Petitions, From the *Western* District Council, that the Assessors may verify their Rolls before a Magistrate;

That District Councillors may be remunerated;

That the Common School Act may be amended;

Ordered, that the same do lie on the table.

The Honorable Mr. *Sullivan* presented a Petition from the Reverend *Mark Willoughby*, Superintendent of the *British and North American* School Society of *Montreal*, praying for pecuniary aid towards the support of the said Institution; and also, a Petition from *Charles Grece*, and others, inhabitants of the District of *Terrebonne*,

From the Rev. M. Willoughby, for aid to the School Society of *Montreal*;

From C. Grece, and others, of *Terrebonne*, for Agricultural protection, presented.

Terrebonne, praying for the imposition of duties upon the Agricultural products of the *United States*, when imported into this Province.

Ordered, that the same do lie on the table.

Members added to the Committee on Bankruptcy Bill.

Ordered, that the Honorable Messieurs *Sullivan, Morris, Pemberton, Hamilton* and *McKay* be added to the Select Committee to whom has been referred the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts and the administration and distribution of their estates and effects, and to make provision for the same object throughout the Province of Canada."

Hon. Mr. Sherwood added to the Committee on Public Officers' New Commission Bill.

Ordered, that the Honorable Mr. *Sherwood* be added to the Select Committee to whom has been referred the Bill, intituled, "An Act to exempt Public Officers from the expense of new Commissions on the demise of the Crown."

Adjourn.

The Speaker declared this House continued until Monday next, at three o'clock in the afternoon, the House so decreeing.

MONDAY.

Monday, 23d Oct'r., 1843.

The Members convened, were:

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Ferrie,</i>
<i>Sullivan,</i>	<i>McKay,</i>
<i>Caron,</i>	<i>Roy,</i>
<i>Morris,</i>	<i>Dionne, Amable,</i>
<i>Pemberton,</i>	<i>Dionne, Joseph,</i>
<i>Fraser, Alexander,</i>	<i>Goodhue,</i>
<i>Joliette,</i>	<i>Sherwood,</i>
<i>Crooks,</i>	<i>Irving,</i>
<i>Fergusson,</i>	<i>Widmer,</i>
<i>Macaulay,</i>	<i>Taché,</i>
<i>Hamilton,</i>	<i>Massue.</i>

PRAYERS.

Petitions, From *J. Duval*, and others, that the *Quebec Education Society* may be incorporated;

From *S. Valois*, and others, for the abolition of Tolls on the roads near *Montreal*;

From *P. Morgan*, and others, for the abolition of Tolls on the Roads near *Montreal*;

The Honorable Mr. *Caron* presented a Petition from *J. Duval*, and others, Office-bearers of the *Quebec Education Society*, praying for an Act of Incorporation; also, a Petition from *Simon Valois*, and others, inhabitants of the *Côtes St. Michel* and *de la Visitation*, and of the *Current St. Mary*, near *Montreal*, praying for the abolition of Tolls on the Turnpike Roads leading to that City, on persons going to Church on Sundays and Holidays, and for a general reduction of such Tolls; also, a Petition from *Peter Morgan*, and others, inhabitants of the *Côtes des Neiges, Ste. Catherine, St. Luc*, and *St. Antoine*, near *Montreal*, praying for the

abolition of Tolls on the Turnpike Roads leading to that City, on persons going to Church on Sundays and Holidays, and for a general reduction of such Tolls; and also, a Petition from *L. M. Viger*, and others, carrying on the Trade and Business of Bankers, of *Montreal*, praying for an Act of Incorporation.

From *L. M. Viger*, and others, Bankers of *Montreal*, for an Act of incorporation;

Ordered, that the same do lie on the table.

The Honorable Mr. *Fergusson* presented a Petition from *John Brown*, and others, of the Town of *Amherstburgh*, praying for an alteration in the mode of assessing the houses in the said Town.

From *J. Brown*, for an alteration in the mode of assessing houses in *Amherstburgh*;

Ordered, that the same do lie on the table.

The Honorable Mr. *McKay* presented a Petition from *William Miller*, and others, inhabitants of *Port Sarnia* and its vicinity, praying for certain amendments to the Charter of the University of King's College, *Toronto*.

From *W. Miller*, and others, of *Port Sarnia*, that King's College charter may be amended, presented.

Ordered, that the same do lie on the table.

The Honorable the Speaker acquainted the House that there was a Member without ready to be introduced.

The Hon. Mr. *Walker* introduced;

When the Honorable *William Walker* was introduced between the Honorable Messieurs *Morris* and *Pemberton*.

Then the Honorable Mr. *Walker* presented to the Speaker an exemplification of his Writ of Summons, who delivered it to the Clerk, and it was read as follows:—

Presents an exemplification of his writ;

PROVINCE OF }
Canada. } *C. T. METCALFE.*

VICTORIA, by the Grace of *GOD*, of the *United Kingdom, of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.*

The exemplification;

To all to whom these presents shall come—

GREETING :

KNOW YE, that amongst the Rolls and Records in the Registrar's Office, of the Province of *Canada*, in Liber AA, folio 314, it is thus contained:—

To Wit :

PROVINCE OF }
Canada. } *CHARLES BAGOT.*

Letters Patent calling the Hon. *W. Walker* to the Legislative Council;

VICTORIA, by the Grace of *GOD*, of the *United Kingdom, of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.*

Recorded, 24th August, 1842,

R. A. TUCKER.
Registrar.

To our trusty and well-beloved *William Walker*, Esquire, and to all to whom these presents shall come—

GREETING :

KNOW

KNOW YE, that as well for the especial trust and confidence we have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of Our Province of *Canada* and the Church thereof concern, We have thought fit to summon you to the Legislative Council of Our said Province, and We do command you, the said *William Walker*, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, in the Legislative Council of Our said Province, at all times whensoever and wheresoever Our Provincial Parliament may be in Our said Province convoked and holden: And this you are in no wise to omit.

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province to be hereunto affixed: Witness, Our right trusty and well-beloved Sir *Charles Bagot*, G. C. B., one of Our most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over Our Provinces of *Canada, Nova Scotia, New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, &c. &c. &c. At *Kingston*, this nineteenth day of August, in the year of Our Lord, one thousand eight hundred and forty-two, and in the sixth year of Our Reign.

C. B.

By Command,

S. B. HARRISON.

Secretary.

All which We have commanded to be exemplified—

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province to be hereunto affixed: Witness, Our right trusty and well-beloved Sir *Charles Theophilus Metcalfe*, Baronet, G. C. B., one of Our most Honorable Privy Council, Governor General

of British *North America*, and Captain General and Governor in Chief in and over our Provinces of *Canada, Nova Scotia, New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c. At *Kingston*, this twenty first day of October, one thousand eight hundred and forty-three, and in the seventh year of Our Reign.

By Command,

D. DALY,

Secretary.

Then the Honorable Mr. *Walker* came to the table, and took and subscribed the oath prescribed by law, which was administered by *John F. Taylor*, Esquire, one of the Commissioners appointed under the Great Seal to administer the oath to the Members of the Legislature, and took his seat accordingly. Sworn and takes his Seat.

The Honorable Mr. *Pemberton* presented a Petition from the Municipal Council of the District of *Sherbrooke*, praying for various amendments to the Municipal Council and Common School Acts; also, a Petition from *Carey McClellan Hyndman*, keeper of the Court House, and Crier of Her Majesty's Courts of Judicature in the District of *St. Francis*, praying to be put on the same footing as the Keepers and Criers in other Districts; and also, a Petition from *Xavier Legault*, and others, inhabitants of *Isle Bizard*, praying to be annexed to the County of *Montreal* for the purposes of the Registry Office Acts. Petitions, From the Sherbrooke District Council, for amendments to the Municipal and School Acts; From C. M. Hyndman, for relief; From Xavier Legault, that Isle Bizard may be annexed to the District of Montreal;

Ordered, that the same do lie on the table.

The Honorable Mr. *J. Dionne* presented a Petition from *C. Gagnon*, and others, inhabitants of the Townships of *Somerset, Stanfold*, &c., in the Districts of *Quebec, Montreal* and *Three Rivers*, praying for a grant of £2000, to open a road from those Townships to the River *St. Lawrence*. From C. Gagnon, and others, of Somerset, &c., for a road to the St. Lawrence;

Ordered, that the same do lie on the table.

The Honorable Mr. *Morris* presented a Petition from Messieurs *Buchanan, Cunningham, Glass*, and others, Merchants of *Montreal*, praying that the duty paid by them under Act 5 Vict. cap. 14, on the article of Sugar, may be refunded. From Messrs. Buchanan, & Co., of Montreal, to be refunded certain duties, presented.

Ordered, that the same do lie on the table.

The

Statement of the affairs of the Bank of Upper Canada, presented.

The Honorable the Speaker laid before the House, a general statement of the affairs of the Bank of *Upper Canada*, on the 17th October, 1843.

Ordered, that the same do lie on the table, and it is as follows:—

(*Vide Sessional Papers, Letter Y.*)

Parliament Independence Bill second reading.

Pursuant to the order of the day, the Bill, intituled, "An Act for better securing the Independence of the Parliament of this Province," was read the second time.

To be committed on Thursday next, and

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill, on Thursday next.

To be printed.

Ordered, that one hundred copies of the last mentioned Bill, be printed in the English language, and a similar number in the French language, for the use of Members.

Protested Bills of Exchange Bill discharged.

The order of the day being read, for putting the House into a Committee of the whole upon the Bill to ascertain damages on Protested Bills of Exchange and Promissory Notes, and to render the laws thereon uniform throughout this Province, it was

Referred back to the Select Committee.

Ordered, that the same be discharged, and that the said Bill be referred back to the same Select Committee to whom it was formerly referred, to report further thereon.

A Select Committee appointed on the affairs of King's College, &c.

It was moved that a Select Committee of six Members be appointed, for the purpose of inquiring into the affairs of King's College, and of *Upper Canada* College as connected therewith, with power to send for persons, papers and records, and report to the House.

The question of concurrence being put thereon,

It was resolved in the affirmative.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiere, Caron, Morris, Fergusson, Ferrie* and *Sherwood*, to meet and adjourn as they please.

Members added to the Committee on the Journals.

Ordered, that the Honorable Messieurs *Caron* and *Irving* be added to the Select Committee appointed, to peruse and perfect the Journals of the House, for this and former Sessions.

The Hon. Mr. Walker, added to the Committee on Bankruptcy Bill.

Ordered, that the Honorable Mr. *Walker* be added to the Select Committee, to whom has been referred the Bill, to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects, and to make provision for the same object throughout the Province of *Canada*."

Ordered, that the Petition from *William Rees*, of the City of *Toronto*, Medical Superintendent of the Provincial Temporary Asylum, praying that the salary provided for the appointment he holds may be granted to him, in addition to the temporary allowance he has hitherto received, be now read.

Petition from W. Rees, for an increase of salary as Superintendent of the Lunatic Asylum, read.

The said Petition was then read accordingly.

It was moved, that an humble Address be presented to His Excellency the Governor General, praying for such information as it may be in His Excellency's power to give to this House, respecting the intended site of the permanent Lunatic Asylum, and the reasons that have induced His Excellency to fix upon the locality for such site; and whether His Excellency has determined the same as intending to propose to Parliament a separate Lunatic Asylum for *Lower Canada*, and if so, to inform this House as to the means by which it is proposed to establish this Asylum.

An Address to His Excellency thereon, moved.

The question of concurrence being put thereon,

It was resolved in the affirmative, and

Motion agreed to.

Ordered, accordingly.

Ordered, that the Honorable Mr. *Sullivan* do wait upon His Excellency the Governor General with the said Address.

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General *Baldwin*, and others, with a Bill, intituled, "An Act to enable Courts of Law in that part of this province called *Upper Canada*, to give relief against adverse claims, made upon persons having no interest in the subject of such claims," to which they desire the concurrence of this House.

Adverse claims relief Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Holmes*, and others, with a Bill, intituled, "An Act to amend the Act incorporating the Bank of *Montreal*, by providing for the extension of the time limited for the paying up of the New Stock of the said Bank," to which they desire the concurrence of this House.

Montreal Charter amendment Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

The Honorable Mr. *de Blaquiere* presented a Petition from *N. Chapman*, and others, inhabitants of the southern part of the County of *Rouville*, for aid to a School House, &c., presented.

Petition from A. Chapman, and others, of Rouville, for aid to a School House, &c., presented.

Rouville (Canada East), in behalf of themselves and the Protestant population in the vicinity, praying for pecuniary aid towards the completion of a School House, and an annual grant for the support of a Classical Teacher.

Same read.

Ordered, that the said Petition be now read. The same was then read accordingly.

Ordered, that the said Petition do lie on the table.

Adjourn.

The Speaker declared this House continued until to-morrow at three o'clock in the afternoon, the House so decreeing.

TUESDAY.

Tuesday, 24th Oct'r., 1843.

The Members convened, were :

The Honorable, the *Vice-Chancellor*, Speaker :

The Honorable Messieurs The Honorable Messieurs

<i>De Blaquiere,</i>	<i>McKay,</i>
<i>Sullivan,</i>	<i>Roy,</i>
<i>Caron,</i>	<i>Dionne, Amable,</i>
<i>Morris,</i>	<i>Dionne, Joseph,</i>
<i>Pemberton,</i>	<i>Goodhue,</i>
<i>Fraser, Alexander,</i>	<i>Sherwood,</i>
<i>Joliette,</i>	<i>Irving,</i>
<i>Crooks,</i>	<i>Widmer,</i>
<i>Fergusson,</i>	<i>Taché,</i>
<i>Macaulay,</i>	<i>Massue,</i>
<i>Hamilton,</i>	<i>Walker.</i>

PRAYERS.

Petitions,

From J. Joseph, Esq. for indemnification for the loss of his office ;

From the Rev. W. Bell, and others, of Perth, for a Church Temporalities Act, presented.

The Honorable Mr. *Morris* presented a Petition from *John Joseph*, Esquire, late Clerk of the Honorable the Legislative Council of *Upper Canada*, praying for an investigation of his claim on account of the loss of his office in consequence of the re-union of the Provinces; and also, a Petition from the Revd. *William Bell*, and others, being the Minister, Elders and Trustees of the first Presbyterian Church in connexion with the Church of *Scotland*, at *Perth*, in the *Bathurst* District, praying that the Legislature will pass into a law a proposed Act agreed upon by their Synod.

Ordered, that the same do lie on the table.

Adverse claims relief Bill read second time.

Pursuant to the order of the day, the Bill, intituled, "An Act to enable Courts of Law, in that part of this Province called *Upper Canada*, to give relief against adverse claims, made upon persons having no interest in the subject of such claims," was read the second time.

Referred to a Select Committee.

Ordered, that the said Bill be referred to a Select Committee of four Members.

Ordered, that the Committee be the Honorable Messieurs *Crooks*, *Fergusson*, *Ferrie* and *Sherwood*, to meet and adjourn as they please.

Pursuant to the order of the day, the Bill, intituled, "An Act to amend the Act incorporating the Bank of *Montreal*, by providing for the extension of the time limited for the paying up of the new stock of the said Bank," was read the second time.

Montreal Bank Charter amendment Bill read second time.

Ordered, that the said Bill be committed to a Committee of the whole house.

Ordered, that the House be put into a Committee upon the said Bill to-morrow.

To be committed to-morrow.

Ordered, that the Honorable Messieurs *Caron* and *Sherwood* be added to the Select Committee, to whom has been referred the Report of the acting Law Clerk on expired and expiring Laws.

Members added to the Committee on Law Clerk's Report.

Ordered, that the Petition from *John Joseph*, Esquire, presented this day, be now read.

Petition from J. Joseph, Esq. read.

The same was then read accordingly.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

Adjourn.

Wednesday, 25th Oct'r., 1843.

WEDNESDAY.

The Members convened, were :

The Honorable, the *Vice-Chancellor*, Speaker :

The Honorable Messieurs

The Honorable Messieurs

<i>De Blaquiere,</i>	<i>Roy,</i>
<i>Mc Gill,</i>	<i>Dickson,</i>
<i>Caron,</i>	<i>Dionne, Amable,</i>
<i>Morris,</i>	<i>Dionne, Joseph,</i>
<i>Pemberton,</i>	<i>Goodhue,</i>
<i>Fraser, Alexander,</i>	<i>Sherwood,</i>
<i>Joliette,</i>	<i>Irving,</i>
<i>Fergusson,</i>	<i>Widmer,</i>
<i>Hamilton,</i>	<i>Taché,</i>
<i>McDonald,</i>	<i>Massue,</i>
<i>Knoulton,</i>	<i>Walker.</i>

PRAYERS.

The Honorable Mr. *de Blaquiere* presented two Petitions from *John Hatch*, J. P., as Chairman of a meeting of the freeholders and inhabitants of the County of *Oxford* and District of *Brock*, praying against the removal of the Seat of Government from *Canada West*; and also, praying that the agriculturists of this Province may be protected and encouraged.

Petitions, From J. Hatch, J. P. of Oxford, against the removal of the Seat of Government; For protection to Agriculture, presented.

Ordered, that the same do lie on the table.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the Bill, intituled, "An Act to amend the Act incorporating the Bank of *Montreal*, by providing for the extension of the time limited for the paying up of the new stock of the said Bank," was read the second time.

House in Committee on Montreal Bank Charter amendment Bill.

“ rating the Bank of *Montreal*, by providing
“ for the extension of the time limited for the
“ paying up of the new stock of the said
“ Bank.”

After some time the House was resumed.

The Honorable Messieurs *Sullivan*, *Crooks*,
Bruneau and *Ferrie*, enter.

Reported.

And the Honorable Mr. *Fergusson* reported
from the said Committee, that they had gone
through the said Bill, and had directed him
to report the same without any amendment.

Third reading
to-morrow.

Ordered, that the said Bill be read the third
time to-morrow.

Montreal Pro-
testant Orphan
Asylum Bill.

A message was brought from the Legislative
Assembly by Mr. *Leslie*, and another, with a
Bill, intituled, “ An Act to incorporate the
“ Ladies of the Protestant Orphan Asylum
“ of the City of *Montreal*,” to which they
desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second
time to-morrow.

The Honorable Mr. *McKay* enters.

Second Report
of Select Com-
mittee on Pro-
tested Bills of
Exchange Bill,
presented.

The Honorable Mr. *Irving*, from the Select
Committee to whom was again referred the
Bill to ascertain damages on Protested Bills
of Exchange and Promissory Notes, and to
render the laws thereon uniform throughout
the Province, presented their further Report.

Ordered, that it be received, and

The same was then read by the Clerk as fol-
lows :—

Legislative Council, Committee Room,
25th October, 1843.

The Select Committee, to whom was re-
ferred, *de novo*, the Bill, intituled, “ An Act to
“ ascertain damages on Protested Bills of
“ Exchange and Promissory Notes, and to
“ render the laws thereon uniform throughout
“ the Province,” have, in obedience to the
order of reference, proceeded to consider the
same, and now beg leave to report the follow-
ing additional amendments :—

Page 2, line 24,—Strike out “ ten,” and insert,
“ eight.”

“ 3, “ 13,—Strike out from “ at,” to
“ re-demanded,” in the 15th
line, inclusively, and insert,
“ together with the actual
“ sum paid as Premium of
“ Exchange on the said Bill,
“ to the drawer thereof.”

Page 4, line 20,—Strike out from “ purchase,”
to “ sight,” in the 22d line,
inclusively, and insert, “ ori-
“ ginal cost of the said Bill.”

“ 5, “ 7,—Strike out “ ten,” and in-
sert, “ eight.”

“ 5, “ 21,—Leave out from “ amount,”
to “ sight,” in the 6th page,
1st line, inclusively, and
insert, “ actual sum paid as
“ Premium of Exchange on
“ the said Bill, to the drawer
“ thereof.”

“ 6, “ 22,—Leave out from “ about,”
to “ as aforesaid or,” in the
23d line, inclusively.

“ 7, “ 20,—After clause IV, insert, as
an additional Clause V,
“ And be it enacted, that no
“ protest, either for non-
“ acceptance or non-pay-
“ ment of any Bill of Ex-
“ change, Promissory Note,
“ Mandate, Bill or Order,
“ shall be valid and effec-
“ tual, if the same be made
“ by any public notary in
“ this Province, who shall,
“ at the same time, be in the
“ actual employ and ser-
“ vice as a clerk, officer or
“ servant, in any Bank or
“ Banking Institution, hav-
“ ing any interest direct or
“ indirect in such Bill of
“ Exchange, Promissory
“ Note, Mandate, Bill or
“ Order.”

In consequence of the amendments herein-
before recited, the fifth amendment heretofore
recommended, will become no longer neces-
sary, and ought therefore to be rejected.

The whole, nevertheless, humbly submitted.

J. ÆMILIUS IRVING,
Chairman.

Ordered, that the said Bill, and the reports
thereon, be committed to a Committee of the
whole House.

Ordered, that the House be put into a Com-
mittee upon the said Bill, and reports to-morrow.

The Honorable Mr. *de Blaquiere*, from the
Select Committee appointed to prepare and
submit to the House such regulations as may
be deemed necessary on the subject of divorce,
presented their report.

To be commit-
ted to-morrow.

Report of the
Select Com-
mittee on Di-
vorce, present-
ed.

Ordered,

Ordered, that it be received, and

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room,

25th October, 1843.

The Select Committee, to whom it was referred to consider, prepare, and submit, for the approbation of this House, such regulations as may be deemed necessary for the government of its proceedings, on the subject of Divorce, have the honour to report:—

That they have given the most serious attention to this very important and momentous subject; and, with a view to restrict, as much as possible, the number of applications for a dissolution of the conjugal union, they have endeavoured to prepare such an outline of the necessary preliminaries to be observed by such applicants, as may tend to restrain them within proper bounds, without entirely refusing them the object of their petition.

With this view, they have carefully examined the formalities observed in the House of Lords in cases of Divorce Bills, and find that a great many of them may and ought to be observed; and that there are others which, being wholly inapplicable to this Province, must be supplied by some other regulations.

Your Committee would recommend that a separate series of rules be adopted by your Honorable House, and added to the Standing Orders, for the guidance of your Honorable House, and the applicants for Divorce Bills; and among the necessary rules to be adopted, your Committee recommend the following:—

1. Each and every applicant for a Bill of Divorce should be required to give notice of his or her intention in that respect, specifying from whom and for what cause, by advertisement in the Official Gazette, during six months, and also for a like period in two newspapers published in the District where such applicant usually resided at the time of separation; and if there be no second newspaper published in such District, then in one newspaper published in an adjoining District; or, if no newspaper be published in such District, in two newspapers published in the adjoining District or Districts.

2. That a copy of such notice in writing be served, at the instance of the applicant, upon the person from whom such Divorce is sought, if the residence of him or her can be ascertain-

ed; and proof on oath of such service adduced before this House on the reading of the petition, or of the attempts made to effect such service, for the future consideration and decision of the House.

3. That in all cases, when any proceedings in any Courts of Law have taken place prior to the petition, an exemplification of all such proceedings to final judgment, duly certified, shall be presented to the House on the reading of the petition.

4. That in all cases where damages have been awarded to such applicant, proof on oath shall be adduced to the satisfaction of the House, that such damages have been levied and retained, or such explanation afforded to the House for the neglect or inability to levy the same under a writ of execution, as may to them appear sufficient excuse for such omission.

5. That the second reading of the Bill do not take place until fourteen days shall have elapsed from the first reading, and that a notice of such second reading shall be affixed upon the doors of this House during that period, and a copy thereof, and of the Bill, be duly served upon the party from whom the Divorce is sought, and proof on oath of such service adduced at the Bar of this House, before proceeding to the second reading, or sufficient proof adduced of the impossibility of complying with this regulation.

6. That the attendance of the petitioner below the bar of this House, at the time of the second reading, be required, with a view to his or her examination by the House generally, or as to any collusion or connivance between the parties to obtain such separation, unless the House shall think fit to dispense with such attendance or examination.

7. That after the second reading, witnesses in support of the Bill be heard at the Bar of the House on oath, the preliminary evidence being that of the due celebration of the Marriage between the parties, by legitimate testimony, either by witnesses present at the time of the marriage, or by complete and satisfactory proof of the certificate of the officiating Minister or authority.

8. That the Counsel for the applicant, as well as the party from whom such Divorce is sought, may be heard at the Bar of the House, as well on the evidence adduced, as on the provisions for the future support of the wife, if deemed necessary.

9. That the witnesses shall be duly notified to attend, by a summons, to issue under the hand and seal of the Speaker of this House, to be issued to the parties demanding the same, by the Clerk of the Committees, and served at the expense of the party applying for the same, by the Sergeant-at-Arms, or any authorized Deputy; and each and every witness shall be allowed his reasonable expenses, to be taxed by the House, or such Officer thereof as may be appointed for that purpose.

10. That witnesses refusing to obey the said summons shall, by order of the House, be taken into the custody of the Sergeant-at-Arms, and not therefrom liberated except by order of the House, and after payment of the expenses incurred by his or her default.

11. That, to cover the necessary expenses incurred in the preparation and progress of the said Bills through this House, a sum of twenty pounds, currency, be deposited in the hands of the Clerk of the House, at the time of presenting the petition; the said sum to be applied towards paying any expenses incurred in passing the said Bills through the House, and the balance to be appropriated towards the general contingencies of the House.

12. That in all unprovided cases, reference should be had, as far as practicable, to the rules and regulations or decisions of the House of Lords; and for this purpose, till further orders, the Practical Treatise on Parliamentary Divorce, by *John McQueen Esq.*, Edition of 1842, shall be deemed a sufficient authority.

The whole nevertheless humbly submitted.

P. B. DE BLAQUIERE,
Chairman.

To be committed on Friday, and the Members summoned.

It was moved, that the Report of the Select Committee appointed to draw up and present Rules for the guidance of this House, in cases of Divorce, be referred to a Committee of the whole House, on Friday, the twenty-seventh instant, and that, in accordance with the 59th Rule, the Members now in town be specially summoned to attend on that day.

The question of concurrence being put thereon, the same was carried in the affirmative, and it was

Ordered, accordingly.

To be printed.

Ordered, that Fifty Copies of the said Report of the Select Committee on the subject of Divorce, presented this day, be printed in the English language, and a similar number in the French language, for the use of Members.

The Honorable Mr. *Bruneau* presented a Petitions, From Rev. P. M. Mignault, of Chambly, Superior of the College of Chambly, praying for pecuniary aid to that Institution. aid to a College;

Ordered, that the same do lie on the table.

The Honorable Mr. *Sullivan* presented a Petition from the Corporation of the College of L'Assomption, praying for pecuniary aid to that Institution; also, a Petition from *James Henry Lambe*, and others, proprietors of the Arrière Fiefs of Nazareth, St. Augustin and St. Joseph, praying for the passing of an Act to relieve them from all Feudal burdens; and also, a Petition from *Amable Jetté*, and others, assessors of several parishes in the County of Leinster, praying for remuneration for taking the Census of the population within their respective localities.

From the College of L'Assomption, for aid; From J. H. Lambe, and others, for relief from Feudal burdens; and also, a Petition from *Amable Jetté*, and others, assessors of several parishes in the County of Leinster, praying for remuneration for taking the Census, presented.

From A. Jetté, and others, of Leinster, for remuneration for taking the Census, presented.

Ordered, that the same do lie on the table.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing. Adjourn

Thursday, 26th Oct'r., 1843. THURSDAY.

The Members convened, were;

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Ferrie,</i>
<i>McGill,</i>	<i>Knoulton,</i>
<i>Sullivan,</i>	<i>McKay,</i>
<i>Caron,</i>	<i>Roy,</i>
<i>Morris,</i>	<i>Dickson,</i>
<i>Pemberton,</i>	<i>Dionne, Amable,</i>
<i>Fraser, Alexander,</i>	<i>Dionne, Joseph,</i>
<i>Joliette,</i>	<i>Goodhue,</i>
<i>Crooks,</i>	<i>Sherwood,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Macaulay,</i>	<i>Widmer,</i>
<i>Hamilton,</i>	<i>Taché,</i>
<i>Bruneau,</i>	<i>Massue,</i>
<i>McDonald,</i>	<i>Walker.</i>

PRAYERS.

The Honorable Mr. *McGill* presented a Petitions, From the Montreal Corporation, for amendments to their Charter; From the Montreal Board of Trade, that the Harbour, &c. may be placed under the control of the Trinity House;

That the Timber inspection Act may not pass;

Ordered, that the same do lie on the table.

The

From W. Fraser, and others, for an alteration in the Charter of the King's College;

The Honorable Mr. *A. Fraser* presented a Petition from *William Fraser*, and others, of *Bredalbane*, praying for the alteration and extension of the Charter of the University of King's College, *Toronto*.

Ordered, that the same do lie on the table.

From H. Robinson, and others, of Shefford, for Agricultural protection, and the amendment of various Acts, &c.

The Honorable Mr. *Knoulton* presented a Petition from *H. Robinson*, and others, inhabitants of the County of *Shefford*, praying that the Agriculturists of this Province may be protected; that the system of Judicature recently established may be altered and extended; that the Municipal Council and School Acts, the Registry and Road Laws may be amended; and that a liberal grant may be made for the purpose of improving the Eastern Townships.

Ordered, that the same do lie on the table.

From W. A. Hale, and others, to be allowed to commute for Tolls, &c.;

The Honorable Mr. *A. Dionne* presented a Petition from *W. A. Hale*, and others, inhabitants of *Ste. Anne de Lapérade*, County of *Champlain* and District of *Three Rivers*, praying for an Act to authorize them to commute for the Tolls on the new Bridge over the River *Ste. Anne*, as they were permitted under the former Acts.

Ordered, that the same do lie on the table.

From the Rimouski District Council, for aid to make a road and bridge;

The Honorable Mr. *Taché* presented two Petitions from the Municipal Council of the District of *Rimouski*, praying for a grant of money to make a Road from *Matane* to *Metis*; and also, praying for a grant of money to construct a Bridge over a certain river running through the Parish of *Rimouski*.

Ordered, that the same do lie on the table.

From P. Glasford and others, for authority to complete the gaol, &c.;

The Honorable Mr. *Morris* presented a Petition from *Paul Glasford*, and others, appointed to superintend the erection of a Gaol and Court House, at *Brockville*, in the *Johnstown* District, praying for the passing of an Act authorizing a further expenditure of money to complete the walls around the said buildings; also, a Petition from *John F. Kingston*, of the

From J. F. Kingston, of Bedford, for a road from Kingston to Perth;

Township of *Bedford*, praying for the passing of an Act authorizing the construction of a Road from *Kingston* to *Perth*; and also, a Petition from *Charles H. Morgan*, and others, inhabitants of the Town of *Cobourg* and its vicinity, praying for an alteration in the Charter of the University of King's College, *Toronto*.

Ordered, that the same do lie on the table.

From C. H. Morgan, and others, of Cobourg, for the alteration of the Charter of King's College;

The Honorable Mr. *Bruneau* presented a Petition from *Leon Lafontaine*, and others, inhabitants of the Parish of *Chambly*, praying for an Act authorising the use of Double

From L. Lafontaine, and others, for an Act to compel the use of the double Sleigh, presented.

Sleighs, and prohibiting other winter vehicles, &c., and the repeal of the Act of the last Session in reference thereto.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the Bill, intituled, "An Act to amend the Act incorporating the Bank of *Montreal*, by providing for the extension of the time limited for the paying up of the new stock of the said Bank," was read the third time.

Montreal Bank Charter amendment Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that the Master in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

A message was brought from the Legislative Assembly by the Honorable Mr. *Hincks*, and another, with a Bill, intituled, "An Act to impose duties on agricultural produce and live stock imported into this Province," to which they desire the concurrence of this House.

First Agriculture protection Bill.

The order of the day being read, for putting the House into a Committee of the whole upon the Bill, intituled, "An Act for better securing the independence of the Parliament of this Province," it was

Committee on Parliament Independence Bill, discharged till to-morrow.

Ordered, that the same be discharged, and that the said Bill do stand upon the orders of the day for to-morrow.

It was moved, that a Select Committee of five Members be appointed for the purpose of taking into consideration the Petition of *John Joseph*, Esquire, late Clerk of the Honorable the late Legislative Council of *Upper Canada*, praying for an investigation of his claim on account of the loss of his office in consequence of the re-union of the Provinces.

Motion to appoint a Committee on the Petition of J. Joseph, Esq.

The question of concurrence being put thereon,

It was resolved in the affirmative.

Motion agreed to.

Ordered, that the Committee be the Honorable Messieurs *Caron*, *Morris*, *Crooks*, *Bruneau*, *A. Dionne* and *Irving*, to meet and adjourn as they please.

Pursuant to the order of the day, the Bill, intituled, "An Act to Incorporate the Ladies of the Protestant Orphan Asylum of the City of *Montreal*," was read the second time.

Montreal Protestant Orphan Asylum Bill, read second time.

Ordered, that the said Bill be referred to a Select Committee of three Members.

Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *Mc Gill*, *Johette* and *Bruneau*, to meet and adjourn as they please.

The

House in
Committee on
Protested Bills
of Exchange
Bill.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House, on the Bill to ascertain damages on Protested Bills of Exchange and Promissory Notes, and to regulate the laws thereon, and to render them uniform throughout the Province, together with the Reports of the Select Committee thereon.

House re-
sumed.

After some time the House was resumed.

First Agricul-
ture Protection
Bill, read first
time.

The Bill, intituled, "An Act to impose duties on agricultural produce and live stock, imported into this Province," was read the first time.

Ordered, that the said Bill be read the second time on Monday next.

Niagara and
Gore Bounda-
ry Bill.

A Message was brought from the Legislative Assembly by Mr. *Thorburn*, and another, with a Bill, intituled, "An Act to amend the Act relating to the Boundary Line between the *Niagara and Gore* Districts," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time on Tuesday next.

Religious So-
cieties' Land
Bill.

A Message was brought from the Legislative Assembly by Mr. *Williams*, and another, with a Bill, intituled, "An Act to enable Religious Societies of all denominations of Christians in that part of the Province called *Upper Canada*, to hold the lands requisite for certain purposes therein mentioned," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time on Tuesday next.

Message from
his Excellency
on the Com-
mon School
Act, presented.

The Honorable Mr. *Sullivan* acquainted the House that he had a Message from His Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

C. T. METCALFE.

The Governor General informs the Honorable the Legislative Council, that in consequence of the Ordinance of the Governor and Special Council of Lower Canada, intituled, "An Ordinance to provide for the better internal Government of this Province, by the establishment of local or municipal authorities therein," not having been generally carried into effect, it became impracticable to carry out literally the Act of the Parliament of this Province, intituled, "An Act to repeal certain Acts therein mentioned, and to make further provision for the establishment and mainten-

ance of Common Schools," and that in *Upper Canada* also, the last mentioned Act has not generally been complied with, so as strictly to entitle many of the Districts to receive a share of the annual sum appropriated by the said Act for the establishment and maintenance of the Common Schools.

Under these circumstances, the Governor General, with the advice of the Executive Council, directed a distribution of money in aid of the purposes for which the said appropriation was made, as nearly as possible in conformity with the spirit and intention of the said Act, for the year one thousand eight hundred and forty-two, leaving a balance undistributed for that year in the hands of the Receiver General, and also leaving the whole sum appropriated for the year one thousand eight hundred and forty-three, to be distributed according to such provision as may be agreed upon in that behalf by the several Branches of the Legislature.

The Governor General transmits to the Honorable the Legislative Council herewith, copies of the several minutes of Council, under which the said distribution of the Common School money has been made, together with the accounts and other documents explanatory of the course directed by him, as before mentioned.

Government House,
Kingston, 25th October, 1843.

(For Documents accompanying Message, vide Sessional Papers, Letter Z.)

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

Friday, 27th Oct'r., 1843.

FRIDAY.

The Members convened, were:—

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs

De Blaquiere,

Mc Gill,

Sullivan,

Morris,

Fraser, Alexander,

Joliette,

Crooks,

Macaulay,

Hamilton,

Bruneau,

Ferrie,

The Honorable Messieurs

Knoulton,

McKay,

Roy,

Moore,

Dickson,

Dionne, Amable,

Dionne, Joseph,

Goodhue,

Irving,

Widmer,

Massue.

PRAYERS.

The

Petitions,

From G. Adams, and others, for an Act to incorporate St. Catharines;

The Honorable Mr. *Dickson* presented a Petition from *George Adams*, and others, inhabitants of the Village of *St. Catharines*, in the *Niagara* District, praying for an Act incorporating the said Village.

Ordered, that the same do lie on the table.

From L. Guillet, and another, for indemnification for losses as Commissioners for the erection of a Bridge over the River *Ste. Anne*.

The Honorable Mr. *J. Dionne* presented a Petition from *Louis Guillet*, and another, of *Batiscan*, praying for an indemnity for losses by them sustained in their capacity of Commissioners for the erection of a Bridge over the River *Ste. Anne*.

Ordered, that the same do lie on the table.

From McGill's College, for pecuniary aid, presented.

The Honorable Mr. *McGill* presented a Petition from the Governors of the University of *McGill's* College, and others, interested in the establishment of the said University, praying for such assistance as will be sufficient to provide for one Professorship in the faculty of Civil Law, and for three Professorships in the Arts.

Ordered, that the same do lie on the table.

The Honorable Mr. *Caron* enters.

An Address of thanks to His Excellency for his Message on Common School Bill, ordered.

Ordered, that an humble Address be presented to His Excellency the Governor General, to return him the thanks of this House for His Message of yesterday, transmitting certain documents on the subject of Common Schools.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General, with the said Address.

The Honorable Messieurs *Pemberton*, *Fergusson*, *McDonald*, *Taché* and *Walker* enter.

House in Committee on subject of Divorce.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House upon the Rules reported by the Select Committee appointed to prepare and submit to the House such regulations as may be deemed necessary on the subject of Divorce.

After some time the House was resumed.

Rules reported, and

And the Honorable Mr. *A. Fraser* reported from the said Committee, that they had gone through the said Rules and had directed him to report the same, without any amendment.

Which Rules being twice read by the Clerk, and the question of concurrence put on each, they were severally agreed to by the House, and it was,

Declared standing orders.

Ordered, that the said Rules be declared Standing Orders, and that they be entered on the Roll of Standing Orders of this House, and printed and published in both the English and French Languages in the *Canada* Gazette, for and during the remainder of the present Session of Parliament, to the end that all persons concerned, may the better take notice of the same.

A Message was brought from the Legislative Assembly by the Honorable Mr. *Moffatt*, and another, with a Bill, intituled, "An Act to incorporate the Ladies of the Committee of Management of the *Montreal* Lying-In Hospital," to which they desire the concurrence of this House.

Montreal Lying-In Hospital Bill.

The order of the day being read for putting the House into a Committee of the whole upon the Bill, intituled, "An Act for better securing the Independence of the Parliament of this Province," it was

Committee on Parliament Independence Bill discharged till Monday.

Ordered, that the same be discharged, and that the said Bill do stand upon the orders of the day for Monday next.

The Bill, intituled, "An Act to incorporate the Ladies of the Committee of Management of the *Montreal* Lying-In Hospital," was read the first time.

Montreal Lying-In Hospital Bill read first time.

Ordered, that the said Bill be read the second time on Monday next.

The Honorable Mr. *Sullivan*, by command of His Excellency the Governor General, presented to the House the Assessment Returns of *Upper Canada*, for the years ending 1842 and 1843.

Assessment Returns of Upper Canada, presented.

Ordered, that the same do lie on the table, and they are as follow:—

(*Vide Sessional Papers, Letters D. D.*)

Ordered, that the Honorable Mr. *Caron* be added to the Select Committee appointed to examine and report upon the contingent accounts of the Legislative Council, for the present Session.

Hon. Mr. Caron added to the Committee on Contingencies.

Ordered, that the Honorable Mr. *Bruneau* be added to the Select Committee, to whom has been referred the report of the acting Law Clerk, on Expired and Expiring Laws.

Hon. Mr. Bruneau added to the Committee on Expiring Laws.

The Honorable Mr. *Knoulton* presented a Petition from *Andrew Patton*, Land Waiter, attached to the Custom House at the Township of Stanstead, praying for an increase of Salary; also, a Petition from *W. W. Hitchcock*, and others, of the Township of *Hatley*, in the District of *St. Francis*, praying that a Road may be constructed from *Langmaid's Flat*, in *Hatley*, via the outlet of Lake *Magog*, to the City of *Montreal*; and also, a Petition from *Samuel Brooks*, and others, inhabitants of *Sherbrooke*, praying for aid to promote internal communication by means of a Plank Road from *Chambly* to *Granby*, and by other roads branching therefrom.

Petitions, From A. Patton, Land Waiter, for an increase of Salary; From W. W. Hitchcock, and others, of Hatley, for a road to Montreal;

From S. Brooks, and others, of Sherbrooke, for a road from Chambly to Granby;

Ordered, that the same do lie on the table.

The Honorable Mr. *Sullivan* presented a Petition from the Rev'd. *Francis Evans*, Rector of

From the Rev. E. Evans, and others, for authority to sell

a Reserve in the town of Simcoe;

of *Woodhouse*, and others, praying for an Act authorising the sale of an Episcopal Reserve, in the town of *Simcoe*, for certain purposes.

Ordered, that the same do lie on the table.

From the Rev. R. Whitwell, of St. Armand, for the amendment of the School Act;

The Honorable Mr. *Moore* presented a Petition from the Rev'd *Richard Whitwell*, and others, of the Parish of *St. Armand*, praying for the amendment of the Common School Act; and also, a Petition from *Curtis Goodwill*, and two others, Assessors for the District of *St. John's*, praying that they may be remunerated for their services in that capacity.

Ordered, that the same do lie on the table.

From C. Goodwill, and two others, Assessors, for remuneration, presented.

Adjourn.

The Speaker declared this House continued until Monday next, at three o'clock in the afternoon, the House so decreeing.

MONDAY.

Monday, 30th Oct'r., 1843.

The Members convened, were:

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs The Honorable Messieurs

<i>De Blaquiere,</i>	<i>Roy,</i>
<i>McGill,</i>	<i>Moore,</i>
<i>Sullivan,</i>	<i>Dickson,</i>
<i>Caron,</i>	<i>Dionne, Amable,</i>
<i>Pemberton,</i>	<i>Dionne, Joseph,</i>
<i>Fraser, Alexander,</i>	<i>Goodhue,</i>
<i>Joliette,</i>	<i>Sherwood,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Hamilton,</i>	<i>Widmer,</i>
<i>Bruneau,</i>	<i>Taché,</i>
<i>Ferrie,</i>	<i>Massue,</i>
<i>Knoulton,</i>	<i>Walker.</i>
<i>McKay,</i>	

PRAYERS.

Petitions,

From A. D. Fordyce, and others, of *Fergus*, for an amendment of the Charter of the King's College;

The Honorable Mr. *Fergusson* presented a Petition from *A. Dingwall Fordyce*, and others, inhabitants of *Fergus*, in the District of *Wellington*, praying for the amendment of the Charter of the University of King's College.

Ordered, that the same do lie on the table.

From A. Rea, and others, of *Compton*, for the re-establishment of Commissioners' Courts, &c. and

The Honorable Mr. *Knoulton* presented two Petitions from *Alexander Rae*, and others, inhabitants of the Township of *Compton*, praying for the re-establishment of the Commissioners' Courts, and the amendment of the Municipal Council Ordinance; also, praying for the amendment of the Common School Act; and also, a Petition from *A. W. Kendrick*, and others, inhabitants of the Township of *Compton*, praying that a Road may be constructed from *Langmaid's Flat*, in *Hatley*, via the outlet of *Lake Magog*, to the City of *Montreal*.

For the amendment of the Common School Act;

From A. W. Kendrick, and others, of *Compton*, for a road to *Montreal*, presented.

Ordered, that the same do lie on the table.

The Honorable Mr. *Sullivan*, by command of His Excellency the Governor General, presented to the House a statement of the Public debt of Canada.

Statement of the Public Debt, presented.

Ordered, that the same do lie on the table, and it is as follows:

(*Vide Sessional Papers, Letters E. E.*)

The Honorable Mr. *Caron* presented a Petition from *Fleury St. Jean*, and others, Citizens of *Montreal*, and proprietors in the *arrière fiefs Closse* and *la Gauchetière*, in the South Eastern part of *St. Lawrence Suburbs*, in the City of *Montreal*, praying for a commutation of the Seigniorial tenure under which they hold their lands.

Petitions, From F. St. Jean; and others, of *Montreal*, for a commutation of Seigniorial tenure;

Ordered, that the same do lie on the table.

The Honorable Mr. *Bruneau* presented a Petition from *Louis Senecal*, and others, inhabitants of the Parishes of *Longueuil* and *Boucherville*, praying for the repeal of the Act of last Session relating to Winter Vehicles, and for the restoration of the Ordinance of the Special Council of 1839, on the same subject.

From L. Senecal, and others, for the re-enactment of the Ordinance relating to Winter Vehicles;

Ordered, that the same do lie on the table.

The Honorable Mr. *Moore* presented a petition from *Francis Marie*, and others, inhabitants of *Faucault, Canada East*, praying to be indemnified for losses sustained by them at the hands of Brigands and Incendiaries.

From F. Marie, and others, for indemnification for losses by incendiaries;

Ordered, that the same do lie on the table.

The Honorable the Speaker presented a Petition from Samuel B. Harrison, Esquire, Barrister at Law, praying for the passing of an Act authorizing him to practise as an Attorney and Solicitor in this Province.

From Samuel B. Harrison, Esq. for authority to practise as an Attorney, &c.;

Ordered, that the same do lie on the table.

The Honorable Mr. *Dickson* presented a Petition from *George Adams*, and others, inhabitants of the *Niagara District*, praying that the time limited by Law for taking up the Stock of the *Niagara District Bank*, may be extended; and also, a Petition from *Thomas McDonald*, and others, inhabitants of the Village of *St. Catharines* in the *Niagara District*, praying that the Charter of the University of King's College may be amended.

From G. Adams, and others, for an extension of the time to take Stock in the *Niagara Bank*;

From T. McDonald, and others, of *St. Catharines*, that King's College Charter may be amended, presented.

Ordered, that the same do lie on the table.

The Honorable the Speaker presented to the House a general statement of the affairs of the *Gore Bank*, made up to Saturday the 14th October, 1843; and also, a general statement of the affairs of the *Montreal Fire, Life and Inland Navigation Assurance Company*, made up to 30th September, 1843.

Statements of the affairs of the *Gore Bank*, and

of the affairs of the *Montreal Assurance Company*, presented.

Ordered,

Ordered, that the same do lie on the table, and they are as follow:—

(For Gore Bank statement, vide Sessional Papers, Letter Y.)

(For Montreal Assurance Return, vide Sessional Papers, Letter I.)

The Honorable Mr. McGill, from the Select Committee to whom was referred the Bill, intituled, "An Act to incorporate the Ladies of of the Protestant Orphan Asylum of the City of Montreal," reported, that the Committee had gone through the said Bill, and had directed him to report the same to the House without any amendment.

Ordered, that the said Bill and report be committed to a Committee of the whole House.

Ordered, that the House be put into Committee upon the said Bill, and report immediately.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the last mentioned Bill, and the Report of the Select Committee thereon.

After some time the House was resumed.

And the Honorable Mr. Hamilton reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time to-morrow.

The Honorable Mr. Sullivan, from the Select Committee to whom was referred the Bill to repeal an Ordinance of Lower Canada, intituled, "An Ordinance concerning Bankrupts and the administration and distribution of their estates and effects," and to make provision for the same object throughout the Province of Canada, presented their Report.

Ordered, that it be received, and The same was then read by the Clerk as follows:—

Legislative Council, Committee Room, 30th October, 1843.

The Select Committee to whom was referred the Bill introduced into this Honorable House, intituled, "An Act to repeal an Ordinance of Lower Canada, intituled, 'An Ordinance concerning Bankrupts and the administration and distribution of their estates and effects,' and to make provision for the same object throughout the Province of Canada," having taken the said Bill into their most serious and mature deliberation, have the honor to report,

That, after having devoted several days to the consideration of its numerous and intricate details, and having availed themselves of the suggestions of many members connected with the mercantile profession throughout the Province, they have deemed it expedient, with a view to the equal protection of the debtor and the creditor, and to diminish the costs and expenses of the necessary proceedings in cases of Bankruptcy, to propose certain amendments, which with others, relating to minor details, will be found contained in the following paragraphs:

Page 2, line 23,—After "his" insert "moneys."

" " " "—After "chattels" insert "or other effects or assets."

" " " " 35,—After "trader" insert "or the duly accredited and appointed Agent or Attorney of any such creditor of such trader."

" " " " 40,—After "personally" insert "or, to some grown person belonging to his family or his establishment, at his usual place of business."

" " " " 50,—After "for such" insert "reasonable."

" " " " 36,—After the 8th Clause, insert CLAUSE A.

"And be it enacted, that in any case when any such trader so summoned as aforesaid shall, upon his said appearance, make a deposition in the form hereinbefore required, that he believes he has a good answer to the said demand, or to some and what part thereof, it shall and may be lawful for the Judge or Commissioner, on the application of the said trader, or of his creditor acting as aforesaid, to name one arbitrator; for the said trader to name a second, and for the creditor whose claim is disputed, to name a third, to arbitrate and adjudge between the parties, respectively, as to such demand; and in case either

Report of the Select Committee on the Montreal Protestant Orphan Asylum Bill, presented.

To be committed immediately.

House in Committee on last mentioned Bill.

Reported.

Third reading to-morrow.

Report of the Select Committee on Bankruptcy Bill.

The Report.

“ either the said trader or
 “ the creditor shall refuse
 “ or neglect to name an
 “ arbitrator as aforesaid on
 “ his behalf, then the said
 “ Judge or Commissioner
 “ shall nominate and appoint
 “ such arbitrator, and the
 “ award and determination
 “ of any two of them, the
 “ said arbitrators, shall be
 “ final and conclusive, un-
 “ less the same shall be set
 “ aside by the Court of
 “ Review, as hereinafter
 “ provided; and every such
 “ trader who shall not, with-
 “ in twenty-one days next
 “ after the filing with such
 “ Judge or Commissioner
 “ by such arbitrators of
 “ such award and determi-
 “ nation, pay or tender and
 “ offer to pay to his creditor
 “ the amount of the said
 “ award or determination,
 “ if against him, in whole
 “ or in part, or secure or
 “ compound for the same to
 “ the satisfaction of his
 “ creditor, every such tra-
 “ der shall be deemed to
 “ have committed an Act
 “ of Bankruptcy on the
 “ twenty-second day after
 “ the filing of such award
 “ and determination: Pro-
 “ vided a Commission of
 “ Bankruptcy shall issue
 “ against such trader with-
 “ in two months from the
 “ filing of the said affidavit
 “ of the creditor.”

Page 4, line 40,—After “him” insert “or
 “ on his behalf.”

“ “ “ 44,—After “Courts” insert “of
 “ this Province, or any
 “ Notary Public in and for
 “ that part of the Province
 “ heretofore called *Lower*
 “ *Canada*.”

“ “ “ 47,—After “Attorney” insert “or
 “ Notary.”

“ “ “ 50,—After “Attorney” insert “or
 “ Notary attending on be-
 “ half of such Trader.”

Page 4, line 51—After “as” insert “such.”

“ “ “ —After “Attorney” insert “or
 “ Notary.”

“ “ “ 54,—Leave out the 10th Clause.

“ 6, “ 5,—After “of” insert “Law or.”

“ “ “ 27,—After “Attorney” insert “or
 “ Notary, as aforesaid.”

“ “ “ 40,—Leave out “twelve” and
 insert “four.”

“ 7, “ 5,—Leave out “evidence” and
 insert “notice.”

“ “ “ 16,—Leave out from “saving” to
 “ passed” in the 21st line,
 inclusively.

“ “ “ 22,—Leave out “future.”

“ 8, “ 49,—Leave out from “or,” to
 “ Messenger,” in the 50th
 line, inclusively.

“ 9, “ 9 & 10,—Leave out “or Messen-
 “ ger.”

“ “ “ 19,—Leave out “or Messenger.”

“ “ “ 41, 42,—Leave out “or Messen-
 “ ger.”

“ “ “ 49,—Leave out “or Messenger.”

“ “ “ 54,—Leave out “or Messenger.”

“ 12, “ 30,—Leave out “or Messenger.”

“ 13, “ 26,—Leave out “either.”

“ “ “ 27,—After “number,” leave out
 “ or,” and insert “and.”

“ “ “ 49,—After the 31st Clause, insert,

CLAUSE B.

“ And be it enacted, that
 “ whenever it shall be
 “ deemed, by the said As-
 “ signees, advantageous for
 “ the interest of the credi-
 “ tors, to sell and dispose
 “ of any real estate belong-
 “ ing to the said Bankrupt,
 “ it shall be the duty of the
 “ Judge or Commissioner
 “ aforesaid, on the applica-
 “ tion of the Assignees to
 “ that effect, to appoint a
 “ day upon or after which
 “ a sale of such real estate
 “ shall or may take place,
 “ and to cause the said day
 “ to be duly advertised in
 “ the Gazette of *Canada*,
 “ and also in such other
 “ Newspaper or Newspa-
 “ pers and by such other
 “ public

“ public notifications as the
 “ said Judge or Commis-
 “ sioner shall see fit to ap-
 “ point, during at least four
 “ months, previous to such
 “ day, and to notify therein
 “ all parties having or pre-
 “ tending to have any claim
 “ to, upon, or relating to
 “ the same, to make known
 “ the nature and amount of
 “ such claim in writing, to
 “ the said Judge or Com-
 “ missioner, at least fifteen
 “ days before the day so
 “ appointed, in order that
 “ the same may be heard
 “ and determined, and if
 “ any claim to, upon, or re-
 “ lating to the same shall be
 “ so made within the period
 “ hereinbefore mentioned,
 “ the said Judge or Com-
 “ missioner shall proceed,
 “ after necessary proof and
 “ hearing of the parties, to
 “ adjudge and determine
 “ the same; and if such
 “ claim shall by such Judge
 “ or Commissioner be ad-
 “ mitted in whole or in
 “ part, such real estate
 “ shall be deemed subject
 “ to such claim in whole or
 “ in part, as so adjudged
 “ and determined, and sold
 “ and disposed of accord-
 “ ingly; and if no such
 “ claims shall be made
 “ within the time hereinbe-
 “ fore specified, or if such
 “ claims so made shall be
 “ wholly rejected or disal-
 “ lowed, such sale may
 “ take place on the day
 “ originally appointed or on
 “ such further day as may
 “ by the said Judge or
 “ Commissioner be ap-
 “ pointed for that purpose,
 “ and in all cases it shall
 “ and may be lawful for
 “ the said Assignees in
 “ their discretion, to effect
 “ such sale at any time
 “ after such notice as afore-

“ said, either by public auc-
 “ tion or private bargain,
 “ and upon such terms and
 “ conditions as to them
 “ may seem most advanta-
 “ geous to the interests of
 “ the said creditors, and
 “ any title to the said real
 “ estate, executed by the
 “ said Assignees according
 “ to the usual forms of law,
 “ after observing the form-
 “ alities aforesaid, shall be
 “ deemed to be valid
 “ against any future claim-
 “ ant as fully and effectual-
 “ ly as if the same had
 “ been effected under a
 “ writ of execution issuing
 “ out of any Court of law,
 “ and as if the said estate
 “ had been sold by the
 “ Sheriff under such writ,
 “ but subject nevertheless
 “ to all such claims and
 “ rights as would not be
 “ barred or avoided by a
 “ sale by the Sheriff under
 “ a writ of execution, un-
 “ der the laws now in force
 “ within this Province.”

Page 16, line 29. After the 37th Clause, in-
sert,

CLAUSE C.

“ And be it enacted, that
 “ if at such second general
 “ meeting of the said cre-
 “ ditors, and after the cre-
 “ ditors who may not have
 “ proved their debts at the
 “ first general meeting,
 “ have been allowed to
 “ prove and have proved
 “ the same, and the Bank-
 “ rupt has taken and sub-
 “ scribed the oath herein-
 “ before prescribed, and
 “ submitted to such exam-
 “ ination as aforesaid, two
 “ thirds of the creditors in
 “ number and value agree
 “ to compound with the
 “ said Bankrupt, such
 “ agreement shall be valid
 “ and effectual to all intents
 “ and

“ and purposes according
 “ to the tenor thereof, and
 “ equally binding upon the
 “ remaining third of the
 “ creditors aforesaid, and
 “ shall have the effect of
 “ superseding the said
 “ Commission of Bank-
 “ ruptcy from the date of
 “ such agreement, and the
 “ jurisdiction of the said
 “ Judge or Commissioner
 “ over the estate and effects
 “ of the said Bankrupt,
 “ shall thenceforth cease
 “ and determine.”

Page 16, line 49,—After “ in,” insert “ all.”

“ 17, “ 6,—Leave out “ or.”

“ 18, “ 4,—Leave out “ three,” and in-
 insert “ twelve.”

“ “ “ 4 & 5,—Leave out “ and not ex-
 ceeding twenty pounds.”

“ “ “ 8 & 9,—After “ such,” leave out
 “ last mentioned amount,”
 and insert “ twelve month’s
 “ wages or salary.”

“ “ “ 16,—Leave out “ two weeks,”
 and insert “ one month’s.”

“ “ “ 16 & 17,—Leave out “ and not
 “ exceeding forty shillings.”

“ “ “ 20 & 21,—Leave out “ the last
 “ mentioned amount,” and
 insert “ such one month’s
 “ wages.”

“ “ “ 26,—Leave out “ six,” and in-
 sert “ twelve.”

“ “ “ 29,—Leave out “ the,” and in-
 sert “ any.”

“ “ “ 40,—Leave out “ any officer or
 “ other person,” and insert
 “ the Sheriff of the Dis-
 “ trict.”

“ “ “ 41,—Leave out “ officer or per-
 “ son,” and insert “ Sheriff,
 “ or his Deputy or other of-
 “ ficer.”

“ “ “ 42,—Leave out “ such officer
 “ or person,” and insert
 “ the Sheriff or other offi-
 “ cer employed by him to
 “ execute such warrant.”

“ 19 “ 53,—After “ shall,” insert “ rea-
 “ sonably.”

“ 20 “ 51,—Leave out “ a misdemea-
 “ or,” and insert “ felony.”

Page 20, lines 52 & 53,—After “ liable,” leave
 out the remainder of the
 Clause, and insert “ in the
 “ discretion of the Court, to
 “ be imprisoned with or
 “ without hard labour in
 “ any common Gaol, for a
 “ term not to exceed one
 “ year, or in the Provincial
 “ Penitentiary, for any term
 “ not less than three nor
 “ more than five years.”

“ 21, “ 44,—After the 53rd Clause, in-
 sert,

CLAUSE D.

“ And be it enacted, that
 “ nothing in this Act con-
 “ tained, shall prevent any
 “ Judge or Commissioner,
 “ when two or more per-
 “ sons who are partners in
 “ trade as a firm, reside in
 “ different Districts in this
 “ Province to that in which
 “ any Commission of
 “ Bankruptcy shall be pro-
 “ secuted against such firm,
 “ from having jurisdiction
 “ over the said partner re-
 “ sident beyond the Dis-
 “ trict for which he is ap-
 “ pointed, as far as it re-
 “ lates to the interest or
 “ share of such partner in
 “ such firm, if such partner
 “ be included in such
 “ Commission, and it shall
 “ and may be lawful for the
 “ Judge or Commissioner,
 “ for the District in which
 “ any such other partner
 “ shall reside, to take and
 “ receive any examination
 “ or declaration, administer
 “ any oath or affirmation,
 “ or, otherwise take such
 “ proceedings in respect to
 “ such partner as may be
 “ taken, received or ad-
 “ ministered, by the Judge
 “ or Commissioner of the
 “ District in which the ori-
 “ ginal proceedings in
 “ Bankruptcy against the
 “ said firm have been pro-
 “ secuted: Provided al-
 “ ways

“ ways, that all such ex-
 “ amination, declarations,
 “ oaths, affirmations, or
 “ other such proceedings
 “ shall be taken down in
 “ writing, and be transmit-
 “ ted to the Judge or Com-
 “ missioner, by whom such
 “ Commission shall have
 “ been issued, to be, by
 “ him annexed to, and form
 “ part of the said Commis-
 “ sion; and provided also,
 “ that all such proceedings
 “ shall have been so taken
 “ with the permission and
 “ under the authority in
 “ writing, of the Judge or
 “ Commissioner by whom
 “ such Commission was
 “ issued.”

Page 22, line 10,—After “Bankrupt,” insert
 “ if such partner of, or per-
 “ son so jointly bound or
 “ liable with such Bank-
 “ rupt, has not been in-
 “ cluded in such Commis-
 “ sion of Bankruptcy, and
 “ provided always, that
 “ such Judge or Commis-
 “ sioner may in his discre-
 “ tion, grant such certifi-
 “ cate to any one or more
 “ partners or persons so
 “ jointly bound or liable,
 “ and refuse or suspend the
 “ same as hereinafter men-
 “ tioned, as to any other
 “ partner or person so
 “ jointly bound or liable.”

“ 22, “ 15,—Leave out “or.”

“ “ “ 16,—After “him,” insert “or.”

“ “ “ —After “pounds,” insert
 “ within that year.”

“ 23, “ 14,—Leave out from “and,” to
 the end of the Clause, in-
 clusively.

“ 26, “ 24,—After “record,” leave out
 “or,” and insert “or Nota-
 ry, and attested by the.”

“ “ “ 25 & 26,—Leave out “and attested
 “ by a Notary.”

“ “ “ 26.—Leave out “before.”

Page 27, line 27,—After the 68th Clause in-
 sert,

CLAUSE E.

“ And be it enacted, that
 “ the certificate of dis-
 “ charge obtained by any
 “ Bankrupt from any of the
 “ Commissioners, acting
 “ under the Ordinance
 “ hereinbefore recited, and
 “ by this Act repealed, at
 “ any time prior to the pass-
 “ ing of this Act, or under
 “ any Commission or war-
 “ rant in Bankruptcy, now
 “ subsisting or which shall
 “ have been issued before
 “ this Act shall come into
 “ operation or effect, shall
 “ from and after the pass-
 “ ing of this Act, be deem-
 “ ed valid and effectual, as
 “ a discharge to such Bank-
 “ rupt throughout this Pro-
 “ vince, from all debts due
 “ by him at the date of
 “ such Commission, and
 “ made provable under
 “ such Commission.”

Page 28, line 46,—After “sum,” insert “of.”

“ 29, “ 18,—Fill up the blank with “five.”

“ “ “ 29,—Fill up the blank with “one
 “ shilling.”

“ 30, “ 14,—Leave out “or Messen-
 “ ger.”

“ “ “ 22,—Leave out the 78th Clause.

“ 31, “ 27,—After “demand,” insert
 “ of the.”

“ 32, “ 47,—Leave out “for,” and in-
 sert “(or Notary), attend-
 “ ing on behalf of.”

“ “ “ 49,—After “Attorney,” insert
 “ (or Notary.)”

“ 34, “ 24,—Leave out “(or the Mes-
 “ senger appointed on the
 “ behalf.”

“ “ “ 31,—Leave out “or Messen-
 “ ger.”

The whole nevertheless humbly submitted.

R. B. SULLIVAN.

Chairman.

Ordered,

Bill and Report to be committed to-morrow.

Ordered, that the last mentioned Bill and the report thereon be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill and report to-morrow.

Petition from M. Powell, for a Pension, read.

Ordered, that the Petition of Mrs. *Margaret Powell*, widow of the late Major *Powell* of the 76th Regiment, praying that a retiring pension may be granted to her as the late House-keeper of the Executive Council of *Upper Canada*, be now read, and

The same was then read by the Clerk accordingly.

Order for reading the Agricultural Protection Bill a second time.

The order of the day being read for the second reading of the Bill, intituled, "An Act to impose duties upon Agricultural Produce and Live Stock imported into this Province."

Motion in amendment.

It was moved that the said Bill be now read the second time.

Which being objected to,

It was moved to leave out "now" and insert "this day three months."

Upon which debates ensued,

Debate adjourned.

Ordered, that the Debate be adjourned until to-morrow.

Committee on Parliament independence Bill discharged till Thursday.

The order of the day being read for putting the House into a Committee of the whole upon the Bill, intituled, "An Act for better securing the independence of the Parliament of this Province," it was

Ordered, that the same be discharged, and that the said Bill do stand upon the orders of the day for Thursday next.

Montreal Lying-in Hospital Bill read second time.

Pursuant to the order of the day, the Bill, intituled, "An Act to incorporate the Ladies of the Committee of Management of the Montreal Lying-in Hospital," was read the second time.

Ordered, that the said Bill be read the third time to-morrow.

Adjourn

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

TUESDAY.

Tuesday, 31st Oct'r., 1843.

The Members convened, were :

The Honorable, the *Vice-Chancellor*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Moore,</i>
<i>Mc Gill,</i>	<i>Dionne, Amable,</i>
<i>Sullivan,</i>	<i>Dionne, Joseph,</i>
<i>Caron,</i>	<i>Goodhue,</i>
<i>Fraser, Alexander, Irving,</i>	
<i>Fergusson,</i>	<i>Widmer,</i>
<i>Bruneau,</i>	<i>Taché,</i>
<i>Ferrie,</i>	<i>Massue,</i>
<i>McKay,</i>	<i>Walker.</i>
<i>Roy,</i>	

PRAYERS.

The Honorable Mr. *Alexander Fraser* presented a Petition from *John Johnston*, and others, inhabitants of the third Concession of the Township of *Cornwall*, praying for the establishment of a certain Boundary Line.

Petitions.
From J. Johnston, and others, of Cornwall, for the confirmation of a Boundary Line;

Ordered, that the same do lie on the table.

The Honorable Mr. *Goodhue* presented a Petition from *Alexander Rea*, Esquire, of the Township of *Compton*, praying for relief.

From A. Rea, of Compton, for relief;

Ordered, that the same do lie on the Table.

The Honorable Mr. *Walker* presented a Petition from *James G. Heath*, and others, Merchants of *Quebec*, praying that certain Duties paid by them upon the article of *Bastard Sugar* may be refunded.

From J. G. Heath, and others, of Quebec, that certain duties may be refunded, presented.

Ordered, that the same do lie on the table.

The Honorable Mr. *Sullivan*, by command of His Excellency the Governor General, presented to the House an Abstract of the Census and Statistical Return for *Upper Canada*.

Census and Statistical Return from U. Canada, presented.

Ordered, that the same do lie on the table, and it is as follows :

(*Vide Sessional Papers, Letters F. F.*)

The Honorable Mr. *Sullivan*, by command of His Excellency the Governor General, presented to the House returns to two Addresses of the ninth instant, on the subject of the Provincial Penitentiary, and on subjects connected with the Commissioner of Crown Lands and Surveyor General's Department.

Message from His Excellency in answer to Addresses on the Penitentiary and Crown Lands Office.

Ordered, that the same do lie on the table, and they are as follow:—

(*For information on the Penitentiary, vide Appendix No. 10.*)

(*For information on the Crown Lands, &c., vide Appendix No. 11.*)

Pursuant to the order of the day, the Bill intituled, "An Act to incorporate the Ladies

Montreal Protestant Orphan Asylum Bill.

"of the Protestant Orphan Asylum of the City of Montreal," and also the Bill, intituled, "An Act to incorporate the Ladies of the Committee of Management of the Montreal Lying-in-Hospital," were severally read the third time.

Montreal Lying-in Hospital Bill, read third time

The question being severally put, whether these Bills shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that the Master in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed these Bills without any amendment.

Pursuant to the order of the day, the Bill, intituled, "An Act to amend an Act relating to the Boundary Line between the *Niagara* and *Gore* Districts," was read the second time.

Niagara and Gore Boundary Line Bill read second time.

Ordered,

Ordered, that the said Bill be referred to a Select Committee of two Members.

Ordered, that the Committee be the Honorable Messieurs *Fergusson* and *Goodhue*, to meet and adjourn as they please.

Pursuant to the order of the day, the Bill, intituled, "An Act to enable Religious Societies of all denominations of Christians, in that part of the Province called *Upper Canada*, to hold the lands requisite for certain purposes therein mentioned," was read the second time.

The Honorable Mr. *Knoulton* enters.

Ordered, that the last mentioned Bill be referred to a Select Committee of four Members.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiere*, *Sullivan*, *Caron* and *Fergusson*, to meet and adjourn as they please.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House, upon the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects," and to make provision for the same object throughout the Province of *Canada*, together with the report of the Select Committee thereon.

After some time the House was resumed,

And the Honorable Mr. *Bruneau* reported from the said Committee, that they had taken the said Bill and report into consideration, had made some progress therein, and asked leave to sit again on the next sitting day.

Ordered, that leave be granted accordingly.

The Honorable Messieurs *Joliette*, *Macaulay*, *Hamilton*, *Dickson*, *Washburn* and *Draper*, enter.

A Message was brought from the Legislative Assembly by Mr. *Neilson*, and others, with a Bill, intituled, "An Act to authorise the Superior and Directors of the Seminary of *Quebec*, to acquire and hold a certain amount of property, in addition to that now held by them," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time on Friday next.

The Speaker declared this House continued until Thursday next, at one o'clock in the afternoon, the House so decreeing.

Thursday, 2d Nov'r., 1843. THURSDAY.

The Members convened, were:

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>McKay,</i>
<i>McGill,</i>	<i>Roy,</i>
<i>Sullivan,</i>	<i>Moore,</i>
<i>Caron,</i>	<i>Dickson,</i>
<i>Morris,</i>	<i>Dionne, Amable,</i>
<i>Fraser, Alexander,</i>	<i>Dionne, Joseph,</i>
<i>Joliette,</i>	<i>Goodhue,</i>
<i>Crooks,</i>	<i>Washburn,</i>
<i>Fergusson,</i>	<i>Draper,</i>
<i>Macaulay,</i>	<i>Irving,</i>
<i>Hamilton,</i>	<i>Widmer,</i>
<i>Bruneau,</i>	<i>Taché,</i>
<i>McDonald,</i>	<i>Massue,</i>
<i>Ferrie,</i>	<i>Walker.</i>
<i>Knoulton,</i>	

PRAYERS.

The Honorable the Speaker acquainted the House, that there was a Member without ready to be introduced. The Honble. Mr. de Boucherville, introduced.

When the Honorable *Pierre Boucher de Boucherville* was introduced, between the Honorable Messieurs *Bruneau* and *Amable Dionne*.

Then the Honorable Mr. *de Boucherville* presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and it was read as follows:—

PROVINCE OF }
Canada. } C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith. The Writ.

To Our trusty and well beloved *Pierre Boucher de Boucherville*, Esquire:—

GREETING:

KNOW YE, that as well for the especial trust and confidence We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs, which may the state and defence of Our Province of *Canada*, and the Church thereof concern, We have thought fit to summon you to the Legislative Council of Our said Province, and We do command you, the said *Pierre Boucher de Boucherville*, Esq., that all difficulties and excuses whatsoever laying aside, you be and appear, for the purposes aforesaid, in the Legislative Council of Our said Province, at all times

Referred to a Select Committee.

Religious Societies Lands Bill, read second time.

Referred to a Select Committee.

House in Committee on Bankruptcy Bill.

Progress reported, and leave granted to sit again.

Quebec Seminary Bill.

Adjourn.

times, whensoever and wheresoever Our Provincial Parliament may be in Our said Province convoked and holden: and this you are in no wise to omit.

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province of *Canada* to be hereunto affixed: Witness, Our right trusty and well beloved the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of Our Most Honorable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief in and over Our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, &c. &c. &c. At Our Government House, at *Kingston*, in our said Province of *Canada*, the twenty-seventh day of September, and in the year of our Lord, one thousand eight hundred and forty-three, and in the seventh year of our reign.

C. T. M.

By Command,

FELIX FORTIER,
C. C. in Chancery.

Sworn, and
takes his seat.

Then, the Honorable Mr. *de Boucherville* came to the table, and took and subscribed the oath prescribed by law, which was administered by *John F. Taylor*, Esquire, one of the Commissioners appointed under the Great Seal to administer the oath to the Members of the Legislature, and took his Seat accordingly.

Petitions,

From Rev. W. Anderson, and others, for aid to a Public School House in William Henry;

The Honorable Mr. *de Blaquiere* presented a Petition from the Reverend *W. Anderson*, and others, being the Rector, Church Warden and Select Vestry of Christ's Church, William Henry, praying for pecuniary aid to repair a Public School House in the said Town.

Ordered, that the same do lie on the table.

From D. B. Stevenson, and others, of Prince Edward against the removal of the Seat of Government;

The Honorable Mr. *Washburn* presented a Petition from *D. B. Stevenson*, and others, inhabitants of the District of *Prince Edward*, praying against the removal of the Seat of Government from *Upper Canada*.

Ordered, that the same do lie on the table.

The Honorable Mr. *Morris* presented a Petition from the Reverend *Donall McKenzie*, and others, inhabitants of the Townships of *Zorra*, *Nissouri* and *Oxford*; and also, from the Reverend *Alex. C. McColl*, and others, inhabitants of *Aldbrough*, in the *London District*, severally praying for the amendment of the Charter of the University of *King's College*; and also, a Petition from the Reverend *Alexander Mann*, and others, Members of the Presbyterian Church of *McNab* and *Horton*, in connexion with the Church of *Scotland*, praying that the Presbyterian Church Temporalities Bill may be passed into a law.

From the Rev. D. McKenzie, and others, of Zorra; and

From the Rev. A. C. McColl, and others, for the amendment of the Charter of King's College;

From the Rev. A. Mann, and others, of McNab, for a Church Temporalities Act;

Ordered, that the same do lie on the table.

The Honorable Mr. *Hamilton* presented a Petition from *Robert McGill*, and others, inhabitants of the Town of *Niagara* and its vicinity, praying for the amendment of the Charter of the University of *King's College*.

From R. McGill, and others, of Niagara, for the amendment of the Charter of King's College;

Ordered, that the same do lie on the table.

The Honorable Mr. *Dickson* presented a Petition from *Thomas Finland*, and others, Contractors on the *Hamilton* and *Brantford* Madadamized Road, praying for the payment of a certain amount of interest alleged to be due to them from the Commissioners.

From T. Finland, and others, for a certain sum due to them as Road Contractors, presented.

Ordered, that the same do lie on the table.

The House, according to order, was adjourned during pleasure, and was again put into a Committee of the whole House upon the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects," and to make provision for the same object throughout the Province of *Canada*, together with the Report of the Select Committee thereon.

House in Committee on Bankruptcy Bill.

After some time the House was resumed, and the Honorable Mr. *Bruneau* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same with several amendments.

Reported.

The Honorable Mr. *Sherwood* enters.

Then the amendments made by the Committee to the said Bill, being read twice by the Clerk, were agreed to by the House.

Ordered, that the last-mentioned Bill be engrossed, and that the same be read the third time on Tuesday next.

Third reading on Tuesday.

Ordered, that two hundred copies of the last-mentioned Bill be printed in the English language, and a similar number in the French language for the use of Members.

To be printed.

The

Petition from McPherson & Crane, of Kingston, against the Agriculture Protection Bill, presented.

The Honorable Mr. Walker presented a Petition from Messieurs *McPherson* and *Crane*, of *Kingston*, praying that the Act imposing duties upon Agricultural products may not immediately go into effect, as it would most injuriously affect existing Commercial Engagements.

Ordered, that the same do lie on the table.

Debate on the Agriculture Protection Bill.

Pursuant to the order of the day, the debate on the amendments proposed to be made on Monday last to the motion, that the Bill, intituled, "An Act to impose duties on Agricultural produce and live stock imported into this Province," be now read a second time, was resumed.

The question was put, whether "now" shall stand part of the said motion?

It was resolved in the affirmative.

Then the said Bill was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

The House, according to order, was adjourned during pleasure and was put into a Committee of the whole House on the last mentioned Bill.

After some time the House was resumed.

Reported.

And the Honorable Mr. *McDonald* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Third reading to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

Adjourn.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

FRIDAY.

Friday, 3d Nov'r., 1843.

The Members convened, were:—

The Honorable, the *Vice-Chancellor*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Roy,</i>
<i>Mc Gill,</i>	<i>Dickson,</i>
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Caron,</i>	<i>Dionne, Joseph,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Fraser, Alexander,</i>	<i>Sherwood,</i>
<i>Joliette,</i>	<i>Washburn,</i>
<i>Crooks,</i>	<i>Draper,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Macaulay,</i>	<i>Widmer,</i>
<i>Hamilton,</i>	<i>Taché,</i>
<i>Bruneau,</i>	<i>Massue,</i>
<i>Ferrie,</i>	<i>Walker,</i>
<i>Knoulton,</i>	<i>De Boucherville.</i>
<i>McKay,</i>	

PRAYERS.

The Honorable the Speaker informed the House, that a Commission had been issued under the Great Seal, to *John F. Taylor*, the elder, Esquire, appointing him a Master in Chancery.

J. F. Taylor, Senior, Esqr., appointed a Master in Chancery.

The said Commission was then read by the Clerk.

Ordered, that the same be entered upon the Journals, and it is as follows:—

PROVINCE OF }
Canada. } C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To our trusty and well beloved *John Fennings Taylor*, the elder, Esquire:—

GREETING:

KNOW YE, that reposing special trust and confidence in the fidelity, ability and integrity of you, the said *John Fennings Taylor*, We have nominated, constituted and appointed, and by these presents do nominate, constitute and appoint you, the said *John Fennings Taylor*, to be a MASTER IN THE CHANCERY of our Province of *Canada*, to attend Our Legislative Council of our said Province, and to do, perform and execute all such acts, services, matters and things in Our Parliament, as appertain to the said office, and as you shall be required and ordered to do, in the said office of Master in the Chancery, by Us, or by the said Legislative Council, sitting in Our Parliament of Our said Province; giving and granting to you power and authority to exercise and perform all the said duties of the said office, place and trust of Master in the Chancery of our said Province belonging; to have, hold, exercise and enjoy the said office of Master in the Chancery of Our said Province for and during Our will and pleasure, with all the rights, powers, authorities, fees, perquisites, profits and emoluments which to the said office do belong, or ought to belong or appertain.

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province to be hereunto affixed: Witness, Our right trusty and well beloved Sir *Charles Theophilus Metcalfe*, Baronet, G. C. B., one of Our Most Honorable Privy Council, Governor General of British North America, and Captain General

General and Governor in Chief in and over Our Provinces of *Canada, Nova Scotia, New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, &c.&c. &c. At *Kingston*, this thirty-first day of October, in the year of our Lord, one thousand eight hundred and forty-three, and in the seventh year of Our Reign.

C. T. M.

By Command,

D. DALY,
Secretary.

Recorded, 2nd November, 1843, Lib. AA.
Folio 528.

R. A. TUCKER.
Registrar.

Petitions,

From J. B. Daux, and others, of *St. Eustache*, for permission to use any kind of vehicles;

From R. Jones, and others, for a better communication between *William Henry* and *Drummondville*;

The Honorable Mr. *Joliette* presented a Petition from *Jean Baptiste Daux*, and others, inhabitants of the Parish of *St. Eustache*, praying for permission to use any kind of winter vehicle heretofore in use in *Lower Canada*; and also, a Petition from *R. Jones*, and others, inhabitants of the Parishes of *Sorel, St. Michel d'Yamaska*, and the *River David*; also of the Townships of *Upton, Grantham, Durham, Melbourne* and *Sherbrooke*, praying for the appointment of Trustees for the purpose of establishing better means of communication between *William Henry* and *Drummondville*.

Ordered, that the same do lie on the table.

From R. Akin, and others, for the reduction of Tolls on the Roads near *Montreal*;

The Honorable Mr. *de Boucherville* presented a Petition from *Robert Akin*, and others, inhabitants of the *Côtes St. Paul, St. Pierre* and *Tanneries des Rollands*, praying for the abolition of Tolls on Sundays, and a general reduction of the Tolls now taken on the Turnpike roads leading to *Montreal*; and also, a Petition from *A. Forbes*, and others, inhabitants of *Ste. Anne* and *Ste. Geneviève*, praying for the macadamization of the Road between the *Abord à Plouffe* and the upper end of the Island of *Montreal*.

Ordered, that the same do lie on the table.

From A. Wilson, and others, for the amendment of the Charter of King's College, presented.

The Honorable Mr. *Morris* presented a Petition from *Alexander Wilson*, and others, inhabitants of the District of *Brock*, praying for the amendment of the Charter of the University of King's College.

Ordered, that the same do lie on the table.

First Agriculture protection Bill read third time.

Pursuant to the order of the day, the Bill intituled, "An Act to impose duties, on Agricultural produce and live stock imported into this Province," was read the third time.

The Question was put whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the Bill, intituled, "An Act for better securing the Independence of the Parliament of this Province."

House in Committee on Parliament Independence Bill.

After some time the House was resumed.

And the Honorable Mr. *McKay* reported from the said Committee, that they had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Progress reported and leave granted to sit again.

Ordered, that leave be granted accordingly.

The Honorable Mr. *Draper* presented to the House a Bill to afford more effectual remedies to Judgment Creditors, and to abolish imprisonment for debt, except in cases of fraud.

Imprisonment for Debt Bill

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Adjourn.

Saturday, 4th Nov'r., 1843.

SATURDAY.

The Members convened, were:

The Honorable, the Vice-Chancellor, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Moore,</i>
<i>McGill,</i>	<i>Dickson,</i>
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Caron,</i>	<i>Dionne, Joseph,</i>
<i>Morris,</i>	<i>Goodhue,</i>
<i>Fraser, Alex.,</i>	<i>Sherwood,</i>
<i>Joliette,</i>	<i>Washburn,</i>
<i>Crooks,</i>	<i>Draper,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Hamilton,</i>	<i>Widmer,</i>
<i>Bruneau,</i>	<i>Taché,</i>
<i>Ferrie,</i>	<i>Massue,</i>
<i>Knoulton,</i>	<i>Walker,</i>
<i>McKay,</i>	<i>De Boucherville.</i>
<i>Roy,</i>	

PRAYERS.

The Bill, to afford more effectual remedies to Judgment Creditors, and to abolish imprisonment for debt except in cases of fraud, was read the first time.

Imprisonment for Debt Bill read first time.

Ordered, that the said Bill be referred to a Select Committee of five Members.

Ordered,

Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs Sullivan, Caron, Ferrie, Goodhue and Draper, to meet and adjourn as they please.

Petitions,

From the Bishop of Toronto, that the Bill for altering the Charter of King's College may not pass;

The Honorable Mr. Draper presented a Petition from the Honorable and Right Reverend the Lord Bishop of Toronto, praying that the proposed Bill, for altering the Charter of the University of King's College, may not be passed into a law.

From the Rev. D. Black, and others, that no Public aid may be given to McGill College; and

Ordered, that the same do lie on the table.

For the passing of the Presbyterian Church Temporalities Act, presented.

The Honorable Mr. Ferrie presented two Petitions from the Reverend David Black, and others, inhabitants of Ste. Thérèse de Blainville and its vicinity, praying that no pecuniary aid may be granted to the University of McGill College, Montreal; also, that the Queen may be addressed on the subject of modifying the Charter and withholding the Royal sanction from the Statutes of the said Institution; and that the Charter of the University of King's College may be amended; and also, praying for the passing of a Presbyterian Church Temporalities Act.

Returns of Baptisms, &c. in Gaspé, presented.

Ordered, that the same do lie on the table.

The Honorable the Speaker laid before the House a general statement and return of Baptisms, Marriages and Burials, in the District of Gaspé, for the year 1842.

Ordered, that the same do lie on the table, and it is as follows:—

(Vide Sessional Papers, Letter D.)

Quebec Seminary Bill read second time.

Pursuant to the order of the Day, the Bill, intituled, "An Act to authorize the Superior and Directors of the Seminary of Quebec, to acquire and hold a certain amount of property in addition to that now held by them," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

To be committed on Monday.

Ordered, that the House be put into a Committee upon the said Bill on Monday next.

House in Committee on Parliament Independence Bill.

The House, according to order, was adjourned during pleasure, and was again put into a Committee of the whole House upon the Bill, intituled, "An Act for better securing the Independence of the Parliament of this Province."

After some time the House was resumed.

Progress reported and leave granted to sit again.

And the Honorable Mr. McKay reported from the said Committee, that they had taken the said Bill again into consideration, had made some further progress therein, and asked leave to sit again on Monday next.

Ordered, that leave be granted accordingly.

A Message was brought from the Legislative Assembly, by the Honorable Mr. Attorney General Baldwin, and others, with a Bill, intituled, "An Act to restrain Party Processions in certain cases;" also, a Bill, intituled, "An Act for the discouragement of Secret Societies;" and also, a Bill, intituled, "An Act to provide for the calling and orderly holding of Public Meetings in this Province, and for the better preservation of the public peace thereat," to which they desire the concurrence of this House.

Party Processions Bill.

Secret Societies Bill.

Public Meetings Bill.

The Honorable Messieurs Macaulay and McDonald enter.

The Bill, intituled, "An Act to restrain Party Processions in certain cases;" and also, the Bill, intituled, "An Act for the discouragement of Secret Societies," were severally read the first time.

Party Processions Bill.

Secret Societies Bill read first time.

Ordered, that the said Bills be severally read the second time on Wednesday next.

Second reading on Wednesday.

The Bill, intituled, "An Act to provide for the calling and orderly holding of Public Meetings in this Province, and for the better preservation of the public peace thereat," was read the first time.

Public Meetings Bill read first time.

Ordered, that the said Bill be read the second time on Monday next.

Second reading on Monday.

A Message was brought from the Legislative Assembly, by the Honorable Mr. Attorney General Baldwin, and others, as follows:—

Message from the Legislative Assembly with an Address to the Queen on the Seat of Government brought up.

Legislative Assembly,

Saturday, 4th November, 1843.

Resolved—That the Address of this House to Her Majesty, on the subject of the Seat of Government be communicated to the Honorable the Legislative Council, by Message, and requesting their concurrence in the said Address.

Ordered, that the Honorable Mr. Baldwin do carry the said Message to the Honorable the Legislative Council.

Attest,

W. B. LINDSAY,

Clerk of Assembly.

The said Address to Her Majesty was then read by the Clerk, as follows:—

TO THE QUEEN'S MOST EXCELLENT MAJESTY. Most Gracious Sovereign:

The Address.

We, Your Majesty's dutiful and loyal Subjects, the Legislative Council and the Legislative Assembly of Canada, in Provincial Parliament

ment assembled, most humbly beg leave to approach Your Majesty with renewed expressions of our devoted attachment to Your Majesty's Royal Person and Government.

During the present Session of Your Provincial Parliament, Your Majesty's Governor General of this Province has, by Message, communicated to us, that Your Majesty's Imperial Government decline coming to a decision in favor of any place as the future Seat of Government for this Province, without the advice of the Provincial Legislature; and that Your Majesty's Ministers will be prepared to submit favorably to Your Majesty, such Addresses on this subject as may be presented by either or both of the Legislative Houses, in recommendation of either *Kingston* or *Montreal*, provided such recommendation should be accompanied by a parliamentary pledge to provide the necessary supply.

We assure Your Majesty, that we most deeply feel this additional proof of Your Majesty's Gracious desire to consult the wishes of Your *Canadian* people; and we most respectfully beg leave to submit to Your Majesty that we have, in compliance with the gracious wish thus expressed, taken this most important subject into our most careful and deliberate consideration; and that, in our opinion, it is expedient that the Seat of Your Majesty's Provincial Government, for this Province, should be at the City of *Montreal*.

We further beg leave most respectfully to assure Your Majesty, that upon Your Majesty, in the gracious exercise of Your Royal Prerogative, giving directions for the location of it at that place, we pledge ourselves to provide the necessary supply for the expenditure which may be expected to attend upon the establishment of the Seat of Government at that City.

It was moved, that the said Address be taken into consideration on Monday next.

In amendment, it was moved to expunge the whole after the word "that," in the original motion, and to insert, "the subject matter of the Message sent up from the Honorable the Legislative Assembly for the concurrence of this House, having during the present Session been considered and debated herein, and certain Resolutions and an Address to Her Majesty founded thereupon having been adopted and presented to His Excellency the Governor General, and His Excellency having graciously replied that he would transmit the same to be laid at the foot of the Throne, this

"House cannot without a departure from Parliamentary law and practice * * * * *"
 " * * * * * proceed to a reconsideration thereof."

After long debate,

The question of concurrence being put on the said motion in amendment,

It was resolved in the negative.

Same negatively.

The question being then put on the main motion,

It was resolved in the affirmative, and it was

Main motion agreed to.

Ordered, that the said Address be taken into consideration on Monday next.

To the decision of the House, in referring the Message from the Legislative Assembly, with an Address to Her Majesty on the subject of the Seat of Government, to the consideration of the House on Monday next,

Protest of fourteen Members thereon.

Dissentient—

Because, that question having, during the present Session, been fully discussed and decided upon in the Legislative Council, by the adoption of certain Resolutions and an Address to Her Majesty, cannot again without a departure from Parliamentary law and practice, * * * * * be taken up and debated in this House.

Legislative Council,

4th November, 1843.

W. MORRIS,
 WM. H. DRAPER,
 ROBERT DICKSON,
 P. B. DE BLAQUIERE,
 JNO. MACAULAY,
 JNO. HAMILTON,
 T. MCKAY,
 L. P. SHERWOOD.
 ROBERT S. JAMESON,
 JAMES CROOKS,
 ADAM FERGUSSON,
 JOHN McDONALD,
 ALEXANDER FRASER,
 SIMEON WASHBURN,

The Speaker declared this House continued until Monday next, at one o'clock in the afternoon, the House so decreeing.

Monday,

Motion to consider the Address on Monday.

Motion in amendment.

Adjourn.

MONDAY.

Monday, 6th Nov'r., 1843.

At half-past one o'clock, P.M., there were present:—

The Honorable Messieurs

Mc Gill,
Sullivan,
Caron,
Joliette,
Fergusson,
Bruneau,
Ferrie,
Knoulton,
Roy,
Moore,

The Honorable Messieurs

Dionne, Amable,
Dionne, Joseph,
Goodhue,
Sherwood,
Irving,
Widmer,
Taché,
Massue,
Walker,
De Boucherville.

The Members informed of the Resignation of the Speaker.

The Members were informed that the Honorable the *Vice-Chancellor* had tendered to His Excellency the Governor General his resignation of the office of Speaker of the Legislative Council; that His Excellency had been pleased to accept the same; and that at present a successor to the said office of Speaker had not been appointed by His Excellency.

Hon. Mr. Sherwood takes the chair.

Whereupon, the Honorable Mr. *Sherwood* was requested to take the Speaker's Chair for the purpose of a further adjournment until to-morrow, at one o'clock in the afternoon.

Adjourn.

The Honorable Mr. *Sherwood* then took the Chair accordingly, and by consent of the Members present, declared this House adjourned until to-morrow, at one o'clock in the afternoon.

TUESDAY.

Tuesday, 7th Nov'r., 1843.

At one o'clock, P.M., there were present:—

The Honorable Messieurs

Mc Gill,
Sullivan,
Caron,
Joliette,
Fergusson,
Bruneau,
Ferrie,
Roy,

The Honorable Messieurs

Moore,
Dionne, Joseph,
Goodhue,
Irving,
Massue,
Walker,
De Boucherville.

Members informed that a Speaker had not yet been appointed.

The Members were informed that His Excellency the Governor General had not yet filled up the vacancy occasioned by the retirement of the Honorable the *Vice-Chancellor* from the office of Speaker of the Legislative Council.

Hon. Mr. Ferrie takes the chair.

Whereupon, the Honorable Mr. *Ferrie* was requested to take the Speaker's Chair for the purpose of a further adjournment until to-morrow, at one o'clock in the afternoon.

The Honorable Mr. *Ferrie* then took the Chair accordingly, and by consent of the Members present, declared this House adjourned until to-morrow, at one o'clock in the afternoon.

Wednesday, 8th Nov'r., 1843. WEDNESDAY.

The Members convened, were:

The Honorable Messieurs

Mc Gill,
Sullivan,
Caron,
Joliette,
Fergusson,
Bruneau,
Ferrie,
Knoulton,
Roy,

The Honorable Messieurs

Moore,
Dionne, Amable,
Dionne, Joseph,
Goodhue,
Washburn,
Irving,
Taché,
Massue,
De Boucherville.

The House was informed that a Commission under the Great Seal had been granted to the Honorable *René E. Caron*, Esquire, appointing the said Honorable *R. E. Caron*, Esquire, the Speaker of this House.

Hon. Mr. R. E. Caron, appointed Speaker.

Whereupon, the Commission was read by the Clerk.

When the Honorable Mr. *Caron* took the Chair at the foot of the Throne, and it was

The Hon. Mr. Caron, takes the chair.

Ordered, that the Commission be put on the Journals, and that the Mace be appointed to be carried before him.

PROVINCE OF }

Canada. }

C. T. METCALFE.

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith. &c. &c. &c.

The Commission.

To Our trusty and well beloved *René Edouard Caron*, and one of the Members of the Legislative Council of Our said Province of Canada—

GREETING :

WHEREAS, in and by a certain Act of the Parliament of the United Kingdom of Great Britain and Ireland, made and passed in the Session held in the third and fourth years of Our Reign, and intituled, "An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada," it is, among other things in effect enacted, that the Governor of the Province of Canada shall have power and authority, from time to time, by an instrument

instrument under the Great Seal of Our said Province, to appoint one Member of the Legislative Council of the said Province to be Speaker of the said Legislative Council, and to remove him and appoint another in his stead: Know you, that We, trusting in your approved loyalty, fidelity, wisdom and discretion, have constituted and appointed, and by these presents do constitute and appoint you to be the Speaker of the said Legislative Council, of Our said Province, during Our Royal Pleasure, and your remaining a Member of the said Legislative Council, in the place of the Honorable Robert Sympton Jameson, resigned, with full power and authority to do and perform all such acts and things as to the said office it may of right and by law appertain to do and perform: Wherefore, We will and command you the said René Edouard Caron to attend and execute the duties of the said office with effect, and these Our Royal Letters Patent shall be your sufficient warrant and discharge in the behalf aforesaid.

In testimony whereof, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province to be hereunto affixed: Witness, Our right trusty and well beloved Sir Charles Theophilus Metcalfe, Baronet, G. C. B., one of Our Most Honorable Privy Council, Governor General of British North America, and Captain General and Governor in Chief in and over Our Provinces of Canada, Nova Scotia, New Brunswick, and the Island of Prince Edward, and Vice-Admiral of the same, &c. &c. &c. At Kingston, this eighth day of November, in the year of our Lord, one thousand eight hundred and forty-three, and in the seventh year of our reign.

C. T. M.

ROBERT BALDWIN,
Attorney General.

By Command,
D. DALY,
Secretary.

PRAYERS.

The Honorable Messieurs Fergusson and Washburn withdraw

The Honorable Mr. Massue presented a Petition from Benjamin Esty, and others, inhabitants of St. Eustache, St. Benoit, Isle Bizarre and Ste. Geneviève, praying that the House will not pass a Bill to grant to Hyacinthe St. Germain and J. Gaspard Laviolette, the exclusive privilege of a Toll-Bridge over the River Jesus, between St. Eustache and Ste. Rose.

Ordered, that the same do lie on the table.

The Honorable Mr. Ferrie presented a Petition from the Reverend Alexander Gale, and others, of the Town of Hamilton, praying for the further amendment of the Charter of the University of King's College.

Ordered, that the same do lie on the table.

The Honorable Mr. McGill presented a Petition from the Reverend Mark Willoughby, and others, inhabitants of the City of Montreal, praying that the seventh section of the Common School Act, may be so amended as to place, "Les Frères de la Doctrine Chrétienne," on the same footing as other foreigners with regard to their admissibility to certain offices under the said Act; also, a Petition from the Reverend John Bethune, D. D., and others, inhabitants of the City of Montreal, praying that the Holy Scriptures may be recognised as a Class Book in all Public Schools and Seminaries throughout this Province, so far as the children of Protestant parents are concerned; and also, a Petition from the Reverend Alexander Mathieson, D. D., the Minister and Congregation of St. Andrew's Church, Montreal, praying that the said Church may be exempted from the provisions of the Bill relating to the Temporalities of the Church of Scotland now before the Legislature.

Ordered, that the same do lie on the table.

The Honorable Mr. Bruneau presented a Petition from the Baron de Longueuil, and others, inhabitants of the Town of Dorchester and its vicinity, praying for the establishment of a Court of Quarter Sessions in the said Town, and also, that the Government will guarantee a loan, to be raised for the purpose of building a Gaol in the said Town.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the House proceeded to the consideration of the Address of the Legislative Assembly to Her Majesty on the subject of the future Seat of the Government of this Province.

Which being read by the Clerk,

It

It was moved to agree with the Legislative Assembly in the said Address, by filling up the blank with "Legislative Council and the,"

Adopted.

The question of concurrence being put thereon, the same was resolved unanimously in the affirmative.

Ordered, that the Speaker do sign the said Address, on behalf of this House.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint them that this House have agreed to the said Address, by filling up the blank with "Legislative Council and the."

An Address to His Excellency thereon ordered.

Ordered, that an Address be presented to His Excellency the Governor General, as follows:—

To His Excellency the Right Honorable SIR CHARLES THEOPHILUS METCALFE, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of Her Majesty's Most Honorable Privy Council, Governor General of British North America, and Captain General and Governor in Chief in and over the Provinces of Canada, Nova Scotia, New Brunswick, and the Island of Prince Edward, and Vice-Admiral of the same, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY:

We, Her Majesty's dutiful and loyal subjects, the Legislative Council

of Canada, in Provincial Parliament assembled, beg leave to approach Your Excellency, with our respectful request that you will be pleased to transmit our joint Address, on the subject of the future Seat of Her Majesty's Provincial Government for this Province, in such way as Your Excellency may deem fit, in order that the same may be laid at the foot of the Throne.

Sent to the Assembly for concurrence.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed the last mentioned Address to His Excellency the Governor General, to which they desire their concurrence.

Bankruptcy Bill read third time.

Pursuant to the order of the day, the Bill to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects, and to make provision for the same object throughout the Province of *Canada*," was read the third time.

The question was put whether this Bill shall pass.

It was resolved in the affirmative.

Passed.

Ordered, that the title be "An Act to repeal an Ordinance of *Lower Canada*, intituled, 'An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects,' and to make provision for the same object throughout the Province of *Canada*."

Title ordered.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill, to which they desire their concurrence.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House upon the Bill, intituled, "An Act to authorize the Superior and Directors of the Seminary of *Quebec* to acquire and hold a certain amount of property in addition to that now held by them."

House in Committee on Quebec Seminary Bill.

After some time the House was resumed, and the Honorable Mr. *Moore* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Reported.

Ordered, that the said Bill be read the third time to-morrow.

Third reading to-morrow.

Pursuant to the order of the day, the Bill, intituled, "An Act to provide for the calling and orderly holding of Public Meetings in this Province, and for the better preservation of the Public Peace thereat," was read the second time.

Public Meetings Bill read second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

To be committed presently.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House upon the said Bill.

House in Committee thereon.

After some time the House was resumed, and the Honorable Mr. *Amable Dionne* reported from the said Committee, that they had taken the said Bill into consideration, had made some progress therein, and had directed him to ask leave to sit again to-morrow.

Reported and leave granted to sit again to-morrow.

Ordered, that leave be granted accordingly.

Pursuant to the order of the day, the Bill, intituled, "An Act to restrain party processions in certain cases," was read the second time.

Party Processions Bill read second time.

Ordered,

Ordered, that the said Bill be committed to a Committee of the whole House.

To be committed presently.

Ordered, that the House be put into a Committee upon the said Bill presently.

House in Committee thereon.

The House, according to order, was adjourned during pleasure and was put into a Committee of the whole House upon the said Bill.

Reported.

After some time the House was resumed, and the Honorable Mr. *Joseph Dionne* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Third reading to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

Secret Societies Bill read second time.

Pursuant to the order of the day, the Bill, intituled, "An Act for the discouragement of "Secret Societies," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

To be committed presently.

Ordered, that the House be put into a Committee upon the said Bill presently.

House in Committee thereon.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House upon the said Bill.

Reported.

After some time the House was resumed, and the Honorable Mr. *Goodhue* reported from the Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Third reading to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

House in Committee on Parliament Independence Bill.

The House, according to order, was adjourned during pleasure and was again put into Committee of the whole House upon the Bill, intituled, "An Act for better securing the "Independence of the Parliament of this Province," together with the report of the Select Committee thereon.

Reported with amendments.

After some time the House was resumed, and the Honorable Mr. *Irving* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same with several amendments.

The said amendments were then read by the Clerk, as follows:—

The amendments.

Press, 1, line 12.—Leave out "passing of this "Act," and insert "End "of the present Parli- "ament."

" 1, " 14.—After "incapable of," leave out to the word "and;" in the 20th line.

Press, 2, line 27.—After "laws," leave out the remainder of the Clause, and insert, "Provided al- "ways, that nothing in "the foregoing enactment "shall extend or be con- "strued to extend to any "person, who being a "Member of the Execu- "tive Council, shall also fill "any of the following of- "fices: That is to say, of "Receiver General, In- "specter General, Secre- "tary of the Province, "Commissioner of Crown "Lands, Attorney Gene- "ral, Advocate General, "Solicitor General, Chair- "man of the Board of "Works, Registrar of the "Province or Surveyor "General."

" 2 " 41 and 42.—Leave out "shall "after the passing of this "Act, presume," and insert "who shall or may be "elected after the passing "of this Act, shall pre- "sume."

" 2 & 3, " —Leave out the third and fourth Clauses.

" 3, " 31.—After "Circuit Judges," insert "and all Clergymen "of the Church of *England* "or *Scotland*, and all "Priests and Ministers, ei- "ther according to the "rites of the Church of "*Rome*, or under any other "form or profession of re- "ligious faith or worship."

In Preamble, line 3.—Leave out "Parlia- "ment," and insert "Le- "gislative Assembly."

In the Title, Leave out "Parliament," and in- sert "Legislative Assem- "bly."

The said amendments being read the second time, and the question of concurrence put on each, they were severally agreed to by the House.

Ordered, that the said amendments be en- grossed, and the said Bill as amended, read the third time to-morrow.

Bill as amend- ed for third reading to-morrow.

Kingston Marine Railway Bill.

A Message was brought from the Legislative Assembly by Mr. Henry Smith, and others, with a Bill, intituled, "An Act to alter and amend the Act of Incorporation of the Kingston Marine Railway Company," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Morgan's Naturalization Bill.

A Message was brought from the Legislative Assembly by Mr. Morris, and others, with a Bill, intituled, "An Act to naturalize Cyprian Morgan and others," to which they desire the concurrence of this House.

The said Bill was read the first time.

Report of the Select Committee on the Niagara and Gore Boundary Bill.

The Honorable Mr. Goodhue, from the Select Committee to whom was referred the Bill, intituled, "An Act to amend the Act relating to the Boundary Line between the Niagara and Gore Districts" reported, that the Committee had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill and Report be committed to a Committee of the whole House.

To be committed presently.

Ordered, that the House be put into a Committee upon the said Bill and Report presently.

House in Committee thereon.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House upon the said Bill.

Reported.

After some time the House was resumed, and the Honorable Mr. Taché reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Third reading to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

Message from the Assembly agreeing to the Address to His Excellency on Seat of Government.

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General Baldwin, and others, as follows:—

Legislative Assembly,

Wednesday, 8th November, 1843.

Resolved, that a Message be sent to the Honorable the Legislative Council, acquainting their Honours that this House hath agreed to the Address to His Excellency the Governor General, requesting His Excellency to transmit the Joint Address to Her Majesty on the subject of the Seat of Government, to Her Majesty's Principal Secretary of State for the Colonies, in order that it may be laid at the foot of the Throne.

Ordered, that the Honorable Mr. Baldwin do carry this Message to the Legislative Assembly.

Attest,

W. B. LINDSAY,

Clerk of Assembly.

Ordered, that the said Addresses be presented to His Excellency the Governor General by the whole House.

To be presented by the whole House.

Ordered, that the Honorable Messieurs McGill and Bruneau do wait on His Excellency the Governor General, humbly to know what time His Excellency will please to appoint to be attended with the said Addresses.

Ordered, that the Honorable Mr. Joliette be added to the Select Committee, to whom was referred the report of the Acting Law Clerk on expired and expiring Laws.

A Member added to the Committee on Law Clerk's Report.

Ordered, that the Honorable Messieurs Joliette and Bruneau be added to the Select Committee to whom has been referred the Bill, intituled, "An Act for taking the Census of the Inhabitants of Lower Canada and for obtaining certain Statistical information therein mentioned."

Members added to the Committee on Census Bill.

Ordered, that one hundred copies of the Report of the Board of Works be printed in the English language, and a similar number of copies in the French language, for the use of the Members.

Report of the Board of Works to be presented.

Ordered, that the Honorable Messieurs Bruneau, Massue and de Boucherville, be added to the Select Committee appointed to examine and report upon the Contingent Accounts of this House for the present Session.

Members added to the Committee on Contingencies.

Ordered, that the Honorable Messieurs Bruneau, Massue and de Boucherville, be added to the Select Committee appointed to peruse and perfect the Journals of the House for this and former Sessions.

Members added to the Committee on Journals.

The Honorable Mr. A. Dionne presented a petition from Charles Cazeau, and others, Culters, residing in the City of Quebec, praying for the adoption of certain suggestions in relation to the Act regulating the inspection and measurement of timber.

Petition, From C. Cazeau, and others, of Quebec, for certain Provisions in Timber inspection, &c. presented.

Ordered, that the same do lie on the table.

The Honorable Mr. Sullivan, by command of His Excellency the Governor General, presented to the House a Statistical Report on Education in Canada East, for the year, 1842.

Report on Education, &c. Canada East for 1842, presented.

Ordered, that the same do lie on the table, and it is as follows:—

(Vide Sessional Papers, Letter Z.)

The

Adjourn.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

THURSDAY.

Thursday, 9th Nov'r., 1843.

The Members convened, were :

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>Mc Gill,</i>	<i>Dionne, Joseph,</i>
<i>Sullivan,</i>	<i>Goodhue,</i>
<i>Joliette,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Taché,</i>
<i>Knoulton,</i>	<i>Massue,</i>
<i>Moore,</i>	<i>De Boucherville.</i>
<i>Dionne, Amable,</i>	

PRAYERS.

The Hon. Mr. *Mc Gill* reported, that the Hon. Mr. *Bruneau* and himself had waited upon His Excellency the Governor General, humbly to know what time His Excellency would please to appoint to be attended with the joint Addresses on the subject of the Seat of Government, and that His Excellency had named to-morrow, at two o'clock in the afternoon, for that purpose.

Committee Report the time His Excellency will be attended with the addresses on the Seat of Government.

Ordered, that the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that His Excellency the Governor General has appointed to-morrow, at two o'clock P. M., at the Government House, to be attended with the Addresses of both Houses, and that the Legislative Council do intend to be there at that time.

The Assembly informed thereof.

Quebec Seminary Bill,

Pursuant to the order of the day the Bill, intituled, "An Act to authorize the Superior and Directors of the Seminary of *Quebec* to acquire and hold a certain amount of Property in addition to that now held by them;" also, the Bill, intituled, "An Act to restrain Party Processions in certain cases;" and also, the Bill, intituled, "An Act for the discouragement of Secret Societies," were severally read the third time.

Party Processions Bill, and

Secret Societies Bill read third time.

The question being severally put, whether these Bills shall pass ?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed these Bills without any amendment.

Parliament Independence Bill, as amended, read third time.

Pursuant to the order of the day, the Bill, intituled, "An Act for better securing the Independence of the Parliament of this Province," was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass ?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill with several amendments, to which they desire the concurrence of the Assembly.

Sent to Assembly for concurrence.

Pursuant to the order of the day, the Bill intituled, "An Act to amend the Act relating to the Boundary Line between the *Niagara* and *Gore* Districts," was read the third time.

Niagara and Gore Boundary Bill read third time.

The question was put, whether this Bill shall pass ?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

The House, according to order, was adjourned during pleasure, and was again put into a Committee of the whole House upon the Bill, intituled, "An Act to provide for the calling and orderly holding of Public Meetings in this Province, and for the better preservation of the public peace thereat."

House in Committee on Public Meetings Bill.

After some time the House was resumed, and the Honorable Mr. *A. Dionne* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same with a certain amendment.

Reported with an amendment.

The said amendment was then read by the Clerk, as follows:—

Press. 2, line 17,—Leave out "eight," and insert "three."

The said amendment being read the second time, and the question of concurrence put thereon, the same was agreed to by the House.

Amendment agreed to.

Ordered, that the said amendment be engrossed, and the said Bill, as amended, read the third time this day.

Third reading this day.

Pursuant to the order of the day the Bill, intituled, "An Act to alter and amend the Act of Incorporation of the *Kingston* Marine Railway Company" was read the second time.

Kingston Marine Railway Bill read second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

To be committed presently.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the said Bill.

House in Committee thereon.

After

Reported, and leave asked to sit again.

After some time the House was resumed, and the Honorable Mr. *Massue* reported from the said Committee, that they had taken the said Bill into consideration, had made some progress therein and asked leave to sit again.

Question negatived.

The question of concurrence being put, whether leave be granted to the Committee to sit again on the said Bill, it was resolved in the negative.

Referred to a Select Committee.

Ordered, that the last mentioned Bill be referred to a Select Committee of three Members.

Ordered, that the Committee be the Honorable Messieurs *McGill*, *Bruneau* and *Moore*, to meet and adjourn as they please.

Petition, From the Bishop of Montreal, for the Incorporation of the Quebec Church Society, presented.

The Honorable the Speaker presented a Petition from the Right Reverend the Lord Bishop of *Montreal*, and others, inhabitants of *Lower Canada*, praying for the passing of an Act to Incorporate them by the name of "the Church Society for the Diocese of *Quebec*."

Ordered, that the same do lie on the table.

The House was adjourned during pleasure.

The House was resumed.

Public Meetings Bill as amended, read third time.

Pursuant to order, the Bill intituled, "An Act to provide for the calling and orderly holding of Public Meetings in this Province, and for the better preservation of the public peace thereat," was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass?

Passed.

It was resolved in the affirmative.

Sent to the Assembly for concurrence.

Ordered, that one of the Masters in Chancery, do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill with an amendment, to which they desire their concurrence.

Member added to Public Officers new Commission Bill.

Ordered, that the Honorable Messieurs *Taché* and *de Boucherville* be added to the Select Committee to whom has been referred the Bill, intituled, "An Act to exempt Public Officers from the expense of new Commissions on the demise of the Crown."

Adjourn.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Friday, 10th Nov'r., 1843.

FRIDAY.

The Members convened, were:

The Honorable *René E. Caron*, Speaker :

- | | |
|-------------------------|-------------------------|
| The Honorable Messieurs | The Honorable Messieurs |
| <i>McGill,</i> | <i>Dionne, Joseph,</i> |
| <i>Sullivan,</i> | <i>Goodhue,</i> |
| <i>Joliette,</i> | <i>Irving,</i> |
| <i>Bruneau,</i> | <i>Taché,</i> |
| <i>Knoulton,</i> | <i>Massue,</i> |
| <i>Moore,</i> | <i>De Boucherville.</i> |
| <i>Dionne, Amable,</i> | |

PRAYERS.

The Honorable Mr. *Knoulton* presented a Petition, From *H. Robinson*, and others, inhabitants of the Townships of *Stukely*, *Ely* and *Brompton*, praying for a grant of money to complete a Road from *Melbourne* to the main road from *Sherbrooke* and *Montreal*;

Ordered, that the same do lie on the table.

The Honorable Mr. *Irving* presented a Petition from *Kenneth Cameron*, and others, of the Township of *Thorah*, praying for the construction of a road from *Windsor Harbour*, on *Lake Ontario*, to the *Narrows* of *Lake Simcoe*;

Ordered, that the same do lie on the table.

The Honorable Mr. *de Boucherville* presented a Petition from *Dr. William D'Eschambault*, of *Laprairie*, praying for indemnity for his services as Commissioner for trying the contested Election of *Olivier Berthelet*, Esquire, of *Montreal*, in 1833.

Ordered, that the same do lie on the table.

The Honorable the Speaker presented a Petition from the Honorable *R. W. Harwood*, and others, inhabitants of the County of *Vaudreuil*, praying that in the proposed Judicature Bill, Circuit Courts may be continued in that County as heretofore.

Ordered, that the same do lie on the table.

Ordered, that the Honorable Messieurs *Bruneau*, *Goodhue*, *Moore*, *Irving* and *Massue* be added to the Select Committee to whom has been referred the Bill, intituled, "An Act to fix the period for holding the Courts of General Quarter Sessions of the Peace, in that part of the Province formerly *Upper Canada*."

The House was adjourned during pleasure.

The House was resumed.

The Honorable the Speaker reported, that both Houses of Parliament did, this day, present to His Excellency the Governor General their humble Address to Her Majesty, and also,

The Speaker reports the answer of His Excellency to the Joint Address on Seat of Government

also, their Address to His Excellency respecting the Seat of Government; to which His Excellency was pleased to return the following answer :—

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly.

I will transmit your joint Address to Her Majesty's Secretary of State, in order that it may be laid at the foot of the Throne.

The Address and answer ordered to be printed.

Ordered, that the said Addresses, together with His Excellency the Governor General's answer thereto, be forthwith printed and published in both languages.

House cleared.

Ordered, that the House be cleared.

Motion to read the amendment to the motion of Saturday the 4th instant, on the Address of the Assembly on Seat of Government.

It was moved, that the motion in amendment made on the 4th instant, to the motion, "That the Address of the Legislative Assembly to Her Majesty on the subject of the Seat of Government, be taken into consideration on Monday next," be now read.

Same agreed to.

The question of concurrence being put, the same was carried in the affirmative.

The said motion, in amendment, was then read accordingly.

Motion to expunge certain words.

It was then moved, that all the words in the said motion in amendment, after "practice," in the eleventh line, to "proceed," in the twelfth line, be expunged.

Consideration of the motion postponed.

Ordered, that the consideration of the said motion be postponed until Monday next.

The protest of certain members thereon read.

It was moved, that the protest entered on the Journals of this House, on the 4th instant, be now read.

The question of concurrence being put, the same was carried in the affirmative.

The said protest was then read by the Clerk accordingly.

Motion to expunge certain words.

It was then moved, that all the words in the said protest after "practice and" in the seventh line, to "be," in the eighth line, be expunged.

Consideration of the motion postponed.

Ordered, that the consideration of the said motion be postponed until Monday next.

Cataragui Bridge Bill.

A Message was brought from the Legislative Assembly by Mr. Cartwright, and others, with a Bill, intituled, "An Act to amend the Charter of the Cataragui Bridge Company."

The said Bill was read the first time.

Ordered, that the said Bill be read the second time on Monday next.

Power given to the Committee on Contingencies and the

Ordered, that the Select Committee appointed to peruse and perfect the Journals of the House for this and former Sessions; and also,

the Select Committee appointed to examine and report upon the Contingent Accounts of the Legislative Council of the present Session, have power to report from time to time.

The Honorable Mr. McGill, from the Select Committee to whom was referred the Bill, intituled, "An Act to alter and amend the Act of Incorporation of the Kingston Marine Railway Company," presented their Report.

Ordered, that it be received, and

The same was then read by the Clerk, as follows :—

*Legislative Council, Committee Room,
9th November, 1843.*

The Select Committee to whom was referred the Bill from the Assembly, intituled, "An Act to alter and amend the Act of Incorporation of the Kingston Marine Railway Company," have the honor to report:

That having examined the said Bill, they are of opinion that the following amendments ought to be made to the said Bill.

Press. 1, line 25.—After "expedient," insert "Provided always, that all such real estate or property to be at any time held by the said Company, shall not exceed in its yearly value, the sum of five thousand pounds currency."

" " " 30.—After "be, insert "as."

" " " 31.—After "whatsoever," insert "as if the powers and authorities conferred by this Act, had been conferred by the Act above mentioned, and as if the said Deeds Conveyances, Leases, Agreements or Contracts had been made by, with, or in the name of the said corporation."

" 2, " 1.—After "same," insert "Provided always, that nothing in the said hereinbefore mentioned Act, or in this Act contained, shall be held to authorise or warrant the said corporation to act as Bankers, or to issue or keep in circulation, notes
" in

Journals to report from time to time.

Report of the Select Committee on Kingston Marine Railway Bill, presented.

The Report.

"in the nature of Bank
"notes, or to make such
"notes valid in law if is-
"sued by, or in the name
"of the said corporation."

The whole nevertheless, humbly submitted.

P. MCGILL.
Chairman.

Ordered, that the last mentioned Bill be re-
committed to a Committee of the whole House
together with the report of the Select Commit-
tee thereon.

Ordered, that the House be again put into a
Committee upon the said Bill, and the report
thereon on Monday next.

To be commit-
ted on Mon-
day next.

First Report of
the Select
Committee on
the Contingent Ac-
counts.

The Honorable Mr. *Bruneau*, from the Se-
lect Committee appointed to examine and re-
port upon the Contingent Accounts of the Le-
gislative Council for the present Session, pre-
sented their first report.

Ordered, that it be received, and

The same was then read by the Clerk, as
follows :—

Legislative Council, Committee Room,
10th November, 1843.

The Report.

The Select Committee to whom were re-
ferred the Contingent Accounts of Your Hon-
orable House, have the honor to make their
first report.

Your Committee, in examining the said Ac-
counts, perceive that the Writing Clerk, who
performs the duties of French Translator to
Your Honorable House, is paid by monthly
salary from the Contingent Funds of the House
and not by Warrant, as is the case with the
French Translator to the Honorable the Le-
gislative Assembly.

Your Committee having taken into con-
sideration the necessity of having for the con-
venience of the Members of Your Honorable
House a French Translator, who shall be re-
garded as one of the permanent establishment
of this House, and who shall assist in the ge-
neral business of the office, as well during the
Session as during the recess, recommend that
a competent person be appointed to that office,
to be placed on the same footing as to the
period and manner of payment as the law
Clerk and English Translator, and to take
rank next to that officer in the list of the per-
manent officers of Your Honorable House.

Your Committee further recommend, that it
be also the duty of the French Translator, to

prepare and make up a daily copy of the Jour-
nals and other proceedings of the House in
the French language, as now performed by the
Writing Clerk, who has hitherto performed the
duties of French Translator.

The whole nevertheless, humbly submitted.

Frs. P. BRUNEAU.
Chairman.

Ordered, that the said Report be taken into
consideration on Monday next.

To be consid-
ered on Mon-
day next.

The Honorable Mr. *Sullivan*, by command
of His Excellency the Governor General, pre-
sented to the House, statements of the affairs
of the Provincial Penitentiary for the years
1842 and 1843.

Statement of
the affairs of
the Peniten-
tiary, present-
ed.

Ordered, that the same do lie on the table,
and they are as follow :—

(For Statements, *vide* Sessional Papers,
Letters G. G.)

Ordered, that the Honorable Mr. *Joseph
Dionne* be added to the Select Committee to
whom has been referred the Bill, intituled,
"An Act for taking the Census of the Inhabi-
tants of *Lower Canada*, and for obtaining
"certain Statistical information therein men-
"tioned."

A Member
added to the
Committee on
Census Bill.

Ordered, that the Honorable Messieurs
Joliette and *de Boucherville* be added to the
Select Committee to whom has been referred
the Petition of *John Joseph*, Esquire, late Clerk
of the Honorable the late Legislative Council
of *Upper Canada*, praying for an investigation
of his claim on account of the loss of his office
in consequence of the Union of the Provinces.

Members add-
ed to the Com-
mittee on J.
Joseph's Pe-
tition.

Ordered, that the Honorable Messieurs *Br-
uneau*, *Moore* and *Irving* be added to the Select
Committee to whom has been referred the Bill,
intituled, "An Act to exempt Public Officers
"from the expense of new Commissions on the
"demise of the Crown."

Members add-
ed to the Com-
mittee on Pub-
lic Officers
New Commis-
sion Bill.

Ordered, that the Honorable Mr. *Joliette* be
added to the Select Committee appointed to
examine and report upon the Contingent Ac-
counts of the Legislative Council for the pre-
sent Session.

Member added
to the Com-
mittee on Con-
tingencies.

Ordered, that the Honorable Messieurs
McGill, *Sullivan* and *Goodhue*, be added to the
Select Committee to whom has been referred
the Bill, intituled, "An Act to enable Courts of
"Law in that part of this Province called *Up-
per Canada*, to give relief against adverse
"claims made upon persons having no interest
"in the subject of such claims."

Members add-
ed to the Com-
mittee on Ad-
verse Claims
Relief Bill.

The

Adjourn.

The Speaker declared this House continued until Monday next, at one o'clock in the afternoon, the House so decreeing.

MONDAY.

Monday, 13th Nov'r., 1843.

The Members convened, were :

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs The Honorable Messieurs

Sullivan, *Goodhue,*

Joliette, *Irving,*

Bruneau, *Taché,*

Moore, *Massue,*

Dionne, Amable, *De Boucherville.*

Dionne, Joseph,

PRAYERS.

Ordered, that the House be cleared.

Order read for considering the amendment to the motion of the 4th Instant, on the Address on the Seat of Government.

The order of the day being read for taking into consideration the motion in amendment, made on the fourth instant to the motion, "that the Address of the Legislative Assembly to Her Majesty on the subject of the Seat of Government, be taken into consideration on Monday next:"

Motion to expunge certain words.

It was moved, that all the words in the said motion, in amendment, after "Practice," in the 11th line, to "proceed," in the 12th line, be expunged.

The question of concurrence being put on the said motion, it was

Same agreed to.

Resolved, in the affirmative, and

Ordered, accordingly.

The order read for considering the Protest of certain Members thereon.

The order of the day being read, for taking into consideration the Protest entered on the Journals of this House on the fourth instant :

It was moved,

Motion to expunge certain words.

That all the words in the said Protest after "practice and" in the 7th line, to "be," in the 8th line, be expunged.

The question of concurrence being put on the said motion, it was,

Same agreed to

Resolved, in the affirmative, and

Ordered, accordingly.

Petitions, From C. Thompson, and others, of Scarborough, that the Presbyterian Church Temporalities Bill may not pass;

The Honorable Mr. *Moore* presented a Petition from *Christopher Thompson*, and others, Trustees of the Presbyterian Congregation of *Scarborough*, praying that the Presbyterian Church Temporalities Bill may not pass without certain alterations; and also, a Petition from the Revd. *Andrew Balfour*, and others, inhabitants of the County of *Shefford*, praying for the construction of a Road from *St. Johns* to *Waterloo*, in the said County.

From the Rev A. Balfour, and others of Shefford, for a Road from St. John's to Waterloo, presented.

Ordered, that the same do lie on the table.

Ordered, that the last mentioned Petition be read. Last Petition read.

The same was then read by the Clerk accordingly.

The Honorable Mr. *Irving* presented a Petition from *Hugh Urquhart*, and others, inhabitants of the Township of *Cornwall* and its vicinity; and also, a Petition from *James Wylie*, and others, of the Township of *Ramsay*, in the *Bathurst* District, severally praying for some enactments of the Legislature, by which all the leading sections of the community may be represented in King's College, and not to be subject to the exclusive management and influence of a single religious denomination.

Petitions, From H. Urquhart, and others, of Cornwall, and From J. Wylie, and others, of Bathurst District, for an alteration in the Charter of King's College, presented.

Ordered, that the same do lie on the table.

The Select Committee to whom it was referred, to peruse and perfect the Journals of this and former Sessions, presented their first report. First Report of the Committee on the Journals, presented.

Ordered, that it be received, and

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room, The Report.
10th November, 1843.

The Select Committee to whom it was referred to peruse and perfect the Journals of this and every former Parliament, have the honor to make their first report.

That they have carefully examined the Journals as printed in the English language by Mr. *Stanton*, and in the French language by Messrs. *Cary* and *Desbarats*, and the binding thereof, and have much satisfaction in expressing their complete approval of the manner in which they have been severally executed.

Your Committee having been informed of the appointment of Mr. *Stanton* to the office of Collector of the Customs at *Toronto*, recommend that for the future, the printing of the Journals of Your Honorable House in the English language, be given to Her Majesty's Printers in this Province, to be executed on as favorable terms as heretofore.

The Honorable Mr. *de Boucherville*, one of Your Committee dissents, from the latter part of this Report, on the grounds that Your Committee have no official or other notice of Mr. *Stanton's* having vacated the office of *Queen's Printer* for the late Province of *Upper Canada*.

The whole nevertheless, humbly submitted,

FRS. P. BRUNEAU,
Chairman.

Ordered,

To be considered presently.

Ordered, that the House do now take the said Report into consideration.

The House then proceeded to take the same into consideration accordingly.

The Report being read, it was

Ordered, that the said Report be adopted.

Report adopted.

Parliament Independence Bill returned from the Assembly with the amendments agreed to.

A Message was brought from the Legislative Assembly by Mr. *Christie*, and others, to return the Bill, intituled, "An Act for better securing the independence of the Parliament of this Province," and to acquaint this House that they have agreed to the amendments, made by this House to that Bill, without any amendment.

Report of the Committee on the Petition of J. Joseph, Esq. presented.

The Honorable Mr. *Bruneau*, from the Select Committee to whom was referred the Petition of *John Joseph*, Esquire, late Clerk of the Honorable the late Legislative Council of *Upper Canada*, praying for an investigation of his claim on account of the loss of his Office, in consequence of the re-union of the Provinces, presented their Report.

Ordered, that it be received, and

The same was then read as follows:—

The Report.

Legislative Council, Committee Room,
13th November, 1843.

The Select Committee to whom was referred the Petition of *John Joseph*, Esquire, Clerk to the Legislative Council of the late Province of *Upper Canada*, praying for the consideration of his case, have the honor to report:—

Your Committee caused Mr. *Joseph*, the Petitioner, to be summoned to appear before them, and as well from the verbal information which he communicated, as from the papers and documents which he furnished, it has been established to the satisfaction of Your Committee,

That the Petitioner came to *Canada*, in January, 1836, in the suite of Sir *Francis Bond Head*, (who was then appointed Lieutenant Governor of *Upper Canada*,) in the capacity of his Civil Secretary, to which he had been recommended by Mr. *Stephen*, then Under-Secretary of State for the Colonies; and that the Petitioner had been for some time employed by Mr. *Stephen*, as his private and confidential Secretary, without, however, belonging in any manner to the permanent establishment of the Colonial Office, and enjoyed a salary of £130 per annum. No arrangement appears to have been made with reference to the salary which Mr. *Joseph* was to receive for the services which he was called upon to perform as Civil

Secretary, nor was there on the part of the Government or of Sir *Francis Bond Head* himself, any promise of indemnity or compensation whenever his services should no longer be required.

That the Petitioner acted as such Civil Secretary to Sir *Francis Bond Head*, from the period of his arrival to the close of his administration in March, 1838, a little more than two years, his salary, during that period, being about £1,500 to £1,600. Before his departure, Sir *Francis Bond Head* had appointed him Deputy Provincial Secretary, but he never acted in that capacity, for Sir *George Arthur*, the successor of Sir *Francis Bond Head*, in the government of *Upper Canada*, having requested the Petitioner to continue to perform the duties of Civil Secretary, Mr. *Joseph* agreed to accept the office, and remained in it for upwards of two months, after which the Petitioner was informed by a letter from Sir *George Arthur* himself, that changes had become necessary in the Offices of Civil and Provincial Secretaries, and that to effect those changes, Sir *George* would require in the Office of Civil Secretary, the services of some person who possessed a more extended acquaintance with the affairs of the Country than it was possible he could have acquired during the time he had resided in the Province. In conformity with this notice, the office of Civil Secretary was taken from the Petitioner and conferred upon another.

Mr. *Joseph* was appointed in June, 1838, to the office of Clerk of the Legislative Council, in the place of Mr. *Powell*, then recently deceased, with a salary of £400 per annum, and this office he continued to fulfil until the 10th June, 1841, about three years, when he was notified by the Secretary of Lord *Sydenham* that that situation, for the United Parliament, had been conferred upon Mr. *Fitz Gibbon*, and, although he continued in office from the 10th February, 1841—the date of the Union of the Provinces—to the 10th of June, of that year, being four months, he never has been paid for that space of time, but was informed that that item had been omitted in the estimates of the expenditure for 1841, and it yet remains unpaid, although repeated promises have been made that such error would be remedied.

The Petitioner did not make any application for an indemnity at the time that the other officers of the Legislature, who have been deprived of their offices, claimed remuneration, in consequence of the repeated assurances he had

had received that he would be provided with an office, as nearly equivalent as possible, to that of which he had been deprived.

Sometime after the receipt of the letter which announced to him the loss of his situation, the Petitioner addressed himself by memorial to Lord *Sydenham*, praying for compensation for the loss of his office, but no official answer to that communication had been received, but it was verbally stated to him, by Mr. Secretary *Murdoch*, that His Excellency had it in contemplation to indemnify him in a just and equitable manner; and he was given to understand that such promise could only be put in execution after the close of the session of 1841. To the death of Lord *Sydenham* he attributes the non-fulfilment of those promises.

To Sir *Charles Bagot*, the Petitioner also addressed himself in nearly similar terms to the memorial presented to Lord *Sydenham*, and received for answer from Sir *Charles Bagot's* Secretary, an assurance that His Excellency had taken note of his claims, and that it would give him much satisfaction to be able hereafter to appoint him to some office under the Government. In November, 1842, he addressed a second memorial re-calling His Excellency's attention to his still neglected claims. To this memorial he received no reply, and thus no result followed from his applications, and Sir *Charles Bagot* died without making any provision for the Petitioner.

In June last, Mr. *Joseph* had a private interview with Sir *Charles Metcalfe*, and His Excellency, to whom the former memorials had been submitted, was pleased to state that the case of Mr. *Joseph* was by him deemed one of hardship, and held out hopes that he might yet be provided for and justice done to him; and recently again, on the 18th of last month, the Petitioner addressed a memorial to His Excellency the Governor General on the same subject, to which, on the 27th ultimo, after the Petition referred to Your Committee had been presented to Your Honorable House, he received an answer, in which it is stated, that His Excellency will be happy to take any fitting opportunity that may offer, to confer some other appointment upon him.

The Petitioner admits that if the last answer had been received by him at an earlier period, he probably would not have presented his Petition to Your Honorable House, but nevertheless, having done so, he believes that the recommendation of Your Honorable House would be of great advantage to him, and facilitate the

means of his obtaining either a compensation for the loss of his office, or another situation under the Government, which might indemnify him for that loss.

From these statements Your Committee are of opinion that the loss of the situation of Civil Secretary, which the Petitioner held under the administration of Sir *Francis Bond Head*, and of which he was deprived under his successor, Sir *George Arthur*, gives him no claim whatever, either to an indemnity in money or to any other situation under the Government, inasmuch as he must have been aware at the time of his acceptance thereof, that it was necessarily precarious and temporary, and could not in all probability be retained longer than during the administration to which he had attached himself, inasmuch as he did not belong to the permanent establishment of the Colonial Office in England, he could not lose any well-founded hope of any probable promotion in that office, inasmuch as no promise whatever was made, nor any engagement entered into by any person whatever either for a provision or an indemnity, whenever he ceased to fulfil those functions; and lastly, inasmuch as he was amply and liberally paid for the services he may have rendered in his capacity of Civil Secretary. Your Committee are therefore of opinion that the Petitioner can only found his pretensions, on the ground of his having been deprived by Lord *Sydenham* of his situation as Clerk of the Legislative Council of *Upper Canada* which he had held for three years.

For the purpose of forming a correct opinion on this subject, Your Committee have enquired with attention as to what had been granted by the Government or by Your Honorable House, in favor of various individuals, who had been removed from or lost their situations, in consequence of the changes effected in the Province by the Act of Union, and have sought to ascertain the principle upon which has been regulated the amount of indemnity or compensation which those who were placed in that position received.

Your Committee find that the officers of the Legislature of *Lower Canada* who have received compensation for the loss of their situations by the Act of Union, who had served from twenty-seven to forty-five years, were pensioned with two-thirds of their salary; to one who had served sixteen years, was granted a pension equal to half his salary; and to another who had been in office for nine years, a certain sum of money, once paid, was allowed.

According

According to the views on this subject taken by Your Committee, the Petitioner appears to be placed in the same position as the last designated, having but three years of service upon which to found his claim, and consequently his indemnity ought to consist in a sum of money or gratuity, once paid, founded upon the salary which he received as Clerk of the Legislative Council, viz., £400, per annum.

Your Committee see no reason why Mr. *Joseph* was not indemnified in this manner as well as all those who were in the same position, and Your Committee have every reason to believe that if he has not received that indemnity it is owing to his not having asked for it, trusting to the hopes that had been held out to him on several occasions, that he would be provided for in a more permanent and preferable manner.

If, therefore, Your Honorable House concur with Your Committee in the views they have taken, they would recommend that an humble address be presented to His Excellency the Governor General, praying that His Excellency may be pleased to grant to Mr. *Joseph* such indemnity or compensation, once paid, as above mentioned, for the loss of his office as Clerk of the Legislative Council of the late Province of *Upper Canada*, according to the salary attached thereto, and the period of his service, as His Excellency in his wisdom may think proper and just.

The whole humbly submitted.

FRS. P. BRUNEAU,

Chairman.

Ordered, that the said Report be taken into consideration to-morrow.

The Honorable Mr. *Bruneau*, from the Select Committee to whom was referred the Bill, intituled, "An Act to fix the period for holding the Courts of General Quarter Sessions of the Peace, in that part of the Province formerly *Upper Canada*," presented their Report.

Ordered, that it be received, and

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room,
3rd November, 1843.

The Select Committee to whom was referred the Bill, from the Assembly, intituled, "An Act to fix the period for holding the

"Courts of General Quarter Sessions of the Peace, in that part of the Province formerly *Upper Canada*," have the honor to report:—

That they have duly considered the said Bill, and have no amendments to suggest to the single enacting clause of which it is composed, and which directs the holding of the Courts of General Quarter Sessions of the Peace, throughout the late Province of *Upper Canada*, at uniform periods, instead of at distinctly different days as at present.

The present Bill, however, by effecting the proposed change in the holding of the Courts of General Quarter Sessions of the Peace, will also alter the periods at which the several District Courts of the late Province of *Upper Canada*, are now by law held, being on the Monday in the week next but one preceding the week in which the Court of General Quarter Sessions of the Peace, are usually holden.

As many writs and processes may have already issued, and may yet be issued, before the first day of January next, when the proposed Act will come into force, and be made returnable on the days now appointed for holding the several District Courts, which may not be holden on such days, thereby subjecting the parties suing out such writs or process to loss; Your Committee have deemed it desirable to propose amendments to meet the exigency of the case, and therefore report the propriety of adding to the Bill, a Clause to the following effect:—

Press, 1, line 19.—After "notwithstanding," insert the following Clause.

"And whereas from the alteration of the periods for holding the several Courts of General Quarter Sessions of the Peace, as aforesaid, the several periods for holding the District Courts in and for the Districts of that part of this Province heretofore *Upper Canada*, will, under the provisions of the law, be changed, and whereas writs and processes may have been or may yet issue, returnable on a day on which no such District Court, under the provisions of this Act, will

To be considered to-morrow.

Report of the Select Committee on Quarter Sessions Bill, presented.

The Report.

“ will be held, for remedy
 “ whereof, be it enacted,
 “ that any writ or process,
 “ which hath been or shall
 “ be issued, before the first
 “ day of January next, from
 “ any District Court in that
 “ part of the Province
 “ heretofore called *Upper*
 “ *Canada*, and the return
 “ day mentioned in any
 “ such writ or process, be
 “ deemed and taken to be
 “ as valid and effectual in
 “ law to all intents and
 “ purposes, as if this Act
 “ had not been passed;
 “ and every such writ
 “ or process (being a
 “ mesne process) shall
 “ be taken and considered
 “ to be returnable, on the
 “ third day of the term
 “ next ensuing the first day
 “ of January next, although
 “ another and different re-
 “ turn day may be stated
 “ in such writ or process,
 “ which hath been or shall
 “ be issued as aforesaid.”

Preamble, line 2.—After “ Peace,” insert “ and
 “ District Courts.”

Title, After “ Peace,” insert “ and District
 “ Courts.”

The whole nevertheless, humbly submitted,
 FRs. P. BRUNEAU.

Chairman.

Ordered, that the said Bill and Report be
 taken into consideration presently.

The House then proceeded to take the same
 into consideration accordingly.

The amendments reported by the last men-
 tioned Committee were then read by the Clerk,
 and

The same being read the second time, and
 the question of concurrence put on each, they
 were severally agreed to by the House.

Ordered, that the said amendments be en-
 grossed, and the said Bill as amended read
 the third time to-morrow.

The Honorable Mr. *Irving*, from the Select
 Committee to whom was referred the Bill, in-
 titled, “ An Act to exempt Public Officers,
 “ from the expense of new Commissions on

“ the demise of the Crown,” reported that the
 Committee had gone through the said Bill, and
 had directed him to report the same to the
 House without any amendment.

Ordered, that the said Bill be read the third Third reading
to-morrow.
 time to-morrow.

The Honorable Mr. *Sullivan* presented a Petitions,
From J. Somerville, and
others, of Montreal, for
protection to Agriculture;
 Petition from *James Somerville*, and others,
 inhabitants of the County of *Montreal*, praying
 for the imposition of certain rates of duty upon
 the products of foreign Countries, when import-
 ed into *Canada*.

Ordered, that the same do lie on the table.

The Honorable the Speaker presented a From the Rev.
E. W. Sewell, and
others, of Quebec, for
the amend-
ment of the
School Act,
presented.
 Petition from the Revd. *E. W. Sewell*, and
 others, inhabitants of the City of *Quebec* and its
 vicinity, praying for the revision and amend-
 ment of the Common School Act.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the Bill, Catarauqui
Bridge Bill
read second
time.
 intituled, “ An Act to amend the Charter of the
 “ *Catarauqui Bridge Company*,” was read the
 second time.

Ordered, that the said Bill be referred to a
 Select Committee of four Members.

Ordered, that the Committee be the Honor- Referred to a
Select Com-
mittee.
 able Messieurs *Bruneau*, *J. Dionne*, *Goodhue*
 and *Irving*, to meet and adjourn as they please.

The House, according to order, was ad- House in
Committee on
Kingston Ma-
rine Railway
Bill.
 journed during pleasure, and was put into a
 Committee of the whole House on the Bill,
 intituled “ An Act to alter and amend the Act
 “ of Incorporation of the *Kingston Marine*
 “ *Railway Company*,” together with the Re-
 port of the Select Committee thereon.

After some time the House was resumed, Reported.
 and the Honorable Mr. *de Boucherville* report-
 ed from the said Committee, that they had
 gone through the said Bill, and had directed
 him to report the same with the several amend-
 ments proposed by the Select Committee.

And the said amendments being twice read,
 and the question of concurrence put on each,
 they were severally agreed to by the House.

Ordered, that the said amendments be en- Bill as amend-
ed for a third
reading to-
morrow.
 grossed, and the said Bill as amended read the
 third time to-morrow.

Pursuant to the order of the day, the House Consideration
by the House
of the first
Report on
Contingencies.
 proceeded to the consideration of the first Re-
 port of the Select Committee, appointed to
 examine and report upon the Contingent Ac-
 counts of the present Session.

And the said Report being read by the
 Clerk, it was

Ordered,

To be consid-
 ered pre-
 sently.

Bill as amend-
 ed for a third
 reading to-
 morrow.

Report of the
 Committee on
 Public Officers'
 New Com-
 mission Bill.

Adopted.

Ordered, that the said Report be adopted.

R. LeMoine, Esq., appointed French Translator, &c.

It was moved, that *R. Lemoine*, Esquire, be appointed *French* translator to this House, and also to assist in the general business of the Office of the Clerk of this House.

The question of concurrence being put thereon, the same was agreed to by the House, and it was

Ordered, accordingly.

An Address to His Excellency ordered on the subject of appointing R. LeMoine, Esq. French Translator.

Ordered, that an Humble Address be presented to His Excellency the Governor General, informing His Excellency that this House has appointed *R. Lemoine*, Esquire, to be French Translator, and to assist in the general business of the Office, and praying that His Excellency will be pleased to direct that he may be placed on the list of the permanent officers of this House, and that in future he may be paid by Warrant.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General with the said Address.

Members added to the Committee on Religious Societies Lands Bill.

Ordered, that the Honorable Messieurs *Joliette*, *Bruneau* and *A. Dionne* be added to the Select Committee to whom has been referred the Bill, intituled, "An Act to enable Religious Societies of all denominations of Christians in that part of the Province called *Upper Canada*, to hold the lands requisite for certain purposes therein mentioned."

Certain Instructions given to the Committee on Contingencies.

Ordered, that it be an instruction to the Committee, appointed to examine the Contingent Accounts of this House, to inquire into the number and efficiency of the officers in the several departments of this House, and generally as to all changes, additions and alterations which ought to be made, and to the number and rank of the officers of this House, and on the salaries and emoluments which are now or ought hereafter to be allowed them.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

TUESDAY.

Tuesday, 14th Nov'r., 1843.

The Members convened, were:

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Joseph,</i>
<i>Joliette,</i>	<i>Goodhue,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Massue,</i>
<i>Moore,</i>	<i>De Boucherville.</i>
<i>Dionne, Amable,</i>	

PRAYERS.

Public Meetings Bill returned from the

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General

Baldwin, and others, to return the Bill, intituled, "An Act to provide for the calling and orderly holding of Public Meetings in this Province, and for the better preservation of the Public Peace thereat," and to acquaint this House that they have agreed to the amendments made by this House to that Bill without any amendment.

Assembly with the amendments agreed to.

A Message was brought from the Legislative Assembly by the Honorable Mr. *Boulton*, and others, with a Bill, intituled, "An Act to authorize the Court of *Queen's* Bench and the High Court of Chancery, at their discretion, to admit *Samuel Bealey Harrison* to practice as an Attorney and Solicitor thereof respectively," to which they desire the concurrence of this House.

Harrison's Attorney Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Holmes*, and others, with a Bill, intituled, "An Act to Incorporate the Members of the Mercantile Library Association of *Montreal*," to which they desire the concurrence of this House.

Montreal Library Association Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

The Honorable Mr. *Goodhue* presented a Petition from *Adam Hope*, and others, inhabitants of *St. Thomas* and its vicinity, praying for the further alteration of the Charter of the University of King's College.

Petitions, From A. Hope, and others, of St. Thomas, for an alteration in the Charter of King's College;

Ordered, that the same do lie on the table.

The Honorable Mr. *Irving* presented a Petition from *James Garrick*, and others, of *St. Andrew's Church, Niagara*, praying that the Presbyterian Church Temporalities Bill may be passed into a Law; also a Petition from *Andrew Dickson*, Esquire, Sheriff of the *Bathurst* District, praying that the fees payable to Sheriffs may be more clearly defined, and their responsibility in some cases ameliorated.

From J. Garrick, and others, for a Presbyterian Church Temporalities Act;

From A. Dickson, for an Act to regulate the office of Sheriff;

Ordered, that the same do lie on the table.

The Honorable Mr. *Massue* presented a Petition from the Literary and Historical Society of *Quebec*, praying for pecuniary aid; also, a Petition from Sir *Henry Caldwell*, Baronet, and others, Merchants of *Quebec*, praying that the Bill to regulate the Inspection of Timber, may not be passed into a Law in its present shape.

From the Literary Society of Quebec for aid;

From Sir H. Caldwell, and others, that the Timber Inspection Bill may not pass.

Ordered, that the same do lie on the table.

The Honorable Mr. *Bruneau*, from the Select Committee to whom was referred the Bill, intituled,

Report of the Committee on Census Bill, presented.

intituled, "An Act for taking the Census of the inhabitants of *Lower Canada*, and for obtaining certain Statistical information therein mentioned," presented their report.

Ordered, that it be received, and

The same was then read as follows :

The Report.

Legislative Council, Committee Room,
14th, November 1843.

The Select Committee to whom was referred the Bill from the Assembly, intituled, "An Act for taking the Census of the Inhabitants of *Lower Canada*, and for obtaining certain statistical information therein mentioned," have the honor to report :—

That they have examined the said Bill with much care, and being deeply impressed with the necessity of rendering it as efficient as possible to secure the ends contemplated by such a measure, have deemed it proper and expedient to recommend a few amendments to the body of the Bill. To meet the views of Members of the Medical Faculty, who are desirous of ascertaining the number of deaths under five years of age in this Province, in order, if possible, to raise the standard of health during infancy, Your Committee have adopted the division of age, as applied to the sexes, observed in Belgium, by which the ages under five are taken by each year; between five, and twenty, by periods of five years; between twenty and sixty, by periods of ten years; and all above sixty years, included in one column.

The amendments recommended by Your Committee, are the following :—

Press 1, line 22,—After "more," insert "competent."

" " " 45,—After "employ any" insert "professional man."

" " " 46,—After "other," insert "competent."

" 2, " 11,—Leave out "of."

" " " 16,—After "manner," insert "on the oath of at least one credible witness, other than the informer."

" " " 33,—Leave out "the," and insert "every."

" " " 40,—Leave out "said."

" " " 41,—Leave out "May," and insert "June."

" " " 45,—Leave out "other."

" 4, " 6,—After "annexed," insert, "in the English and French languages."

Schedule A.

Press 5, line 30,—Leave out from "male," to "upwards," in press 6, line 4, inclusively, and insert :—

Male.	One year of age, and under.	
Female.		
Male.	One year, and under two.	
Female.		
Male.	Two years, and under three.	
Female.		
Male.	Three years, and under four.	
Female.		
Male.	Four years, and under five.	
Female.		
Male.	Five years, and under ten.	
Female.		
Male.	Ten years, and under fifteen.	
Female.		
Single.	Male.	Fifteen years, and under twenty-one.
Married.		
Single.	Female.	
Married.		
Single.	Male.	Twenty-one years, and under thirty years.
Married.		
Single.	Female.	
Married.		
Single.	Male.	Thirty years, and under forty years.
Married.		
Single.	Female.	
Married.		
Single.	Male.	Forty years, and under fifty years.
Married.		
Single.	Female.	
Married.		
Single.	Male.	Fifty years, and under sixty years.
Married.		
Single.	Female.	
Married.		
Single.	Male.	Sixty years, and upwards.
Married.		
Single.	Female.	
Married.		

NUMBER OF PERSONS IN EACH FAMILY.

The

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,
Chairman.

Ordered, that the said Bill and Report be taken into consideration presently.

The House then proceeded to take the same into consideration accordingly.

The amendments reported by the last mentioned Committee were then read by the Clerk, and the same being read a second time and the question of concurrence put on each, they were severally agreed to by the House.

It was then moved, to amend Schedule C. Press, 8 lines 31 and 32, by inserting after "Warden" or "professional man."

The last mentioned amendment being twice read by the Clerk and the question of concurrence put thereon, the same was agreed to by the House.

Ordered, that the said amendments be engrossed, and the said Bill as amended read the third time to-morrow.

The Honorable Mr. *Goodhue*, from the Select Committee to whom was referred the Bill, intituled, "An Act to amend the Charter of the *Catarqui* Bridge Company," reported that the Committee had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time to-morrow.

It was moved, that the Clerk of this House, or the Officer performing the duties of Clerk of this House, be held responsible for the safe keeping of all the Papers and Records of this House, and have the direction and control over all the Clerks, Officers and Servants employed in the office, subject to such orders as he may from time to time receive from the Speaker and the House.

The question of concurrence being put on the said motion, the same was resolved in the affirmative, and it was

Ordered, accordingly.

Pursuant to the order of the day, the Bill, intituled, "An Act to fix the period for holding the Courts of General Quarter Sessions of the Peace, in that part of the Province formerly *Upper Canada*," was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill with certain amendments, to which they desire their concurrence.

Pursuant to the order of the day the Bill, intituled, "An Act to exempt Public Officers from the expense of new Commissions on the demise of the Crown," was read the third time.

The question was put whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day, the Bill, intituled, "An Act to alter and amend the Act of Incorporation of the *Kingston* Marine Railway Company," was, as amended, read the third time.

The question was put whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill with certain amendments, to which they desire their concurrence.

Pursuant to the order of the day, the House proceeded to the consideration of the Report of the Select Committee to whom was referred the Petition of *John Joseph*, Esquire, late Clerk of the Honorable the late Legislative Council of *Upper Canada*, praying for an investigation of his claim on account of the loss of his office in consequence of the Union of the Provinces.

Which being read by the Clerk,

It was moved to adopt the same.

After debate,

The question of concurrence was put on the said motion, and the same was resolved in the affirmative.

Ordered, that an humble Address be presented to His Excellency the Governor General, communicating for the information of His Excellency a copy of the Report of the Select Committee, to whom was referred the Petition of *John Joseph*, Esquire, which Report was this

To be considered presently.

Amendments reported by Committee agreed to.

A further amendment.

Bill as amended for a third reading to-morrow.

Report of the Committee on *Catarqui* Bridge Bill.

Third reading to-morrow.

Motion to hold the Clerk responsible for the safe keeping of the Records of the House.

Motion agreed to.

Quarter Sessions Bill read third time.

Passed.

Public Officers' new Commission Bill read third time.

Kingston Marine Railway Bill read third time.

Consideration of the Report on the Petition of *J. Joseph*, Esq.

Report adopted, and

An Address to His Excellency, thereon, ordered.

this day concurred in by this House, and respectfully requesting the adoption of such proceeding with reference thereto, as His Excellency may deem proper.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General with the said Address.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

tants of the Township of *Toronto*, praying for the amendment of the Charter of the University of King's College. ment of the Charter of King's College, presented.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the Bill, intituled, "An Act for taking the Census of the Inhabitants of *Lower Canada*, and for obtaining certain statistical information therein mentioned," was, as amended, read the third time. Census Bill, as amended, read third time.

The question was put, whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Master in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill with certain amendments, to which they desire their concurrence.

Pursuant to the order of the day, the Bill, intituled, "An Act to amend the Charter of the *Cataracqui Bridge Company*," was read the third time. Cataracqui Bridge Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendments.

Pursuant to the order of the day, the Bill, intituled, "An Act to authorise the Court of Queen's Bench and the High Court of Chancery, at their discretion, to admit *Samuel Bealey Harrison* to practice as an Attorney and Solicitor thereof, respectively," was read the second time. Harrison's Attorney Bill read second time.

Ordered, that the said Bill be read the third time to-morrow. Third reading to-morrow.

Pursuant to the order of the day, the Bill, intituled, "An Act to Incorporate the Members of the Mercantile Library Association of *Montreal*," was read the second time. Montreal Library Association Bill read second time.

Ordered, that the said Bill be referred to a Select Committee of three Members. Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *Bruneau*, *Moore* and *Massue*, to meet and adjourn as they please.

A Message was brought from the Legislative Assembly by Mr. *Christie*, and others, with a Bill, intituled, "An Act to Incorporate *Charles Cunningham*, *Richard Norman*, *Samuel Amory*, and others, forming a Joint Stock Company for carrying on the Fishery in the *Gaspé*." Gaspé Fisheries Bill.

WEDNESDAY. **Wednesday, 15th Nov'r., 1843.**

The Members convened, were:—

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Joseph,</i>
<i>Joliette,</i>	<i>Goodhue,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Massue,</i>
<i>Moore,</i>	<i>De Boucherville.</i>
<i>Dionne, Amable,</i>	

PRAYERS.

Report of the Committee on adverse claims relief Bill.

The Honorable Mr. *Sullivan*, from the Select Committee to whom was referred the Bill, intituled, "An Act to enable Courts of Law in that part of this Province called *Upper Canada*, to give relief against adverse claims made upon persons having no interest in the subject of such claims," reported, that the Committee had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be committed to a Committee of the whole House.

Bill to be committed this day.

Ordered, that the House be put into a Committee of the whole, upon the said Bill, this day.

The House informed of the resignation of the Hon. J. Fraser.

The Honorable the Speaker acquainted the House that he had received a communication from the private Secretary of His Excellency the Governor General, informing him that the Honorable Mr. *John Fraser* had tendered to His Excellency the resignation of his seat as a Member of the Legislative Council, and that His Excellency had been pleased to accept of the same.

Petitions,

From the Literary Society of Quebec, to be reimbursed a sum of money;

The Honorable Mr. *Massue* presented a Petition from the Literary and Historical Society of *Quebec*, praying to be reimbursed a certain sum of money expended by them.

Ordered, that the same do lie on the table.

From J. Miller, and others, for the amend-

The Honorable Mr. *Fergusson* presented a Petition from *James Miller*, and others, inhabi-

“ *Gaspé* District and Gulf of *St. Lawrence*, and
“ Coal Mining in the said District, to which
they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

House in
Committee in
adverse claims
Bill.

The House, according to order, was adjourned during pleasure and was put into a Committee of the whole House on the Bill, intituled, “ An Act to enable Courts of Law in that part of this Province, called *Upper Canada*, to give relief against adverse claims, made upon persons having no interest in the subject of such claims,” together with the report of the Select Committee thereon.

Reported.

After some time the House was resumed, and the Honorable Mr. *Sullivan* reported from said the Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Third reading
to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

Members add-
ed to the Com-
mittee on Im-
prisonment for
Debt Bill.

Ordered, that the Honorable Messieurs *Bruneau*, *A. Dionne* and *Irving*, be added to the Select Committee to whom has been referred the Bill to afford more effectual remedies to Judgment Creditors, and to abolish imprisonment for debt except in cases of fraud.

Ottawa Land
Tax Bill.

A Message was brought from the Legislative Assembly by Mr. *George Sherwood*, and others, with a Bill, intituled, “ An Act to explain an Act passed in that part of this Province called *Upper Canada*, in the third year of the Reign of Her Majesty, intituled, ‘ An Act to confirm and regulate certain sales of lands for taxes in the *Ottawa* District,’ ” to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

The House was adjourned during pleasure.

The House was resumed.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

Thursday, 16th Nov'r., 1843. THURSDAY.

The Members convened, were:

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan</i> ,	<i>Dionne, Joseph</i> ,
<i>Joliette</i> ,	<i>Goodhue</i> ,
<i>Fergusson</i> ,	<i>Irving</i> ,
<i>Bruneau</i> ,	<i>Massue</i> ,
<i>Moore</i> ,	<i>De Boucherville</i> .
<i>Dionne, Amable</i> ,	

PRAYERS.

The Honorable the Speaker reported to the House, that he had received a communication announcing the intention of His Excellency the Governor General to come down to this House to day at half past three o'clock in the afternoon, for the purpose of giving the Royal Assent to several Bills which have passed the two Branches of the Legislature.

The House in-
formed of His
Excellency's
intention to as-
sent to several
Bills;

The Honorable Mr. *Sullivan* reported that he had, according to order, waited on His Excellency the Governor General with the Address of this House of Monday last the thirteenth instant, relative to the appointment of a French Translator, and that His Excellency was pleased to receive the same graciously, and to say that he would answer the said Address by Message.

Hon. Mr.
Sullivan re-
ports having
presented to
His Excellen-
cy the Address
respecting the
French Trans-
lator, and

The Honorable Mr. *Sullivan* reported, that he had, according to order, waited on His Excellency the Governor General with the Address of this House of Tuesday last, the fourteenth instant, relative to the case of *John Joseph*, Esquire, and that His Excellency was pleased to receive the same graciously, and to say that he would answer the said Address by Message.

Respecting *J.
Joseph, Esq.*

The Honorable Mr. *Bruneau* presented a Petition from *Gabriel Marchand*, and others, of the District of *Montreal*, praying that the Judicature Bill of *Lower Canada* may not pass into a law until further inquiry be made.

Petitions,
From *G.
Marchand*,
and others,
of *Montreal*,
against the
passing of the
Judicature
Bill;

Ordered, that the same do lie on the table.

The Honorable Mr. *Fergusson* presented a Petition from *E. Cartwright Thomas*, Esquire, Chairman of a Public Meeting, held in the *Gore* District, praying that the Macadamized Roads from *Hamilton* to *Brantford*, and from *Dundas* to *Waterloo*, may be completed, and that the two roads may be united by means of a plank road from *Dundas* to *Binkley's*; and also a Petition from *E. Cartwright Thomas* and *George John Grange*, Esquires, on behalf of the inhabitants of the Districts of *Gore* and

From *E. C.
Thomas, Esq.*
that certain
roads in the
Gore District
may be com-
pleted;

From *E. C.
Thomas* and
G. J. Grange,
for a road be-
tween Lakes
Ontario and
Huron, pre-
sented.

Wellington,

Wellington, praying for the construction of a road between the head waters of Lake Ontario and Owen's Sound, on Lake Huron.

The last Petition read.

Ordered, that the last mentioned Petition be now read.

The same was then read by the Clerk accordingly.

Ordered, that the said Petitions do lie on the table.

Second Report of the Committee on Contingent accounts, presented.

The Honorable Mr. *Bruneau*, from the Select Committee appointed to examine and report upon the Contingent Accounts of the Legislative Council for the present Session presented their second Report.

Ordered, that it be received, and

The same was then read by the Clerk as follows:—

Legislative Council, Committee Room,
16th November, 1843.

The Report.

The Select Committee to whom it was referred to examine the Contingent Accounts of Your Honorable House, have the honor to report—

That the Clerk of this House has submitted to your Committee a statement of the amounts by him paid, on account of Your Honorable House since the close of the last Session, out of the advance made by His Excellency the Governor General under the Address of Your Honorable House of the last Session. This statement is accompanied by the respective Vouchers, which are now under the examination of Your Committee.

There have also been laid before your Committee several accounts still existing against Your Honorable House. In order to provide Funds to meet such of these Bills as may be finally audited and approved by Your Honorable House, your Committee recommend that an Address be presented to His Excellency the Governor General for an advance of £5,000, sterling, as well to cover the present demands against Your Honorable House, as its current expenditure during the recess.

Various applications have been made to your Committee from several Officers of the House for an augmentation of their Salaries, so as to place them upon the same footing as the Officers filling similar situations in the Legislative Assembly, or from writing Clerks to be placed on the permanent establishment of Your Honorable House. Upon these applications your Commit-

tee will be prepared to submit their opinion to Your Honorable House at an early day.

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,
Chairman.

Ordered, that the said Report be taken into consideration this day.

To be considered to-day.

The Honorable Mr. *Moore*, from the Select Committee to whom was referred the Bill, intitled, "An Act to incorporate the Members of the Mercantile Library Association of Montreal," reported, that the Committee had gone through the said Bill, and had directed him to report the same without any amendment.

Report of the Committee on Montreal Library Association Bill.

Ordered, that the said Bill be read the third time to-morrow.

Third reading to-morrow.

The Honorable Mr. *Moore* presented a Petition from *S. Smith*, junior, and others, inhabitants of the Parish of *St. Armand West*, and vicinity, praying that the Commissioners under the Small Cause Act may be remunerated for their services.

Petition, From *S. Smith, Junior*, and others, that the Commissioners for small causes may be remunerated, presented.

Ordered, that the said Petition be now read.

The same was then read by the Clerk accordingly.

Read.

Ordered, that the same do lie on the table.

The House was adjourned during pleasure.

The House was resumed.

His Excellency the Right Honorable Sir *Charles Theophilus Metcalfe*, Baronet, Knight Grand Cross of the Most Honorable Order of the Bath, one of Her Majesty's Most Honorable Privy Council, Governor General of British North America, being seated in the Chair on the Throne, the Speaker commanded the Gentleman Usher of the Black Rod to let the Assembly know "it is His Excellency's pleasure they attend him immediately in this House."

His Excellency commands the attendance of the Assembly.

Who being come, with their Speaker, the Clerk of the Crown in Chancery read the Titles of the Bills, to be passed, severally, as follows:—

Assembly attend.

"An Act for continuing the Provincial Parliament in case of the demise of the Crown."

Parliament continuation Bill;

"An Act to render the Judges of the Courts of King's Bench in that part of this Province heretofore Lower Canada independent of the Crown."

Judges Independence Bill;

"An Act for securing the Province against any unnecessary loss on the judicial sale of certain parts of the vacant Estate of the late Honorable Sir *John Caldwell*."

Caldwell's Estate Bill;

"An

Montreal Bank Charter amendment Bill;

“ An Act to amend the Act incorporating the Bank of *Montreal*, by providing for the extension of the time limited for the paying up of the new Stock of the said Bank.”

Montreal Protestant Orphan Asylum Bill;

“ An Act to incorporate the Ladies of the Protestant Orphan Asylum of the City of *Montreal*.”

Montreal Lying-in Hospital Bill;

“ An Act to incorporate the Ladies of the Committee of Management of the Montreal Lying-in Hospital.”

First Agriculture Protection Bill, and

“ An Act to impose duties on Agricultural Produce and Live Stock imported into this Province.”

Quebec Seminary Bill;

“ An Act to authorize the Superior and Directors of the Seminary of *Quebec*, to acquire and hold a certain amount of property in addition to that now held by them.”

To these Bills the Royal Assent was severally pronounced by one of the Clerk’s Assistant to this House, in the words following :

Assented to in Her Majesty’s name.

“ In Her Majesty’s name, His Excellency the Governor General doth assent to this Bill.”

His Excellency retires.

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

Harrison’s Attorney Bill, and

Pursuant to the order of the day, the Bill, intituled, “ An Act to authorise the Court of Queen’s Bench and the High Court of Chancery, at their discretion, to admit *Samuel Bealey Harrison* to practice as an Attorney and Solicitor thereof;” and also, the Bill, intituled, “ An Act to enable Courts of Law in that part of this Province called *Upper Canada*, to give relief against adverse claims made upon persons having no interest in the subject of such claims,” were severally read the third time.

Adversoclaims Relief Bill, read third time;

The question was severally put, whether these Bills shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed these Bills without any amendment.

Gaspé Fisheries Bill read second time.

Pursuant to the order of the day, the Bill, intituled, “ An Act to Incorporate *Charles Cunningham, Richard Norman, Samuel Amory*, and others, forming a Joint Stock Company, for carrying on the Fishery in the *Gaspé* District and Gulf of *St. Lawrence*, “ and Coal Mining in the said District,” was read the second time.

Ordered, that the said Bill be referred to a Select Committee of four Members.

Ordered, that the Committee be the Honorable Messieurs *Bruneau, Moore, A. Dionne* and *Massue* to meet and adjourn as they please.

Referred to a Select Committee.

Pursuant to the order of the day, the Bill, intituled, “ An Act to explain an Act passed in that part of this Province called *Upper Canada*, in the third year of the Reign of Her Majesty, intituled, ‘ An Act to confirm and regulate certain sales of Lands for taxes in the *Ottawa* District,’ ” was read the second time.

Ottawa Land Tax Bill read second time.

Ordered, that the said Bill be referred to a Select Committee of four Members.

Ordered, that the Committee be the Honorable Messieurs *Sullivan, Fergusson, Goodhue*, and *Irving* to meet and adjourn as they please.

Referred to a Select Committee.

Pursuant to order, the House proceeded to the consideration of the second report of the Select Committee, appointed to examine and report upon the Contingent Accounts of the present Session.

Consideration of the second Report on Contingent Accounts.

And the said Report being read by the Clerk, it was

Ordered, that the said Report be adopted.

Report adopted, and

Ordered, that an humble Address be presented to His Excellency the Governor General, praying that His Excellency would be pleased to issue his Warrant in favor of *Charles de Léry*, Esquire, acting Clerk of this House, for the sum of five thousand pounds, sterling, to enable him to defray the present demands against the Legislative Council, and to meet its current expenditure during the recess, for which he will afterwards account.

An Address to His Excellency thereon, ordered.

Ordered, that the Honorable Mr. *Sullivan* do wait on His Excellency the Governor General with the said Address.

A Message was brought from the Legislative Assembly by Mr. *Cartwright*, and others, to return the Bill, intituled, “ An Act to fix the period for holding the Courts of General Quarter Sessions of the Peace, in that part of the Province formerly *Upper Canada*,” and to acquaint this House, that they have agreed to the amendments made by this House to that Bill without any amendment.

Quarter Sessions Bill returned from the Assembly with the amendments agreed to.

A Message was brought from the Legislative Assembly by Mr. *Henry Smith*, and others, to return the Bill, intituled “ An Act to alter and amend the Act of Incorporation of the *Kingston Marine Railway Company*,” and to acquaint this House that they have agreed to the amendments made by this House to that Bill without any amendment.

Kingston Marine Railway Bill returned from the Assembly with the amendments agreed to.

L. C. Judicature Bill.

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General *Lafontaine*, and others, with a Bill, intituled, "An Act to amend the law relative to the administration of Justice in *Lower Canada*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Forty-sixth Rule dispensed with.

It was moved that the forty-sixth rule of this House be dispensed with, in so far as it relates to this Bill, and that the same be read a second time immediately.

The question of concurrence being put on the said motion, the same was resolved in the affirmative, and

Bill read second time.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be referred to a Select Committee of eight Members.

Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *Sullivan, Joliette, Bruneau, Moore, A. Dionne, J. Dionne, Massue* and *de Boucherville*, to meet and adjourn as they please

To be printed.

Ordered, that two hundred copies of the last mentioned Bill be printed in the English language, and a similar number of copies in the French language, for the use of Members.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

FRIDAY.

Friday, 17th Nov'r., 1843.

The Members convened, were:

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Joseph,</i>
<i>Joliette,</i>	<i>Goodhue,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Massue,</i>
<i>Moore,</i>	<i>De Boucherville.</i>
<i>Dionne, Amable,</i>	

PRAYERS.

Report of the Committee on Religious Societies Lands Bill, presented.

The Honorable Mr. *Sullivan*, from the Select Committee to whom was referred the Bill, intituled, "An Act to enable Religious Societies of all denominations of Christians in that part of the Province called *Upper Canada*, to hold the lands requisite for certain purposes therein mentioned," presented their Report.

Ordered, that the Report be received.

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room,
14th November, 1843.

The Report.

The Select Committee to whom was referred the Bill from the Legislative Assembly, intituled, "An Act to enable Religious Societies of all denominations of Christians, in that part of the Province called *Upper Canada*, to hold the Lands requisite for certain purposes therein mentioned," beg leave to report:—

That having carefully examined the said Bill, and compared it with a Bill of a similar nature, brought up from the Legislative Assembly in the first Session of Parliament, they have found it to agree in many particulars, excepting that the Bill contains an additional clause, constituting the Bishop of every Catholic Diocese, now, or hereafter to be erected, in the late Province of *Upper Canada*, in connection with the See of *Rome*, a corporation sole, for the purpose of holding real estate for the benefit of that Church, and the present Bill does not limit the number of acres to be held by each corporation.

Your Committee having also perused the amendments adopted by your Honorable House to the Bill of the first Session, deem it expedient that they be again considered by your Honorable Body; Your Committee therefore, recommend the following amendments:—

Press 1, line 16,—After "that," leave out all the words to "be;" in the thirty-seventh line, inclusively, and insert, in lieu thereof, "from and after the passing of this Act, it shall and may be lawful for the Chancellor, Vice-Chancellor, or other the person administering the duties of the Judge of the High Court of Chancery, in this Province, upon the Petition of the Minister, Wardens, Deacons, or other the parties holding office in any Congregation of professing Christians, of any denomination, setting forth the peculiar tenets of Society to which they respectively belong, together with the number of the Congregation composing the said Society, and the Township

" township or place in
 " which they intend res-
 " pectively to congregate,
 " and upon proof of the
 " several facts contained in
 " such Petition, to grant
 " unto such Minister, Ward-
 " ens, Deacons, or other
 " the parties holding office
 " in any such congregation,
 " not being fewer than three
 " in number, a license or
 " permission under the Seal
 " of the said Court, to hold,
 " to them and their succes-
 " sors, in perpetual succes-
 " sion for ever, in mort-
 " main, by the name ex-
 " pressed in such license or
 " permission, any quantity
 " of land requisite for the
 " Site of a Church, Meet-
 " ing House, Chapel, Bury-
 " ing Ground, residence for
 " the Minister, Priest, or
 " Religious Teacher, or
 " other person adminis-
 " tering the religious duties
 " of such congregation, and
 " School Houses, and the
 " appurtenances thereunto,
 " which may be necessary
 " for the said several pur-
 " poses, to be specified in
 " such Petition, provided
 " that there shall not be
 " held in trust for the pur-
 " poses aforesaid, under
 " any such license, or per-
 " mission, as aforesaid,
 " more than ten acres of
 " land for any one congre-
 " gation."

Press 1, line 38.—Before the 3rd clause of the Bill, insert the following clauses:—

A.

" And be it enacted, that
 " under and by virtue of
 " such License or permis-
 " sion, it shall and may be
 " lawful for such Trustees
 " to accept and take a con-
 " veyance to them and their
 " successors, in mortmain,

" of the lands to be men-
 " tioned and set forth in
 " such Petition, as afore-
 " said, and they and their
 " successors in perpetual
 " succession by the name
 " expressed in such license
 " or permission, shall, by
 " virtue of such license or
 " permission, be capable of
 " holding and possessing
 " such land, in mortmain,
 " for ever, and of commen-
 " cing and maintaining any
 " action or actions at law,
 " or in equity, for the pro-
 " tection thereof, and of
 " their right thereto: Pro-
 " vided always, and be it
 " enacted, that it shall not
 " be lawful for the Chan-
 " cellor, Vice-Chancellor,
 " or other the person ad-
 " ministering the duties of
 " the Judge of the High
 " Court of Chancery in this
 " Province, to grant any
 " such license or permis-
 " sion, for the benefit of
 " any such Society as afore-
 " said, whose Members at
 " the time of application to
 " the said Court, shall not
 " amount at least to fifty
 " heads of families."

B.

" And be it enacted, that
 " the Ministers, Wardens,
 " Deacons, or other parties
 " holding office in any such
 " congregation, to whom
 " any such license or per-
 " mission shall be granted,
 " as aforesaid, shall, within
 " twelve months after exe-
 " cution of any deed where-
 " by such land shall be con-
 " veyed to them, under and
 " by virtue of such license
 " or permission, shall cause
 " the same to be registered
 " in the office of the Regis-
 " trar of the County in
 " which the land shall hap-
 " pen to lie."

Press

Press 2, line 10.—After the fourth clause of the Bill, insert the following clause :—

“ And be it enacted, that
“ this Act shall be in force
“ and effect, and extend
“ only to that part of the
“ Province of *Canada* for-
“ merly known as *Upper*
“ *Canada*.”

Preamble, line 1.—After “whereas,” leave out all the words to “case,” in the eighth line, inclusively, and insert, “by an Act of the Parliament, of that part of the Province of *Canada*, heretofore called *Upper Canada*, passed in the ninth Year of the Reign of His late Majesty, King *George* the Fourth, intituled, ‘An Act for the relief of the Religious Societies therein mentioned,’ after reciting that Religious Societies, of various denominations of christians, have found difficulty in securing the titles of land requisite for the Site of a Church, Meeting House, or Chapel, or Burying Ground, for want of a corporate capacity to take and hold the same, in perpetual succession, and that it was expedient to provide some safe and adequate relief in such cases, it was enacted, that whenever any Religious Congregation, or Society of Presbyterians, Lutherans, Calvinists, Methodists, Congregationalists, Independents, Anabaptists, Quakers, Menonists, Tunkers, or Moravians, should have occasion to take a conveyance of land for any of the uses aforesaid, it should and might be lawful for them to appoint Trustees, to whom and their successors, to be

“ appointed in such manner
“ as should be specified in
“ the Deed, the land requisite for all or any of the purposes aforesaid might be conveyed, and such Trustees and their successors in perpetual succession, by the name expressed in such Deed, should be capable of taking, holding and possessing such land, and of commencing and maintaining any action or actions in law or equity for the protection thereof, and of their right thereto; and it was further enacted, that there should not be held in trust for the purposes aforesaid, more than five acres of land for any one congregation; and whereas, it is expedient to extend the relief afforded by the said recited Act, as well to the Societies therein named, as to all other Societies of professing christians of every denomination.”

Title, line 1.—After “to,” leave out the remainder of the Title, and insert “provide for the relief of certain Religious Societies.”

The whole, nevertheless, humbly submitted.

R. B. SULLIVAN,
Chairman.

Ordered, that the said Bill and Report be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill and Report presently. To be considered presently.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House upon the said Bill and Report accordingly. House in Committee thereon.

After some time the House was resumed, and the Honorable Mr. *Joliette* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same with the several amendments proposed by the Select Committee. Reported with amendments.

The

The said amendments being read twice by the Clerk, and the question of concurrence put on each, they were severally agreed to by the House.

Bill as amended for third reading on Monday.

Ordered, that the said amendments be engrossed and the Bill as amended, read the third time on Monday next.

Common School Law Repeal Bill.

A Message was brought from the Legislative Assembly by the Honorable Mr. *Morin*, and others, with a Bill, intituled, "An Act to repeal the Act now in force, for the establishment and maintenance of Common Schools, and to establish a Fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the school monies for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said monies for the years one thousand eight hundred and forty-two and one thousand eight hundred and forty-three," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time on Monday next.

Montreal Water Works Bill.

A Message was brought from the Legislative Assembly by Mr. *Holmes*, and others, with a Bill, intituled, "An Act to authorise the Mayor, Aldermen and Citizens of *Montreal* to purchase, acquire and hold the property now known as the *Montreal Water Works*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Sheriffs process Bill.

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General *Baldwin*, and others, with a Bill, intituled, "An Act to render more summary the means, of enforcing the returns of Process by Sheriffs and Coroners in that part of this Province called *Upper Canada*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Les Dames du Sacré Cœur de Jésus incorporation Bill.

A Message was brought from the Legislative Assembly by Mr. *Quesnel*, and others, with a Bill, intituled, "An Act to Incorporate *Les Dames Religieuses du Sacré Cœur de Jésus*, of the Parish of *Saint Jacques de l'Assommoir*"

"in the District of *Montreal*, for the purposes of Education," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Gosselin's privileges Bill.

A Message was brought from the Legislative Assembly by Mr. *Taché*, and others, with a Bill, intituled, "An Act to renew and continue for a certain time the privileges granted by a certain Act of *Lower Canada* therein mentioned to *Alexis Gosselin* and his heirs, and assigns, with regard to a certain Bridge over the River *Boyer*, in the County of *Bellechasse*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Petition from J. Bouchette, read.

Ordered, that the Petition from *Joseph Bouchette*, Esquire, praying for pecuniary aid to assist him in publishing a new Map of the *Canadas*, be now read.

The same was then read by the Clerk, accordingly.

Ordered, that the Petition from the Honorable *R. W. Harwood*, and others, inhabitants of the County of *Vaudreuil*, praying that, in the proposed Judicature Bill, Circuit Courts may be continued in that County as heretofore; and also, the Petition from *Gabriel Marchand*, and others, of the District of *Montreal*, praying that the Judicature Bill for *Lower Canada* may not pass into a law until further inquiry be made, be now read.

Petition, From R. W. Harwood, and others, of Vaudreuil, and

G. Marchand, and others, of Montreal, read, and

The said Petitions were then severally read by the Clerk accordingly.

Ordered, that the said Petitions be referred to the Select Committee to whom has been referred the Bill, intituled, "An Act to amend the law relative to the Administration of Justice in *Lower Canada*."

Referred to the Committee on L. C. Judicature Bill.

Ordered, that all the Petitions presented to this House during the present Session, relating to the Judicature System of *Lower Canada*, be referred to the last mentioned Select Committee.

Petitions presented on the subject of the L. C. Judicature Bill, referred to said Committee.

Ordered, that the Honorable Messieurs *Joliette*, *Bruneau*, *Moore*, *Goodhue* and *Irving* be added to the Select Committee appointed to report upon the affairs of *King's* and *Upper Canada* Colleges.

Members added to the Committee on King's College affairs.

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General *Lafontaine*, and others, to return the

Census Bill returned from the Assembly with the amendments agreed to.

Bill, intituled, "An Act for taking the Census of the Inhabitants of *Lower Canada*, and for obtaining certain statistical information there- in mentioned," and to acquaint this House, that they had agreed to the amendments made by the Legislative Council to the said Bill, without any amendment.

Montreal Li-
brary Associa-
tion Bill read
third time.

Pursuant to the order of the day, the Bill, intituled, "An Act to incorporate the Members of the Mercantile Library Association of *Montreal*," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Game Bill.

A Message was brought from the Legislative Assembly by Mr. *Prince*, and others, with a Bill, intituled, "An Act to prohibit the hunting and killing of Deer, and other Game within this Province, at certain seasons of the year," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time on Monday next.

A'lourn.

The Speaker declared this House continued until to-morrow at three o'clock in the afternoon, the House so decreeing.

SATURDAY.

Saturday, 18th Nov'r., 1843.

The Members convened, were :

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs The Honorable Messieurs

Sullivan,

Dionne, Joseph,

Joliette,

Goodhue,

Fergusson,

Irving,

Bruneau,

Massue,

Moore,

De Boucherville.

Dionne, Amable,

PRAYERS.

Petitions,

From C. T. Grece, and others, that the Circuit Court may be held at *Ste. Thérèse*;

The Honorable Mr. *Bruneau* presented a Petition from *Charles T. Grece*, and others, inhabitants of *Ste. Thérèse*, *St. Jérôme*, *St. Rose* and *St. Martin*, praying that the Circuit Court may be placed at *Ste. Thérèse* instead of at *Terrebonne*.

Ordered, that the same do lie on the table.

From the Rev. M. S. Stark, and others, of *Dundas*, that the Pres-

The Honorable Mr. *Fergusson* presented a Petition from the Reverend *M. S. Stark*, and others, being the Minister, Elders and Congre-

gation of the Presbyterian Church in *Dundas*, praying that the Presbyterian Church Temporalities Bill may not be passed into a law until further time shall have been afforded for its consideration.

Ordered, that the same do lie on the table.

Ordered, that the Petition presented this day from *Charles T. Grece*, and others, inhabitants of *Ste. Thérèse*, *St. Jérôme*, *St. Rose* and *St. Martin*, praying that the Circuit Court may be placed at *Ste. Thérèse* instead of at *Terrebonne*, be referred to the Select Committee to whom has been referred the Bill, intituled, "An Act to amend the law relative to the administration of justice in *Lower Canada*."

Petition from C. T. Grece, and others, referred to the Committee on the Judicature Bill.

The Honorable Mr. *Sullivan* reported that he had, according to order, waited on His Excellency the Governor General with the Address of this House, of Thursday last, the sixteenth instant, relative to the contingent expenses of this House, and that His Excellency was pleased to receive the same graciously and to say, that he would answer the said Address by Message.

Honorable Mr. Sullivan reports the answer of His Excellency to the Address on Contingencies.

Pursuant to the order of the day, the Bill, intituled, "An Act to authorise the Mayor, Aldermen and Citizens of *Montreal*, to purchase, acquire and hold the property now known as the *Montreal Water Works*," was read the second time.

Montreal Water Works Bill read second time.

Ordered, that the said Bill be read the third time on Monday next.

Third reading on Monday.

Pursuant to the order of the day, the Bill, intituled, "An Act to render more summary the means of enforcing the returns of Process by Sheriffs and Coroners in that part of this Province called *Upper Canada*," was read the second time.

Sheriffs Process Bill read second time.

Ordered, that the said Bill be read the third time on Monday next.

Third reading on Monday.

Pursuant to the order of the day, the Bill, intituled, "An Act to Incorporate *Les Dames Religieuses du Sacré Cœur de Jésus*, of the Parish of *St. Jacques de l'Acadian*, in the District of *Montreal*, for the purposes of education," was read the second time.

Les Dames du Sacré Cœur de Jésus, incorporation Bill, read second time.

Ordered, that the said Bill be read the third time on Monday next.

Third reading on Monday.

Pursuant to the order of the day, the Bill, intituled, "An Act to renew and continue for a certain time the privileges granted by a certain Act of *Lower Canada* therein mentioned, to *Alexis Gosselin*, and his heirs and assigns

Gosselin's privilege Bill read second time.

" assigns with regard to a certain Bridge over
" the River *Boyer*, in the County of *Belle-*
" *chasse*," was read the second time.

Ordered, that the said Bill be read the third
time on Monday next.

The Speaker declared this House continued
until Monday next, at three o'clock in the after-
noon, the House so decreeing.

Third Reading on Monday.

Adjourn.

Monday, 20th Nov'r., 1843.

The Members convened, were:—

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Goodhue,</i>
<i>Bruncau,</i>	<i>Irving,</i>
<i>Moore,</i>	<i>Massue,</i>

PRAYERS.

A Message was brought from the Legisla-
tive Assembly by the Honorable Mr. *Viger*,
and others, with a Bill, intituled, " An Act for
" the establishment of a better Court of Ap-
" peals in *Lower Canada*," to which they de-
sire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the se-
cond time to-morrow.

A Message was brought from the Legisla-
tive Assembly by Mr. *Quesnel*, and others, with
a Bill, intituled, " An Act to Incorporate cer-
" tain persons carrying on the business of
" Banking in the City of *Montreal*, under the
" name of *La Banque du Peuple*," to which they
desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the se-
cond time to-morrow.

The Honorable Mr. *Massue* from the Select
Committee to whom was referred the Bill, in-
tituled, " An Act to incorporate *Charles Cun-*
" *ningham, Richard Norman, Samuel Amory,*
" and others, forming a Joint Stock Company
" for carrying on the Fishery in the *Gaspé*
" District and *Gulf of St. Lawrence*, and Coal
" Mining in the said District," presented their
report.

Ordered, that the Report be received, and

The same was then read by the Clerk, as
follows:—

Lower Canada Court of Appeals Bill.

Banque du Peuple Incorporation Bill.

Report of the Committee on Gaspé Fisheries Bill.

Legislative Council, Committee Room, The Report.
18th November, 1843.

The Select Committee to whom was referred
the Bill from the Legislative Assembly, intituled,
" An Act to incorporate *Charles Cunningham,*
" *Richard Norman, Samuel Amory,* and others,
" forming a Joint Stock Company for carrying
" on the Fishery in the *Gaspé*, District and
" *Gulf of St. Lawrence*, and Coal Mining in the
" said District," beg leave to report—

That having examined the said Bill, they re-
commend the following amendment thereto:—

Press 12, line 3, — After the twenty-sixth
clause, insert the following
clause:—

" Provided always, and
" be it enacted, that no-
" thing in this Act contain-
" ed shall be held to au-
" thorize or warrant the
" said Corporation to act
" as Bankers, or to issue or
" keep in circulation notes
" in the nature of Bank
" Notes, or to make such
" Notes valid in law, if
" issued by or in the name
" of the said Corpora-
" tion."

The whole, nevertheless, humbly submitted.

L. MASSUE,

Chairman.

The amendment reported by the last men-
tioned Committee being twice read by the
Clerk, and the question of concurrence put
thereon, it was agreed to by the House.

Ordered, that the amendment be engrossed,
and the Bill, as amended, read the third time
to-morrow.

The Honorable Mr. *Sullivan*, by command of
His Excellency the Governor General, pre-
sented to the House a Report from the Assis-
tant Superintendent of Education for *Canada*
West.

Ordered, that the same do lie on the table,
and it is as follows:—

(For Report, vide *Sessional Papers, Letter Z.*)

A Message was brought from the Legislative
Assembly by Mr. *Donald McDonald*, and
others, with a Bill, intituled, " An Act to con-
" firm and make valid certain official acts in
" the offices of Registrar, Clerk of the Peace,
" Clerk of the District Court, and Registrar of
" the

Amendment agreed to.

Bill as amended for third reading to-morrow.

Report from the Assistant Superintendent of Education for Canada West, presented.

Ottawa District Officers Acts confirmation Bill.

"the Surrogate Court in and for the District of *Ottawa*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Librarian's Report referred to a Select Committee.

Ordered, that the Report of the Librarian of this House, presented during the present Session, be referred to a Select Committee of four Members.

Ordered, that the Committee be the Honorable Messieurs *Joliette*, *Fergusson*, *Bruneau* and *Massue*, to meet and adjourn as they please.

Religious Societies Lands Bill, as amended, read third time.

Pursuant to the order of the day the Bill, intituled, "An Act to enable Religious Societies of all denominations of Christians in that part of the Province called *Upper Canada*, to hold the lands requisite for certain purposes therein mentioned," was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill with several amendments, to which they desire their concurrence.

Montreal Water Works Bill read third time.

Pursuant to the order of the day the Bill, intituled, "An Act to authorise the Mayor, Aldermen and Citizens of *Montreal* to purchase, acquire and hold the property now known as the *Montreal Water Works*," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Sheriff's Process Bill read third time.

Pursuant to the order of the day the Bill, intituled, "An Act to render more summary, the means of enforcing the returns of process by Sheriffs and Coroners in that part of this Province called *Upper Canada*," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and

acquaint that House that the Legislative Council have passed this Bill without any amendments.

Pursuant to the order of the day the Bill, intituled, "An Act to Incorporate *Les Dames Religieuses du Sacré Cœur de Jésus*, of the Parish of *Saint Jacques de l'Achigan*, in the District of *Montreal*, for the purposes of Education," was read the third time.

Les Dames du Sacré Cœur de Jésus Incorporation Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day the Bill, intituled, "An Act to renew and continue for a certain time the privileges granted by a certain Act of *Lower Canada* therein mentioned to *Alexis Gosselin* and his Heirs and Assigns, with regard to a certain Bridge over the River *Boyer*, in the County of *Bellechasse*," was read the third time.

Gosselin's privilege Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day the Bill, intituled, "An Act to repeal the Act now in force for the establishment and maintenance of Common Schools, and to establish a fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two and one thousand eight hundred and forty-three," was read the second time.

Common School Law repeal Bill read second time.

Ordered, that the said Bill, together with His Excellency's Message, and the Report transmitted to this House during the present Session on the subject of Common Schools, be referred to a Select Committee of eight Members.

Bill and Message from His Excellency on the same subject, referred to a Select Committee.

Ordered,

Ordered, that the Committee be the Honorable Messieurs *Sullivan, Fergusson, Bruneau, Moore, A. Dionne, Goodhue, Irving and Massue*, to meet and adjourn as they please.

La Congrégation de Notre Dame de Québec Incorporation Bill.

A Message was brought from the Legislative Assembly by the Honorable Mr. Solicitor General *Aylwin*, and others, with a Bill, intituled, "An Act to Incorporate the Association called, *La Congrégation de Notre Dame de Québec*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Game Bill read second time.

Pursuant to the order of the day the Bill, intituled, "An Act to prohibit the hunting and killing of Deer and other Game within this Province, at certain seasons of the year," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

House in Committee thereon.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the said Bill.

After some time the House was resumed.

Reported.

And the Honorable Mr. *Fergusson* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Third reading to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

Petitions,

From the Board of Trade of Toronto, against the Assessment Act;

From H. Smith, of Toronto, for relief;

The Honorable Mr. *Fergusson* presented a Petition from the Board of Trade of the City of *Toronto*, praying that the new Assessment Act may not be passed into a law without certain modifications; also, a Petition from *Henry Smith*, of *Toronto*, praying for relief.

Ordered, that the same do lie on the table.

From T. Moore, and others, for the amendment of the Charter of King's College, presented.

The Honorable Mr. *Irving* presented a Petition from *Thomas Moore*, and others, inhabitants of the District of *Prince Edward*, praying for the amendment of the Charter of the University of King's College.

Ordered, that the same do lie on the table.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

Tuesday, 21st Nov'r., 1843. TUESDAY.

The Members convened, were:—

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs

Sullivan,

Joliette,

Fergusson,

Bruneau,

Moore,

The Honorable Messieurs

Dionne, Amable,

Dionne, Joseph,

Goodhue,

Irving,

Massue.

PRAYERS.

The Honorable Mr. *Bruneau* presented a Petition, Petition from *Richard Watson*, practical Printer in the Office of *R. Stanton*, Esquire, Queen's Printer for the late Province of *Upper Canada*, and at the head of the *Upper Canada Gazette* Office at *Kingston*, praying that the printing of the Journals of the Legislative Council may be continued at the said establishment for the present Session.

From R. Watson, that the Printing of the Journals may be continued to R. Stanton, presented.

Ordered, that the same do lie on the table.

Ordered, that the said Petition be referred to the Select Committee appointed to peruse and perfect the Journals of this and former Sessions of the Provincial Parliament.

Referred to the Committee on Journals.

The Honorable Mr. *Moore* presented a Petition from *Robert Seaton*, and others, Members of the Presbyterian Church at *Cavan*, praying that the Presbyterian Church Temporalities Bill may not be passed into a law

Petition from R. Seaton, and others, against the Presbyterian Temporalities Bill, presented.

Ordered, that the last mentioned Petition be now read.

The same was then read by the Clerk, accordingly.

Read.

Ordered, that the same do lie on the table.

Pursuant to the order of the day the Bill, intituled, "An Act to Incorporate *Charles Cunningham, Richard Norman, Samuel Amory*, and others, forming a Joint Stock Company for carrying on the Fishery in the *Gaspé* District and Gulf of *St. Lawrence*, and Coal Mining in the said District," was, as amended, read the third time.

Gaspé Fisheries Bill, as amended, read third time.

The question was put, whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill with an amendment, to which they desire the concurrence of the Assembly.

Pursuant

Game Bill read
third time.

Pursuant to the order of the day the Bill, intituled, "An Act to prohibit the hunting and killing of Deer and other Game within this Province, at certain seasons of the year," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Lower Canada
Court of Ap-
peals Bill read
second time.

Pursuant to the order of the day the Bill, intituled, "An Act for the establishment of a better Court of Appeals in Lower Canada," was read the second time.

Referred to a
Select Com-
mittee.

Ordered, that the said Bill be referred to the same Select Committee to whom has been referred the Bill, intituled, "An Act to amend the law relative to the Administration of Justice in Lower Canada."

Banque du
Peuple Incor-
poration Bill
read second
time.

Pursuant to the order of the day the Bill, intituled, "An Act to Incorporate certain persons carrying on the business of Banking in the City of Montreal under the name of La Banque du Peuple," was read the second time.

Referred to a
Select Com-
mittee.

Ordered, that the said Bill be referred to a Select Committee of six Members.

Ordered, that the Committee be the Honorable Messieurs Sullivan, Joliette, Fergusson, Bruneau, Amable Dionne and Massue, to meet and adjourn as they please.

Ottawa Dis-
trict Officers
Acts confirma-
tion Bill read
second time.

Pursuant to the order of the day the Bill, intituled, "An Act to confirm and make valid certain Official Acts in the offices of Registrar, Clerk of the Peace and Clerk of the District Court and Registrar of the Surrogate Court in and for the District of Ottawa," was read the second time.

Third reading
to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

Fish preserva-
tion Bill.

A Message was brought from the Legislative Assembly by Mr. Childs, and others, with a Bill intituled, "An Act for the better preservation of certain species of Fish in the Rivers and waters of the Counties therein mentioned;" and also, a Bill, intituled, "An Act to Incorporate Bishop's College in the Diocese of Quebec," to which they desire the concurrence of this House.

Bishop's Col-
lege Bill.

The said Bills were then severally read the first time.

Ordered, that the said Bills be read the second time to-morrow.

Pursuant to the order of the day the Bill, intituled, "An Act to Incorporate the Association called La Congrégation de Notre Dame de Québec," was read the second time.

La Congrégation de Notre Dame de Québec Bill, read second time.

Ordered, that the said Bill be read the third time to-morrow.

Third reading to-morrow.

The House was adjourned during pleasure.

The House was resumed.

The Honorable Mr. Sullivan, from the Select Committee to whom was referred the Bill, intituled, "An Act to Incorporate certain persons carrying on the business of banking in the City of Montreal, under the name of La Banque du Peuple," reported, that the Committee had gone through the said Bill, and had directed him to report the same to the House without any amendment.

Report of Select Committee on Banque du Peuple Incorporation Bill.

Ordered, that the said Bill be read the third time to-morrow.

Third reading to-morrow.

The Speaker declared this House continued until to-morrow, at twelve o'clock at Noon, the House so decreeing.

Adjourn.

Wednesday, 22d Nov'r, 1843. WEDNESDAY.

The Members convened, were:

The Honorable René E. Caron, Speaker :

The Honorable Messieurs

The Honorable Messieurs

Sullivan,

Dionne, Amable,

Joliette,

Dionne, Joseph,

Fergusson,

Goodhue,

Bruneau,

Irving,

Moore,

Massue.

PRAYERS.

It was moved

That leave be given to the Honorable Mr. Draper, one of the Members of this Honorable House, to plead, as Counsel, at the Bar of the Legislative Assembly, against the Bill now pending in that House, intituled, "An Act to provide for the separate exercise of the Collegiate and University functions of the College established at the City of Toronto, in Upper Canada, for incorporating certain other Colleges and Collegiate Institutions of that division of the Province with the University, and for the more efficient establishment and satisfactory government of the same," and that the said leave be not in time coming drawn into a precedent.

Motion to give leave to the Honorable Mr. Draper to plead as Counsel at the Bar of the Assembly.

The question of concurrence being put on the said motion, it was, after a short debate,

Resolved, in the affirmative, and

Same agreed to.

Ordered, accordingly.

Dissentient :—

Dissentient:—

1st.—*Because*, it involves a hazard of collision with the Honorable House of Assembly, in permitting a Member of this House to engage in professional labours at the Bar of that Honorable House.

2nd.—*Because*, in all public matters, more especially where great points of Constitutional Law are involved, and which may be expected to come under discussion in this House, it is of paramount importance that the unbiassed legal aid of professional Members of the Council should remain entire and at the service of the House.

3d.—*Because*, no precedent for the permission craved can be found in the Records of the House of Lords, and it is provided by the sixtieth Rule of this House, that all unprovided cases shall be determined by the Rules and Practice of the House of Lords.

ADAM FERGUSSON,
ÆMILIUS IRVING,

The Honorable Mr. *Irving* presented a petition from *William Walker*, and others, praying for the improvement of the road between *Brantford* and *Hamilton*.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the Bill, intituled, "An Act to confirm and make valid certain Official Acts in the Offices of Registrar, Clerk of the Peace, Clerk of the District Court, and Registrar of the Surrogate Court, in and for the District of *Ottawa*," was read the third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day, the Bill, intituled, "An Act to incorporate the Association called '*La Congrégation de Notre Dame de Québec*,'" was read the third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day, the Bill, intituled, "A Act to incorporate certain persons carrying on the business of Banking in the City of *Montreal*, under the name of '*La Banque du Peuple*,'" was read the third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day, the Bill, intituled, "An Act for the better preservation of certain species of Fish in the Rivers and Waters of the Counties therein mentioned;" and also the Bill, intituled, "An Act to incorporate *Bishop's College* in the Diocese of '*Quebec*,'" were severally read the second time.

Ordered, that the said Bills be severally read the third time to-morrow.

The Speaker declared this House continued until this afternoon, at four o'clock, the House so decreeing.

At Four o'clock, P.M., the Members convened were:—

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs
Sullivan,
Joliette,
Fergusson,
Bruneau,
Moore,

The Honorable Messieurs
Dionne, Amable,
Dionne, Joseph,
Goodhue,
Massue.

A Message was brought from the Legislative Assembly by Mr. *Christie*, and others, to return the Bill, intituled, "An Act to incorporate '*Charles Cunningham, Richard Norman, Samuel Amory*, and others, forming a Joint Stock Company for carrying on the Fishery in the '*Gaspé District and Gulf of St. Lawrence*, and '*Coal Mining in the said District*,'" and to acquaint this House that they have agreed to the amendment made by this House to that Bill, without any amendment.

Ordered, that the Select Committee, to whom has been referred the Bill, intituled, "An Act to amend the Law relative to the administration of Justice in *Lower Canada*," have leave to report from time to time.

La Banque du Peuple Incorporation Bill read third time.

Passed.

Fish preservation Bill, and

Bishop's College Bill read second time.

Third reading to-morrow.

Adjourn till 4 P. M.

WEDNESDAY,
4 P. M.

Gaspé Fisheries Bill returned from the Assembly with amendment agreed to.

Leave given to the Committee on Lower Canada Judicature Bill to report from time to time.

The

Messages from
His Excellency.

The Honorable Mr. *Sullivan* acquainted the House that he had certain Messages from His Excellency the Governor General, under his sign manual, which His Excellency had commanded him to deliver to this House.

And the same were read as follow:—

C. T. METCALFE.

On the subject of the
claim of J.
Joseph, Esq.,
and

The Governor General informs the Honorable the Legislative Council that he will take into consideration the report of the Select Committee of this Honorable House upon the case of *John Joseph*, Esquire, as requested in their Address of the fourteenth instant.

Government House,
Kingston, 21st November, 1843.

C. T. METCALFE.

That he has
issued his
Warrant for
£5,000.

The Governor General informs the Honorable the Legislative Council, with reference to their Address dated the sixteenth instant, that he has issued his warrant in favour of *Charles de Léry*, Esquire, Acting Clerk of their Honorable House, for the sum of five thousand pounds, Sterling, to enable him to defray the present demands against the Legislative Council, and to meet its current expenditure during the recess.

Government House,
Kingston, 21st November, 1843.

The said Messages were then again read by the Clerk.

Report of Com-
mittee on
Lower Cana-
da Court of
Appeals Bill.

The Honorable Mr. *Bruneau* from the Select Committee to whom was referred the Bill, intituled, "An Act to amend the law relative to the administration of Justice in *Lower Canada*," and also, the Bill, intituled, "An Act for the establishment of a better Court of Appeals in *Lower Canada*," presented their report upon the latter Bill.

Ordered, that it be received, and

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room,
22d November, 1843.

The Report.

The Select Committee to whom was referred the Bill from the Legislative Assembly, intituled, "An Act to amend the Law relative to the Administration of Justice in *Lower Canada*," and also, "An Act for the establishment of a better Court of Appeals in *Lower Canada*," have the honor to make their first report—

That having gone through the said last mentioned Bill, they recommend the following amendments:—

Press 4, line 6,—After "had," insert "Provided always, that the persons so appointed shall be of at least eight years standing at the Bar of *Lower Canada*."

" 5, " 28,—Leave out "on pain of nullity."

" " " 32,—Leave out from "and," to "established," in the forty-first line, inclusively.

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,
Chairman.

Ordered, that the said Bill and Report be taken into consideration presently.

The House then proceeded to take the same into consideration accordingly. Bill considered.

The amendments reported by the last mentioned Committee being then twice read by the Clerk, and the question of concurrence put on each, they were severally agreed to by the House. Amendments.

Ordered, that the said amendments be engrossed and the said Bill, as amended, read the third time to-morrow. Third reading to-morrow.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing. Adjourn.

Thursday, 23d Nov'r., 1843. THURSDAY.

The Members convened, were:

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Goodhue,</i>
<i>Bruneau,</i>	<i>Irving,</i>
<i>Moore,</i>	<i>Massue.</i>

PRAYERS.

The Honorable Mr. *Bruneau* presented a Petition from *Robert Stanton*, Esquire, praying that the printing of the Journals of this Session may be continued to him. Petition from R. Stanton, that the Printing of the Journals may be continued to him, presented.

Ordered, that the same do lie on the table.

Ordered, that the said Petition be referred to the Select Committee appointed to peruse and perfect the Journals of the House for this and former Sessions. Referred to Committee on Journals.

The Honorable Mr. *Irving* presented two Petitions from the Municipal Council of the *Home District*, praying for the adoption of such measures Petitions from the Home District Council, that the charges for

certain Prisoners may be defrayed by the City of Toronto, and

That the Assessment and Township Incorporation Bill may not pass

Third Report of the Committee on the Contingent Accounts, presented.

The Report.

measures as will compel the Corporation of *Toronto* to defray the expenses of the support and maintenance of those prisoners in the District Gaol, who have been committed under the Warrant of the City authorities; and also praying that the Assessment Bill, and the Bill to Incorporate Towns and Townships may not be passed into law without certain modification and amendments.

Ordered, that the same do lie on the table.

The Honorable Mr. *Bruneau*, from the Select Committee appointed to examine and report upon the Contingent Accounts of the Legislative Council for the present Session, presented their third report.

Ordered, that it be received, and

The same was read by the Clerk as follows:—

Legislative Council, Committee Room,
20th November, 1843.

The Select Committee, to whom it was referred to report upon the Contingent Accounts of Your Honorable House, and who were instructed to inquire into the number and efficiency of the Officers in the several Departments of this House, and generally as to all changes, additions and alterations which ought to be made, and to the number and rank of the Officers of this House, and on the Salaries and emoluments which are now or ought hereafter to be allowed them, have the honor to make their third report:—

That they have carefully and minutely examined the account current of the Clerk of this House, wherein is detailed the receipts and the expenditure incurred since the last Session. The balance in his hands at the termination of his last account was £62 16 9½, since which time he has received the sum of £4,250, being the amount of His Excellency the Governor General's Warrant, granted in pursuance of the Address of Your Honorable House of the 4th October, 1842, making a total of receipts of £4,312 16 9½. The expenditure which has been defrayed and accounted for by the Clerk, supported by vouchers, which have been carefully examined by Your Committee and found correct, amounts to the sum of £4,281 11 0; whereby, a balance of £31 5 9½ still remains in the hands of the Clerk.

The accounts due by Your Honorable House for printing, stationery and other articles are estimated to amount to about £2,000; to meet which the sum asked for to be impressed into the hands of the Clerk-Assistant by His Excellency the Governor General, by the Address of

Your Honorable House of the 16th instant, will enable that officer to liquidate the demands now made by the tradesmen and those having claims upon Your Honorable House.

Your Committee would, however, remark that being desirous of reducing the expenditure of Your Honorable House, and placing it upon a scale as low as possible, but at the same time compatible with reason and propriety, they feel it their duty to recommend, for the consideration of Your Honorable House, a scheme which your Committee have reason to believe will have the effect of reducing much of the actual amount of the expenses and disbursements of Your Honorable House, and at the same time to facilitate the audit and settlement of the Contingent accounts.

This system will consist, principally, in the adoption of the following rules, viz:—

1st.—That the Clerk shall not for the future cause any extraordinary expenditure without having obtained the permission of the Committee on Contingencies.

2nd.—That during the Recess, the Clerk shall not be justified to pay the necessary and indispensable expenses but after obtaining the approbation and order of the Speaker.

3rd.—That the Clerk should be further held, on the first day of each Session, to place before the Contingent Committee all the accounts for the year.

4th.—That these accounts, thus submitted to the said Committee, it shall be the duty of the Clerk of the Special Committee to examine and verify; to enter them in a book to be kept for that purpose, specifying in separate columns the accounts thus presented, their date, names of the claimants, as well as the amount thereof, what overcharges or errors, if any, either for or against the House have been made, and the net amount which may be deemed due accompanied by remarks (if necessary), the whole in form of the public Provincial Accounts.

Among the accounts which have been paid by the Clerk, there appears one for £19 12 6 to *James Waddell*, who was employed as a messenger during the last Session, in the lieu of *John Bright*, who from sickness, was excused from attendance upon the House, but who, nevertheless, received his usual annual allowance. Your Committee are of opinion to recommend to Your Honorable House, that this payment cannot be allowed, and that the amount should be made good by the Clerk of the House, who does not appear to have been authorised by any order

order of the House to make this payment, and Your Committee are of opinion that in all such similar cases, whenever the servants of this House cannot fulfil the duties required of them, and place substitutes in their stead, the allowance of such substitutes shall be arranged and paid by the party who cannot personally attend to his duty.

The Committee, for the reasons above given, have not thought proper to offer an opinion as to the accounts actually due and not paid, being desirous, previously, that the system recommended be adopted relative to all those demands, and your Committee, therefore, propose to make Your Honorable House a further report on this subject.

Your Committee have deemed it advisable, in the prosecution of their labours, to take into their serious consideration the reports presented to Your Honorable House by the Contingent Committees of former Sessions, and have endeavoured, as far as possible, to adhere to the opinions therein expressed. In the second Report of the Contingent Committee of last Session, they observe a recommendation in which your Committee unanimously coincide, but which, apparently, was overlooked at the time when Your Honorable House was called upon to adopt the Report of that Committee. That recommendation is to the following effect:—

“Your Committee recommends that the Clerk be directed to cause to be transmitted to each member of the House, at his residence throughout the year, a copy of the *Canada Gazette*, *Upper Canada Gazette*, and *Quebec Gazette*, by authority, and to charge the same to the Contingent Expenses of Your Honorable House.”

Your Committee, as already mentioned, concur in this suggestion and respectfully recommend the same for the favourable consideration of Your Honorable House.

Your Committee have, in obedience to the orders of Your Honorable House, taken into their consideration the instruction to this Committee of the 13th instant, whereby they were ordered “to inquire into the number and efficiency of the officers in the several Departments of this House, and generally as to all changes, additions and alterations which ought to be made, and on the salaries and emoluments which are now or ought hereafter to be allowed them.”

Under present circumstances, and for reasons which will readily present themselves to the attention of Your Honorable House, your

Committee do not deem it advisable to make any changes whatever in the number or remuneration of the officers connected with Your Honorable House, which might be regarded as of a permanent nature. Your Committee beg leave to observe, that during the last Session, various applications were made for augmentation of salaries or for extra services, and that during the present Session similar claims have been brought under the consideration of your Committee. They deem it proper here to bring under the notice of Your Honorable House, the remarks of the Contingent Committee of the last Session, which were expressed in the following terms:—

“With reference to the whole of these claims, Your Committee wish to bring under the notice of Your Honorable House, the following extract from a Report of a Committee of last Session, which was concurred in by the Council:”—

“Your Committee beg leave to submit a statement of the salaries paid to officers and servants of the respective Legislative Councils of the late Provinces of *Upper and Lower Canada*, together with a scale of salaries, which they conceive would afford an adequate remuneration to the officers and servants of Your Honorable House.

“In the meantime, the Committee deem it proper to mention, that they are of opinion that the officers in the Clerk’s department, and the Clerk of Committees, as well as the Head Messenger, should receive salaries sufficient to remunerate them for their entire services during the whole year; and that no part of the amount to be paid to them, or to the other permanent officers and servants, who are only required to attend during the sitting of the Legislature, should be provided for by an annual vote, and charged to the Contingent Accounts of Your Honorable House, as was the practice in the late Provinces of *Upper and Lower Canada*.

“Your Committee therefore recommend, that the payment of the salaries of all the officers and servants of the Legislative Council be provided for by Statute, as well to prevent applications to the Committee on Contingencies for addition allowances, as to place the officers, and the provision for their maintenance, on a satisfactory and permanent footing. The Committee think proper to record their sentiments against any practice or precedent that would sanction the payment of additional allowances to any of the officers

“or

“ or servants of the Legislative Council, beyond
 “ the salaries to be provided to them, and
 “ which should be considered as full remunera-
 “ tion for all the services which they may
 “ be required to render to Your Honorable
 “ House.”

“ As this matter is thus shown to have been
 “ most fully discussed during the last Session,
 “ and to have received the mature deliberation
 “ of Your Honorable House, Your Committee
 “ think that the decision then arrived at should
 “ not be hastily altered; and they therefore have
 “ not ventured absolutely to recommend the
 “ prayer of any of these applicants, except that
 “ of the Chief Messenger, but have preferred
 “ briefly to submit the facts for the consideration
 “ of Your Honorable House. Your Committee
 “ would suggest, that if Your Honorable House
 “ should conceive that at the present stage of the
 “ Session, these applications cannot be all satis-
 “ factorily disposed of, they should form the mat-
 “ ter of early inquiry at the opening of next Ses-
 “ sion, with a view of making such a general and
 “ effectual revision of the salaries and allowances
 “ to the officers of this House, upon most mature
 “ investigation, as will prevent any similar appli-
 “ cations for increased allowances, or payment
 “ for extra services, for some considerable time
 “ to come.”

Agreeing materially with the opinions thus expressed by two former Committees, Your Committee regret exceedingly that they cannot, under present circumstances, make that “ general and effectual revision of the salaries and allowances to the Officers of the House,” as was recommended by the Committee of the last Session. They recommend, in the strongest terms, that the subject should obtain the careful and early consideration of Your Honorable House at its next Session, with a view to prevent any further recurrence to a subject that must be painful and harrassing as well to the Members of this Honorable House as to those Applicants themselves, who consider they have claims for increased salaries or extra allowances.

Till such a final arrangement can be satisfactorily adjusted, and which Your Committee cannot too strongly recommend, Your Committee are disposed to submit for the favorable consideration of Your Honorable House for the present Session, a grant of allowances in a great measure similar to those allowed by Your Honorable House during the last Session, accompanied by such remarks and rea-

sons as to Your Committee have appeared sufficiently powerful to induce them to concur therein.

To the Clerk of this Honorable House they would recommend the usual allowance for many years allowed to the Clerk in *Lower Canada* of £100 for superintending the printing of the English version of the Journals of the House of the last Session, and £50 for superintending the printing of the laws of the last Session, and for his services in comparing and examining the copies of the said laws for the Colonial Office and for payment of the Contingencies of the House.

To the Clerk Assistant, *Charles de Léry*, Esquire, they recommend an allowance of one hundred pounds, for superintending the printing of the French version of the Journals of this House of the last Session.

To the other Assistant Clerk *J. F. Taylor*, Senior, Esquire, they cannot recommend any allowance for extra services as they consider his Salary sufficient for all the duties required of him, and Your Committee are of opinion that the Manuscript copy of the Journals by him annually prepared should be discontinued, but that the Clerk ought to certify a printed copy to be deemed of Record.

In reference to Mr. *Armour*, who performs the duty of Law Clerk of Your Honorable House, in addition to those of English Translator and Clerk of Special Committees, Your Committee beg leave to quote from the Reports of two Committees of Your Honorable House of last Session. The first extract is from the Report of the Select Committee appointed to examine the Index to the Statutes and Ordinances of *Lower Canada*, which had been prepared by that Officer. The Committee therein state:

“ That they have examined the Index prepared
 “ by the Law Clerk, and referred to in his Re-
 “ port to Your Honorable House of 8th Septem-
 “ ber, 1842, and that it appears to have been
 “ prepared with much labour, and executed in
 “ a very clear, comprehensive and satisfactory
 “ manner, and reflecting much credit upon the
 “ Law Clerk. Your Committee are of opinion,
 “ that the Index in question will prove of great ser-
 “ vice to Your Honorable House, in facilitating
 “ the discharge of its duties. Your Committee
 “ taking into their consideration the various du-
 “ ties imposed upon the Law Clerk, the satisfac-
 “ tory manner in which he has executed them,
 “ and that he is not remunerated in the same
 “ manner

“ manner as the Law Clerk of the Legislative
 “ Assembly, recommend to Your Honorable
 “ House that he be paid one hundred pounds,
 “ in addition to his salary, for the year ending on
 “ the 14th June last, as a remuneration for the
 “ execution of the Index to the Statutes.”

That Report of the Select Committee was referred to the Contingent Committee of last Session, who, in their second Report made the following observations:—

“ In reference to the Report of the Committee
 “ appointed to examine the Index to the Statutes
 “ of *Lower Canada*, prepared by the Law Clerk,
 “ and the recommendation from that Committee,
 “ that a sum of one hundred pounds be allowed
 “ to that officer, Your Committee are of opinion,
 “ that the official emoluments of the Law Clerk
 “ are not adequate to the duties and responsi-
 “ bility of his office, and they concur in the opinion,
 “ that the sum of one hundred pounds might be
 “ allowed him out of the contingencies, in addi-
 “ tion to his salary, for the year ending 14th June
 “ last; not, however, as a gratuity for the Index
 “ in question, which is to be deemed a part of
 “ his official duty, but to remunerate that indi-
 “ vidual in a manner suitable to the labour and
 “ responsibility of his office.”

In all these remarks Your Committee fully concur, and feeling desirous of remunerating “ that individual suitably to the labour and res-
 “ ponsibility of his Office,” and upon whom other duties have already devolved, and which by this Report are recommended to be augmented, they feel themselves justified in calling upon this Honorable House, at once to augment the annual Salary of that gentleman to the sum of £350, the allowance to the Law Clerk of the Legislative Assembly, and which Your Committee do not deem too much for the various duties performed by the Law Clerk of Your Honorable House. The reasons already alluded to prevent Your Committee making that recommendation at present, but in the mean time they would suggest that Mr. *Armour* do receive from the Contingencies an allowance equal to £100, per annum, from the 14th June 1842, to the present period, with the distinct understanding that it shall not be invoked as a precedent for the future, after Your Honorable House at its next Session shall have finally determined upon the annual Salary to be allowed to the Law Clerk for all his services, without other allowances for any extra services. Your Committee take this opportunity of remarking that this gentleman is now engaged in making a more copious Index

to the Statutes of *Upper Canada* than now exists, for the use of Your Honorable House, in the same style as that for *Lower Canada*, to be followed with a similar Index to the Imperial Statutes affecting this Province; and also to the Journals of the Legislative Councils of the late Provinces of *Upper Canada* and *Lower Canada*; works which Your Committee are humbly of opinion will prove of very great importance and value to the future deliberations of Your Honorable House.

With reference to the case of Mr. *Lemoine* who has been appointed to the office of French Translator of Your Honorable House, by the Resolution of the 13th instant, the duties of which office he has hitherto fulfilled since the commencement of the present Parliament of the Province of *Canada*, Your Committee would have felt themselves disposed to have recommended that that gentleman should be paid an annual Salary of £250, by warrant, as recommended by Your Honorable House by its concurrence in the first Report of Your Committee of the 10th instant. He now receives an allowance from the Contingencies of Your Honorable House of £225 per annum, and in pursuance of the recommendation of the Contingent Committee of last Session, they would suggest that he be allowed at the rate of £25 per annum, from the 14th June 1842, to the present period; and that the permanent Salary of that officer be determined by Your Honorable House at its next Session.

During the present Session the duties of the Master in Chancery have been performed by the Clerk's Assistant, who have been appointed to the office of Master in Chancery by His Excellency the Governor General. As those gentlemen are in possession of salaries sufficient for all the duties now required of them, Your Committee do not think that the salary of £100 heretofore received by the Master in Chancery should be any longer chargeable upon the funds of the Province.

The Gentleman Usher of the Black Rod and the Sergeant at Arms of Your Honorable House, have this year again applied for an addition to their salaries. Your Committee, however, regret that they cannot accede to their demand.

Your Committee fully concur in the recommendation of the Contingent Committee of last Session that the Chief Messenger of the House should be allowed a sum of £25 to engage the services of an Assistant during the Recess, as Your Committee have ascertained on inquiry
 that

that his attendance, though regular in the extreme is inadequate at all times to meet the exigencies of the offices, while the printing of the Journals and Laws are in progress of publication, and other duties are required of a Messenger and Office-keeper during his necessary absence in Town.

Your Committee next directed their attention to the salaries allowed to the Messengers of this Honorable House, employed during the Session and eight days after. Their allowances amount to £45, currency, per annum, and two of them, *John Bright* and *John Fenwick*, formerly messengers of the Legislature of the late Province of *Upper Canada*, still continue to reside at *Toronto*, and return thither at the close of their services. These two messengers desire to have an allowance to defray their expenses in returning to their homes after the close of the present session, but Your Committee are disposed to state their opinion that all the Messengers of Your Honorable House should be ready to attend to the duties required from them whenever called upon, and to return to their homes at their own expense; and therefore cannot recommend that any additional allowance be made to them, and at the same time Your Committee referring to the Report of a Committee of Your Honorable House, adopted on the 23d July, 1841, suggests that the Sergeant at Arms, whose duty it has been specifically defined to fill up the appointments held by the Messengers, with the approval of Your Honorable House, shall not nominate any but such as reside at the Seat of Government, and who may be at all times called upon to execute any extra work within their capacity, that may be required in the service of the House, with fair compensation, and which from their character and good behaviour they may be entitled to claim in preference to strangers, who may be incidentally called in to perform the same.

Your Committee have thus disposed of the Officers and Servants of Your Honorable House, regarded as being on the permanent establishment, and paid by warrant of the Governor General. They now proceed to the consideration of a similar class of expenditure for salaries or allowances payable out of the Contingent Funds of Your Honorable House.

To Mr. *J. Fennings Taylor*, Junior, the Office Clerk, they would have felt disposed to have recommended a salary of £250 per annum, but this they leave over for consideration at the next session. In the meantime Your Com-

mittee recommend an allowance equal to £25, per annum, from the 14th of June, 1842, to the present period.

With reference to the wish expressed to Your Committee by Mr. *Maingy* and Mr. *Doucet*, who are now employed as extra Writers in the Clerk's Office, in copying the daily proceedings of the House in the English and French languages, and in affording such other assistance as may be daily required to meet the exigencies of the House, Your Committee have every reason to concur in the recommendation of the Contingent Committee of last Session, wherein it is stated—

“ Your Committee wish to express it as their deliberate opinion, that the Assistant Clerks and Writing Clerks, employed by Your Honorable House, and receiving permanent and established salaries, should be held to finish the various works upon which they are employed during each recess, and that they are not to be governed by the mere ordinary office hours, when the public service requires a more close application to the duties assigned to them. Your Committee do not think that extra writers should be employed during the recess, except on some pressing and undoubted emergency, to be subsequently explained to Your Honorable House, and then only for as short a period as possible. Your Committee deeming it to be the province of the permanent officers of the House, to execute all the ordinary work required by the Council during the recess.”

To this opinion your Committee feel disposed to adhere, and without pretending in the slightest degree to undervalue the services of those two gentlemen, they cannot, at present, venture to recommend that they should be paid by an annual salary, but prefer that they should be employed at the discretion of the Clerk of the House, at their present remuneration, for such time as he may deem necessary, under the restriction mentioned in the Report just quoted.

Your Committee have thus gone through the subject connected with the claims of those Officers and Servants of Your Honorable House, from whom, or on whose behalf any such have been made, and in the discharge of that duty they have endeavoured to bear in mind the actual claims of the different applicants, as well as the public duty which they are called upon to perform as Members of the Legislature. They have endeavoured to execute that duty with a due regard to all interests concerned

concerned therein, and they therefore submit the preceding remarks for the favourable consideration of Your Honorable House, with every confidence that after the inquiries they have made and the anxiety they have manifested to combine economy in expenditure with justice to all parties, they will be duly appreciated by Your Honorable House.

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,
Chairman.

Report to be considered to-morrow.

Ordered, that the said report be taken into consideration to-morrow.

Fish preservation Bill read third time.

Pursuant to the order of the day, the Bill, intituled, "An Act for the better preservation of certain Species of Fish in the Rivers and Waters of the Counties therein mentioned," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Bishop's College Bill read third time.

Pursuant to the order of the day, the Bill, intituled, "An Act to incorporate Bishop's College, in the Diocese of Quebec," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

L. C. Small Causes Bill.

A Message was brought from the Legislative Assembly by the Honorable Mr. Attorney General *Lafontaine*, and others, with a Bill, intituled, "An Act to provide for the Summary Trial of Small Causes in Lower Canada," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Barbier's Naturalization Bill.

A Message was brought from the Legislative Assembly by Mr. *Cartwright*, and others, with a Bill, intituled, "An Act to naturalize Jacques Adrien Pierre Barbier, and Euphrasie Barbier, his wife," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Chabot*, and others, with a Bill, intituled, "An Act to Incorporate the Education Society of the District of Quebec," to which they desire the concurrence of this House.

Quebec Education Society Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Morris*, and others, with a Bill, intituled, "An Act to declare a debt contracted by the Committee of Magistrates of the Johnstown District, to enable them to complete the new Goal and Court House of said District, to be a debt payable by the District Council," to which they desire the concurrence of this House.

Johnstown District Debt Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Pursuant to the order of the day, the Bill, intituled, "An Act for the establishment of a better Court of Appeals in Lower Canada," was, as amended, read the third time.

L. C. Court of Appeals Bill as amended read third time.

The question was put, whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Master in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill with several amendments, to which they desire their concurrence.

The Honorable Mr. *Bruneau* presented to the House a Bill to supply, by a general law, certain forms of enactment in common use, which may render it unnecessary to repeat the same in Acts to be hereafter passed.

Legal Forms Bill presented and read first time.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

Adjourn.

Friday, 24th Nov'r., 1843. Friday.

The Members convened, were:

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Goodhue,</i>
<i>Bruneau,</i>	<i>Irving,</i>
<i>Moore,</i>	<i>Massue.</i>

PRAYERS.

PRAYERS.

Petition from the Bishop of Toronto that the School Funds may be appropriated in certain proportion, presented.

The Honorable Mr. *Bruneau* presented a Petition from the Honorable and Right Reverend the Lord Bishop of *Toronto*, praying that the sum appropriated by the Legislature, for the support of Common Schools, be divided amongst the recognized Denominations of Christians, in proportion to their numbers.

Ordered, that the said Petition be read.

The same was then read by the Clerk accordingly.

Ordered, that the same do lie on the table.

Ordered to be printed.

Ordered, that two hundred and fifty copies of the said Petition be printed in the English language, and a similar number of copies in the French language, for the use of Members.

Timber Inspection Bill.

A Message was brought from the Legislative Assembly by Mr. *Cameron*, and others, with a Bill, intituled, "An Act to regulate the Inspection and Measurement of Timber, Masts, Spars, Deals, Staves and other articles of a like nature," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time, on Monday next.

Canada Inland Forwarding Company's Bill.

A Message was brought from the Legislative Assembly by Mr. *Cameron* and others, with a Bill, intituled, "An Act to authorise the Chairman of the Committee of the *Canada Inland Forwarding and Insurance Company* to sue for and recover debts due to the Company," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Consideration by the House on the third Report on Contingencies.

Pursuant to the order of the day, the House proceeded to take into consideration the third Report of the Select Committee, appointed to examine and report upon the contingent accounts of the Legislative Council for the present Session.

The said report was then read by the Clerk; Whereupon, it was moved, to adopt the same.

After debate,

The question of concurrence being put on the said motion,

Report adopted.

It was resolved in the affirmative, and *Ordered*, accordingly.

It was then moved to resolve, that a sum of one hundred pounds, currency, be paid to *John F. Taylor*, senior, Esquire, one of the Clerks Assistant of this House, for the year ending 14th June last, for his extra services.

Motion to pay J. F. Taylor, Esq. £100.

The question of concurrence being put on the said motion,

It was resolved in the affirmative, and

Same agreed to.

Ordered, accordingly.

A Message was brought from the Legislative Assembly by Mr. *Thompson*, and others, with a Bill, intituled; "An Act to prevent obstructions in Rivers and Rivulets in *Upper Canada*," to which they desire the concurrence of this House.

River obstruction Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Donald McDonald*, and others, with a Bill, intituled, "An Act to divide the Township of *Hawkesbury* in the *Ottawa District*, into two Townships," to which they desire the concurrence of this House.

Hawkesbury Division Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Pursuant to the order of the day, the Bill, intituled, "An Act to provide for the summary Trial of Small Causes in *Lower Canada*," was read the second time.

L. C. Small Causes Bill read second time.

Ordered, that the said Bill be referred to the Select Committee to whom has been referred the Bill, intituled, "An Act to amend the Law relative to the Administration of Justice in *Lower Canada*."

Referred to a Select Committee.

Pursuant to the order of the day, the Bill, intituled, "An Act to naturalize *Jacques Adrien Pierre Barbier* and *Euphrasie Barbier*, his wife," was read the second time.

Barbier's Naturalization Bill read second time.

Ordered, that the said Bill be referred to a Select Committee of four Members.

Ordered, that the Committee be the Honorable Messieurs *Joliette*, *Bruneau*, *A. Dionne* and *Massue*, to meet and adjourn as they please:

Referred to a Select Committee, and

Ordered,

Assembly requested to inform the House of the reasons for passing the Bill.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly to pray that they will communicate to this House the Documents, Grounds and Evidence on which the said Bill is founded.

Quebec Education Society Bill, and

Pursuant to the order of the day, the Bill, intituled, "An Act to incorporate the Education Society of the District of *Quebec*;" and also, the Bill, intituled, "An Act to declare a debt contracted by the Committee of Magistrates of the *Johnstown* District to enable them to complete the new Gaol and Court House of said District, to be a debt payable by the District Council," were severally read the second time.

Johnstown District Debt Bill, read second time.

Third reading to-morrow.

Ordered, that the said Bills be severally read the third time to-morrow.

Legal Form Bill read second time.

Pursuant to the order of the day, the Bill, to supply by a general Law, certain forms of enactment in common use, which may render it unnecessary to repeat the same in Acts to be hereafter passed, was read the second time.

Ordered, that the said Bill be referred to a Select Committee of five Members.

Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *Sullivan, Joliette, Fergusson, Bruneau* and *A. Dionne*, to meet and adjourn as they please.

Morgan's Naturalization Bill read second time.

Ordered, that the Bill, intituled, "An Act to naturalize *Cyprian Morgan*, and others," be read the second time presently.

The said Bill was then read the second time accordingly.

Referred to a Select Committee.

Ordered, that the said Bill be referred to the Select Committee to whom has been referred the Bill, intituled, "An Act to naturalize *Jacques Adrien Pierre Barbier* and *Euphrasie Barbier*, his wife.

Assembly requested to inform the House of the reasons for passing the Bill.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly to pray that they will communicate to this House the Documents, Grounds and Evidence on which this Bill is founded.

Report of the Select Committee on L. C. Judicature Bill.

The Honorable Mr. *Bruneau*, from the Select Committee to whom was referred the Bill, intituled, "An Act to amend the Law relative

to the Administration of Justice in *Lower Canada*," presented their second report.

Ordered, that it be received, and

The same was then read by the Clerk, as follows :—

Legislative Council, Committee Room,

The Report.

Thursday, 23d November, 1843.

The Select Committee to whom were referred the Bills from the Legislative Assembly, intituled, "An Act to amend the Law relative to the administration of Justice in *Lower Canada*," and, "An Act for the better establishment of a Court of Appeals in *Lower Canada*," have the honor to make their second report—

That they have carefully gone through the said first mentioned Bill, and recommend the following amendments:—

Press 2, line 37,—After District, insert "provided also, that such Commissioners of Bankrupts shall be Advocates of at least five years standing at the Bar of *Lower Canada*."

" 3, " 24,—After "appoint," insert, "some Advocate of at least five years standing at the Bar of *Lower Canada*."

" " " 40,—Leave out, "on pain of nullity."

" " " 44,—Leave out from "and," to the end of the clause, inclusively.

" 38, Schedule B,—Leave out from "on all proceedings," inclusively, to Press 39, line 23, to "To the Clerk," exclusively, and insert the following:—

On

	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
On all Proceedings in Actions, settled before return, (except those on which additional Fees are hereinafter allowed)—to the Plaintiff's Attorney	1	0	0	0	5	0	0	3	4			
On all Proceedings (except as aforesaid) in Actions settled after return, and before contestation, or in which judgment shall be given on confession or by default, or <i>ex-parte</i> , without <i>enquête</i> , (that is to say, without the examination in Court of any witness or party,)—to the Plaintiff's Attorney	1	5	0	0	7	6	0	5	0			
And to the Defendant's Attorney	0	10	0	0	5	0	0	2	6			
On the same, if the judgment be given by default or <i>ex-parte</i> , but with <i>enquête</i> —to the Plaintiff's Attorney.....	1	10	0	0	10	0	0	7	6			
And to the Defendant's Attorney	0	10	0	0	5	0	0	2	6			
On the same, in actions discontinued after contestation—to the Plaintiff's Attorney	2	0	0	0	10	0	0	5	0			
And to the Defendant's Attorney	1	0	0	0	10	0	0	5	0			
On the same, when judgment shall be given after contestation—to the Plaintiff's Attorney	3	10	0	0	12	6	0	7	6			
And to the Defendant's Attorney	3	0	0	0	10	0	0	5	0			
In all Hypothecary Actions, mixed Actions, or Actions for personal wrongs, the same Fees as in first class Actions.												
On all oppositions (except oppositions <i>afin de conserver</i>) interventions and <i>requêtes civiles</i> , when contested, and also on contestations of <i>saisie arrêt</i> after judgment, or of declarations made by garnishees, the same Fees as in the original actions to which the same shall be incident.												
In all incidental cross <i>demandes</i> , half the Fees allowed in original Actions for a like sum.												
ADDITIONAL FEES ON CERTAIN PROCEEDINGS.												
On each opposition, <i>afin de distraire</i> , or <i>afin d'annuller</i> , intervention or <i>requête civile</i> , not contested.....	1	0	0	0	10	0	0	5	0			
On each opposition <i>afin de conserver</i>	1	0	0	0	10	0	0	5	0			
On a <i>saisie arrêt</i> after judgment, when there is no contestation	0	10	0	0	5	0	0	2	6			
On suing out any writ of <i>saisie gagerie</i> , <i>saisie revendication</i> , or <i>saisie arrêt</i> , before judgment, or on any special declaration required by the Court	0	7	6	0	5	0	0	2	6			
For each copy, more than one, of any Declaration, Petition in intervention, or opposition	0	2	6	0	2	0	0	1	3			
For each plea in writing, ordered by the Court, including copy	0	0	0	0	2	6	0	0	0			
On each rule to take up the <i>instance</i> or to declare a judgment executory, or for <i>contrainte par corps</i> , or other rule of a like nature, when declared absolute—to the Attorney prosecuting the same	0	15	0	0	10	0	0	5	0			
And when over-ruled, to the Attorney resisting the application	0	10	0	0	5	0	0	2	6			
On a <i>commission rogatoire</i> , and all proceedings relative thereto—to the Attorney suing out the same	0	10	0	0	5	0	0	2	6			
And to the Attorney of the opposite party	0	5	0	0	2	6	0	0	0			
To the Attorney employed by either party to attend to the execution of such commission	0	10	0	0	10	0	0	10	0			
For every copy of a rule or order of Court	0	1	0	0	0	0	0	0	0			
For suing out any writ of execution	0	2	6	0	0	0	0	0	0			
For bill of costs and attendance at taxation	0	2	6	0	0	0	0	0	0			

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,

Chairman.

Ordered,

To be considered presently.

Ordered, that the said Bill and Report be taken into consideration presently.

Amendments reported.

The House then proceeded to take the same into consideration accordingly.

The amendments reported by the said Committee being then read twice by the Clerk, and the question of concurrence put on each, they were severally agreed to by the House.

Third reading to-morrow.

Ordered, that the said amendments be engrossed and the said Bill as amended read the third time to-morrow.

Petitions,

From W. Steward, and others, for the abolishment of imprisonment for debt;

From R. Young, and others, that the Township of Williams may not be detached from the District of Huron.

The Honorable Mr. *Fergusson* presented a Petition from *William Steward*, and others, prisoners in the Goal of the *Home* District, praying for the passing of a law to abolish imprisonment for debt; and also, a Petition from *R. Young*, and others, of *Goderich*, praying that the Township of *Williams* may not be detached from the District of *Huron*.

Ordered, that the same do lie on the table.

Adjourn.

The Speaker declared this House continued until to-morrow at three o'clock in the afternoon, the House so decreeing.

SATURDAY.

Saturday, 25th Nov'r., 1843.

The Members convened, were :

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Goodhue,</i>
<i>Bruneau,</i>	<i>Irving,</i>
<i>Moore,</i>	<i>Massue.</i>
<i>Dionne, Amable,</i>	

PRAYERS.

Petition from *J. D. Campbell*, and others, of *Galt*, against Presbyterian Church Temporalities Bill, presented.

The Honorable Mr. *Fergusson* presented a Petition from *John D. Campbell*, and others, Members of the Presbyterian Congregation of *St. Andrew's* Church, at *Galt*, praying against the passing of the Bill, which is now before the Legislative Assembly, purporting to be a measure for the better regulation of the Temporal affairs of the Presbyterian Church.

Ordered, that the same do lie on the table.

Report of Select Committee on L.C. Small Causes Bill, presented.

The Honorable Mr. *Bruneau* from the Select Committee to whom was referred the Bill, intituled, "An Act to provide for the summary trial of Small Causes in *Lower Canada*," presented their Report.

Ordered, that it be received, and

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room, The Report: Saturday, 25th November, 1843.

The Select Committee to whom were referred the several Bills from the Legislative Assembly, intituled, "An Act to amend the Law relative to the Administration of Justice in *Lower Canada*," and "An Act for the better establishment of a Court of Appeals in *Lower Canada*," and "An Act to provide for the summary trial of Small Causes in *Lower Canada*," have the honor to make their third Report.

That having considered the said last mentioned Bill, they beg leave to recommend the following amendments:—

Press 5, line 14.—Leave out "for either," and insert "by consent."
 " " " 15.—Leave out "Plaintiff or Defendant."

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,

Chairman.

Ordered, that the said Bill and Report be taken into consideration presently. To be considered presently.

The House then proceeded to take the same into consideration accordingly.

The amendments reported by the said Committee being then read twice by the Clerk, and the question of concurrence put on each, they were severally agreed to by the House. Amendments reported.

Ordered, that the said amendments be engrossed and the said Bill, as amended, read the third time on Monday next. Third reading on Monday.

The Honorable Mr. *Fergusson* from the Select Committee to whom was referred the Bill, intituled, "An Act to explain an Act passed in that part of this Province called *Upper Canada*, in the third year of the Reign of Her Majesty, intituled, 'An Act to confirm and regulate certain sales of Lands for taxes in the *Ottawa* District,'" reported, that the Committee had gone through the said Bill, and had directed him to report the same without any amendment. Report of the Select Committee on Ottawa Land Tax Bill, presented.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly. Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered,

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Quebec Education Society Bill read third time.

Pursuant to the order of the day the Bill, intituled, "An Act to Incorporate the Education Society of the District of Quebec," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Johnstown District Bill read third time.

Pursuant to the order of the day the Bill, intituled, "An Act to declare a debt contracted by the Committee of Magistrates of the Johnstown District, to enable them to complete the new Goal and Court House of said District, to be a debt payable by the District Council," was read the third time.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

L. C. Judicature Bill, as amended, read third time.

Pursuant to the order of the day the Bill, intituled, "An Act to amend the Law relative to the Administration of Justice in Lower Canada," was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill with certain amendments, to which they desire their concurrence.

Canada Inland Forwarding Company Bill read second time.

Pursuant to the order of the day the Bill, intituled, "An Act to authorise the Chairman of the Committee of the Canada Inland Forwarding and Insurance Company to sue for and recover debts due to the Company," was read the second time.

Ordered, that the said Bill be referred to a Select Committee of three Members.

Ordered, that the Committee be the Honorable Messieurs *Bruneau, J. Dionne* and *Irving*, to meet and adjourn as they please.

Referred to a Select Committee.

Pursuant to the order of the day the Bill, intituled, "An Act to prevent obstructions in Rivers and Rivulets in Upper Canada," was read the second time.

Rivers obstruction Bill read second time.

Ordered, that the said Bill be referred to a Select Committee of four Members.

Ordered, that the Committee be the Honorable Messieurs *Fergusson, Moore, Goodhue* and *Massie*, to meet and adjourn as they please.

Referred to a Select Committee.

Pursuant to the order of the day the Bill, intituled, "An Act to divide the Township of Hawkesbury, in the Ottawa District, into two Townships," was read the second time.

Hawkesbury Division Bill read second time.

Ordered, that the said Bill be read the third time on Monday next.

Third reading on Monday.

The Honorable Mr. *Bruneau*, from the Select Committee appointed to peruse and perfect the Journals of this House for this and former Sessions, presented their second Report.

Ordered, that it be received, and

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room,
25th November, 1843.

Second Report of the Select Committee on the Journals.

The Select Committee to whom it was referred to peruse and perfect the Journals of this and every former Parliament, and to whom were referred the Petitions of *Robert Stanton* and *Robert Watson*, have the honor to make their second Report.

That having taken the said Petitions into their consideration, Your Committee do not conceive that they have any authority to recommend the prayers thereof after Your Honorable House have come to the conclusion to adopt the recommendation of Your Committee presented on the 13th instant, and concurred in on the same day by Your Honorable House, by which the Printing of the English version of the Journals has been given to Her Majesty's Printer for the Province.

Your Committee therefore report their opinion that whatever steps may be taken to revise or alter or confirm the arrangement already entered into, should proceed solely from Your Honorable House.

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU.

Chairman.

To be considered on Monday.

Ordered, that the said Report be taken into consideration on Monday next.

Legislative Council Independence Bill presented and read first time.

The Honorable Mr. *Joliette* presented to the House, a Bill for the better securing the Independence of the Legislative Council of this Province.

The said Bill was read the first time.

Second reading on Tuesday.

Ordered, that the said Bill be read the second time on Tuesday next.

To be printed.

Ordered, that two hundred copies of the said Bill be printed in the English language, and a similar number of copies in the French language for the use of the Members.

Adjourn.

The Speaker declared this House continued until Monday next, at three o'clock in the afternoon, the House so decreeing.

MONDAY.

Monday, 27th Nov'r., 1843.

The Members convened, were:—

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Goodhue,</i>
<i>Bruneau,</i>	<i>Irving,</i>
<i>Moore,</i>	<i>Massue.</i>

PRAYERS.

Petition from the Bishop of Toronto for the incorporation of the Church Society.

The Honorable Mr. *Bruneau* presented a Petition from the Honorable and Right Revd. the Lord Bishop of *Toronto*, and others, Clergymen and Lay Members of the United Church of *England* and *Ireland*, praying for the passing of an Act to Incorporate the "Church Society of the Diocese of *Toronto*."

Ordered, that the same do lie on the table.

Report of the Select Committee on Rivers obstruction Bill.

The Honorable Mr. *Fergusson*, from the Select Committee to whom was referred the Bill, intituled, "An Act to prevent obstructions in Rivers and Rivulets in *Upper Canada*," reported, that the Committee had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time presently.

Bill read third time.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Ordered, that the Select Committee to whom were referred the Bill from the Legislative Assembly, intituled, "An Act to repeal the Act now in force for the establishment and maintenance of Common Schools, and to establish a fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two, and one thousand eight hundred and forty-three;" and also, the Message of His Excellency the Governor General of the 25th of October last, in relation to the distribution of School moneys, and the several reports of the Assistant Superintendents of Education in *Canada East* and *Canada West*, have leave to report from time to time.

The Honorable Mr. *Bruneau*, from the Select Committee to whom were referred the Bill from the Legislative Assembly, intituled, "An Act to repeal the Act now in force for the establishment and maintenance of Common Schools, and to establish a fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two, and one thousand eight hundred and forty-three;" and also, the Message of His Excellency the Governor General, of the 25th of October last, in relation to the distribution of the School moneys, and the several reports of the Assistant Superintendents of Education in *Canada East* and *Canada West*, presented their first report.

Ordered, that it be received, and

The same was then read by the Clerk as follows:—

Legislative Council, Committee Room, The Report.
27th November, 1843.

The Select Committee to whom were referred the Bill from the Legislative Assembly, intituled, "An Act to repeal the Act now in force for the establishment and maintenance of Common Schools, and to establish a fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the School Moneys for the year one thousand eight hundred and forty-two, and further

“ further to provide for the apportionment and “ distribution of the balance of the said moneys “ for the years one thousand eight hundred and “ forty-two, and one thousand eight hundred “ and forty-three;” the Message of His Excellency the Governor General, of the 25th of October last, in relation to the distribution of the School moneys, and the several reports of the Assistant Superintendents of Education in *Canada East* and *Canada West*, have the honor to make their first report:—

That they have carefully examined the said Bill, and being satisfied with the reasons and arguments adduced in the several Minutes of Council submitted to Your Honorable House with the Message of His Excellency the Governor General in favour of the advances made for the encouragement of Education in the Province beyond the strict letter of the law, and for which this Bill provides an indemnity; they recommend that as far as Your Honorable House is concerned, the indemnity sought for by the advisers of His Excellency the Governor General should be readily and cheerfully granted.

The Committee having gone through the whole Bill recommend the same for adoption by Your Honorable House without any amendment.

The whole, nevertheless, humbly submitted.
FRS. P. BRUNEAU.
Chairman.

Ordered, that the said Report be take into consideration presently.

The House then proceeded to take the same into consideration accordingly.

Which being again read by the Clerk, it was *Ordered*, that the same be adopted.

The Honorable Mr. *Moore* presented a Petition from *O. J. Kemp*, and others, inhabitants of the Inferior District of *Missisquoi*, praying that in the Judicature Bill due provision may be made for a Circuit Court in the said District, according to its present territorial extent.

Ordered, that the said Petition be now read.

The same was then read by the Clerk accordingly.

Ordered, that the said Petition do lie on the table.

Pursuant to the order of the day, the Bill, intituled, “ An Act to provide for the summary “ Trial of Small Causes in *Lower Canada*, ” was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill with certain amendments, to which they desire their concurrence.

Pursuant to the order of the day, the Bill, intituled, “ An Act to divide the Township of “ *Hawkesbury*, in the *Ottawa* District, into two “ Townships,” was read the third time.

Hawkesbury Division Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day, the Bill, intituled, “ An Act to regulate the Inspection “ and Measurement of Timber, Masts, Spars, “ Deals, Staves, and other articles of a like “ nature,” was read the second time.

Timber Inspection Bill read second time.

Ordered, that the said Bill be referred to a Select Committee of five Members.

Ordered, that the Committee be the Honorable Messieurs *Joliette*, *Bruneau*, *Moore*, *A. Dionne* and *Massue*, to meet and adjourn as they please.

Referred to a Select Committee.

Pursuant to the order of the day, the House proceeded to the consideration of the second Report of the Select Committee appointed to peruse and perfect the Journals of the House for this and former Sessions.

Consideration of the second Report of the Committee on Journals.

Which being read by the Clerk, it was

Ordered, that the said Report be adopted.

Adopted.

It was then moved, that the first and second Reports of the Select Committee appointed to peruse and perfect the Journals of the House for this and former Sessions; as also, the Petitions of *Robert Stanton*, and *Richard Watson* be referred *de novo* to the same Committee.

Motion to refer the Reports and Petitions of R. Stanton and R. Watson to the same Committee.

The question of concurrence being put on the said motion, it was resolved in the negative.

Question negatived.

The Honorable Mr. *Bruneau*, from the Select Committee to whom was referred the Bill, intituled, “ An Act to authorise the Chairman of the Committee of the *Canada Inland Forwarding and Insurance Company*, to sue “ for and recover debts due to the Company,” reported, that the Committee had gone through the

Report of the Committee on *Canada Inland Forwarding Company's Bill*.

To be considered presently.

Report adopted.

Petition from *O. J. Kemp*, and others, of *Missisquoi*, for certain provision in the *L. C. Judicature Bill*, presented.

Read.

L. C. Small Causes Bill as amended, read third time.

the said Bill, and had directed him to report the same to the House without any amendment.

Third reading to-morrow.

Ordered, that the said Bill be read the third time to-morrow.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

TUESDAY.

Tuesday, 28th Nov'r., 1843.

The Members convened, were:—

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Goodhue,</i>
<i>Bruneau,</i>	<i>Irving,</i>
<i>Moore,</i>	<i>Massue.</i>
<i>Dionne, Amable,</i>	

PRAYERS.

Petitions,

From Rev. W. Leeming, and others, for aid to rebuild Trinity Church Chippewa;

The Honorable Mr *Irving* presented a Petition from the Reverend *William Leeming*, and others, representing the Congregation of Trinity Church, *Chippewa*, praying for pecuniary aid to enable them to rebuild the said Church, the former one having been destroyed by incendiaries; and also, a Petition from the Board of Trade of the City of *Toronto*, praying for the passing of an Insolvent Debtors Act.

Ordered, that the last mentioned Petition be now read.

Last Petition read.

The same was then read by the Clerk, accordingly.

Ordered, that the said Petitions do lie on the table.

Report of the Committee on Legal Forms Bill.

The Honorable Mr. *Bruneau* from the Select Committee to whom was referred the Bill, to supply by a general Law certain forms of Enactment in common use which may render it unnecessary to repeat the same in Acts to be hereafter passed, reported, that the Committee had gone through the said Bill, and had directed him to report the same to the House without any amendment.

To be considered to-morrow.

Ordered, that the said Report be taken into consideration to-morrow.

Canada Inland Forwarding Company Bill read third time.

Pursuant to the order of the day the Bill, intituled, "An Act to authorise the Chairman of the Committee of the *Canada Inland Forwarding and Insurance Company* to sue for and recover debts due to the Company," was read the third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Pursuant to the order of the day the Bill, for the better securing the Independence of the Legislative Council of this Province, was read the second time.

Legislative Council Independence Bill read second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

To be committed presently.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House on the said Bill.

House on Committee thereon.

After some time the House was resumed.

And the Honorable Mr. *Bruneau* reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same to the House with several amendments.

Amendments reported.

The said amendments being then twice read by the Clerk, and the question of concurrence put on each, they were severally adopted by the House.

Ordered, that the said Bill, as amended, be engrossed and the same read the third time to-morrow.

Third reading to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Boulton*, and others, with a Bill, intituled, "An Act to repeal a certain Act therein mentioned, and to make further provision for enabling the Provincial Government to purchase the stock held by private persons in the *Welland Canal*," to which they desire the concurrence of this House.

Welland Canal Stock Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Cameron*, and others, with a Bill, intituled, "An Act to amend the Act Incorporating the *Tay Navigation Company*," to which they desire the concurrence of this House.

Tay Navigation Company Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A

Township of Chatham Gore Bill.

A Message was brought from the Legislative Assembly by Mr. Forbes, and others, with a Bill, intituled, "An Act to detach the Township of Chatham Gore, otherwise called the Gore of Chatham, from the County of Terrebonne, and to annex it to the County of the Two Mountains," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

L. C. Small causes Bill, and

A Message was brought from the Legislative Assembly by Mr. Christie, and others, to return the Bill, intituled, "An Act to provide for the summary trial of Small Causes in Lower Canada," and also, the Bill, intituled, "An Act for the establishment of a better Court of Appeals in Lower Canada," and to acquaint this House that they have agreed to the amendments made by this House to the two last mentioned Bills, without any amendment.

L. C. Court of Appeals Bill returned from the Assembly with amendments, agreed to.

John F. Taylor, Esquire, one of the Masters in Chancery, reported, that in obedience to certain orders of this Honorable House, he had proceeded to the chamber of the Legislative Assembly, and having addressed himself to the Speaker of that House, requested the Documents, Grounds and Evidence upon which was founded the Bill, intituled, "An Act to naturalize Cyprian Morgan, and others," and also, the Bill, intituled, "An Act to naturalize Jacques Adrien Pierre Barbier and Euphrasie Barbier, his wife," and was informed by the Speaker that the Legislative Assembly would send an answer to this House by Messengers of their own.

One of the Masters in Chancery reports the delivery of the Message to the Assembly for the grounds, &c. for passing certain Bills.

Adjourn.

The Speaker declared this House continued until to-morrow, at three o'clock in the afternoon, the House so decreeing.

WEDNESDAY.

Wednesday, 29th Nov'r., 1843.

The Members convened, were:

The Honorable René E. Caron, Speaker :

- | | |
|-------------------------|-------------------------|
| The Honorable Messieurs | The Honorable Messieurs |
| Sullivan, | Dionne, Amable, |
| Joliette, | Dionne, Joseph, |
| Fergusson, | Irving, |
| Bruneau, | Massue. |
| Moore, | |

PRAYERS.

The Honorable Mr. Massue presented a Petition from Charles Panet, Esquire, and others, Members of the Bar in the District of Quebec, praying that the proposed Judicature Bills may not be passed into Laws during the present Session, in order that the inhabitants of Lower Canada may have an opportunity of considering the said measures.

Petition from C. Panet, Esq. and others, Members of the Bar against L. C. Judicature Bills.

Ordered, that the same do lie on the table.

Pursuant to the order of the day, the Bill, for the better securing the Independence of the Legislative Council of this Province, was read the third time.

Legislative Council Independence Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that the title be, "An Act for the better securing the Independence of the Legislative Council of this Province."

Title ordered.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill to which they desire their concurrence.

Pursuant to the order of the day, the House proceeded to take into consideration the Report of the Select Committee to whom was referred the Bill, to supply by a general Law certain forms of Enactment in common use which may render it unnecessary to repeat the same in Acts to be hereafter passed.

Consideration of the Report of the Committee on Legal Forms Bill.

The said Report was then read by the Clerk.

Ordered, that the said Report be adopted.

Report adopted.

Ordered, that the said Bill be engrossed.

Bill to be engrossed.

Pursuant to the order of the day, the Bill, intituled, "An Act to repeal a certain Act therein mentioned and to make further provision for enabling the Provincial Government to purchase the Stock held by private persons in the Welland Canal," also, the Bill, intituled, "An Act to amend the Act incorporating the Tay Navigation Company," and also, the Bill, intituled, "An Act to detach the Township of Chatham Gore, otherwise called the Gore of Chatham, from the County of Terrebonne, and to annex it to the County of the Two Mountains," were severally read the second time.

Welland Canal Stock Bill,

Tay Navigation Company Bill, and

Township of Chatham Gore Bill, read second time.

Ordered, that the said Bills be severally read the third time to-morrow.

Third reading to-morrow.

A Message was brought from the Legislative Assembly by Mr. Cartwright, and others, as follows:—

Message from the Assembly with reasons, &c. for passing Barbier's Naturalization Bill.

Legislative

Legislative Assembly,

Wednesday, 29th November, 1843.

Resolved, that the Documents, Evidence and Proofs upon which is founded the Bill, intituled, "An Act to naturalize *Jacques Adrien Pierre Barbier* and *Euphrasie Barbier*, his "wife," be communicated by Message to the Legislative Council.

Ordered, that Mr. *Cartwright* do carry the said Message to the Legislative Council.

Attest,

W. B. LINDSAY,

Clk. Assy.

Referred to the Committee on Barbier's and Morgan's Naturalization Bills.

Ordered, that the foregoing Message from the Legislative Assembly, together with the Documents, Evidence and Proofs accompanying the same, be referred to the Select Committee to whom has been referred the Bill, intituled, "An Act to naturalize *Jacques Adrien Pierre Barbier* and *Euphrasie Barbier*, his "wife," and also, the Bill, intituled, "An Act to naturalize *Cyprian Morgan*, and others.

Report of the Committee on Timber Inspection Bill.

The Honorable Mr. *Joliette*, from the Select Committee to whom was referred the Bill, intituled, "An Act to regulate the Inspection and Measurement of Timber, Masts, Spars, Deals, Staves, and other articles of a like nature," reported, that the Committee had gone through the said Bill, and had directed him to report the same to the House without any amendment.

Ordered, that the said Bill be read the third time to-morrow.

Township of Cornwall Boundary Bill.

A Message was brought from the Legislative Assembly by Mr. *McLean*, and others, with a Bill, intituled, "An Act for better defining and establishing the Eastern Boundary Line of the third Concession of the Township of *Cornwall*, in the *Eastern District*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

Adjourn.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Thursday, 30th Nov'r., 1843. THURSDAY.

The Members convened, were:

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Massue.</i>
<i>Moore,</i>	

PRAYERS.

A Message was brought from the Legislative Assembly by Mr. *Boulton*, and others, with a Bill, intituled, "An Act for vesting the Market Block of the Town of *Niagara* in the Council of said Town, and for other purposes;" and also, a Bill, intituled, "An Act to abolish imprisonment in execution for Debt, and for other purposes therein mentioned," to which they desire the concurrence of this House.

The said Bills were severally read the first time.

Ordered, that the said Bills be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Merritt*, and others, with a Bill, intituled, "An Act to amend the Act incorporating the Bank of the *Niagara District*, by providing for the extension of the time limited for the paying up of the stock of "the said Bank," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Jobin*, and others, with a Bill, intituled, "An Act to detach *Isle-Bizarre* from the Registration District of the *Lake of the Two Mountains*, and to annex it to the Island and County of *Montreal*, for the purposes of Registration," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *De Witt*, and others, with a Bill, intituled, "An Act to empower the Seigniors of the *Fiefs Nazareth, Saint Augustin* and *Saint Joseph*, in the City and County of *Montreal*, to commute the tenure

" of

“ of the Lands now held *en censive* in the said “ *Fiefs*, respectively,” to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

St. Lawrence Navigation amendment Bill.

A Message was brought from the Legislative Assembly by Mr. *Christie*, and others, with a Bill, intituled, “ An Act to alter and amend “ certain parts of an Act therein mentioned “ relating to the Navigation of the *River Saint Lawrence*, in so far as the same relates to the “ Port of *Quebec*,” and also a Bill, intituled, “ An Act to establish the District of *Gaspé* “ and to provide for the due administration of “ Justice therein,” to which they desire the concurrence of this House.

The said Bills were severally read the first time.

Ordered, that the said Bills be read the second time to-morrow.

Gaspé Judicature Bill.

A Message was brought from the Legislative Assembly by the Honorable Mr. *Jones*, and others, with a Bill, intituled, “ An Act to “ amend the Ordinance providing for the registration of titles to real property or incumbrances thereon in *Lower Canada*, and further to extend the time allowed by the said “ Ordinance for the registration of certain “ claims,” to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered that the said Bill be read the second time to-morrow.

Church Societies incorporation Bill.

A Message was brought from the Legislative Assembly by Mr. *Hale*, and others, with a Bill, intituled, “ An Act to incorporate the “ Church Societies of the United Church of “ *England and Ireland*, in the Dioceses of “ *Quebec and Toronto*,” to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the forty-sixth Rule of this House be dispensed with, in so far as the same relates to the said Bill, and that the same be read the second time presently.

Forty-sixth Rule dispensed with.

The said Bill was then read the second time accordingly.

Last Bill read second time.

Ordered, that the said Bill be read the third time to-morrow.

Third reading to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Hale*, and others, with a Bill, intituled, “ An Act to alter the terms of

St. Francis General Sessions Bill.

“ the General Sessions of the Peace in and for “ the District of *Saint Francis*,” to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Morris*, and others, as follows:—

Message from Assembly with reasons, &c. for passing Morgan's Naturalization Bill.

Legislative Assembly,

Wednesday, 29th November, 1843.

Resolved, that the Documents, Evidence and Proofs upon which is founded the Bill, intituled, “ An Act to naturalize *Cyprian Morgan*, and others,” be communicated, by Message, to the Legislative Council.

Ordered, that Mr. *Morris* do carry the said Message to the Legislative Council.

Attest,

W. B. LINDSAY,

Clk. Assy.

Ordered, that the last mentioned Message, together with the Documents accompanying the same, be referred to the Select Committee to whom has been referred the Bill, intituled, “ An Act to naturalize *Jacques Adrien Pierre Barbier* and *Euphrasie Barbier*, his wife,” and also, the Bill intituled, “ An Act to naturalize “ *Cyprian Morgan*, and others.”

Referred to the Committee on Barbier's and Morgan's Naturalization Bills.

It was moved that an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to cause to be laid before this House copies of all correspondence between His Excellency and the Members of the Executive Council, relative to the resignation of certain Members thereof.

Motion for an Address to His Excellency on the subject of the resignation of Executive Councillors.

The question of concurrence being put on the said motion, it was resolved unanimously in the affirmative, and

Same agreed to.

Ordered, accordingly.

Ordered, that the Honorable Messieurs *Fergusson* and *Moore*, do wait on His Excellency the Governor General with the said Address.

Pursuant to the order of the day, the Bill, intituled, “ An Act to regulate the Inspection “ and Measurement of Timber, Masts, Spars, “ Deals, Staves, and other articles of a like “ nature,” was read the third time.

Timber Inspection Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered,

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Welland Canal Stock Bill read third time.

Pursuant to the order of the day, the Bill, intituled, "An Act to repeal a certain Act therein mentioned, and to make further provision for enabling the Provincial Government to purchase the Stock held by private persons in the *Welland Canal*," was read the third time.

The question was put, whether this Bill shall pass ?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Tay Navigation Company Bill read third time.

Pursuant to the order of the day, the Bill, intituled, "An Act to amend the Act incorporating the *Tay Navigation Company*," was read the third time.

The question was put, whether this Bill shall pass ?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Township of Chatham Gore Bill read third time.

Pursuant to the order of the day, the Bill, intituled, "An Act to detach the Township of *Chatham Gore*, otherwise called the *Gore of Chatham*, from the County *Terrebonne*, and to annex it to the County of the *Two Mountains*," was read the third time.

The question was put, whether this Bill shall pass ?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Township of Cornwall Boundary Bill read second time.

Pursuant to the order of the day, the Bill, intituled, "An Act for better defining and establishing the Eastern boundary line of the third Concession of the Township of *Cornwall*, in the *Eastern District*," was read the second time.

Ordered, that the said Bill be referred to a Select Committee of three members.

Ordered, that the Committee be the Honorable Messieurs *Fergusson, Moore* and *Irving*, to meet and adjourn as they please. Referred to Select Committee.

Ordered, that the Bill, to supply by a general law certain forms of enactments in common use which may render it unnecessary to repeat the same in Acts to be hereafter passed, be now read the third time. Legal Forms Bill read third time.

The said Bill was then read the third time accordingly.

The Question was put, whether this Bill shall pass ?

It was resolved in the affirmative. Passed.

Ordered, that the title be "An Act to supply by a general Law, certain forms of Enactment in common use, which may render it unnecessary to repeat the same in Acts to be hereafter passed, and for other purposes." Title.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill, to which they desire their concurrence

The Honorable Mr. *Bruneau*, from the Select Committee to whom has been referred the Bill, intituled, "An Act to naturalize *Jacques Adrien Pierre Barbier*, and *Euphrasie Barbier*, his wife;" and also, the Bill, intituled, "An Act to naturalize *Cyprian Morgan*, and others;" as also, the Messages of the Legislative Assembly, together with the documents, grounds and evidence upon which the said Bills are founded, presented their report. Report of the Select Committee on Barbier's and Morgan's Naturalization Bill.

Ordered, that it be received, and

The same was then read by the Clerk, as follows :—

Legislative Council, Committee Room, The Report.
30th November, 1843.

The Select Committee to whom were referred the Bills from the Legislative Assembly, intituled, "An Act to naturalize *Cyprian Morgan*, and others," and "An Act to naturalize *Jacques Adrien Pierre Barbier*, and *Euphrasie Barbier*, his wife," have the honor to report :—

That they have examined the said Bills, which though apparently intended to lead to the same results are worded very differently. Your Committee have also examined the documents grounds and evidence upon which the Honorable Legislative Assembly have founded the said Bills, and which have been communicated to Your Honorable House by Messages from the Legislative Assembly, and referred to Your Committee.

Your

Your Committee would further remark that with the exception of *Cyprian Morgan*, not one of the persons have presented Petitions to Your Honorable House for the purpose of being naturalized; and that the Bills in question were not presented to this House until after the expiration of the time limited for the reception of private Bills.

As Your Committee, however, have satisfied themselves that the parties in question are deserving of the advantages they now seek, and that the irregularities just noticed may have arisen from ignorance of the Rules of Your Honorable House, they have deemed it their duty to recommend that the prayer of the parties be acceded to, and to unite the two Bills into one; with which view they have to suggest to Your Honorable House to proceed no further with the Bill, intituled, "An Act to naturalize *Jacques Adrien Pierre Barbier*, and *Euphrasie Barbier*, his wife," and to amend the Bill, intituled, "An Act to naturalize *Cyprian Morgan*, and others," as follows:—

Press 1, line 7,—Leave out "and."

" " " 8,—After "yeoman," insert,
" *Jacques Adrien Pierre Barbier*, of the Town of
" *Kingston*, in the *Midland*
" District, Gentleman, and
" *Euphrasie Barbier*, his
" wife."

" " " 25,—Before "*Alexis*," leave out "and."

" " " ",—After "Chandler," insert
" *Jacques Adrien Pierre Barbier*, and *Euphrasie Barbier*, his wife."

" " " 35,—After "to," leave out all the words to "office," in the fortieth line, inclusively, and insert, "be entitled to the benefit of this Act, shall take and subscribe the oath hereinafter inserted, or being of the persons allowed to affirm, have made the affirmation hereinafter mentioned, before some person duly authorized to administer the oath contained in an Act of the Parliament of this Province, passed in the Session held in the fourth and fifth years of

" Her Majesty's Reign, and
" intituled, 'An Act to
" secure to and confer
" upon certain inhabitants
" of this Province, the
" civil and political rights
" of natural born British
" subjects,' and that such
" oath or affirmation so
" taken and subscribed
" shall be entered in the
" Book of Registry kept
" by the person so autho-
" rized to administer such
" oath or affirmation, under
" the provisions of the Act
" hereinbefore mention-
" ed."

Press 1, line 40,—After the first Clause insert the following Clause:

" And be it enacted, that
" the persons hereinbefore
" mentioned shall several-
" ly take and subscribe the
" following oath:—I, A.B.,
" do sincerely promise and
" swear, or affirm, as the
" case may be, that I will
" be faithful and bear true
" allegiance to the So-
" vereign of the United
" Kingdom of *Great Britain*
" and *Ireland*, and of this
" Province as dependent
" thereon. So help me
" God."

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,

Chairman.

Ordered, that the said Report be taken into consideration to-morrow. To be considered to-morrow.

The Speaker declared this House continued Adjourn. until to-morrow, at two o'clock in the afternoon, the House so decreeing.

Friday, 1st Dec'r., 1843.

FRIDAY.

The Members convened, were:

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Johette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Massue.</i>
<i>Moore,</i>	

PRAYERS.

The

Petition from Rev. H. Esson, and others, against the Presbyterian Temporalities Act.

The Honorable Mr. *Sullivan* presented a Petition from the Reverend *H. Esson*, and others, being the Committee of Management of the Temporalities of *St. Gabriel Street Church, Montreal*, praying against the passing of the proposed Act to provide for the management of the Temporalities of the Presbyterian Church in *Canada*.

Ordered, that the same do lie on the table.

Committee report the presentation of a certain Address to His Excellency.

The Honorable Mr. *Moore* reported, that the Honorable Mr. *Fergusson* and himself had, according to order, waited on His Excellency the Governor General with the Address of this House of yesterday, and that His Excellency was pleased to receive the same graciously, and to say that he would answer the said Address by Message.

Report of the Committee on Township of Cornwall Boundary Bill.

The Honorable Mr. *Moore*, from the Select Committee to whom was referred the Bill, intituled, "An Act for better defining and establishing the Eastern Boundary Line of the third Concession of the Township of *Cornwall*, in the Eastern District," reported, that the Committee had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time presently.

Bill read third time.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass ?

Passed.

It was resolved in the affirmative.

Church Societies Incorporation Bill read third time.

Pursuant to the order of the day, the Bill, intituled, "An Act to Incorporate the Church Societies of the United Church of *England* and *Ireland* in the Dioceses of *Quebec* and *Toronto*," was read the third time.

The question was put, whether this Bill shall pass ?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have severally passed the above mentioned Bills without any amendment.

Niagara Market Block Bill read second time.

Pursuant to the order of the day, the Bill, intituled, "An Act for vesting the Market Block in the Town of *Niagara*, in the Council of the said Town, and for other purposes," was read the second time.

Forty-sixth Rule dispensed with during Session.

Ordered, that the 46th Rule of this House be dispensed with for the remainder of the present Session.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly. Last Bill read third time.

The question was put, whether this Bill shall pass ?

It was resolved in the affirmative. Passed.

Pursuant to the order of the day, the Bill, intituled, "An Act to abolish Imprisonment in execution for Debt and for other purposes therein mentioned," was read a second time. Imprisonment for Debt abolition Bill read second and third times.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass ?

It was resolved in the affirmative. Passed.

Pursuant to the order of the day, the Bill, intituled, "An Act to amend the Act incorporating the Bank of the *Niagara District*, by providing for the extension of the time limited for the paying up of the Stock of the said Bank," was read the second time. Niagara District Bank Bill read second and third times.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass ?

It was resolved in the affirmative. Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have severally passed the above mentioned Bills without any amendment.

Pursuant to the order of the day, the House proceeded to the consideration of the Report of the Select Committee to whom was referred the Bill, intituled, "An Act to naturalize *Jacques Adrien Pierre Barbier* and *Euphrasie Barbier*, his wife," also, the Bill, intituled, "An Act to naturalize *Cyprian Morgan*, and others," as also the Messages of the Legislative Assembly, together with the Documents, Grounds and Evidence upon which the said Bills are founded. Consideration by the House of the Report on Barbier's and Morgan's Naturalization Bill.

The Report was then read by the Clerk.

Ordered, that the said Report be adopted.

Ordered, that the amendments recommended by the Select Committee to the Bill, intituled, "An Act to naturalize *Cyprian Morgan*," and

Amendments adopted.

"and others," be adopted and that they be engrossed, and the said Bill, as amended, read the third time presently.

Motion to read the third time, the Common School Laws repeal Bill the third time.

It was moved, that the Bill, intituled, "An Act to repeal the Act now in force for the establishment and maintenance of Common Schools, and to establish a Fund for the support of the same and to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two and one thousand eight hundred and forty-three," be read the third time.

The question of concurrence being put on the said motion.

Question negatived.

It was resolved in the negative.

Bill again referred to Select Committee.

Ordered, that the last mentioned Bill be referred *de novo* to the same Select Committee to whom it was formerly referred, to report further thereon.

Isle-Bizarre detachment Bill read second and third times.

Pursuant to the order of the day, the Bill, intituled "An Act to detach *Isle Bizarre* from the Registration District of the *Lake of the Two Mountains*, and to annex it to the Island and County of *Montreal*, for the purposes of Registration," was read the second time.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Fiefs Nazareth, &c. tenure Bill, read second and third times.

Pursuant to the order of the day, the Bill, intituled, "An Act to empower the Seigniors of the *Fiefs Nazareth, St. Augustin* and *St. Joseph*, in the City and County of *Montreal*, to commute the Tenure of the Lands now held *en censive* in the said *Fiefs* respectively," was read the second time.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

St. Lawrence Navigation amendment Bill, read second and third times.

Pursuant to the order of the day, the Bill, intituled, "An Act to alter and amend certain parts of an Act therein mentioned, relating

to the Navigation of the River *St. Lawrence*, in so far as the same relate to the Port of *Quebec*," was read the second time.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Pursuant to the order of the day, the Bill, intituled, "An Act to establish the District of *Gaspé* and to provide for the due administration of Justice therein," was read the second time.

Gaspé Judicature Bill, read second and third times.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Pursuant to the order of the day, the Bill, intituled, "An Act to amend the Ordinance providing for the Registration of Titles to real property, or incumbrances thereon, in *Lower Canada*, and further to extend the time allowed by the said Ordinance for the Registration of certain claims," was read the second time.

Registration Ordinance Amendment Bill read second and third times.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House; that the Legislative Council have severally passed the above mentioned Bills without any amendment.

A Message was brought from the Legislative Assembly by Mr. *Hale*, and others, with a Bill, intituled, "An Act to continue for a limited time the duties imposed on Agricultural Produce and Live Stock imported into this Province."

Second Agriculture protection Bill, read first, second and third times.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

Ordered,

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Protests of Notaries Evidence Bill, read first, second and third times.

A Message was brought from the Legislative Assembly by Mr. *George Sherwood*, and others, with a Bill, intituled, "An Act to facilitate the proof of the Laws of *Upper and Lower Canada* and to declare protests of Notaries Public Evidence in certain cases in *Upper Canada*."

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

St. Francis General Sessions Bill, read second and third times.

Pursuant to the order of the day, the Bill, intituled, "An Act to alter the terms of the General Sessions of the Peace in and for the District of *St. Francis*," was read the second time.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have severally passed the above mentioned Bills without any amendment.

Further report of the Select Committee on Common School Law repeal Bill.

The Honorable Mr. *Bruneau*, from the Select Committee to whom was referred *de novo* the Bill, intituled, "An Act to repeal the Act now in force for the establishment and maintenance of Common Schools, and to establish a Fund for the support of the same, and also to grant an indemnity for the payment of

" certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two and one thousand eight hundred and forty-three," presented their further Report.

Ordered, that it be received.

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room, The Report.
1st December, 1843.

The Select Committee to whom was referred, *de novo*, the Bill, from the Legislative Assembly, intituled, "An Act to repeal the Act now in force for the establishment of and maintenance of Common Schools, and to establish a Fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the appointment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two and one thousand eight hundred and forty three," have the honor to report;

That they have again considered the said Bill and report the following amendments:—

Press 1, line 14.—Leave out from "that," to "enacted" in the 24th line, inclusively.

" 2, " 20.—Leave out "the Act hereby repealed," and insert "Law."

" " " 41.—Leave out "said."

Preamble, lines 1 and 2.—Leave out "repeal the Law now in force," and insert "make further provision."

" " " 3.—Leave out from "and" to "respectively," in the 6th line, inclusively.

Title, " " " Leave out "repeal the Act now in force," and insert "provide."

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,
Chairman.

The amendments reported by the last mentioned Select Committee being twice read by the Clerk, and the question of concurrence put on each, they were severally agreed to by the House, and it was

Ordered, that the said amendments be engrossed.

It was moved, that an humble Address be presented to His Excellency the Governor General, to inform His Excellency that this House being impressed with the expediency of remunerating their Speaker by an annual salary for the arduous and important duties attached to his high office, humbly pray His Excellency to take the same into consideration, and to adopt such measures thereupon as to His Excellency in his wisdom may seem meet.

The question of concurrence being put on the said motion,

It was resolved unanimously in the affirmative, and

Ordered, accordingly.

Ordered, that the Honorable Messieurs Joliette and Bruneau do wait on His Excellency the Governor General with the said Address.

The House was adjourned during pleasure.

The House was resumed.

Pursuant to order, the Bill, intituled, "An Act to naturalize Cyprian Morgan, and others," was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Pursuant to order, the Bill, intituled, "An Act to repeal the Act now in force for the establishment and maintenance of Common Schools, and to establish a fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two, and one thousand eight hundred and forty-three," was, as amended, read the third time.

The question was put, whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have severally passed the above mentioned Bills with certain amendments, to which they desire the concurrence of the Assembly.

A Message was brought from the Legislative Assembly by Mr. Christie and others, with a Bill, intituled, "An Act to repeal certain Acts and Ordinances therein mentioned, and to make better provision for the Administration of Justice in Lower Canada," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Passed.

Dissentient:—

1st.—*Because*, the Bill concentrates all the judicial authorities in the towns of the late Province of Lower Canada, to the prejudice of the Counties of the said Province.

Protest of the Hon. Mr. Joliette against the passing of last Bill.

2nd.—*Because*, the provisions of the Bill are imperfect, and even unjust in many instances.

3rd.—*Because*, it would have been much more advantageous to the Inhabitants of the said Province, to have adopted a system of sedentary jurisdiction in the several Counties of the said Province, somewhat similar to that which now exists in Upper Canada.

BMY. JOLIETTE:

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Ordered, that five hundred copies of the Petition from Charles Panet, Esquire, and others, Members of the Bar, in the District of Quebec, praying that the proposed Judicature Bills may not be passed into laws during the present Session, in order that the inhabitants of Lower Canada, may have an opportunity of considering the said measure, be printed in the

Petition from C. Panet, Esq. and others, ordered to be printed.

English

English language, and a similar number of copies in the French language, for the use of the Members.

Adjourn.

The Speaker declared this House continued until to-morrow, at ten o'clock in the forenoon, the House so decreeing.

Saturday, 2d Dec'r., 1843.

SATURDAY.

The Members convened, were :

The Honorable *René E. Caron*, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Massue.</i>
<i>Moore,</i>	

PRAYERS.

Petitions,
From A. Fraser, and others, of Lachine, &c. to be relieved from the payment of Toll;

The Honorable Mr. *Massue* presented a Petition from *Alexander Fraser*, and others, inhabitants of *Lachine, Côte St. Paul, Pointe Claire, Ste. Anne*, and the County West of *Lachine*, stating certain grievances with regard to their being subjected to Toll for using a certain road, and praying for relief in the premises.

Ordered, that the same do lie on the table.

From J. Chesser, and others, for a road from Hatfield to Bytown, presented.

The Honorable Mr. *Fergusson* presented a Petition from *John Chesser*, and others, inhabitants of the District of *Ottawa*, praying that the recommendation of the District Council, as to the appropriation of money for a centre road from *Hatfield* to *Bytown*, in lieu of the front road, may be adopted.

Ordered, that the same do lie on the table.

Address to His Excellency, to transmit Church Societies incorporation Bill, ordered.

Ordered, that an humble Address be presented to His Excellency the Governor General, under the provisions of the forty-second section of the Imperial Act, to re-unite the Provinces of *Upper and Lower Canada*, specifying that a certain Bill, passed by the Council during the present Session, intituled, "An Act to incorporate the Church Societies of the United Church of *England and Ireland*, in the Dioceses of *Quebec and Toronto*," contains provisions respecting some of the purposes in the said section specially described, and respectfully desiring that in order to give effect to the said Bill, such Bill may be transmitted to *England* without delay, for the purpose of being laid before Parliament, previously to the signification of Her Majesty's assent thereto.

Ordered, that the Honorable Messieurs *Fergusson* and *Moore* do wait on His Excellency the Governor General with the said Address.

The Speaker declared this House continued until this afternoon, at four o'clock, the House so decreeing. Adjourn till 4 o'clock, P.M.

At Four o'clock, P.M., the Members convened, were :— SATURDAY, 4 o'clock, P.M.

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>Sullivan,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Irving,</i>
<i>Bruneau,</i>	<i>Massue.</i>
<i>Moore,</i>	

The Honorable Mr. *Joliette* reported, that the Honorable Mr. *Bruneau* and himself had, according to order, waited on His Excellency the Governor General with the Address of this House of yesterday, relative to the Speaker's salary, and that His Excellency was pleased to receive the same graciously, and to say that he would answer the said Address by Message. Committee report the answer to the Address on the Speaker's Salary.

A Message was brought from the Legislative Assembly by the Honorable Mr. *Neilson*, and others, with a Bill, intituled, "An Act to exempt Vehicles conveying manure from the Cities and Towns of this Province, from the payment of Tolls on Turnpike Roads, and for other purposes therein mentioned," to which they desire the concurrence of this House. Vehicles exemption from Toll Bill read first, second and third times.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass ?

It was resolved in the affirmative. Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

A Message was brought from the Legislative Assembly, by Mr. *Boulton*, and others, with a Bill, intituled, "An Act to authorize the Court of Wardens for the County of *York*, or the Mayor, Aldermen Toronto Industrial Farm Bill.

"Aldermen and Commonalty of the City of Toronto, to purchase the Industrial Farm in the neighbourhood thereof, and for other purposes relating thereto," to which they desire the concurrence of this House.

The said Bill was read the first time.

Motion to read last Bill second time.

It was moved that the said Bill be read the second time presently.

Motion in amendment.

In amendment-it was moved to leave out the word "presently" and insert in lieu thereof, "this day three months."

Same negatived, and

The question of concurrence being put on the motion in amendment, the same was resolved in the negative.

The question of concurrence being then put on the main motion, it was resolved in the affirmative, and

Bill read second time.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be referred to a Select Committee of four Members.

Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *Sullivan*, *Fergusson*, *Bruneau* and *A. Dionne*, to meet and adjourn as they please.

Messages from His Excellency the Governor General, presented,

The Honorable Mr. *Fergusson* acquainted the House, that he had certain Messages from His Excellency the Governor General, under His sign manual, which His Excellency had commanded him to deliver to this House, and

The same were severally read as follow:—

C. T. METCALFE.

On the subject of the resignation of the Members of the late Executive Council, and

The Governor General transmits to the Legislative Council, in reply to their Address of yesterday's date, copies of all communications that have passed between him and those Members of the late Executive Council who have tendered their resignation, on the subject of those resignations.

Government House,
Kingston, 1st. December, 1843.

(For Communications, vide Appendix No. 12.)

C. T. METCALFE.

On the subject of the Address respecting R. Lemoine, Esq.

The Governor General informs the Honorable the Legislative Council that, in compliance with their Address of the 13th ultimo, he has directed that *R. Lemoine*, Esquire, be placed on the list of the permanent officers of their Honorable House, in the capacity assigned to him, and that in future he be paid by Warrant.

Government House,
Kingston, 2d December, 1843.

A Message was brought from the Legislative Assembly by Mr. *Williams* and others, as follows:—

Message from the Assembly requesting a conference on Religious Societies Lands Bill.

Legislative Assembly,

Saturday, 2nd December, 1843.

Resolved, that a conference be desired with the Honorable the Legislative Council, for the purpose of communicating to them the reasons which induced this House not to concur in the amendments made by their Honors to the Bill, intituled, "An Act to enable the Religious Societies of all denominations of Christians, in that part of the Province called *Upper Canada*, to hold the Lands requisite for certain purposes therein mentioned."

Ordered, that Mr. *Williams* do go to the Legislative Council and desire the said conference.

Attest,

W. B. LINDSAY,

Clk. Assy.

And then they withdrew.

The Messengers were called in again and informed, that the Legislative Council will send an answer by a Messenger of their own.

Resolved, that this House do concur in the conference desired.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council agrees to the conference desired, upon the subject matter of the amendments made by this House to the Bill, intituled, "An Act to enable the Religious Societies of all denominations of Christians, in that part of the Province called *Upper Canada*, to hold the lands requisite for certain purposes therein mentioned," and that the managers on the part of this House are to be the Honorable Messieurs *Sullivan* and *Fergusson*, who are to meet the number of managers on the part of the Legislative Assembly, required by Parliamentary usage, presently in the Committee room of the Legislative Council.

Conference agreed to, and managers for this House appointed.

A Message was brought from the Legislative Assembly by the Honorable Mr. *Surveyor General Parke*, and others, with a Bill, intituled, "An Act to repeal certain Acts therein mentioned, and to make better provision respecting the admission of Land Surveyors and the survey of Lands in *Upper Canada*," to which they desire the concurrence of this House.

Surveyors' Bill read first, second and third times.

The said Bill was read the first time.

Ordered,

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be read the third presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass ?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House that the Legislative Council have passed this Bill without any amendment.

The House was adjourned during pleasure.

After some time the House was resumed.

The Managers from the Committee of Conference on Religious Societies Land Bill, present their report.

The Honorable Mr. Sullivan reported, that the Honorable Mr. Fergusson and himself, had attended the conference desired this day by the Legislative Assembly on the subject matter of the amendments made by this House to the Bill, intituled, "An Act to enable the Religious Societies of all denominations of Christians in that part of the Province called *Upper Canada*, to hold the Lands requisite for certain purposes therein mentioned," to which the Assembly have not agreed, as Messengers for this House, and Messieurs *Williams, Small, Boswell* and *Hincks* as Messengers for the Assembly, who delivered the Bill with the amendments and also a paper containing as follows :—

Reasons of the Assembly for not agreeing to the amendments.

Reasons to be offered to the Legislative Council at a conference for disagreeing to the amendments made by their Honors to the Bill, intituled, "An Act to enable Religious Societies of all denominations of Christians in that part of the Province called *Upper Canada*, to hold the Lands requisite for certain purposes therein mentioned."

1st.—*Because*, the free exercise of conscientious scruples in matters of religious opinion ought not to subject the persons or denominational bodies exercising the same to any civil disqualifications or disability of their natural and inherent rights.

2nd.—*Because*, it would have a tendency to maintain and perpetuate an unjust and invidious distinction to deny to any body of professing Christians in that part of the Province called *Upper Canada*, the same rights, privileges and immunities that similar bodies now enjoy in that part of the Province called *Lower Canada*.

And lastly—*Because*, the said amendments expressly abridge and restrict the rights, and powers of those denominations of Christians recognized by the Statutes of *Upper Canada* although it appears the intent is apparently to extend and enlarge the same.

Attest,

W. B. LINDSAY.

Clk. Assy.

Ordered, that the same do lie on the table.

Ordered, that the said Reasons, together with the Bill, be referred to a Select Committee of four Members.

The reasons, and Bill referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *Sullivan, Fergusson, Bruneau* and *Moore*, to meet and adjourn as they please.

A Message was brought from the Legislative Assembly by Mr. *Morin*, and others, with a Bill, intituled, "An Act further to provide for the establishment and maintenance of Common Schools, and for apportioning the Fund for the support of the same, and also, to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two and one thousand eight hundred and forty-three," to which they desire the concurrence of this House.

Common Schools indemnity Bill read first, second and third times.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The Bill was then read the second time accordingly.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass ?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Ordered, that an humble Address be presented to His Excellency the Governor General, to return him the thanks of this House for His Messages of this day, transmitting copies of all communications that have passed between

Address of thanks to His Excellency for his messages of this day.

tween him and those Members of the late Executive Council who have tendered their resignation, on the subject of those resignations; and also, that in compliance with the Address of this House of the 13th ultimo, he had directed that R. LeMoine, Esquire, be placed on the list of the permanent officers of this House in the capacity assigned to him, and that in future he be paid by Warrant.

Ordered, that the Honorable Messieurs Bruneau and Massue do wait on His Excellency the Governor General with the said Address.

Ordered, that the Librarian and Law Clerk be authorised under the sanction and direction of the Speaker, to take such steps as by them may be deemed expedient for procuring a continuation of all the periodical publications now in the possession of this Honorable House, as well as such other works as may be by them considered necessary for the use of the Council, and to make such exchanges of the Journals of this House, and the Acts of Parliament for similar public documents from other Countries or Provinces as may be judged expedient, and with a due regard to economy.

The Speaker declared this House continued until Monday next, at three o'clock in the afternoon, the House so decreeing.

Librarian and Law Clerk instructed to secure certain works.

Adjourn.

MONDAY.

Monday, 4th Dec'r., 1843.

The Members convened, were:

The Honorable René E. Caron, Speaker:

- The Honorable Messieurs Sullivan, Joliette, Fergusson, Bruneau, Moore, Dionne, Amable, Dionne, Joseph, Irving, Massue.

PRAYERS.

Doors closed. Ordered, that the House be cleared.

Doors opened. Ordered, that the doors be opened.

Petitions, The Honorable Mr. Moore presented a Petition from Robert Hodgins, and others, inhabitants of the Township of McGillivray; also, a Petition from James Murray, and others, inhabitants of the Township of Hay; also, a Petition from William Elder, and others, inhabitants of the Township of Osborne; also, a Petition from James Hodgins, and others, inhabitants of the Township of Biddulph; and also, a Petition from Thomas McLeod, and

From T. M'Leod, and

others, inhabitants of the Township of Stephen, severally praying that the Township of Williams may not be detached from the District of Huron.

Ordered, that the same do lie on the table.

The Honorable Mr. Moore reported, that the Honorable Mr. Ferguson and himself had, according to order, waited on His Excellency the Governor General with the Address of this House of Saturday last, requesting His Excellency would be pleased to transmit to England without delay, the Bill, intituled, "An Act to incorporate the Church Societies of the United Church of England and Ireland in the Dioceses of Quebec and Toronto," for the purpose of being laid before Parliament previously to the signification of Her Majesty's assent thereto, and that His Excellency was pleased to say that he would answer the said Address by Message.

The Honorable Mr. Joliette acquainted the House that he had a Message from His Excellency the Governor General, under His Sign Manual, which His Excellency had commanded him to deliver to this House.

And the same was read as follows:—

C. T. METCALFE.

The Governor General considers it to be his duty in the existing state of public affairs to express to the Honorable the Legislative Council his anxious desire that those important measures now before the Parliament which are calculated to promote the welfare of the Country, should be conducted to their proper completion or termination by the wisdom of Parliament without interruption, in order that the just wishes and expectations of the people may not be disappointed.

Government House, December 4th, 1843.

Ordered, that the House be cleared.

Doors closed.

Ordered, that the doors be opened.

Doors opened.

A Message was brought from the Legislative Assembly by Mr. Morris, and another, to return the Bill, intituled, "An Act to naturalize Cyprian Morgan, and others," and to acquaint this House that the Legislative Assembly have agreed to the amendments made by the Legislative Council to the said Bill without any amendment.

Morgan's Naturalization Bill returned from the Assembly with the amendments agreed to.

The Honorable Mr. Bruneau reported, that the Honorable Mr. Massue and himself had, according to order, waited on His Excellency the

Committee report having presented to His Excellency an Address of thanks.

the Governor General with the Address of this House of Saturday last, thanking His Excellency for His Messages relative to the retirement of certain Members of the Executive Council, and on the subject of the French Translator's appointment, and that His Excellency had been pleased to receive the said Address graciously.

Fourth report of the Select Committee on Contingencie.

The Honorable Mr. *Bruneau*, from the Select Committee appointed to examine and report upon the Contingent Accounts of the Legislative Council for the present Session, presented their fourth Report.

Ordered, that it be received, and

The same was then read by the Clerk as follows:—

The Report.

*Legislative Council, Committee Room,
4th December, 1843.*

The Select Committee to whom were referred the Contingent Accounts of Your Honorable House, have the honor to make their fourth Report:—

That they have examined a portion of the accounts now due by the Honorable House, and as the parties claiming the same are anxious to obtain payment thereof, they recommend that the following bills be now paid, having been fully audited, examined and certified:—

Robert Stanton	£516	0	11
Thomas Cary & Co.	415	2	10
Desbarats & Cary	69	16	1½
Desbarats & Derbishire	42	18	3
“	209	18	11½
J. Disturnell	4	15	0
Armour & Ramsay	28	6	6
Rowsell & Co.	156	15	6

£1,443 14 1

Your Committee will, on a future occasion, report on the remainder of the accounts still due.

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,
Chairman.

Report adopted.

Ordered, that the foregoing report be adopted.

Adjourn.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

Tuesday, 5th Dec'r., 1843. TUESDAY.

The Members convened, were :

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Hamilton,</i>
<i>Sullivan,</i>	<i>Moore,</i>
<i>Morris,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Irving.</i>
<i>Fergusson,</i>	

PRAYERS.

Ordered, that the doors be closed. Doors closed.

Ordered, that the Message from His Excellency the Governor General, received by the House yesterday, be now read. Message from His Excellency received yesterday, read.

The same was then read by the Clerk, accordingly.

The Honorable Messieurs *Bruneau, J. Dionne* and *Massue* enter.

Ordered, that the doors be opened. Doors opened.

A Message was brought from the Legislative Assembly by the Honorable Mr. *Morin*, and others, with a Bill, intituled, “ An Act to confer certain powers on the Bishop of *Montreal* in the transfer of certain Lands,” to which they desire the concurrence of this House. Bishop of Montreal Lands Bill read first and second times.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

It was then moved that the said Bill be read the third time presently. Motion for a third reading presently.

In amendment thereto, it was moved that all after the word “ be ” in the original be expunged, and the words “ committed to a Committee of the whole House to morrow,” inserted in lieu thereof. Motion in amendment.

The question being put on the said motion of amendment, the same was resolved in the affirmative. Motion as amended agreed to.

The question being then put on the main motion, as amended, the same was agreed to by the House, and

Ordered, accordingly. To be committed to-morrow.

A Message was brought from the Legislative Assembly by Mr. *Cartwright*, and others, with a Bill, intituled, “ An Act to afford to persons having been Boundary Line Commissioners a more easy and less expensive mode of covering
“ covering

Boundary Commissioners Bill.

" covering costs still due on Judgments rendered in that capacity," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time tomorrow.

A Message was brought from the Legislative Assembly by Mr. *Hamilton*, and others, to return the Bill, intituled, " An Act for the better securing the Independence of the Legislative Council of this Province," and to acquaint this House that the Legislative Assembly, have passed this Bill without any amendment.

A Message was brought from the Legislative Assembly by Mr. *Hincks*, and another, with a Bill, intituled, " An Act for the establishment and maintenance of Common Schools in *Upper Canada*," to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House upon the last mentioned Bill.

After some time the House was resumed, and the Honorable Mr. *Sullivan*, reported from the said Committee, that they had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendment.

A Message was brought from the Legislative Assembly by Mr. *Aylwin*, and others, to return the Bill, intituled, " An Act to repeal an Ordinance of *Lower Canada*, intituled, ' An Ordinance concerning Bankrupts and the administration and distribution of their estates

and effects, and to make provision for the same object throughout the Province of *Canada*," and to acquaint this House that the Legislative Assembly have passed the same with several amendments, to which they desire the concurrence of the Legislative Council.

The said amendments were then read by the Clerk as follow :—

Amendments made by the Legislative Assembly to the Bill sent down by the Legislative Council, intituled, " An Act to repeal an Ordinance of *Lower Canada*, intituled, ' An Ordinance concerning Bankrupts, and the administration and distribution of their estates and effects,' and to make further provision for the same object throughout the Province of *Canada*."

Press 11, line 8,—After " place," insert, " And provided always, that no person shall be a Judge or Commissioner as aforesaid, in the Province, unless he be a Barrister-at-Law, of at least five years standing."

" 35, " 31,—Leave out from " and," to " Act," in line 33, and insert clause A.

CLAUSE A.

" And be it enacted, that in all questions, not otherwise provided for, the Laws of *Upper Canada* and of *Lower Canada* respectively, shall be resorted to as the rule of decision on all questions respecting Bankrupts, as the said laws now respectively obtain in each section of the Province, and in cases unprovided for in the existing laws above mentioned, then resort shall be had to the laws of *England*, as such rule of decision, in that part of this Province heretofore *Upper Canada*, and that only."

" 40, " 29,—After " intended," insert, clause B.

CLAUSE

Legislative Council Independence Bill, passed by the Assembly.

Common Schools Establishment Bill read first and second times.

Committed.

Reported.

Read third time.

Passed.

Bankruptcy Bill passed by the Assembly with amendments.

CLAUSE B.

“ And be it enacted, that
 “ this Act shall be and con-
 “ tinue in force for and
 “ during the term of two
 “ years, and from thence to
 “ the end of the then next
 “ ensuing Session of Par-
 “ liament, and no longer.”

Engrossed amendments.

Attest.

W. B. LINDSAY,
Clk. Assy.

Fifth Report
 of the Select
 Committee on
 Contingent
 accounts, pre-
 sented.

The Honorable Mr. *Bruneau* from the Select Committee, appointed to examine and report upon the contingent accounts of the Legislative Council for the present Session, presented their fifth Report.

Ordered, that it be received, and

The same was then read by the Clerk as follows :—

The Report.

Legislative Council, Committee Room,
 5th December, 1843.

The Select Committee to whom were referred the Contingent Accounts due by Your Honorable House, have the honor to make their fifth Report :—

That having examined the accounts herein below enumerated, recommend the same for payment :—

H. & W. Rowsell.....	£0	13	3
E. J. Barker.....	3	5	0
A. Hunter.....	35	1	0
J. H. Scott.....	7	10	0
J. Gingras.....	0	15	0
M. Keating.....	4	10	0
James Mink.....	10	13	9½
R. Hall.....	3	5	0
W. W. FitzGibbon.....	9	15	3
“ “.....	15	3	0
W. A. Maingy.....	13	19	9
H. & W. Rowsell.....	10	12	6
Pierre Forton.....	9	7	6
Martin & Widdowson.....	4	13	6
Samuel Rowlands.....	6	1	6
M. Keating.....	2	7	3
Edward Botterel.....	13	17	6
John Noon.....	1	17	6
Alex. Dixon.....	0	3	9
Alfred Patrick.....	4	0	0

£157 12 0½

As to the accounts for newspapers, the Committee submit that the Deputy Clerk pay those on presentation, after necessary inquiry as to their correctness. An account of £4 11 6 against the Legislative Council of *Lower Canada*, due to the *Morning Courier* Office, they recommend also for payment

There are but few accounts yet remaining unexamined, these will form the subject of another and final Report.

The whole, nevertheless, humbly submitted.

FRS. P. BRUNEAU,
Chairman.

Ordered, that the foregoing Report be adopted. Report adopt-
ed.

The Speaker declared this House continued until to-morrow, at ten o'clock in the forenoon, the House so decreeing. Adjourn.

Wednesday, 6th Dec'r., 1843. WEDNESDAY.

The Members convened, were :

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Hamilton,</i>
<i>Morris,</i>	<i>Dionne, Amable,</i>
<i>Joliette,</i>	<i>Dionne, Joseph,</i>
<i>Fergusson,</i>	<i>Massue.</i>
<i>Macaulay,</i>	

PRAYERS.

A Message was brought from the Legislative Assembly by Mr. *Boswell*, and others, as follows :—

Legislative Assembly,
 Tuesday, 5th December, 1843.

Resolved—That a Message be sent to the Honorable the Legislative Council to acquaint their Honors, that the Bill, intituled, “ An Act “ to repeal an Ordinance of *Lower Canada*, “ intituled, ‘ An Ordinance concerning Bank- “ rupts, and the administration and distribu- “ tion of their estates and effects,’ and to “ make provision for the same object through- “ out the Province of *Canada*,” had been carried back to their Honors by mistake ; and to request that their Honors will be pleased to return the same to this House.

Message from
 the Assembly
 requesting that
 the Bankrupt-
 cy Bill may be
 returned to
 them.

Ordered, that Mr. *Boswell* do carry the said Message to the Legislative Council.

Attest,

W. B. LINDSAY,
Clk. Assy.

And

And then they withdrew.

It was moved,

That the said Bill be returned to the Legislative Assembly as desired.

The same was agreed to by the House, and *Ordered*, accordingly.

The Messengers were again called in, and informed that the Legislative Council had directed the said Bill to be returned to them as desired, and the same was delivered to them at the bar by the Clerk accordingly.

The Honorable Mr. *Massue* presented a Petition from *Thomas Simard*, and others, Pilots for and below the Harbour of *Quebec*, praying that the present Tariff of Fees, allowed to Pilots, may not be altered.

Ordered, that the same do lie on the table,

The Honorable Mr. *Bruneau* enters.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House, upon the Bill, intituled, "An Act to confer certain powers on the Bishop of *Montreal*, in the transfer of "certain lands,"

After some time the House was resumed, and the Honorable Mr. *Hamilton*, from the said Committee, reported, that they had gone through the said Bill, and had directed him to report the same with several amendments.

The said amendments were then read by the Clerk, as follow:—

Press 2, Line 2,—After "Act," insert, "or by
"any other Act or Acts or by
"any other authority whatsoever."

" " " 6,—After "*Quebec*," insert,
"and all Acts whatsoever
"on the part of the said
"Bishop of *Montreal*, executed in his official capacity of Bishop as aforesaid,
"shall be valid and effectual, in as full and ample
"a manner as if he were
"Bishop of *Quebec* aforesaid."

The said amendments being read the second time, and the question of concurrence put on each, they were severally agreed to by the House.

Ordered, that the said amendments be engrossed, and the Bill, as amended, read the third this day.

Pursuant to the order of the day, the Bill, intituled, "An Act to afford to persons having been Boundary Line Commissioners, a more easy and less expensive mode of recovering Costs, still due, on Judgments rendered in that capacity," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee on the said Bill presently.

The House, according to order, was adjourned during pleasure, and was put into a Committee of the whole House accordingly.

After some time the House was resumed, and the Honorable Mr. *Bruneau* reported from the said Committee, they had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

A Message was brought from the Legislative Assembly by Mr. *Black*, and others, with a Bill, intituled, "An Act to alter and amend certain provisions of an Ordinance of the Governor and Council of *Lower Canada*, of the second year of Her Majesty's Reign, intituled, 'An Ordinance for establishing an efficient system of Police in the Cities of *Quebec* and *Montreal*,' to which they desire the concurrence of this House.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

The House was adjourned during pleasure.

The House was resumed.

A Message was brought from the Legislative Assembly by Mr. *Cartwright*, and others, with a Bill, intituled, "An Act to authorize the Commercial Bank of the *Midland* District and the Bank of the *Niagara* District to open Books for the transfer of their Stock in the City of *London*, and to set aside certain portions of their Stock for that purpose," to which they desire the concurrence of this House.

The

Request acceded to.

Petition from T. Simard, and others, Pilots, against any alteration in the Tariff of Fees, presented.

House in Committee on Bishop of Montreal's Land Bill.

Amendments reported.

Amendments.

Third reading to-day.

Boundary Commissioners Bill read second time.

Committed.

Reported.

Read third time.

Passed.

Quebec and Montreal Police Bill.

Chartered Banks Stock transfer Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time to-morrow.

The Honorable Mr. *Sullivan* enters.

Bankruptcy Bill again passed by the Assembly with further amendments.

A Message was brought from the Legislative Assembly by Mr. *Aylwin*, and others, to return the Bill, intituled, "An Act to repeal an Ordinance of *Lower Canada*, intituled, 'An Ordinance concerning Bankrupts and the administration and distribution of their estates and effects, and to make provision for the same object throughout the Province of *Canada*," and to acquaint this House that the Legislative Assembly, had made further amendments to the said Bill to which they desire the concurrence of this House.

The said further amendments were then read by the Clerk as follow :—

The further amendments.

Further amendments made by the Legislative Assembly to the Bill sent down from the Legislative Council, intituled, "An Act to repeal an Ordinance of *Lower Canada*, intituled, 'An Ordinance concerning Bankrupts and the administration and distribution of their estates and effects, and to make further provision for the same object throughout the Province of *Canada*."

In the eighty-first Clause, fill up

The first blank, with the words, "Forty shillings."

The second blank, with the words, "Ten shillings."

The third blank, with the words, "One shilling."

The fourth blank, with the words, "One shilling."

The fifth blank, with the words, "One shilling and three pence."

Engrossed amendments.

Attest.

W. B. LINDSAY,
Clerk Assj.

Ordered, that the said amendments be read the second time presently.

Amendments read second and third times.

And the said amendments being read the second time, and the question of concurrence put thereon.

They were severally agreed to by the House.

Ordered, that one of the Masters in Chancery, do go down to the Legislative Assembly and acquaint that House, that the Legislative

Council have agreed to the amendments made by the Legislative Assembly to the said Bill without any amendments.

A Message was brought from the Legislative Assembly by Mr. *Thompson*, and another, with a Bill, intituled, "An Act for the better division of that part of this Province called *Upper Canada* into Counties, for abolishing the Territorial division thereof into Districts, and for providing for temporary unions of Counties for judicial and other purposes and the future dissolutions of such Unions, as the increase of population may require," to which they desire the concurrence of this House.

U. C. Counties division Bill.

The said Bill was read the first time.

Ordered, that the said Bill be referred to a Select Committee of three Members.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiére*, *Morris* and *Macaulay*, to meet and adjourn as they please.

Referred to a Select Committee.

Pursuant to order, the Bill, intituled, "An Act to confer certain powers on the Bishop of Montreal, in the transfer of certain lands," was, as amended, read the third time.

Bishop of Montreal's Land Bill, as amended, read third time.

The question was put whether this Bill, as amended, shall pass ?

It was resolved in the affirmative.

Passed.

Ordered, that one of the Masters in Chancery, do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed this Bill with certain amendments, to which they desire the concurrence of the Legislative Assembly.

A Message was brought from the Legislative Assembly by Mr. *Black*, and others, with a Bill, intituled, "An Act for vesting in the Principal Officers of Her Majesty's Ordinance the estates and property therein described, for granting certain powers to the said Officers, and for other purposes therein mentioned," to which they desire the concurrence of this House.

Ordinance Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was then read the second time accordingly.

Read second time.

It was moved to amend the same as follows :
Press 20, line 9,—Leave out "tenth," and insert "fifth."

Same amended.

The question of concurrence being put on the said amendment, it was agreed to by the House.

Ordered,

Ordered, that the said amendment be engrossed and the Bill as amended read the third time presently.

Read third time.

The said Bill as amended was then read the third time accordingly.

The question was put whether this Bill, as amended, shall pass ?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery, do go down to the Legislative Assembly and acquaint that House, that the Legislative Council have passed this Bill with an amendment, to which they desire the concurrence of the Legislative Assembly.

Petition from T. A. Stayner, and others, for an Act of Incorporation to the British and Foreign School Society, presented.

The Honorable Mr. *de Blaquiere* presented a Petition from *T. A. Stayner*, and others, officers of the *Quebec British and Foreign School Society*, praying for an Act of incorporation.

Ordered, that the same do lie on the table.

Adjourn.

The Speaker declared this House continued until to-morrow, at one o'clock in the afternoon, the House so decreeing.

THURSDAY.

Thursday, 7th Dec'r., 1843.

The Members convened, were :

The Honorable *René E. Caron*, Speaker :

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiere,</i>	<i>Macaulay,</i>
<i>Sullivan,</i>	<i>Hamilton,</i>
<i>Morris,</i>	<i>Draper,</i>
<i>Joliette,</i>	<i>Irving.</i>
<i>Fergusson,</i>	

PRAYERS.

Petition from Carmichael and French, Contractors on the Welland Canal, to be exempted from the payment of certain Duties, presented.

The Honorable Mr. *Morris* presented a Petition from *Carmichael* and *French*, and others, Contractors on the *Welland Canal*, praying that they may be exempted from the payment of the duties imposed by the late Act on Agricultural Produce imported into this Province from the *United States*, until the Contract is completed.

Ordered, that the same do lie on the table.

Motion to refer the Petitions presented in 1842,

From *W. Roe*, and others, for annexing *West Gwillimbury* to the *Home District*, and

It was moved, that the Petitions presented to this House on the 19th day of September, 1842, from *William Roe*, and others, Freeholders of the Townships of *East* and *West Gwillimbury*, praying for an Act authorising a certain tract or small section of Country known as the old survey of the Township of west *Gwillimbury*, to be included in the *Home District* when the County of *Simcoe* shall be declared a separate District, or sooner if it should

appear more advisable ; and also, the Petition presented to this House on the 27th day of September 1842, from *Edward Ryal*, and others, inhabitants of the Township of *Oro*, in the District of *Simcoe*, praying that the Township of west *Gwillimbury* may not be detached from the said District, be referred to the Select Committee to whom has been referred the Bill, intituled, "An Act for the better divisions of that part of this Province called *Upper Canada* into Counties, for abolishing "the territorial division thereof into Districts, "and for providing for temporary unions of "Counties for Judicial and other purposes, and "the further dissolutions of such unions, as "the increase of population may require," with instructions to the Committee to report as to the propriety of agreeing to the prayers of the said Petitions.

From E. Ryall, and others, against detaching West Gwillimbury from the District of Simcoe, to the Committee on U.C. Counties Division Bill.

The question of concurrence being put on the said motion, it was carried in the affirmative, and

Motion agreed to.

Ordered, accordingly.

The Honorable Mr. *Bruneau* enters.

A Message was brought from the Legislative Assembly by Mr. *Harrison*, and others, with a Bill, intituled, "An Act to provide for the incorporation of Townships, Towns, Counties, "and Cities in *Upper Canada*, to which they desire the concurrence of this House.

Towns and Townships Incorporation Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

Read second time.

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be referred to a Select Committee of six Members.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiere*, *Sullivan*, *Morris*, *Joliette*, *Bruneau* and *Draper*, to meet and adjourn as they please.

Referred to a Select Committee.

Ordered, that one hundred copies of the said Bill be printed in the English language and a similar number of copies in the French language for the use of Members.

To be printed.

A Message was brought from the Legislative Assembly by Mr. *Simpson*, and others, with a Bill, intituled, "An Act to regulate and facilitate the study of Anatomy," to which they desire the concurrence of this House.

Anatomy Bill.

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

Read second time.

The

The said Bill was then read the second time accordingly.

Ordered, that the said Bill be referred to a Select Committee of three Members.

Referred to a Select Committee.

Ordered, that the Committee be the Honorable Messieurs *Hamilton, Bruneau* and *Irving*, to meet and adjourn as they please.

Bishop of Montreal's Land Bill returned from the Assembly with the amendments agreed to.

A Message was brought from the Legislative Assembly by Mr. *Hale*, and others, to return the Bill, intituled, "An Act to confer certain powers on the Bishop of *Montreal* in the transfer of certain lands," and to acquaint this House that they have agreed to the amendments made by the Legislative Council to the said Bill, without any amendment.

Ordinance Bill returned from the Assembly with the amendment agreed to.

A Message was brought from the Legislative Assembly by Mr. *Aylwin*, and others, to return the Bill, intituled, "An Act for vesting in the Principal Officers of Her Majesty's Ordinance the estates and property therein described, for granting certain powers to the said Officers, and for other purposes therein mentioned," and to acquaint this House that they have agreed to the amendment made by the Legislative Council to the said Bill, without any amendment.

Quebec and Montreal Police Bill, read second and third times

Pursuant to the order of the day, the Bill, intituled, "An Act to alter and amend certain provisions of the Ordinance of the Governor and Council of *Lower-Canada*, of the second year of Her Majesty's Reign, intituled, 'An Ordinance for establishing an efficient system of Police in the Cities of *Quebec* and *Montreal*,' was read the second time.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

Passed.

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

Chartered Banks Stock transfer Bill read second time.

Pursuant to the order of the day, the Bill, intituled, "An Act to authorize the Commercial Bank of the *Midland* District, and the Bank of the *Niagara* District, to open Books for the transfer of their Stock in the City of *London*, and to set aside certain portions of their Stock for that purpose," was read the second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

Ordered, that the House be put into a Committee upon the said Bill presently.

The House, according to order, was adjourn- Committed.
ed during pleasure, and was put into a Committee of the whole House on the said Bill.

After some time the House was resumed, Reported.
and the Honorable Mr. *Irving* reported from the said Committee, that they had taken the said Bill into consideration, had made some progress therein and had directed him to recommend that the same be referred to a Select Committee.

Ordered, that the last mentioned Bill be referred to a Select Committee of three Members.

Ordered, that the Committee be the Honorable Messieurs *de Blaquiere, Sullivan* and *Drapper*, to meet and adjourn as they please. Referred to a Select Committee.

Ordered, that the Honorable the Speaker of this House, be authorised to meet the Honorable the Speaker of the Legislative Assembly, and to render the title and preamble of the Bill, intituled, "An Act to confer certain powers on the Bishop of *Montreal*, in the transfer of certain Lands" conformable with the amendments, made to the said Bill. The Speaker directed to meet the Speaker of the Assembly on Bishop of Montreal's Land Bill.

The House was adjourned during pleasure.

The House was resumed.

The Honorable Mr. *Sullivan* from the Select Committee to whom was referred the Bill, intituled, "An Act to authorize the Commercial Bank of the *Midland* District, and the Bank of the *Niagara* District, to open books for the transfer of their Stock in the City of *London*, and to set aside certain portions of their Stock for that purpose," presented their report. Report of the Select Committee on Chartered Banks Stock transfer Bill.

Ordered, that it be received, and

The same was then read by the Clerk as follows:—

Legislative Council, Committee Room,
7th December, 1843.

The Select Committee to whom was referred the Bill from the Legislative Assembly, intituled, "An Act to authorize the Commercial Bank of the *Midland* District and the Bank of the *Niagara* District, to open books for the transfer of their stock in the City of *London*, and to set aside certain portions of their stock for that purpose," have the honor to report:—

That

That they have examined the said Bill and recommend the following amendments there-
to:—

Press 1, line 19.—After the word "District," insert "and for the Bank
" of *Upper Canada*."

" " " "—Leave out "Corporation," and insert "Corporations
" respectively."

" " " 21,—Leave out "thereof," and insert "of each of the said
" Banks."

" " " 23,—Leave out "Bank," and insert "Banks respectively."

" " " 32,—Leave out "such Bank," and insert "each of the
" said Banks respectively."

" " " 35 and 36,—Leave out "office
" of such Bank," and insert
" in the respective offices
" of such Banks."

" " " 38,—After "Bank," insert "of
" the shares or stock of
" which any such transfer
" shall be made."

" 2, " 3,—After "stock," insert "or
" of an Act passed in the
" sixth year of Her Majes-
" ty's Reign, intituled,
" " An Act to extend the
" " Charter of the Bank of
" " *Upper Canada*, and to
" " increase the capital stock
" " thereof,"

Preamble, line 1,—After "the," insert "Pre-
" sident, Directors and
" Company of the."

" " 2,—After "*Midland District*," insert "the Bank of *Upper
" Canada*."

" " "—After "and the," insert,
" President, Directors and
" Company of the."

Title " "—After the word "author-
" ize," leave out the re-
" mainder of the title and in-
" sert, "the several Banks
" therein mentioned to
" open books for the trans-
" fer of a certain portion of
" their stock in the City of
" *London*."

The whole, nevertheless, humbly submitted.
R. B. SULLIVAN,
Chairman.

Ordered, that the foregoing report be adopted. Report adopt-
ed.
Ordered, that the amendments reported by the
last mentioned Select Committee be engrossed,
and the Bill as amended read the third time
presently.

The said Bill, as amended, was then read Bill read third
time.
the third time accordingly.

The question was put whether this Bill as
amended shall pass ?

It was resolved in the affirmative. Passed.

Ordered, that one of the Masters in Chancery,
do go down to the Legislative Assembly and
acquaint that House, that the Legislative Coun-
cil have passed this Bill with several amend-
ments to which they desire the concurrence of
the Legislative Assembly.

The Honorable Mr. *de Blaquiere*, acquaint- Three Messa-
ges from His
Excellency the
Governor Gen-
eral, present-
ed.
ed the House that he had several Messages
from His Excellency the Governor General
under His Sign Manual, which His Excellency
had commanded him to deliver to this House.

And the same were read as follow:—

C. T. METCALFE,

The Governor General transmits to the On the subject
of the Lunatic
Asylum.
Honorable the Legislative Council, in reply to
their Address dated the 23d October, copies of
a recent correspondence with Her Majesty's
Secretary of State, relative to the site of a
permanent Lunatic Asylum at *Toronto*, which
the Governor General trusts, will supply the
information desired by the Legislative Council,
with regard to the reasons for choosing the
site therein proposed; and will exhibit his
intentions and expectations respecting the
establishment of a separate Lunatic Asylum in
Lower Canada.

He also transmits a copy of a Report relating
to the operations of the Temporary Asylum in
Upper Canada.

Government House,
Kingston, 25th November, 1843.

(*For correspondence, &c., vide Appendix, No. 13.*)

C. T. METCALFE,

The Governor General in compliance with On the subject
of forwarding
to the Secreta-
ry of State the
Address on
Church Socie-
ties Act.
the Address of the Honorable the Legislative
Council of the 2d instant, will transmit without
delay to the Secretary of State a Bill, which
has been passed by the Legislature during the
present Session, intituled, "An Act to incor-
" porate the Church Societies of the United
" Church of *England* and *Ireland*, in the
" Dioceses of *Quebec* and *Toronto*," in order
that

that if the same come within the scope of the forty-second section of the Act of Union, it may be duly laid before Parliament, previous to the signification of Her Majesty's Assent thereto.

Government House,
5th December, 1843.

C. T. METCALFE,

The Governor General will have much pleasure in adopting the necessary measures to carry out the wishes of the Honorable the Legislative Council as expressed in their address of the 1st instant, with regard to the remuneration of their Speaker, by an annual salary.

Government House,
7th December, 1843.

And the same being again read by the Clerk.

Ordered, that an Humble Address be presented to His Excellency the Governor General, to return him the thanks of this House for his several Messages just received.

Ordered, that the Honorable Mr. Morris, do wait on His Excellency the Governor General with the said Address.

The Speaker declared this House continued until Saturday next, at Ten o'clock in the forenoon, the House so decreeing.

On the subject of an annual remuneration to the Speaker.

Address of thanks to His Excellency, ordered.

Adjourn.

SATURDAY.

Saturday, 9th Dec'r., 1843.

The Members convened, were:

The Honorable René E. Caron, Speaker:

The Honorable Messieurs	The Honorable Messieurs
<i>De Blaquiére,</i>	<i>Hamilton,</i>
<i>Morris,</i>	<i>Bruneau,</i>
<i>Joliette,</i>	<i>McDonald,</i>
<i>Fergusson,</i>	<i>Draper.</i>
<i>Macaulay,</i>	

PRAYERS.

The Honorable the Speaker reported, that in obedience to the order of this House of Thursday last, he had met the Honorable the Speaker of the Legislative Assembly for the purpose of rendering "the title and preamble of the Bill, intituled, 'An Act to confer certain powers on the Bishop of Montreal, in the transfer of certain lands,' conformable with the amendments made to the said Bill," and they had agreed that no changes whatever were necessary, and therefore left the Bill in its original form.

The Honorable Mr. Bruneau from the Select Committee, to whom was referred the Bill, intituled, "An Act to regulate and facilitate the Study of Anatomy," reported, that the Com-

The Speaker reports having met the Speaker of the Assembly on the subject of the Bishop of Montreal's Land Bill.

Report of the Select Committee on Anatomy Bill.

mittee had gone through the said Bill, and had directed him to report the same without any amendment.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly. Bill read third time.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative. Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

A Message was brought from the Legislative Assembly by Mr. Cartwright, and others, to return the Bill, intituled, "An Act to authorise the Commercial Bank of the Midland District and the Bank of the Niagara District, to open Books for the transfer of their Stock in the City of London, and to set aside certain portions of their Stock for that purpose," and to acquaint this House that they have agreed to the amendments made by the Legislative Council to the said Bill, without any amendment. Chartered Banks Stock transfer Bill returned from the Assembly with the amendments agreed to.

A Message was brought from the Legislative Assembly by Mr. Cartwright, and others, with a Bill, intituled, "An Act for incorporating and granting certain powers to the Upper Canada Trust and Loan Company," to which they desire the concurrence of this House. U. C. Trust and Loan Bill, read first, second and third times.

The said Bill was read the first time

Ordered, that the said Bill be read the second time presently.

The said Bill was read the second time accordingly.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly.

The question was put, whether this Bill shall pass?

It was resolved in the affirmative. Passed.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

A Message was brought from the Legislative Assembly by Mr. Cartwright, and others, with a Bill, intituled, "An Act to incorporate the Kingston Mineral Wells Company," to which they desire the concurrence of this House. Kingston Mineral Wells Bill, read first, second and third times.

The

The said Bill was read the first time.

Ordered, that the said Bill be read the second time presently.

The said Bill was read the second time accordingly.

Ordered, that the said Bill be read the third time presently.

The said Bill was then read the third time accordingly,

The question was put, whether this Bill shall pass?

It was resolved in the affirmative.

Ordered, that one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council have passed this Bill without any amendment.

The Honorable Mr. *de Blaquiere*, from the Select Committee to whom was referred the Bill, intituled, "An Act for the better division of that part of this Province called *Upper Canada* into Counties, for abolishing the territorial division thereof into Districts, and providing for temporary Unions of Counties for Judicial and other purposes, and the further dissolutions of such unions as the increase of population may require," presented their report.

Ordered, that the report be received, and

The same was then read by the Clerk, as follows:—

Legislative Council, Committee Room,
Saturday, 9th December, 1843.

The Select Committee to whom was referred the Bill from the Legislative Assembly, intituled, "An Act for the better division of that part of this Province called *Upper Canada* into Counties, for abolishing the Territorial division thereof into Districts, and providing for temporary unions of Counties for judicial and other purposes, and the future dissolutions of such unions, as the increase of population may require," have the honor to report:—

That Your Committee have found the Bill so minute in its details as to require more consideration and examination than can be given to it during the remainder of the present Session.

Your Committee therefore recommend that the further consideration of the said Bill be deferred until the next Session.

The whole, nevertheless, humbly submitted.

W. MORRIS,
Chairman.

Ordered, that the foregoing Report be adopted. Report adopted.

The Honorable Mr. *Sullivan*, enters.

The Honorable Mr. *Draper*, from the Select Committee to whom was referred the Bill, intituled, "An Act to provide for the Incorporation of Townships, Towns, Counties and Cities in *Upper Canada*," presented their Report. Report of the Select Committee on Towns and Townships incorporation Bill.

Ordered, that it be received, and

The same was then read by the Clerk as follows:—

Legislative Council, Committee Room, The Report.
9th December, 1843.

Present: The Honorable Messieurs *de Blaquiere, Sullivan, Morris, Joliette, Bruneau* and *Draper*.

The Honorable Mr. *Draper*, in the chair.

The Select Committee to whom was referred the Bill from the Assembly, intituled, "An Act to provide for the incorporation of Townships, Towns, Counties and Cities in *Upper Canada*," have the honor to report:

That they have given to this very important Bill the utmost consideration which the limited time since its being brought up from the Legislative Assembly has permitted, and with every desire on their part to have arrived at some definite conclusion, in recommending its adoption with or without amendments, they have found themselves, after having devoted much time to its examination, under the necessity of suggesting to Your Honorable House, the propriety of postponing its further consideration to the beginning of the next Session. There are several reasons which have induced Your Committee to follow this course, and which they hope will equally have force with Your Honorable House. The Bill now under consideration forms one of a series of measures intimately and necessarily interwoven together, which have been introduced into Parliament during the present Session, after being prepared by the Members of the late Executive Council. One of this series, the Bill for establishing a more equal and just system of Assessments throughout the late Province of *Upper Canada*, has not yet come before Your Honorable House, and under present circumstances cannot be expected. The second of the series, for the better division of the Province into Counties and the definition of County boundaries, is now before a Committee of Your Honorable House, who have found it so minute

Passed.

Report of the Select Committee on U. C. Counties Division Bill, presented.

The Report.

minute in its details as to require more consideration and examination than can be given to it during the remainder of the present Session. To adopt the present Bill, therefore, without the other measures going into operation at the same time might lead to more serious evils and dangerous consequences to the community than any anticipated benefits from the Bill under consideration.

Another reason which has induced Your Committee to recommend delay in adopting the Bill, is a desire to let the people of the Province become intimately acquainted with its provisions. When the Bill was first introduced into the Assembly and printed, it differed materially from that which is now referred to the consideration of Your Honorable House. Your Committee have compared the Bill attentively with the Bill as laid before the public, and notice numerous and important additions and alterations, not so much perhaps in the principle as in the details and practical machinery of the measure. Your Committee are not prepared at present to say how far these details will prove satisfactory to the community and with a view of obtaining the necessary information on that subject, the deferring of the consideration of the Bill is now recommended.

A further reason for this step will be found in some of the details of the Bill. Your Committee notice that the Court of Wardens which is substituted for the existing Municipal Councils, will possess an unlimited power of taxation, which may be partially exercised both as to the locality and to the nature of the property to be taxed.

The numerous Acts of incorporation now occupying a considerable portion of the Statute Book of *Upper Canada*, with all other laws relating to Municipal Institutions, are repealed by a general clause, and not in detail as required by the Royal instructions. These and other matters contained in the Bill are of too great importance to the community to be hastily adopted, without allowing the people an opportunity of expressing their opinions on the subject.

Your Committee therefore recommend that the further consideration of this Bill may be deferred to the next Session, and that in the mean time five hundred copies thereof in English and two hundred copies in French be printed for the use of the Members and for

circulation throughout the Municipal Districts of the Province.

The whole, nevertheless, humbly submitted.

W. H. DRAPER,
Chairman.

Ordered, that the foregoing Report be adopted. Report adopted.

Ordered, that five hundred copies of the last mentioned Bill and the report thereon be printed in the English language, and two hundred copies thereof in the French language for the use of Members, and that the Clerk be instructed to circulate the same throughout the Municipal Districts of the Province. Bill and Report to be printed.

The Honorable the Speaker reported to the House, that he had received a communication from the Chief Secretary, informing him that it was the intention of His Excellency the Governor General, to prorogue the Provincial Legislature this afternoon at three o'clock. The Speaker informs the House that His Excellency will prorogue the Legislature this day, at 3 o'clock.

The House was adjourned during pleasure.

The House was resumed.

Ordered, that five hundred copies of the Bill, intituled, "An Act for the better division of that part of this Province called *Upper Canada* into Counties, for abolishing the territorial division thereof into Districts, and providing for temporary unions of Counties for judicial and other purposes, and the further dissolutions of such unions as the increase of Population may require," together with the report thereon, be printed in the English language for the use of Members; and that the Clerk be instructed to circulate the same throughout the Municipal Districts in the Western division of the Province. U. C. Counties Division Bill and the Report thereon to be printed.

His Excellency the Right Honorable Sir CHARLES THEOPHILUS METCALFE, Knight Grand Cross of the Most Honorable Order of Bath, one of Her Majesty's Most Honorable Privy Council, Governor General of British *North America*, being seated in the Chair on the Throne, the Speaker commanded the Gentleman Usher of the Black rod, to let the Assembly know "it is His Excellency's pleasure they attend him immediately in this House."

Who being come with their Speaker, the Clerk of the Crown in Chancery read the titles of the Bills to be passed severally as follows:— Bills assented to.

An

- Bankruptcy Bill.** An Act to repeal an Ordinance of *Lower Canada*, intituled, "An Ordinance concerning "Bankrupts and the administration and "distribution of their estates and effects," and to make provision for the same object, throughout the Province of *Canada*.
- Imprisonment for Debt abolition Bill.** An Act to abolish Imprisonment in Execution for Debt, and for other purposes therein mentioned.
- Timber Inspection Bill.** An Act to regulate the Inspection and Measurement of Timber, Masts, Spars, Deals, Staves and other articles of a like nature.
- Protests of Notaries evidence Bill.** An Act to facilitate the proof of the Laws of *Upper and Lower Canada*, and to declare protests of Notaries Public Evidence in certain cases in *Upper Canada*.
- Anatomy Bill.** An Act to regulate and facilitate the study of Anatomy.
- Second Agriculture Protection Bill.** An Act to continue for a limited time the duties imposed on Agricultural Produce and Live Stock imported into this Province.
- Common Schools indemnity Bill.** An Act further to provide for the establishment and maintenance of Common Schools, and for apportioning the fund for the support of the same, and also to grant an indemnity for the payment of certain portions of the School moneys for the year one thousand eight hundred and forty-two, and further to provide for the apportionment and distribution of the balance of the said moneys for the years one thousand eight hundred and forty-two and one thousand eight hundred and forty-three.
- Welland Canal Stock Bill.** An Act to repeal a certain Act therein mentioned, and to make further provision for enabling the Provincial Government to purchase the Stock held by private persons in the *Welland Canal*.
- Ordinance Bill.** An Act for vesting in the Principal Officers of Her Majesty's Ordinance the Estates and property therein described, for granting certain powers to the said Officers, and for other purposes therein mentioned.
- Party Processions Bill.** An Act to restrain Party Processions in certain cases.
- Public Meetings Bill.** An Act to provide for the calling and orderly holding of Public Meetings in this Province, and for the better preservation of the public peace thereat.
- Public Officers new Commission Bill.** An Act to exempt Public Officers from the expense of new commissions on the demise of the Crown.
- An Act to prohibit the hunting and killing of Deer and other Game within this Province at certain seasons of the year. **Game Bill.**
- An Act for the better preservation of certain species of Fish in the Rivers and Waters of the Counties therein mentioned. **Fish preservation Bill.**
- An Act to exempt Vehicles conveying Manure from the Cities and Towns of this Province, from the payment of Tolls on Turnpike Roads, and for other purposes therein mentioned. **Vehicles exemption from Toll Bill.**
- An Act to provide for the summary trial of Small Causes in *Lower Canada*. **L. C. Small Causes Bill.**
- An Act to repeal certain Acts and Ordinances therein mentioned, and to make better provision for the Administration of Justice in *Lower Canada*. **L. C. Judicature Bill.**
- An Act for the establishment of a better Court of Appeals in *Lower Canada*. **L. C. Court of Appeals Bill.**
- An Act to establish the District of *Gaspé*, and to provide for the due Administration of Justice therein. **Gaspé Judicature Bill.**
- An Act to alter the terms of the General Sessions of the Peace in and for the District of *St. Francis*. **St. Francis General Sessions Bill.**
- An Act to amend the Ordinance providing for the Registration of Titles to Real Property, or Incumbrances thereon, in *Lower Canada*; and further, to extend the time allowed by the said Ordinance for the registration of certain claims. **Registration Ordinance amendment Bill.**
- An Act for taking the Census of the Inhabitants of *Lower Canada*, and for obtaining certain Statistical information therein mentioned. **L. C. Census Bill.**
- An Act to alter and amend certain provisions of the Ordinance of the Governor and Council of *Lower Canada* of the second year of Her Majesty's Reign, intituled, "An Ordinance for establishing an efficient system of Police in the Cities of "Quebec and Montreal." **Quebec and Montreal Police Bill.**
- An Act to detach *Isle-Bizarre* from the Registration District of the Lake of the *Two Mountains*, and to annex it to the Island and County of *Montreal*, for the purposes of Registration. **Isle-Bizarre detachment Bill.**
- An Act to empower the Seigniors of the *Fiefs Nazareth, St. Augustin and Saint Joseph*, in the City and County of *Montreal*, to commute the tenure of the Lands now held *en censive* in the said *Fiefs* respectively. **Fiefs Nazareth, &c. tenure Bill.**

- Township of Chatham Gore Bill. An Act to detach the Township of *Chatham Gore*, otherwise called the *Gore of Chatham*, from the County of *Terrebonne*, and to annex it to the County of the *Two Mountains*.
- Common School establishment Bill. An Act for the establishment and maintenance of Common Schools in *Upper Canada*.
- Adverse claims relief Bill. An Act to enable Courts of Law in that part of this Province called *Upper Canada*, to give relief against adverse claims made upon persons having no interest in the subject of such claims.
- Quarter Sessions Bill. An Act to fix the period for holding the Courts of General Quarter Sessions of the Peace in that part of the Province formerly *Upper Canada*.
- Sheriffs process Bill. An Act to render more summary the means of enforcing the returns of process by Sheriffs and Coroners in that part of this Province called *Upper Canada*.
- Boundary Commissioners Bill. An Act to afford to persons having been Boundary Line Commissioners, a more easy and less expensive mode of recovering Costs still due on Judgments rendered in that capacity.
- Rivers obstruction Bill. An Act to prevent obstructions in Rivers and Rivulets in *Upper Canada*.
- Ottawa District Land Tax Bill. An Act to explain an Act passed in that part of this Province called *Upper Canada*, in the third year of the Reign of Her Majesty, intituled, "An Act to confirm and regulate certain sales of Lands for Taxes " in the *Ottawa District*."
- Ottawa District Public Officers Acts confirmation Bill. An Act to confirm and make valid certain Official Acts in the Offices of Registrar, Clerk of the Peace, Clerk of the District Court, and Registrar of the Surrogate Court, in and for the District of *Ottawa*.
- Hawkesbury Division Bill. An Act to divide the Township of *Hawkesbury*, in the *Ottawa District*, into two Townships.
- Niagara and Gore Boundary Bill. An Act to amend the Act relating to the Boundary Line between the *Niagara* and *Gore* Districts.
- Johnstown District Debt Bill. An Act to declare a debt contracted by the Committee of Magistrates of the *Johnstown District*, to enable them to complete the new Goal and Court House of said District, to be a debt payable by the District Council.
- Cornwall Boundary Bill. An Act for better defining and establishing the Eastern Boundary Line of the third concession of the Township of *Cornwall*, in the Eastern District.
- Morgan's Naturalization Bill. An Act to naturalize *Cyprian Morgan* and others.
- An Act to authorize the Mayor, Aldermen and Citizens of *Montreal*, to purchase, acquire and hold the property now known as the *Montreal Water Works*. Montreal Water Works Bill.
- An Act to Incorporate *Charles Cunningham*, *Richard Norman*, *Samuel Amory*, and others, forming a Joint Stock Company for carrying on the Fishery in the *Gaspé District* and *Gulf of St. Lawrence*, and Coal Mining in the said District. Gaspé Fisheries Bill.
- An Act to Incorporate the Members of the Mercantile Library Association of *Montreal*. Montreal Library Association Bill.
- An Act to confer certain powers on the Bishop of *Montreal* in the transfer of certain lands. Bishop of Montreal's Land Bill.
- An Act to Incorporate *Bishop's College*, in the Diocese of *Quebec*. Bishop's College Bill.
- An Act to Incorporate the Education Society of the District of *Quebec*. Quebec Education Society Bill.
- An Act to Incorporate the Association called, "*La Congrégation de Notre Dame de Québec*." La Congrégation de Notre Dame de Québec Bill.
- An Act to Incorporate *Les Dames Religieuses du Sacré Cœur de Jésus* of the Parish of *St. Jacques de l'Achigan*, in the District of *Montreal*, for the purposes of Education. Les Dames du Sacré Cœur de Jésus incorporation Bill.
- An Act to renew and continue for a certain time, the privileges granted by a certain Act of *Lower Canada* therein mentioned, to *Alexis Gosselin*, and his heirs and assigns, with regard to a certain Bridge over the River *Boyer*, in the County of *Bellechasse*. Gosselin's privilege Bill.
- An Act to amend the Act incorporating the *Tay Navigation Company*. Tay Navigation Bill.
- An Act to authorize the Court of Queen's Bench and the High Court of Chancery, at their discretion, to admit *Samuel Bealey Harrison* to practise as an Attorney and Solicitor thereof respectively. Harrison's Attorney Bill.
- An Act to authorize the Chairman of the Committee of the *Canada Inland Forwarding and Insurance Company* to sue for, and recover debts due to the Company. Canada Inland Forwarding Bill.
- An Act to amend the Charter of the *Catarqui Bridge Company*. Catarqui Bridge Bill.
- An Act to alter and amend the Act of Incorporation of the *Kingston Marine Railway Company*. Kingston Marine Railway Bill.
- An Act to authorize the several Banks therein mentioned to open Books for the transfer of a certain portion of their Stock in the City of *London*. Chartered Banks Stock transfer Bill.
- An Act for incorporating and granting certain powers to the *Upper Canada Trust and Loan Company*. U.C. Trust and Loan Bill.

Kingston Mineral Wells Bill. An Act to Incorporate the *Kingston Mineral Wells Company*.

To these Bills the Royal Assent was severally pronounced by one of the Clerks Assistant to this House, in the words following:—

“In Her Majesty’s name, His Excellency the Governor General doth assent to this Bill.”

Bills reserved. Then the Clerk of the Crown in Chancery, read the titles of nine Bills to be passed as follow:—

Legislative Council Independence Bill. An Act for the better securing the Independence of the Legislative Council of this Province.

Legislative Assembly Independence Bill. An Act for better securing the Independence of the Legislative Assembly of this Province.

Secret Societies Bill. An Act for the discouragement of Secret Societies.

Church Societies Incorporation Bill. An Act to Incorporate the Church Societies of the United Church of *England and Ireland*, in the Dioceses of *Quebec and Toronto*.

La Banque du Peuple Incorporation Bill. An Act to Incorporate certain persons carrying on the business of Banking in the City of *Montreal*, under the name of “*La Banque du Peuple*.”

Niagara District Bank Bill. An Act to amend the Act Incorporating the Bank of the *Niagara* District by providing for the extension of the time limited for the paying up of the Stock of the said Bank.

Land Surveyors Bill. An Act to repeal certain Acts therein mentioned and to make better provision respecting the admission of Land Surveyors, and the Survey of Lands in *Upper Canada*.

Niagara Market Block Bill. An Act for vesting the Market Block in the Town of *Niagara*, in the Council of the said Town, and for other purposes.

St. Lawrence Navigation Bill. An Act to alter and amend certain parts of an Act therein mentioned, relating to the Navigation of the River *St. Lawrence*, in so far as the same relate to the Port of *Quebec*.

Then to each of these Bills, one of the Clerks Assistant to this House, by His Excellency’s command, did thereupon say “His Excellency the Governor General, doth reserve this Bill for the signification of Her Majesty’s pleasure thereon.”

Then His Excellency the Governor General was pleased to deliver the following speech:—

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:

Speech of His Excellency. In consequence of the interruption which our joint labours have undergone, entirely against my inclination, and from causes over

which I have had no control, I now meet you for the purpose of relieving you from further attendance in Parliament. I am sensible of your unremitting application to your arduous duties during the Session which has been so unexpectedly shortened, and I trust that the Measures which you have passed, and to which I have given the Royal Assent in Her Majesty’s Name, will prove beneficial to the Country. Some Bills I have been under the necessity of reserving for the consideration of Her Majesty’s Government, either from the impracticability of their being carried into execution, owing to their depending on other measures which have not passed into Laws, or from their affecting the Prerogative of the Crown, or being of a character that, under the Royal Instructions, renders that proceeding imperative.

Gentlemen of the House of Assembly:

I thank you for the readiness with which you have voted the necessary Supplies. It will be my duty to take care that they be disbursed with the utmost economy consistent with the efficiency of the Public Service.

Honorable Gentlemen and Gentlemen:

I trust that on your return to your Homes you will, by precept and example, endeavour to secure the blessings of harmony and brotherly love among all classes of the Community. Peace and Happiness will render our country a desirable place of refuge for the superfluous population of the Parent State, whose settling here is fraught with benefit to themselves and the Colony; while discord and strife must have the opposite effect of deterring them from connecting their destinies with those of a country unceasingly troubled. I humbly hope that the Blessing of the Almighty will render this a prosperous and happy Land, reaping the fruits of its own Industry, and enjoying the powerful protection of our Gracious Sovereign as an integral portion of the British Empire. I will now, Gentlemen, say Farewell; and I trust that we shall meet again to renew our efforts for the public good with greater success.

Then the Speaker of this House, said

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:

It is His Excellency the Governor General’s will and pleasure, that this Provincial Parliament be prorogued until Monday the fifteenth day of January next, to be here held, and this Provincial Parliament is accordingly prorogued until Monday the fifteenth day of January next.

Parliament prorogued to 15th January next.

A P P E N D I X

TO THE

THIRD VOLUME

OF THE

J O U R N A L S

OF THE

LEGISLATIVE COUNCIL.

SESSION 1843.

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APPENDIX
No. 1.Letter from the
Clerk, praying
for Leave of
Absence dur-
ing the Ses-
sion.

APPENDIX NO. 1.

(Vide Journals, Page 16.)

Kingston, 28th Sept., 1843.

SIR,

During the greater part of the last Session of the Provincial Parliament, I was prevented by indisposition from performing my duties in the Legislative Council Chamber, and the House was pleased to permit those duties to be performed by my Deputy. For this indulgence I now beg leave to offer my sincere and most grateful thanks to the House.

Impressed with a deep sense of this indulgence, I have since desired to use my best efforts to perform my several duties to the satisfaction of the House, but it is with disappointment and great pain I feel compelled to declare my present inability to perform my duties, and therefore pray of the House, to continue its indulgence to me during the present Session.

Should the House be pleased to grant this continued indulgence to me, I beg leave to pray the sanction of the House to the appointment which I have made of *John Fennings Taylor*, Esquire, one of the Assistant Clerks of the House, and of *Robert Armour*, Junior, Esquire, the Law Clerk of the House, to be my Deputies.

I have the honor to be,

Sir,

Your most obedient
Humble servant,

JAMES FITZGIBBON.

The Honorable
The Speaker of the
Legislative Council.APPENDIX
No. 1.Letter from the
Clerk, praying
for Leave of
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ing the Ses-
sion.APPENDIX
No. 2.Law Clerk's
Report on Ex-
piring Laws.

APPENDIX NO. 2.

(Vide Journals, Page 17.)

To the Honorable the Legislative Council of the Province of *Canada*, in Parliament Assembled.

In obedience to the order of your Honorable House, of the 13th September, 1841, which directs, that it shall be the duty of the Law Clerk of this House to prepare, at the commencement of each Session, for the information of the Committee on Expiring Laws, a list of such Acts as are about to expire, the undersigned has now the honor of complying with such order.

The model of this list is precisely similar to that adopted during the last Session, exhibiting

a complete view of the Legislation of the former Provinces of *Upper* and *Lower Canada*, of a temporary character, prospective as well as retrospective for the last ten years.

The whole, nevertheless, humbly submitted.

ROBERT ARMOUR, Junior,
Law Clerk.Law Clerk's Office,
Legislative Council,
28th September, 1843.APPENDIX
No. 2.Law Clerk's
Report on Ex-
piring Laws.

APPENDIX
No. 3.Librarian's
Report on the
Library.

APPENDIX NO. 3.

(Vide Journals, Page 25.)

APPENDIX
No. 3.Librarian's
Report on the
Library.

Library, Legislative Council,
28th September, 1843.

During the recess, the Librarian has been employed in newly arranging the books, and in the compilation of a catalogue of them, in accordance with the directions of the Library Committee of the last Session.

This catalogue he has the honor herewith to lay upon the table of Your Honorable House, believing it to be one which is calculated to enable a person to refer promptly to every book in the Library which treats of any subject in which he may feel interested.

The auction of the late Mr. Fleming's Library took place at *Montreal* in autumn last, and the Librarian not feeling himself justified in omitting such an opportunity of enriching the collection of your Honorable House, nor sanctioned in undertaking the expensive journey to *Montreal* for that purpose, and having been authorized by the Honorable the Speaker, gave a conditional order to Messrs. *Armour* and *Ramsay*, stating the extreme prices which he would feel justified in paying for the books he selected; but regrets to add that the greater

number of the most valuable of them were sold to other persons at a price much higher than his estimate of their value. He has, however, from this source, obtained two hundred and thirty-nine volumes of useful and interesting Works, at a cost of less than one dollar per volume, all charges included.

A list of these books hereto is appended. At the commencement of last Session, the Library contained four thousand eight hundred and seventy-eight volumes, which with two hundred and thirty-nine purchased at the *Fleming* sale, and sixty-two added by gift and purchase, make in the whole five thousand one hundred and seventy-nine in good order.

Trusting that the new catalogue will be found complete, the arrangement of the books satisfactory, and that Your Honorable House will extend to the Librarian the same indulgence as during the last Session, he has the honor humbly to submit this his Report.

W. AGAR ADAMSON,
Librarian.

APPENDIX
No. 4.Petition from
the Honorable
J. B. Taché,
respecting his
claim to a Seat
in the Legisla-
tive Council.

APPENDIX NO. 4.

(Vide Journals, Page 28.)

APPENDIX
No. 4.Petition from
the Honorable
J. B. Taché,
respecting his
claim to a Seat
in the Legisla-
tive Council.

To His Excellency the Right Honorable Sir
CHARLES THEOPHILUS MERCALFE,
Baronet, Knight Grand Cross of the
Most Honorable Order of the Bath, One
of Her Majesty's Most Honorable
Privy Council, Governor General of
British *North America*, and Captain
General and Governor in Chief in and
over Her Majesty's Provinces of *Canada*,
Nova Scotia, *New Brunswick*, and the
Island of *Prince Edward*, &c. &c. &c,

The Humble Petition of *Jean Baptiste Taché*,
of the Parish of *St. Louis* of *Kamouraska*,
Esquire,

Respectfully sheweth:—

That, pursuant to an instrument under Her
Majesty's Royal Sign Manual, His Excellency

Lord Sydenham, then Governor General of this
Province, on the 9th day of June, one thou-
sand eight hundred and forty-one, signed an
Instrument under the Great Seal of this
Province, to summon Your Excellency's
Petitioner to the Legislative Council of the
Province.

That this instrument from causes unknown
to Your Excellency's Petitioner, was only trans-
mitted to him and issued on the 6th day of
June last past, the day upon which the same
was enrolled.

That, at the opening of this present Parlia-
ment, Your Excellency's Petitioner presented
his Writ of Summons, to wit, the Instrument
aforesaid,

APPENDIX
No. 4.Petition from
the Honorable
J. B. Taché,
respecting his
claim to a Seat
in the Legisla-
tive Council.

aforsaid, to the Speaker of the Legislative Council, and claimed his Seat as one of the Members of the said Council, but that a question then arose respecting a supposed vacancy in the same, occasioned by the lapse of two Sessions of Parliament since the sealing of the said Instrument, and of the non-attendance of Your Excellency's Petitioner at the said Council during the said Sessions.

That Your Petitioner is advised, that he cannot be barred of his Seat in the Legislative Council, by reason of any matter or thing which occurred prior to the day upon which he was actually summoned to the said Council, to wit, the said 6th day of June.

Wherefore, Your Excellency's Petitioner humbly prays, that Your Excellency be pleased to refer the question of the vacancy of Petitioner's Seat in the Legislative Council, to the said Council, to be by the said Council heard and determined, and that it be declared and adjudged, that Your Petitioner is entitled to the honor and rank of a Member of the Legislative Council of this Province, as aforesaid; and as in duty bound he will ever pray.

J. B. TACHÉ,

Kingston, 2nd October, 1843.

APPENDIX
No. 4.Petition from
the Honorable
J. B. Taché,
respecting his
claim to a Seat
in the Legisla-
tive Council.APPENDIX
No. 5.Despatch an-
nouncing the
Royal Assent
to Foreign
Wheat Duty
Bill.

(Copy.)

No. 65.

Downing Street,
18th July, 1843.

SIR,

I forward to you by this mail a copy of an Act which has received the Royal Assent, for admitting Wheat and Wheat Flour, the produce of *Canada*, into the Ports of the United Kingdom, at all times, on payment of the nominal duty of one shilling per quarter on Wheat, and a corresponding duty on Flour. I have to signify to you at the same time, that Her Majesty in Council has been pleased, by the accompanying order, specially to confirm, and finally to enact a Bill passed by the Legislature of *Canada*, intituled, "An Act to impose a duty upon Foreign Wheat imported into this Province." Until the Act of the Imperial Parliament, to which I have adverted, had received the Royal Assent, I did not consider it consistent with my duty or with the understanding on which the Canadian Act was passed, to advise Her Majesty to assent to the latter Statute.

I trust, that in the course of legislation which has now received the Sanction of Her Majesty, the Provincial Legislature will recognize an

APPENDIX NO. 5.

(Vide Journals, Page 29.)

APPENDIX
No. 5.Despatch an-
nouncing the
Royal Assent
to Foreign
Wheat Duty
Bill.

earnest desire on the part of Her Majesty, and the Imperial Parliament to promote the welfare of *Canada*, and to strengthen the bonds which now so happily unite Her to the Parent State. The admission of Canadian Produce into the markets of the United Kingdom, at all times, at the lowest rate of duty at which foreign produce, or even that of other Colonies, is at any time and under any circumstances admitted, cannot fail to have a beneficial effect upon the agricultural industry of *Canada*; and as the construction which has been put upon the term produce, admits, on the same favorable terms, Flour manufactured in *Canada* from *United States* Wheat, every encouragement is given to the extensive interests in *Canada*, connected with the Milling Business, and also with the Forwarding Trade along the great line of water communication, the improvement of which reflects so much credit on the enterprize, and is doubtless destined to add so greatly to the resources and importance of the United Province.

I have, &c.

(Signed) STANLEY.

The Right Honorable
Sir C. T. Metcalfe, Baronet, G.C.B.,
&c. &c. &c.

APPENDIX
No. 5.Despatch an-
nouncing the
Royal Assent
to Foreign
Wheat Duty
Bill.

ANNO SEXTO ET SEPTIMO

VICTORIÆ REGINÆ.

CAP. XXIX.

An Act for reducing the Duty on Wheat and Wheat Flour, the Produce of the Province of *Canada*, imported thence into the United Kingdom.

[12th July, 1843.]

WHEREAS, on the twelfth day of October, one thousand eight hundred and forty-two, an Act was passed by the Legislative Council and Legislative Assembly of the Province of *Canada*, and reserved by the Governor General for the signification of Her Majesty's pleasure, imposing a duty of three shillings, Sterling money of *Great Britain*, on each Imperial Quarter of Wheat imported into *Canada*, except from the United Kingdom or any of Her Majesty's Possessions, and being the growth and produce thereof: And whereas it is recited in the said Act that it was passed in the confident belief and expectation, that upon the imposition of a duty upon foreign Wheat imported into the Province, Her Majesty would be graciously pleased to recommend to Parliament the removal or reduction of the duties on Wheat and Wheat Flour imported into the said United Kingdom from *Canada*: And whereas, in consideration of the duty so imposed by the said Act of the Legislature of *Canada*, it is expedient that, if Her Majesty shall be pleased to give Her Sanction to the said Act, the duties imposed by an Act made and passed in the last Session of Parliament, intituled, "An Act to amend the Laws for the Importation of Corn," upon Wheat and Wheat Flour, the produce of and imported from the Province of *Canada*, entered for home consumption in the United Kingdom, should be reduced as hereinafter is mentioned: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled,

5 & 6 Victoria,
chapter 14.Duties to be
levied after the
10th October,
1843.

and by the Authority of the same, APPENDIX
No. 5.
That from and after the tenth day
of October, one thousand eight hun-
dred and forty-three, and thence-
forth during the continuance of the duty so im-
posed by the said Act of the Legislature of *Canada*
as aforesaid, there shall be levied and paid
upon all Wheat and Wheat Flour, the produce
of the said Province of *Canada*, which shall be
imported thence into the United Kingdom after
the said tenth day of October, and shall be enter-
ed for home consumption, (the same having been
shipped and imported with such declarations
and certificates as are required in respect
thereof, in and by the said Act passed in the
last Session of Parliament,) in lieu of the duties
charged thereon by the said Act of Parliament,
the Duties following, namely:—

For every Quarter of such Wheat, One Shilling, and so in proportion for a less quantity.

For every Barrel, being one hundred and ninety-six pounds of such Wheat Flour, a duty equal in amount to the duty which would hereby be payable upon thirty-eight gallons and a half of Wheat, and so in proportion for a less quantity.

And the said duties hereby charged shall be levied, collected, paid, and applied in such and the same manner in all respects as if the same had been imposed by the said Act of Parliament: Provided always, that nothing in this Act contained shall repeal, reduce, or alter the duties payable under the said Act of Parliament upon Wheat or Wheat Flour, the produce of *Canada*, which shall be imported into the United Kingdom previous to the said tenth day of October, one thousand eight hundred and forty-three, notwithstanding the same shall not be entered from the Warehouse or otherwise for home consumption until after that day.

II. And be it enacted, that this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

Act may be
amended.

APPENDIX
No. 6.

Despatch in answer to the Address congratulating Her Majesty on Her Providential escape from an attempt upon her life.

(Copy.)

No. 270.

Downing Street,
7th November, 1842.

SIR,

I have the honor to acknowledge the receipt of your Despatch, No. 216, of the 12th of October, transmitting Addresses to Her Majesty and Prince *Albert*, from the Legislative Council and House of Assembly of the Province of *Canada*, on the birth of the Prince of *Wales*, and on Her Majesty's escape from the late attempt upon Her life.

I am commanded by Her Majesty, to instruct you to convey to the Legislative bodies, the sense which Her Majesty entertains of their loyalty and affection.

The Addresses to Prince *Albert* shall be forwarded to the proper Officer of His Royal Highness' Household.

I have the honor to be, &c.,
(Signed) STANLEY.

The Right Honorable
Sir *Charles Bagot*, G.C.B.,
&c. &c. &c.

APPENDIX (Copy.)
No. 6.

No. 286.

Despatch in answer to the Address congratulating Her Majesty on the birth of the Prince of Wales.

SIR,

Downing Street,
28th November, 1842.

With reference to my Despatch, No. 270, of the 7th instant, I have the honor to transmit to you the enclosed replies to the Addresses to Prince *Albert* from the Legislative Council and House of Assembly of the Province of *Canada*, on the occasion of the birth of the Prince of *Wales*.

APPENDIX NO. 6.

(Vide Journals, Page 30.)

APPENDIX
No. 6.

Despatch in answer to the Address congratulating Her Majesty on the birth of the Prince of Wales.

I have to instruct you to cause them to be respectively delivered to the Speaker of the Council, and to the Speaker of the House of Assembly.

I have, &c.,
(Signed) STANLEY.

The Right Honorable
Sir *Charles Bagot*, G.C.B.,
&c. &c. &c.

Walmer Castle,
14th November, 1842.

APPENDIX
No. 6.

Communication in answer to the Address congratulating His Royal Highness Prince *Albert* on the birth of the Prince of Wales.

SIR,

I am commanded by His Royal Highness Prince *Albert*, to return thanks to the Legislative Council of the Province of *Canada*, for their Address of Congratulation on the happy event of the Birth of His Royal Highness the Prince of *Wales*.

I have the honor to be,
Sir,
Your most obedient servant,
G. E. ANSON.

The Honorable
The Speaker,
&c. &c. &c.

APPENDIX

APPENDIX
No. 7.

Answer to the
Address of the
Legislative
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pecting the
place where
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APPENDIX NO. 7.

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(Copy.)

To His Excellency the Right Honorable
Sir Charles Bagot, G. C. B. Governor
General of British North America,
&c. &c. &c.

Report of a Committee of the Executive
Council.

Present:—The Honorable Mr. Sullivan,
in the Chair, Mr. Dunn, Mr. Daly,
Mr. Harrison, Mr. Killaly, Mr.
Hincks, Mr. Lafontaine, Mr. Baldwin,
and Mr. Morin, relative to the Seat
of Government; Messrs. Aylwin and
Small being absent on public
business.

MAY IT PLEASE YOUR EXCELLENCY,

The important question, respecting the loca-
lity of the Seat of the Provincial Government
of Canada, upon which Your Excellency is
desired by Her Majesty's Secretary of State
for the Colonies, to form an opinion with the
assistance of the Executive Council, has en-
gaged the anxious attention of the Committee
of the whole of that body, and the Committee
fully sensible of the difficulties attending such
a subject of inquiry, and aware of the impos-
sibility of reconciling local interests in favor of
any decision which may be pronounced, res-
pectfully offer their advice, the result of much
deliberation, and which, though not in accord-
ance with the first impression on the mind of
the late Governor General, or with the policy
which directed the assemblage of the Legisla-
ture at Kingston, and the removal of the Public
Departments to that place, they believe, ne-
vertheless, to be most conducive to the public
welfare and most likely to meet with the gene-
ral approbation of the people of the Province.

As might naturally be expected, the popular
opinions most strongly expressed are either
openly based upon the claims of the inhabitants
of certain localities, to have the Seat of Go-
vernment in their own City or neighbourhood,
or they are traceable to local pecuniary interest,
though assuming the appearance of taking

public and general ground. Thus for exam-
ple, the Citizens of the ancient Capitals of
Upper and Lower Canada complain of de-
preciation in the value of property consequent
upon the removal of the Government from these
Cities. The inhabitants of Kingston set up a
like claim because their late investment of ca-
pital in building, and in the purchase of build-
ing ground under an expectation formed by
them that Kingston was to be the permanent
capital. Then on behalf of Quebec, its Milita-
ry strength and its possession of buildings for
the use of the Legislature are said to give that
City the preference, on the arguments of secu-
rity and economy. The existence of Public
Buildings in Toronto, the rapidly increasing po-
pulation and wealth of that City and the neigh-
bouring Districts are urged as public grounds
of economy and future convenience in its favor,
while in Kingston its central position and de-
fences, and the expenditure that lately took
place under the authority of Lord Sydenham,
in the purchase of lands for the erection of
Public Buildings, are brought forward not only
as inducements for making Kingston the Pro-
vincial Capital, but as in a manner binding
Her Majesty's Government to fulfil expecta-
tions to which the Acts of Government gave
rise. Then in favor of Bytown, its inland po-
sition on the boundary River between the late
Provinces, and at the mouth of the great Mili-
tary Canal of the Rideau, are said to give it
claims to consideration above other places,
because it is comparatively safe in case of War,
and convenient alike for Upper and Lower
Canadians.

The Committee look upon the selection of a
locality for the Government and Legislature, as
far too important to the public generally, to
permit of much consideration of the local in-
terests of the Inhabitants of the places claiming
to be chosen. The convenience and advan-
tage of the whole community are mainly to be
sought, and it may be said that these are the
sole objects to be served in the selection of a
Capital in a country like Canada, where as yet
no great local interests are created of sufficient
importance to entitle them to regard in a na-
tional point of view. The removal of a go-
vernment

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vernment is unquestionably a great calamity to the possessors of property in the place from which the removal is made, and measures of change in this respect should never be lightly adopted; but these facts only make it more imperatively the duty of the Government to be careful in the choice, and at the earliest possible period to fix the capital at a place from which the future condition of the country will not require a removal. To continue for a time any Seat of Government injudiciously chosen, exposes the place to the aggravated but certain future evil of abandonment when the interest involved would be vastly greater than at present, and therefore while the Government is bound to avoid as much as possible, changes in the location of a Capital, this desirable object can only be attained by a correct selection made in contemplation not of local or temporary but of general and abiding interests.

The union of the Provinces of *Canada*, brings together in one Legislature and in one city those interested with the management of the public affairs of a people scattered over an extensive region, and differing in Language, in Laws, and in many respects in local interests. It also brings to the Seat of the Provincial Government a continual concourse of persons having private or public matters to solicit. To cause this assemblage in any portion of one section of the Province which, from its position would place the Legislature and suitors from the other section at once out of view of every thing connected with their own Race and Country, and at a distance from those whose interests they are bound to represent, and whose confidence it is essential to them to continue, would in the opinion of the Committee of Council prove a never ceasing source of discontent, and would promote a sense of banishment and abandonment, which no arguments could overcome, or no advantages counterbalance,—some of this feeling is unavoidable from the fact that any Capital in *Canada*, must be at a great distance from the extremities of the Province, and those at a distance from the scene of Legislative deliberation and Executive action, will always imagine their interests more or less overlooked or their opinions slighted; but dissatisfaction of this nature must be very much aggravated if Legislation be carried on in a locality where neither the language, laws or manners of a large portion of the community prevail, or are known, and where the actual condition and requirements of that part of the population cannot be observed, and can only

be learned upon Statements liable to be denied or controverted. Could no common locality be found on ground equal or nearly so to both parties, a great obstacle would be offered to the success of the measure of the Union, for the Committee think that one or the other party would continue discontented, and would suffer under a sense of injustice and oppression most injurious to the Government, and inimical to the tranquillity of the Province. To find the place which leaves the least foundation for complaint on any side, has therefore been the object of the Committee of Council in the present inquiry, and it is one which they think ought to be paramount to all others.

Quebec, it is true, has its fortifications; it is the mart of the Timber Trade, in which a portion of the People of *Upper Canada* are concerned; it has Houses of Parliament already constructed, which might temporarily answer for the meeting of the Legislature, and part of which would serve the same purpose in future; and it is not materially different in climate from most other parts of the Province. But its distance from *Upper Canada*, its want of equal commercial connexion with the *Upper Province*, except as regards one branch of trade, the little personal common intercourse between its inhabitants and people from the western portion of the Colony, form in the opinion of the Committee, strong objections to its being chosen as the Seat of Government. *Upper Canadians* having business to transact with Government, or who are engaged in public affairs, would feel themselves forced to go to a distance from their Country to a place where everything would appear strange, and where even the distance from, and expense of communication with their own Section of the Province, would be considered unnecessary inflictions. *Toronto*, though a flourishing and rapidly rising City, situated in a fertile Country, and having a large extent of territory in its rear, peopled and in the course of settlement, has nevertheless little interests in common with the *Lower Province*, unless as a place through which its Commerce must pass. And its strangeness to *Lower Canadians*, would ever be greater than would be felt in *Quebec* by people from *Upper Canada*, whilst its distance from *Eastern Canada* would cause many and constant inconveniences too great to admit the continuance of the Capital there. *Kingston*, it is true, is somewhat nearer to a central position, but its importance, except as a Military Post, depends mainly upon the forwarding trade, and not having

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having an improved back country, its progress has not been rapid, notwithstanding its being one of the most ancient Towns in the Province, and favored by the presence of large Naval and Military establishments. The coming of the Government caused improvements, which however must be limited to the wants of the influx of population consequent upon that occasion. It is close upon the American Frontier; many of its supplies are taken from the *United States*, and the Inhabitant of *Lower Canada* feels himself alienated from his own people as much in this City as he could well be any where in Canada; while it is not a place in which any considerable number of the Inhabitants of *Upper Canada*, besides its own Citizens and the Country in its neighbourhood, have any interest. It is not surprising therefore that when the question was discussed in the two last Sessions in the Legislative Assembly, a very large majority of Members declared decidedly against *Kingston*. Of *Bytown*, it may be said that it is comparatively safe from attack in the interior; that when the Country of the Ottawa comes to be settled it promises to rise into importance, and that it is situate on the Provincial Boundary. But then its position makes it inconvenient both for Upper and Lower Canadians: it is in fact out of the way of both; and thus possessing disadvantages which would be equally felt by both divisions of the Province, it would probably unite both in one feeling, and that not in its favor.

The Island of *Montreal* was chosen as the site of a great City by the French Government in the early times of the Colony. In making this choice, the acknowledged sagacity and foresight displayed by the officers of that nation, in their selection of positions, for either Civil or Military occupation, along the course of the *Saint Lawrence* and down the *Mississippi*, in a country then a Forest Wilderness, was scarcely required when *Montreal* was designated as a future City. No discoveries of localities claiming to be equal, no developement of the vast resources of later times, no improvement in Canal Navigation, and not even the discovery and use of Steam, which in other instances have set at nought the calculations of the wisest and most profound of early politicians, have made any change in the prospects of importance to *Montreal*, except as they have confirmed and advanced all prognostications of its future greatness. Situate at the head of navigation from the Sea, and at the foot of the River and Canal Navigation, not only of *Canada*

but of North Western *America*, *Montreal* has long been the Commercial Capital of the Province, and bids fair to be the Mart of Commerce of a larger portion of the vast North Western country of the American States. It is not merely a City through or by which the Commerce of the country passes, but it is the depot and place of exchange of that Commerce, and consequently it is beyond all comparison the centre of the wealth of *Canada*; a wealth not derived from any partial or changeable source, but flowing to it alike from the *Atlantic*, from the distant Western Lakes, and even from waters whose natural outlet is to be found at *New Orleans*, but which by means of Canals have been made to communicate with the Canadian Lakes, and to bring contributions to the favored City of *Canada*. Ships from the Ocean and Vessels from the interior lie together in the port, and men from all quarters meet there in the ordinary course of business. *Montreal* has no concern in the sectional jealousies of the different positions in the Western Country, but it is impossible to imagine an improvement in the condition of that country, by which that City is not benefited; while on the other hand, the Upper Canadians having little to do with the affairs of the other Ports of *Lower Canada*, have a deep interest in *Montreal* as their own Sea Port and their own Market. *Montreal* is therefore essentially a City of both the late Provinces; one in which each claims an interest, and it is moreover a city familiar to Upper Canadians as it is to the inhabitants of the section of which it forms a part; it is the place of all others in which to study the statistics and politics of the whole of *Canada*,—in which there is the least chance of partial Legislation, or of the interests of any part of the People of the Province being overlooked or disregarded. There can be no stronger proof of the correctness of these opinions, than the claim set up by the Inhabitants of the Western Country, long before the Union, to the City of *Montreal*; as a place built up with the result of their industry, and sustained by their Commerce; but of the resources arising from the wealth of which they were deprived in consequence of that City forming part of a different Province. That the Lower Canadians resented and resisted a proposition for the dismemberment of their Country, and the loss of their chief City, is undoubted, and surely this contest for a place in which both claimed a deep and obvious interest, shared by no other locality, ought to be conclusive evidence in favor of the disputed position,

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tion, when the inquiry is made where shall be the United Capital of these contending Provinces. That the Capital of the United Provinces ought to be placed in the position which would enable Upper Canadians most effectually to look after the concerns of their own sea borne and outward trade, and in the place in which Lower Canadians can most effectually investigate and control the internal management of communications, of which they share the expense, and in the advantages of which they expect to share, appears to the Committee of Council almost an indisputable proposition. That *Montreal* possesses these advantages is not to be disputed, and that there are facilities afforded to a Government resident in *Montreal*, of closely and constantly ascertaining what is for the public advantage of the whole community, and what is the true bent of Public opinion, superior to any offered by rival Cities claiming the choice of the Government, the Committee think is equally apparent. All the advantages of common and universal interest in one locality are, in the opinion of the Committee, found in *Montreal*, in a superior degree, to those existing in most Capital Cities, and therefore they feel bound, without giving much weight to local claims, or to desires naturally entertained of political preponderance in either section of the Province, to tender to Your Excellency their respectful advice to recommend to the Queen the choice of *Montreal* as Her Majesty's Canadian Capital.

The Committee further beg leave to suggest that although it is for Her Majesty to declare Her Gracious pleasure upon this subject, yet in whatever place the Seat of Government shall be fixed, heavy expenses will attend its establishment, which have to come through the vote of the Legislature, and they have no doubt but that it would be gratifying to Her Majesty, as it would to Your Excellency and Council, to see the necessary expenditure cheerfully and cordially undertaken, and borne by the Provincial Parliament. And the Committee need not say how much it would mortify them to see any serious difference of opinion in the Legislature on such a point. The proceedings in the two last Sessions of Parliament would, the Committee apprehend, indicate such a difficulty, to an extent which would make an application to Parliament almost hopeless, were *Kingston* to be continued, or any of the places which put forward their own claims, chosen, and they are of opinion that although

the Citizens of *Montreal* appear to take little interest in the Question, as they might be personally affected by its decision, and although in fact that City is so full of other resources, as to account for the indifference of its Inhabitants to the acquisition of the character of a Political Capital, yet the advantages to the Public generally appear so plain, and the general objects in view in the choice so defensible, that they have the strongest hope of a concurrence in the selection by the Legislature, and of the avoidance of the difficulties which any other would probably occasion. In favor of whichever place Her Majesty may be pleased to decide, the Committee of Council would respectfully suggest that the interests of individuals are suffering, and will continue to suffer, by any delay in the final decision. The popular mind is also kept more or less unsettled and agitated on the question, so as to affect other politics injuriously. When once the Provincial Capital is definitively chosen, bad feeling on the subject will cease, and common favorable interests will be awakened. The more quickly the intention of Her Majesty shall be carried into execution, the sooner will its beneficial objects be understood and admitted. And should Your Excellency be pleased to agree in the recommendation of the Committee, and should Her Majesty be advised to concur in the measure of fixing the Capital at *Montreal*, the Committee think that facilities for a very early removal of the Government thither can be found in that City, and the accommodation offered by its extent and position, as well as by the possession of Public property there, available for the uses of the Government.

The urgent necessity for an immediate decision and for early action thereupon, is further shewn by the approaching want of funds to pay the rents of the Public Buildings and Government House occupied in *Kingston*. An application to Parliament for those funds would bring on the question respecting the Seat of Government in its most embarrassing shape. The buildings occupied for Public Offices and for Parliament in *Kingston*, are, moreover, totally unfit for the purpose to which they are temporarily turned. The Members of the Legislature have been put to the greatest inconvenience for the want of a tolerable building in which to hold their Sessions, and the facilities for the erection of buildings in *Montreal* and the superior cheapness of their construction at

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that place, give it advantages in an economical point of view, which would more than counter-balance the value of any Public Edifices that exist either in *Quebec* or *Toronto*.

All which is respectfully submitted.

By order,

(Signed,) R. B. SULLIVAN,
Chairman.

Certified,

E. PARENT,
C. E. C.

Council Chamber,
Kingston, 16th March, 1843.

(Copy.)

Mr. *Harrison*, as a Member of the Executive Council of *Canada*, present on the 16th instant, in a Committee of Council, when a Minute was agreed upon, by which the Committee advise the transfer of the Seat of Government of *Canada* from *Kingston* to *Montreal*, feels it to be his duty to communicate to His Excellency the Governor General, that he has not concurred in the Minute of Council above referred to.

Anxious to avoid every possible cause of embarrassment, and feeling satisfied that all the political arguments upon every view that can be taken of the subject have been fully exhausted, Mr. *Harrison* refrains from entering into any statement of the process of reasoning by which he has been led to the conclusion at which he has arrived, and therefore contents himself with making this communication to His Excellency.

Kingston, 20th March, 1843.

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No. 8.Despatch on
the subject of
the Act to re-
gulate Savings
Banks, passed
in the Session
of 1841.

(Copy.)

No. 66.

Downing Street,
11th February, 1842.

SIR,

I have had under consideration an Act passed by the Legislature of *Canada*, during their late Session, for the regulation of Savings Banks in the Province, and I have to call your attention to the following observations upon it.

This Act, like the Act for regulating Savings Banks in this Country, states in its preamble, that it is expedient to give protection to Institutions established for the safe custody and increase of SMALL Savings belonging to *the industrious classes* of Her Majesty's subjects; but there is no limit, either as to the annual amount to be invested (which in this Country is limited to £30, per annum), or to the total amount to be deposited (which in this Country is limited to £150); but in Section twelve, it is enacted,

APPENDIX NO. 8.

(Vide Journals, Page 43.)

"that the Trustees shall not receive on deposit, for the use and benefit of depositors, any larger sum than £500, at the same time of any one depositor, other than a Religious or Charitable Corporation," so that under this clause a party might invest thousands, provided he did not pay in more than £500 at the same time.

The mode of investment by the Trustees according to Section nine, is objectionable, in not confining such investment to the Government security of the Province.

The Act does not contain any limit as to the amount of interest, to be paid to depositors, (which is the case in England) though it provides that the surplus profits may under certain restrictions be appropriated to charity.

The institutions by the Act are placed under the management of a Treasurer, Trustees and Managers, who are to act GRATUITOUSLY; but it provides that before they undertake the Office, each of them shall take AN OATH for the faithful discharge thereof.

This

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This provision is very unusual and objectionable, as well as a subsequent clause which obliges the Treasurer, Trustees and Managers, or the major part of them, to *swear to the correctness of their annual accounts.*

The Act as it is at present framed, does not appear to be calculated to carry into effect, the establishment of Savings Banks, as they exist in this Country; the provisions being much more applicable to a Joint Stock Investment Company, and though, in drawing the present Act, reference has certainly been made to the Acts for regulating Savings Banks in this Country, yet the spirit and intention of them seem to me to be overlooked, and several important clauses omitted.

I am aware that much depends on the manner in which the Rules and Regulations may be drawn, but I am nevertheless of opinion that in its present form this Act is not calculated to establish Savings Banks in the Province on a satisfactory foundation.

You will therefore invite the Legislature to consider the objections above stated, and Her Majesty's decision on the Act will be suspended until I shall have learned the result of their deliberations.

I have, &c.

(Signed,) STANLEY.

(Vide Journals, Page 43.)

APPENDIX
No. 8.Despatch on
the subject of
certain Acts
regulating the
Currency and
Banking Insti-
tutions, passed
in the Session
of 1841.

(Copy.)

No. 103.

Downing Street,
22nd March, 1842.

SIR,

In my Despatch of this day's date, I transmitted to you two orders passed by Her Majesty in Council on the 11th instant, confirming various Acts and Reserved Bills, passed by the Legislature of *Canada* during their recent Session.

Although Her Majesty's Government have consented to the confirmation of those Bills which related to the different Banking Establishments, they have not done so without some degree of hesitation; inasmuch as those Bills,

and especially that for the incorporation of the *Niagara Bank*, contain provisions, more particularly with respect to the issue of small notes under the value of £1, which are altogether at variance with the Regulations laid down by Her Majesty's Government, for the observance in Legislative enactments relating to the incorporation of Banking Companies in the Colonies.

As it appears, however, that the subject of these Bills was fully considered, both by the late Governor General, Lord *Sydenham*, and by the Members of the respective Houses of the Legislature, and that Lord *Sydenham*, fully aware as he must have been of the Regulations in question, had nevertheless expressed his intention strongly to recommend the Bills for Her Majesty's allowance; and considering also that the refusal to confirm them might in the present state of the Province occasion considerable embarrassment, Her Majesty's Government have thought it more expedient that they should receive Her Majesty's assent. Her Majesty's Government have been more readily led to adopt this course, from observing, that in each of these proposed Acts, a power is reserved to the Colonial Legislature to make such regulation regarding the issue and circulation of Promissory Notes by these or other Banking Establishments, as may hereafter be found advisable; and it would be far more satisfactory, that the evils likely to result from continuing such a paper circulation, should be prevented by the interposition of the Colonial Legislature, than by the abrupt rejection of Acts to which the sanction of the Legislature of *Canada* and the Governor General has been, after full consideration, deliberately given.

I have, however, to call your attention to the importance which Her Majesty's Government attach to the early reduction of that small paper circulation, to which the Acts in question give encouragement; and I cannot but express a hope that the Canadian Legislature will, at an early period, revise this part of the system of Banking in the Province, and secure to the People of *Canada* the benefit of a metallic circulation, which is incompatible with the circulation of paper of this description.

The currency Bill has likewise received the Royal Assent, but I have to call your attention to a material error (possibly occurring in transcribing the Bill) in the weight assigned to the Gold Eagle of the *United States*, which in the present Bill is stated to be eighteen penny weights, eighteen grains troy.

APPENDIX
No. 8.Despatch on
the subject of
certain Acts
regulating the
Currency and
Banking Insti-
tutions, passed
in the Session
of 1841.

It

APPENDIX
No. 8.Despatch on
the subject of
certain Acts
regulating the
Currency and
Banking Insti-
tutions, passed
in the Session
of 1811.

It is not improbable that inconvenience may attend the circulation of the penny and its proportionate parts in currency of the British penny, half-penny and farthing in conjunction with the British Silver or Gold coins, of which they constitute the ordinary fractional subdivisions; in that case, however, Her Majesty's Government would be willing to cause a special copper coinage to be prepared for the use of the Province.

I have, &c.

(Signed,) STANLEY.

(Vide Journals, Page 43.)

APPENDIX
No. 8.Despatch on
the subject of
the Act for
consolidating
the Customs
Duties, passed
in the Session
of 1811.

(Copy.)

No. 137.

Downing Street,
30th April, 1842.

SIR,

With reference to my Despatch of the 30th April, enclosing two Orders passed by Her Majesty in Council on the 27th instant, confirming and leaving to their operation certain Acts of the last Session of the Legislature of *Canada*, I have to request your attention to the following remarks which arise on the Act to repeal certain Acts therein mentioned, and to "consolidate the laws relating to the Provincial duties to be levied on goods, wares and merchandise imported into this Province."

Although Her Majesty has been advised to leave the Act to its operation, Her Majesty's Government have felt serious doubts as to the policy of maintaining so high a duty on Tea and on Madeira Wine as that Act imposes. A duty of 3d. per pound on Tea will probably afford such encouragement to the illicit introduction of that article into *Canada* from the *United States*, as will at once prejudice the Revenue and discourage the importation of Tea in British Vessels.

There appears to be no sufficient reason for placing Madeira Wine in a less favorable position than the Wines of other Countries, by subjecting it to higher duties, nor can I abstain from observing that the imposition by a Colonial Legislature of a differential duty, operating

against the produce of any particular Country, is open to serious objection, and tends to embarrass the relation of the Mother Country with such Foreign State.

Inconvenience may also be anticipated from the scale of spirit duties under this Act, when complicated with the duties imposed by the possessions Act and the Imperial Act 14, Geo. III. Cap. — and very accurate instructions will, in consequence be required by the Officers of Customs who are employed in collecting both the Imperial and Colonial Revenue, in order to define the amount which may be lawfully collected under these various Acts, not only on spirits, but on other articles, more especially Wines, refined Sugar, and Molasses and Syrups.

Having, however, regard to the inconvenience and dissatisfaction which might arise in *Canada* from the disallowance of this Act, and to the fact that charges in the Imperial duties payable upon the importation of Goods into the British Possessions in *America* are now under the consideration of Parliament, which will, if decided on, necessarily lead to the revision by the Provincial Legislature of the scale of duties now established, Her Majesty's Government have felt themselves justified in recommending that this Act be left to its operation.

I have, &c.

(Signed,) STANLEY.

(Vide Journals, Page 43.)

Extract of a Despatch from Her Majesty's Secretary of State to His Excellency the Governor General, dated,

Downing Street,
3rd April, 1843.

No. 15.

"The Act for better proportioning the punishment to the offence in certain cases (distinguished in the Records of this Office as "No. 108,) substitutes for Transportation an imprisonment of equal duration in the Penitentiary. Hence in some cases, imprisonment for life must be inflicted, although this is a "penalty

APPENDIX
No. 8.Extract of a
Despatch on
the subject of
the Act for
proportioning
the punish-
ment to the
offence, passed
in the Session
of 1842.

APPENDIX
No. 8.

Extract of a Despatch on the subject of the Act for proportioning the punishment to the offence, passed in the Session of 1812.

“penalty unknown to the Law of *England*.
“Hence also it will happen that imprisonments
“for long terms of years must be of frequent
“occurrence. But, between imprisonment for
“a large portion of a man’s life, and trans-
“portation for the same period, there is no
“real equality. Transportation is, in such
“cases, by far the less severe penalty of the
“two, and it is a penalty of which the rigour
“progressively decreases as time passes on,
“and which is therefore always cheered and
“sustained by hope;

“I should conclude that these considerations
“escaped the notice of the Framers of this
“Law. If brought to their attention by a sug-
“gestion from yourself, they would probably
“introduce into the Legislature another Act
“for the amendment of that to which I refer.
“I can hardly doubt that such a proposal
“would, if made, be successful. In that hope,
“Her Majesty’s decision on No. 108, will be
“postponed.”

APPENDIX
No. 8.

Extract of a Despatch on the subject of the Act for proportioning the punishment to the offence, passed in the Session of 1812.

APPENDIX
No. 9.

Despatch on the subject of the Post Office Department.

APPENDIX NO. 9.

(Vide Journals, Page 46.)

APPENDIX
No. 9.

Despatch on the subject of the Post Office Department.

(Copy.)

No. 74.

Downing Street,

3rd August, 1843.

SIR,

Having on my assumption of the Seals of this Department, found in my office a Report drawn up by the Commissioners appointed by the late Lord *Sydenham*, to inquire into the system on which the Post Office in British *North America* was conducted, I addressed myself at an early period to the consideration of this document; but the complexity of the subject, together with the representations involving further inquiries, which have been received from the North American Colonies subsequently to the presentation of the Commissioners’ Report, has unfortunately created an unavoidable delay in announcing the decision of Her Majesty’s Government on the propositions contained in it. Nor am I able even now to communicate to you the decision of Her Majesty’s Government upon all those propositions. I do not, however, on that account think it necessary to delay communicating to you the course proposed to be taken on such of them as we have been able to decide upon.

We have determined, in the first place, to substitute the system of weight for that of enclosures, in the mode of charging the internal letters circulating in British *North America*; and secondly, to abolish the newspaper privilege of the several Deputy Post Masters General; imposing on the public instead a charge on newspapers, of one half-penny for each sheet.

Thirdly, it is intended that the Colonial Legislative proceedings shall circulate at the rate of one penny for four ounces; limiting the weight of such proceedings sent by Post, in ordinary cases, like other printed papers, to sixteen ounces; but reserving power to the Governor, or Lieutenant Governor, of each Colony, to give a special direction to the Deputy Post Master of the Colony to send any particular Legislative proceedings through the Post, at the usual rate of one penny for four ounces, although the documents to be so sent shall exceed the established limit of sixteen ounces.

Fourthly, we propose to authorize the reduction of the internal rates of the correspondence of British *North America*, conveyed either direct by packet and private ship, or by the way of the *United States* to and from this Country, to the uniform rate of two pence the half ounce, the charge being progressive with the weight.

APPENDIX
No. 9.Despatch on
the subject of
the Post Office
Department.

Her Majesty's Government will give their attention to the substitution, in British *North America*, of penny, or District Posts, for a certain number of the existing way offices; as soon as we are in possession of the necessary information on the subject; nor shall we exclude from our consideration the important subject of the disposal of the surplus Revenue arising from the Post Office in the British North American Colonies. Upon these points you will hereafter receive from me another communication.

I have further to add, that the compensation APPENDIX
No. 9.
Despatch on
the subject of
the Post Office
Department.
to the Post Masters and other officers, connected with the Post Office of British *North America*, will be duly considered by Her Majesty's Government, so soon as sufficient information to enable us to form an opinion on the subject shall have been furnished.

I have, &c.,

(Signed,) STANLEY.

The Right Honorable

Sir C. T. Metcalfe, Bart.,

&c. &c. &c.

APPENDIX
No. 10.Return to an
Address of the
Legislative
Council on the
subject of the
Penitentiary.

APPENDIX NO. 10.

(Vide Journals, Page 68.)

APPENDIX
No. 10.Return to an
Address of the
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Council on the
subject of the
Penitentiary.

RETURN

TO AN

ADDRESS

OF THE

Honorable the Legislative Council to His Excellency the Governor General, requesting that His Excellency will be pleased to order to be laid before them, copies of any letters from the Inspectors of the Provincial Penitentiary, respecting the surrender of a portion of the land granted for the use of the said Penitentiary, and also, for such information as His Excellency may be enabled to give, as to the subsequent occupation or disposal of the said land or Buildings thereon, and the authority under which such occupation or disposal has been made. Also, for a Return of the number of Soldiers confined, and of the nature of the offences, for which they were so confined in the said Penitentiary, during the last three years; and the periods for which they were severally sentenced.

By Command,

D. DALY,
*Secretary.*Secretary's Office,
October, 1843.*Provincial Penitentiary,*
17th October, 1843.

SIR,

I have the honour to acknowledge the receipt of your letter of the 16th instant, and in compliance therewith, I now beg to forward to you, copies of such documents in this office as have reference to the surrender and occupation of any part of the land originally purchased by the Commissioners for superintending and managing the erection and completion of the Provincial Penitentiary.

The Barrack, occupying a small space near the North West corner of the Prison yard, appears from the report made from this Institution to the Legislature in 1838, to have been built by order of the Commander of the Forces, but no correspondence is to be found here on the subject.

The Cottage opposite the North East boundary of the Prison enclosure was originally built in the year 1834, for the accommodation of the Superintendent and the Master Builder of the works then being carried on at the Penitentiary. Subsequently it was occupied by the Warden, and lastly by the Clerk and two of the Keepers of the Penitentiary, until it was vacated by order of the Governor General in the month of April, 1841.

The Cavalry stable, immediately in front of the Penitentiary, was erected by order of the Governor

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Governor General, dated 21st May, 1841, and this building, as well as the Barrack, are now in charge of the Barrack Department.

It appears that sixty acres of the Penitentiary lot were surrendered to the Government in the year 1840, for such purposes as might be required for the public service, but as nothing has since been done with that portion of the land, and as it was necessary to keep it fenced with as little expense as possible to the Institution, the Board of inspectors determined to permit the occupation of the northern part of it by a person residing in the neighbourhood, on condition of keeping the fences in proper order, and relinquishing his possession whenever the ground might be wanted for any other purpose.

I have also the honour to forward a return of Soldiers confined in the Penitentiary during the last three years, with a statement of the Courts before which they were tried, and the offences of which they were found guilty, so far as they can be ascertained from the commitments delivered on their reception.

I have the honour to be,
Sir,
Your most obedient
humble servant,
H. SMITH,
Warden.

(Copy.)

Government House,
Montreal, 23rd April, 1841.

GENTLEMEN,

I am commanded by the Governor General to request that you will cause the Cottage, lately occupied by the Warden of the Provincial Penitentiary, now occupied by some of his Assistants, to be vacated, it being required for the public service. The necessary instructions, in regard to it, have been issued by His Excellency to the Chairman of the Board of Works.

I have, &c.,
(Signed) T. W. C. MURDOCH,
Chief Secretary.

The Board of Inspectors,
Provincial Penitentiary,
Kingston.

N. B.—No instructions to the Chairman of the Board of Works are on record, but that officer was desired by Lord Sydenham to prepare the Cottage for the accommodation of some of His Lordship's family, and it has since been attached to the Government House, and occupied by members of the Governor General's personal Staff.

J. M. HIGGINSON,
P. S.

25th October, 1843.

(Copy.)

Royal Engineer Office,
Kingston, 21st May, 1841.

SIR,

His Excellency the Governor General having expressed a desire that a Troop of Dragoons should be stationed at this place, I have received the order of His Excellency the Commander of the Forces to erect a stable near the Penitentiary Barracks, and I have to request the permission of yourself and the Inspectors of the Penitentiary, to occupy a space sufficient for a Wooden Cavalry stable for thirty three horses, on the north side of the road opposite to the north west angle of the Penitentiary Boundary Fence.

Trusting to your desire to meet the wishes of His Excellency as far as lies in your power,

I have, &c.

(Signed) G. WHITMORE,
Captain Royal Engineers.

Thomas Kirkpatrick, Esqr.
President of the Inspectors
of the Penitentiary.

Extract from the report of the Warden to the Board of Inspectors of the Provincial Penitentiary, dated 1st October, 1838.

“ The disturbed state of the country during the last winter having required increased watchfulness for the protection of the Penitentiary,

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“ tiary, every precaution was taken to put the
“ establishment in a fit state of defence as the
“ means placed at my disposal would admit.
“ The duty on the part of the officers for
“ several weeks was such as to require their
“ services by night and by day, but this duty
“ becoming too burthensome, and of a nature
“ to unfit them for a proper discharge of their
“ more appropriate services during the day, it
“ was deemed advisable by the Board to em-
“ ploy an Extra Guard, for the special purpose
“ of attending to the outward protection of the
“ Penitentiary by night. The number of men
“ employed in this particular duty has been
“ latterly reduced, and it would not, perhaps,
“ be prudent to discontinue their services until
“ a military guard be stationed in this neighbour-
“ hood, which, it is to be hoped, will soon be
“ the case, as a Guard-house and Barracks suffi-
“ cient, for the accommodation of forty men,
“ have recently been erected on the Peniten-
“ tiary ground by the direction of the Com-
“ mander of the Forces. The presence of a
“ small detachment of militia, which was for a
“ short time placed here, was found to be par-
“ ticularly serviceably, and had it been conti-
“ nued from the time the Guard-house was
“ completed, it would have saved the expense
“ necessarily incurred in continuing the Extra
“ night guard.”

Truly Extracted,

F. BICKERTON.

Extract from the Report of the Inspectors to the Lieutenant Governor of *Upper Canada*, dated, 28th December, 1840.

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“ The removal of the Warden and his office
“ within the walls of the prison, has enabled the
“ Inspectors to provide dwellings for some of
“ the keepers, and they respectfully hope that
“ the adoption of the plan proposed, viz., the
“ erection of Cottages on the land attached to
“ the Penitentiary, for the accommodation of
“ the Keepers, will before long, afford means
“ for the residence of the rest on the spot.”

“ Reserving for this purpose the land south
“ of the new road, about ten acres, and also
“ about thirty more; the remainder of the lot
“ originally purchased for the use of the Peni-
“ tentiary, viz., about sixty acres, appears to the
“ Board to be no longer required therefor, and
“ may be applied by the Government to any
“ other public purpose, thereby relieving the
“ Inspectors from the charge of fencing it with-
“ out any adequate return.”

Truly Extracted,

F. BICKERTON.

Extract from the Minutes of the Board of Inspectors, dated 2nd April, 1841.

“ The Board agree to allow *John Norton* the
“ use of the Pasture in rear of the Penitentiary
“ lot, on condition that he return the same when-
“ ever it may again be required by the Board,
“ and provided, that in the mean time he keep
“ the fences in proper order.”

Truly Extracted,

F. BICKERTON.

APPENDIX RETURN of Soldiers confined in the Penitentiary, during the last three years, with a statement of the Courts before which they were tried; and the Offences of which they were found guilty.

[17TH OCTOBER, 1843.]

Return to an Address of the Legislative Council on the subject of the Penitentiary.

APPENDIX No. 10.
Return to an Address of the Legislative Council on the subject of the Penitentiary.

Names.	Regiments.	Offences.	By what Court tried.	Sentence.
Edward Anty	23rd	Not stated	Military	Thirty days.
Jno. Lovell	do	do	do	Three months.
James Smith	43rd	Drunk on Parade	do	Two do.
James Lucas	73rd	Larceny	Assize	Three years.
Wm. Harrison	23rd	Not stated	Military	Three months.
Alex. Jones	do	do	do	Forty days.
Thos. Walker	do	do	do	Two months.
Wm. McCoy	do	do	do	Three do.
Dani. O'Brian	do	do	do	Do. do.
Pat. Kavanah	do	do	do	Do. do.
Evan Roberts	do	do	do	Six do.
Michl. O'Brian	do	do	do	Three do.
Jno. Coles	Royal Artillery	do	do	Do. do.
Jas. Golding	23rd	do	do	Forty days.
Edward Calaman	do	do	do	Four months.
Patk. Brady	do	do	do	Three do.
Hugh Dunn	do	do	do	Twenty days.
John Towers	do	do	do	Do. do.
Isaac Pillard	24th	Larceny	Quarter Sessions	Two years.
John Hudson	do	do	do	Do. do.
William Alexander	Royal Artillery	Not stated	Military	Six months.
Thos. Smart	do	do	do	Four do.
Richd. Hawton	do	do	do	Two do.
Jno. Carr	do	do	do	Forty days.
Wm. Allen	do	do	do	Twenty do.
Patk. McDonald	do	do	do	Do. do.
Thos. Crookes	do	do	do	Forty do.
Chs. Cuff	do	do	do	Thirty do.
Jas. Cooper	93rd	do	do	Six months.
Joseph Ingham	23rd	do	do	Do. do.
Epr. Meredith	do	do	do	Do. do.
James Rhodes	do	do	do	Do. do.
Edw. Whitehead	do	do	do	Do. do.
Philip McAdam	83rd	do	do	Three do.
Hugh Dunn	23rd	do	do	Forty days.
Thos. Ward	do	do	do	Thirty do.
Jas. Arabin	do	do	do	Fourteen do.
Jas. Hughes	do	do	do	Do. do.
Saml. Shein	do	do	do	Do. do.
Thos. Clegg	do	do	do	Twenty do.
Patk. Neil	do	do	do	Thirty do.
Thos. Hawthorn	do	do	do	Twenty do.
Jas. McMahon	do	do	do	One year.
Jno. Henderson	do	do	do	Do. do.
Thos. Crookes	do	do	do	Three months.
Thos. McTague	do	do	do	Two do.
Michl. Delaney	do	do	do	Three do.
Dani. Maher	do	do	do	Forty days.
Alex. Jones	do	do	do	Do. do.
Jos. Secker	do	do	do	Fourteen do.
Jas. Brown	Royal Artillery	do	do	Forty-six do.
Jas. Davis	do	do	do	Thirty-one do.
Jos. Chalk	23rd	do	do	Two months.
Geo. Davidson	1st Royals	Misdemeanor	Assize	Two years.
Archd. McLean	do	Habitual Drunkenness	Military	Six months.
Ed. Lowe	23rd	Not stated	do	Twelve do.
Thos. Williams	do	do	do	Six do.
Jas. Glanders	Royal Artillery	Drunkenness	do	Three do.
Chas. Price	23rd	Not stated	do	Do. do.
Geo. Russell	do	do	do	Forty days.
Jno. Carr	do	do	do	Do. do.
R. Gilgrist	do	do	do	Do. do.
Richd. Gibbon	do	do	do	Do. do.
Morgan Dunn	43rd	Larceny	Assize	Two years.
Thos. Bostle	do	do	do	Do. do.
Eben. Renwick	93rd	Not stated	Military	One do.
W. Bellford	do	do	do	Do. do.
W. Jones	23rd	do	do	Six months.
John Coles	Royal Artillery	do	do	Do. do.
Michl. Cullen	83rd	do	do	Do. do.
Robt. Buchan	71st	do	do	Do. do.
Thos. Kerr	Royal Artillery	do	do	Three do.
Thos. Williams	23rd	do	do	Do. do.

Jos.

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Names.	Regiments.	Offences.	By what Court tried.	Sentence.
Jos. Wheatly	23rd	No. stated	Military	Sixty days.
Jno. Cathril	do	do	do	Do. do.
Jas. Blackwood	1st	Drunkenness	do	One year.
Peter McGunnily	83rd	Not stated	do	Six months.
John McKenzie	93rd	do	do	Four do.
Jas. Crowther	23rd	do	do	Three do.
Rob. Richards	do	do	do	Do. do.
Jas. Murphy	24th	do	do	Thirteen days.
Jno. O'Hara	do	do	do	Eighteen do.
G. Redmonds	do	do	do	Twenty-five do.
Jno. Dean	23rd	do	do	One year.
Wm. Clement	do	do	do	Six months.
Jos. Campbell	Royal Canadians.	do	do	Do. do.
Jas. Glynn	23rd	do	do	Do. do.
Jno. Egan	74th	Insubordination	do	Do. do.
W. Price	43rd	Not stated	do	Do. do.
Jno. Glass	74th	do	do	Do. do.
Jno. Adams	23rd	do	do	Four do.
Geo. Harrup	Royal Artillery	do	do	Three do.
Richd. White	14th	Larceny	Quarter Sessions	Two years.
Wm. Holmes	23rd	Not stated	Military	Nine months.
Thos. Lynch	85th	do	do	Six do.
Arch. Perkinson	do	do	do	Do. do.
Jas. Mulholland	23rd	do	do	Eighteen do.
Michl. Curran	do	do	do	Do. do.
Thos. Reynolds	do	do	do	Six do.
Ar. McLean	71st	do	do	Do. do.
Jerim. Gleeson	14th	do	do	Five do.
Wm. Johnston	74th	do	do	Eighteen do.
Thos. Reese	89th	do	do	168 days.
Steph. McKinnon	71st	Desertion	do	Six months.
Thos. Gibbons	do	do	do	Do. do.
Thos. Ward	89th	Not stated	do	168 days.
Chs. McKinnon	71st	Desertion	do	Six months.
Wm. Kershaw	43rd	Not stated	do	Twelve do.
Jno. Taylor	93rd	do	do	Do. do.
Jno. Martin	74th	Desertion	do	Do. do.
Edw. Griffith	14th	Not stated	do	Eight do.
Jas. Nesbit	74th	do	do	Twelve do.
Jno. Baker	do	Desertion	do	Two years.
Jno. Comiskay	do	do	do	Do. do.
Robt. McKenlay	do	Not stated	do	Twelve months.
Jas. McCarthy	23rd	do	do	Two years.
Geo. Blewer	do	do	do	Do. do.
Jos. Harrington	89th	do	do	Six months.
Jos. Wormald	14th	do	do	Twelve do.
Jas. Karr	74th	do	do	Do. do.
Wm. Brunton	do	do	do	Do. do.
W. McKnight	do	do	do	Do. do.
George Gillespie	do	do	do	Do. do.
Patk. Kelly	23rd	do	do	Two years.
Jas. Mills	do	do	do	Do. do.
Jas. Thornby	do	do	do	Do. do.
Jno. O'Ready	74th	Theft	do	Twenty-four months.
John Hughes	23rd	Not stated	do	Four do.
Wm. Bulleson	do	do	do	Do. do.
Richd. Carr	do	do	do	Do. do.
Thos. Roe	do	do	do	Three do.
Thos. Delany	do	do	do	Six weeks.
Jno. Hubbard	do	do	do	Two months.
Rob. Watts	do	do	do	Forty days.
Peter Elder	93rd	do	do	Six months.
Chas. Walker	23rd	do	do	Do. do.
Frs. Gafney	do	do	do	Do. do.
Edwd. Sweeny	Royal Artillery	do	do	168 days.
Barth. Brownan	23rd	do	do	Three months.
Edwd. Allen	do	do	do	Forty days.
Alex. Jones	do	do	do	Do. do.
Patk. Keely	do	do	do	Do. do.
Edwd. Amly	do	do	do	Do. do.
Patk. Keely	do	do	do	Thirty do.
James Townron	do	do	do	Do. do.
Wm. O'Brian	do	do	do	Do. do.
George Russel	do	do	do	Fourteendo.
Patk. Rooney	do	do	do	Four months.
Pat. Foley	do	do	do	Do. do.
Geo. Crabbe	do	do	do	Do. do.
Wm. Stephens	do	do	do	Do. do.
Richd. Smith	do	do	do	Do. do.
James Wills	do	do	do	Three do.
Thos. Guynar	do	do	do	Do. do.
Jno. Williams	do	do	do	Do. do.
Jno. Murphy	do	do	do	Thirty days.
Cor. Murray	do	do	do	Fourteendo.
Wm. Saunders	do	do	do	Twenty do.
Jno. Harrington	do	do	do	Six months.
Jno. Symonds	do	do	do	Do. do.

APPENDIX
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APPENDIX
No. 10.Return to an
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Council on the
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Penitentiary.

Names.	Regiments.	Offences.	By what Court tried.	Sentence.
Jas. Hogan.....	23rd.....	Not stated.....	Military.....	Six months.
Cole Christian.....	85th.....	Desertion.....	do.....	Two years.
Thos. Forster.....	1st Royals.....	Not stated.....	do.....	Do. do.
R. Morlay.....	do.....	do.....	do.....	Do. do.
Jos. Sullivan.....	74th.....	do.....	do.....	Do. do.
Jas. Munster.....	71st.....	Desertion.....	do.....	Do. do.
Patk. Murphy.....	83rd.....	Larceny.....	Assize.....	Three do.
Wm. Dupe.....	23rd.....	do.....	Military.....	Do. do.
Michl. Collins.....	14th.....	Larceny.....	Assize.....	Do. do.
Geo. Lawton.....	do.....	do.....	do.....	Do. do.
Michl. McAvoy.....	1st Royals.....	do.....	do.....	Do. do.
Richd. Balmer.....	do.....	do.....	do.....	Do. do.
Justus O'Brian.....	14th.....	Robbery.....	do.....	Seven do.
Owen Egan.....	do.....	do.....	do.....	Do. do.
Jno. Sharp.....	do.....	do.....	do.....	Do. do.
Michl. Roach.....	do.....	Larceny.....	Quarter Sessions.....	Do. do.
Thos. Fulton.....	74th.....	do.....	do.....	Do. do.
Ar. Scott.....	do.....	do.....	do.....	Do. do.
Jno. Curry.....	70th.....	do.....	do.....	Do. do.
Henry Turner.....	do.....	do.....	do.....	Do. do.
Thos. Norres.....	23rd.....	House Breaking.....	Assize.....	Do. do.
Stephen Turney.....	43rd.....	Larceny.....	do.....	Eight do.
Charles Harply.....	89th.....	Not stated.....	Military.....	168 days.
Jno. Cherry.....	23rd.....	do.....	do.....	Six months.
Jas. Harney.....	89th.....	do.....	do.....	336 days.
Jno. McNaughton.....	1st Royals.....	Misdemeanor.....	Assize.....	Two years.

APPENDIX
No. 10.Return to an
Address of the
Legislative
Council on the
subject of the
Penitentiary.

H. SMITH,

Warden.

Provincial Penitentiary,

17th October, 1843.

APPENDIX
No. 11.Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

APPENDIX NO. 11.

(Vide Journals, Page 68.)

APPENDIX
No. 11.Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

Return to an Address of the Honorable the Legislative Council to the Governor General, bearing date the 9th instant, praying that His Excellency will be pleased to direct that there be laid before the House Returns of the names of the different Officers employed in the offices of the Commissioner of Crown Lands and Surveyor General, or in the sale, management, inspection or valuation of Clergy Reserves, with the dates of their appointments, and their respective salaries, emoluments, or allowances; also, of the amounts received for rents, purchase money or interest of Clergy Reserves, for the three years preceding the Union of *Upper and Lower Canada*, and for the period that has elapsed since that Union, together with an account of the expense attendant upon the management, sale, inspection or valuation for each of the same years, including the year

1843, up to the 1st September; also, of the number of acres of Clergy Reserves sold during each of the same years; also, of the amount, if any, taken from the proceeds of Clergy Reserves to defray other expenses attending the sale or management of other public lands, and due to the Clergy Reserves Fund; also, the proportion in which the salaries or other emoluments of the above named Officers, or any of them, are borne out of, or charged upon the Clergy Reserves Fund.

By Command,

D. DALY,

Secretary.

Secretary's Office,
Kingston, 28th October, 1843.

RETURN:

APPENDIX
No. 11.

Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

RETURN of the Names of the different Officers employed in the Office of the Commissioner of Crown Lands, with the dates of their appointment and their respective Salaries, emoluments or allowances, in obedience to an Address to His Excellency the Governor General, from the Honorable the Legislative Council, dated 9th October, 1843.

APPENDIX
No. 11.

Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

Name.	Office.	Date of Appointment.	Salary, Sterling.
Honorable A. N. Morin	Commissioner of Crown Lands	13th October, 1842	£ 800 0 0
Tancred Bouthillier	Asst. Commissioner of Crown Lands	19th August, 1841	600 0 0
John Dean	Cashier and Accountant	1836	200 0 0
A. McNabb	Clerk	1st January, 1842	153 0 0
T. C. Tarbutt	Do	1st April, 1842	153 0 0
Jean Langevin	Do	18th March, 1843	270 0 0
Thos. Hammond	Extra Clerk	Employed at 7s 6d per day	
D. H. Morphy	do	do	
J. Kerr	do	do	
A. McDonell	do	do	
T. Drysdale	do	do	
T. McDonagh	do	do	
Boucher Belleville	do	do	
W. H. Collins	do	do	
James Dean	do	3s 9d currency.	
Abraham Cloutier	Messenger		50 0 0

Forty per cent. of the Salaries and emoluments of the above Officers as well as of the contingencies of the Office are chargeable upon the Clergy Reserves.

No Fees whatever are received in the Crown Land Office.

T. BOUTHILLIER.

Crown Lands Office,
Kingston, 20th October, 1843.

RETURN of Agents appointed for the Sale of Crown, Clergy, and other Public Lands, and the Collection of Instalments in the various Districts of the Province, prepared in obedience to an Address to His Excellency the Governor General, from the Honorable the Legislative Council, dated 9th October, 1843.

CANADA EAST.			CANADA WEST.		
Name.	District.	Date of Appointment.	Name.	District.	Date of Appointment.
Bowron, W.	Beauharnois	Old Appointment.	Askin, J. B.	London	July, 1839.
Barron, T.	Two Mountains	do	Allan, F.	Bathurst	do
Bigelow, L.	District of Sydenham	do	Alexander, J.	Simcoe	April, 1843.
Bochet, A.	Portneuf	June, 1843.	Baines, T.	Home	July, 1841.
Félon, J.	Sherbrooke	Old Appointment.	Carroll, P.	Brock	May, 1840.
Fournier, C. F.	St. Thomas	do	Campbell, A.	Gore	do 1841.
Hargrave, W.	Chaudière	do	Campbell, D.	Talbot	July, 1839.
Huet, H. S.	Quebec	June, 1843.	Durand, J.	Wellington	May, 1842.
Hoyle, Henry	Lacolle	Old Appointment.	Gilchrist, J.	Colborne	do
Kane, J.	Saguenay	June, 1843.	Hawkins, W.	Huron	July, 1839.
Lavalée, A.	Terrebonne	August, 1843.	Lyons, J.	Niagara	do
Martier, G. L.	Nicolet	Old Appointment.	Lyons, G. B.	Dalhousie	May, 1843.
Morrison, W.	Berthier	do	Manahan, A.	Midland	July, 1839.
Martin, J. B.	Kamouraska	June, 1843.	McAnnany, F.	Victoria	May, 1840.
Peel, E.	Missisquoi	July, 1843.	McDonnell, D. E.	Eastern	do 1843.
Quinn, O.	Two Mountains	Old Appointment.	Rorke, W.	Prince Edward	July, 1839.
Ross, A.	Chaudière	do	Steers, T.	Western	do
Radford, W.	District of Sydenham	do	Smith, E. W.	Newcastle	February, 1843.
Simpson, J.	Montreal	do	Scott, W. J.	Johnstown	July, 1839.
Taschereau, A. C.	District of Chaudière	do	Stewart, W.	Ottawa	do

All Public Lands are charged with a Commission of five per cent. on actual collection.

T. BOUTHILLIER.

Crown Lands Office,
Kingston, 20th October, 1843.

RETURN

APPENDIX No. 11. RETURN of persons appointed up to the 20th October, 1843, to inspect Clergy Reserves, prepared in obedience to an Address to His Excellency the Governor General, from the Honorable the Legislative Council, dated 9th October, 1843. APPENDIX No. 11.

Return to an Address of the Legislative Council on the subject of Crown Lands. Return to an Address of the Legislative Council on the subject of Crown Lands.

CANADA EAST.		CANADA WEST.	
District.	Inspectors.	District.	Inspectors.
Two Mountains.....	Jacob Barcelo. R. P. Johnson.	Newcastle	Archd. McDonald. John Haycock.
Chaudière East.....	Francis Roleau. Gilbert Henderson.	London.....	Jno. T. Buchanan. Elias Moore.
Chaudière West.....	Joseph Burray. John Hume.	Johnstown.....	Stephen Burrett. Joshua Bates.
Chaudière.....	J. O. C. Arcund. James Wilson.	Victoria.....	H. W. Yager. William Burke.
St. Thomas.....	Raymond Bourdages. Charles Aylwin.	Eastern.....	James Grant. Martin Carman.
Kamouraska.....	René Bechard. Edward Ennis.	Ottawa.....	Farquhar Robertson. Charles Waters.
Sydenham.....	Asa Cooke. Richard Austin.	Niagara.....	William Woodruff. George Rykert.
Terrebonne.....	Thomas Bedard. William Locker.	Simcoe.....	William Mann. Wellesley Richey.
Leinster.....	Charles La Roque. Charles Wetherall.	Midland.....	David Roblin. Samuel Murray.
Beauharnois.....	James Dignan. E. A. Clarke.	Bathurst.....	David Campbell. Josias Richey.
Berthier.....	William Lloyd. Alex. Rea.		
Sherbrooke.....	Joseph P. Bureau. John Gray.		
Three Rivers.....	Leonard Brown. Hiram Carey.		
Missisquoi.....	Charles P. Huot.		
Saguenay.....			

Inspectors of Clergy Reserves are entitled to an allowance of _____ per day each for the time they are to be actually occupied on that service.

T. BOUTHILLIER.

Crown Lands Office,
Kingston, 20th October, 1843.

STATEMENT shewing the number of Acres of Clergy Reserves sold in Lower Canada, with the amount of Principal, Interest and Rent collected on account of Clergy Reserves, together with the disbursements made on account of the same, for three years previous to the Union, and up the 1st July, 1843, in obedience to an Address to His Excellency the Governor General, from the Honorable the Legislative Council, dated 9th October, 1843.

Years.	Acres Sold.	Total amount of Sales payable by Instalments.			Actual Collections on account of Principal.			Actual Collections on account of Interest.			Amount of Rents Received.			Amount of Disbursements including Commission to District Agents.		
		£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
	Previous to the Union.															
1838.....	....	....	....	....	3104	8	3½	12	0	0	....	....	215	2	4½
1839.....	....	....	....	....	1920	12	8½	....	....	....	....	....	580	17	2
1840.....	....	....	....	....	6817	8	9	11	0	0	....	....	606	17	1½
Six Months 1841.....	....	....	....	....	625	19	10	2	0	0	....	....	245	10	7
	Since the Union.															
Six Months 1841.....	....	....	....	....	352	5	6	....	....	....	....	....	17	15	0
1842.....	....	....	....	....	723	11	1	204	5	7	....	....	210	14	5
Six Months 1843.....	....	....	....	....	70	6	1	5	10	5	....	....	431	9	2

APPENDIX
No. 11.

No Sales of Clergy Lands have been made in *Lower Canada* from the 1st January, 1838, to the present time.

Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

By Mr. Chief Secretary *Murdoch's* Letter of the 10th August, 1841, the Clergy Reserves are chargeable with forty per cent. of the expenses of the Crown Land Department.

Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

T. BOUTHILLIER.

Crown Lands Office,
Kingston, 20th October, 1843.

STATEMENT showing the number of Acres of Clergy Reserves sold in *Upper Canada*, with the amount of Principal, Interest and Rents collected on account of Clergy Reserves, together with the Disbursements made on account of the same, for three years previous to the Union, and to the 1st July, 1843, in obedience to an Address to His Excellency the Governor General, from the Honorable the Legislative Council, dated 9th October, 1843.

Years.	Acres Sold.	Total amount of Sales payable by Instalments.			Actual Collections on account of Principal.			Actual Collections on account of Interest.			Amount of Rents Received.			Amount of Disbursements including Commission to District Agents.		
		£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
		Previous			to the Union.											
1838.....	21475½	14324	2	7	10910	19	1	2114	11	9	.....	.....	2160	16	1	
1839.....	18151	11536	8	1	19540	6	4	4127	6	6	.....	.....	1423	8	3	
1840.....	23586	14877	19	3	19146	16	1	4015	17	3	.....	.....	1405	14	11	
1841, to 1st July.	2655½	1523	7	6	5735	6	0	1982	6	6	.....	.....	623	16	11	
		Since			the Union.											
to 31st December																
1841.....	591	301	15	0	4940	0	11	1643	8	6	.....	.....	2037	14	5	
1842.....	1486½	819	19	0	11467	8	5	5773	18	6	1108	0	7	5196	0	6
1843, to 1st July.	200	90	0	0	4009	0	9	1744	12	1	943	14	7	1767	11	3

On the 31st December, 1841, there appeared due to the Clergy Reserve Fund by the Province of *Upper Canada* a sum of £16,339 13s 2d, (sixteen thousand three hundred and thirty-nine pounds, thirteen shillings and two pence,) arising out of Land rights applied on the purchase of Clergy Reserves.

This amount has been carried to a distinct account as a debt due to the Protestant Clergy.

By Mr. Chief Secretary *Murdoch's* letter of the 10th August, 1841, the Clergy Reserves are chargeable with forty per cent. of the expenses of the Crown Land Department.

T. BOUTHILLIER.

Crown Lands Office,
Kingston, 20th October, 1843.

APPENDIX No. 11. SCHEDULE of the Officers, Emoluments, &c., of the Surveyor General's Department of the Province of *Upper Canada*, for the year 1838. APPENDIX No. 11.

Return to an Address of the Legislative Council on the subject of Crown Lands. **N O . 1 .** From the 1st January, 1838, to the 31st December, 1838. Return to an Address of the Legislative Council on the subject of Crown Lands.

Office.	Name.	Date of Appointment.	Annual Salary in Currency.	Remarks.
Surveyor General.....	John Macaulay.....	11th October, 1836.....	£ 666 13 9	
Senior Clerk.....	John Radenhurst.....	14th September, 1818.....	300 0 0	
2nd do.....	William Spragge.....	1st January, 1829.....	200 0 0	
3rd do.....	J. M. Caldwell.....	30th April, do.....	170 0 0	
4th do.....	P. Durnford.....	11th November, 1835.....	170 0 0	
5th do.....	Henry Lizars.....	17th June, do.....	170 0 0	
One Senior Draftsman.....	J. G. Chewett.....	{ 10th February, 1829 } { 1st Appt. 21st Feby. 1821 }	300 0 0	
Supernumerary Clerk.....	H. J. Castle.....	25th February, 1836.....	170 0 0	Employed till 1st Novr.—and H. J. Jones in his place.
Office Messenger.....	W. Walker.....	18th July, 1832.....	55 11 14	
Contingent Expenses, viz: for Postage, Stationery and Printing.....			117 7 9	
Amount of Fees.....			151 15 6	Form a perquisite to the Surveyor General.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE of the Officers, Emoluments, &c., of the Surveyor General's Department of the Province of *Upper Canada*, for the year 1839.

N O . 2 .

From the 1st January, 1839, to the 31st December, 1839.

Office.	Name.	Date of Appointment.	Annual Salary in Currency.	Remarks.
Surveyor General.....	R. B. Sullivan.....	16th July, 1836.....	£ 666 13 9	
Senior Clerk.....	John Radenhurst.....	14th September, 1818.....	300 0 0	
2d do.....	William Spragge.....	1st January, 1829.....	200 0 0	
3rd do.....	J. M. Caldwell.....	30th April, 1829.....	170 0 0	
4th do.....	P. Durnford.....	11th November, 1835.....	170 0 0	
5th do.....	Henry Lizars.....	17th June, 1835.....	170 0 0	
6th do.....	Hy. J. Jones.....	1st November, 1838..	170 0 0	
Senior Surveyor and Draftsman..	J. G. Chewett.....	{ 10th February, 1829.. } { 1st Appt. Feby. 21, 1821 }	300 0 0	
Messenger.....	William Walker.....	18th July, 1832.....	55 11 14	
Contingent expenses for the year—being for Printing Schedules of Unpatented Lands—Stationery and Postage, &c.....			313 8 10	
Fees for Returns to District Treasurers under Assessment Act.....			31 7 6	Form a perquisite to the Surv. Genl.
Amount of casual Fees paid over to the Surveyor General by the Second Clerk.....			31 17 6	
No complete statement seems to have been kept—their total amount for the year is probably about the same as that for 1838.				

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE

APPENDIX
No. 11.Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

SCHEDULE of the Officers, Emoluments, &c., of the Surveyor General's Department of the
Province of *Upper Canada*, for the year 1840.

N O . 3 .

From the 1st January, 1840, to the Union of the Provinces, 10th February, 1841.

APPENDIX
No. 11.Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

Office.	Name.	Date of Appointment.	Annual Salary in Currency.	Remarks.
Surveyor General.....	Hon. R. B. Sullivan.....	16th July, 1836.....	£ s. d. 666 13 9	Mr. Sullivan ceased to hold the Office of Surveyor Genl. on Mr. Cameron being placed in charge of the Department, in August, 1840.
Acting Surveyor General.....	Kenneth Cameron.....	21st August, 1840.....	666 13 9	
Senior Clerk (till November)...	John Radenhurst.....	1st Appt. Sept. 14, 1818.	0 0 0	
Senior Surveyor and Draftsman.	J. G. Chewett.....	10th February, 1829... 1st Appt. Feby. 21, 1821.	300 0 0	
Chief Clerk.....	William Spragge.....	9th November, 1840... 1st January, 1829.....	300 0 0	
2d do.....	Thomas Hector.....	9th November, 1840... 17th June, 1829.....	200 0 0	
Assistant Draftsman.....	Henry Lizars.....	17th June, 1835.....	170 0 0	
3rd Clerk.....	J. M. Caldwell.....	30th April, 1829.....	170 0 0	
4th do.....	H. J. Jones.....	1st November, 1838.....	170 0 0	
5th do.....	Edwd. Hurd.....	9th November, 1840...	170 0 0	
Messenger.....	Wm. Walker.....	18th July, 1832.....	55 11 1½	

The Contingent Expenses of the Surveyor General's Office for the year 1840, amounted to £118 3s 2d, Currency, (Stationery, &c., £91 6s 5d; Postage, £26 16s 9d.)

The Fees for the year 1840, for Furnishing Copies } Paid over to the Commissioner
of Plans, Certificates, and searching the Official Records, } of Crown Lands, to be placed to the
amounted to £70 18s 9d, Currency..... } credit of the Province.

Fees allowed under the authority of 39 George III, chapter 7, for Schedules to the District Treasurers, of Lands described for Patent, amounted to £33 12s 6d, Currency.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE

APPENDIX
No. 11.Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

SCHEDULE exhibiting the Officers and Emoluments of the Surveyor General's Department
in the late Province of *Lower Canada*, from the 1st January, 1838, to the 31st Decem-
ber, 1838.

APPENDIX
No. 11.Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

Name of Officer.	Office.	Date of Appointment.	By whom Appointed.	Amount of Salary in Currency.	Amount of Fees.	Remarks.
				£ s. d.	£ s. d.	
Joseph Bouchette.....	Surveyor General.....	28th December, 1803	George III.....	500 0 0	70 0 0	Commutation on Land Patents, authorized in Mr. Secretary Walcott's Letter, November, 1836.
Joseph Bouchette, Jun.	Deputy Surveyor General	12th May, 1827....	Earl of Dalhousie	.. .. .	.. .. .		No Salary.
William Sax.....	Chief Clerk.....	do 1814....	Sir Geo. Prevost..	203 10 0		
Harry Ball.....	Second Clerk.....	9th June, 1834....	Lord Aylmer.....	166 0 0		

Allowance to the Surveyor General for an Office Servant, £40; and, for Stationery, £20 Sterling, by Order in Council, 3d August, 1805.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE exhibiting the Officers and Emoluments of the Surveyor General's Department
in the late Province of *Lower Canada*, from the 1st January, 1839, to the 31st Decem-
ber, 1839.

Name of Officer.	Office.	Date of Appointment.	By whom Appointed.	Amount of Salary in Currency.	Amount of Fees.	Remarks.
				£ s. d.	£ s. d.	
Joseph Bouchette.....	Surveyor General.....	28th December, 1803	George III.....	500 0 0	70 0 0	Commutation on Land Patents authorized in Mr. Secretary Walcott's Letter, November, 1836.
Joseph Bouchette, Jun.	Deputy Surveyor General	12th May, 1827....	Earl of Dalhousie	94 13 0		On grants of Water Lots, &c.
William Sax.....	Chief Clerk.....	do 1814....	Sir George Prevost..	203 10 0		
Harry Ball.....	Second Clerk.....	9th June, 1834....	Lord Aylmer.....	166 0 0		

Allowance to the Surveyor General for an Office Servant, £40; and, for Stationery, £20 Sterling, by Order in Council, 3d August, 1805.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE

APPENDIX
No. 11.

SCHEDULE exhibiting the Officers and Emoluments of the Surveyor General's Department in the late Province of *Lower Canada*, from the 1st January, 1840, to the Union of the Provinces, 10th February, 1841.

APPENDIX
No. 11.

Return to an Address of the Legislative Council on the subject of Crown Lands.

Return to an Address of the Legislative Council on the subject of Crown Lands.

Name of Officer.	Office.	Date of Appointment.	By whom Appointed.	Amount of Salary in Currency.	Amount of Fees.	Remarks.
Joseph Bouchette.	Surveyor General.	28th December, 1803.	George III.	£ s. d. 500 0 0	£ s. d. 70 0 0	Commutation on Land Patents authorised in Mr. Secretary Walcott's letter, Nov. 1836.
Jos. Bouchette, Jun.	Deputy Surveyor General.	12th May, 1827 . . .	Earl of Dalhousie.	312 0 0	20 0 0	On Grants of Water Lots, in virtue of Orders in Council, 11th Decr., 1805, and 7th March, 1818.
William Sax	Chief Clerk	12th May, 1814 . . .	Sir Geo. Prevost.	203 10 0		Salary during the temporary establishment authorised in the Chief Secy's letter, 20th July, 1839.
Harry Ball	Second do	9th June, 1834 . . .	Lord Alymer . . .	166 13 0		Died, Feby, 1840.
Andrew Russell . .	Draftsman	12th November, 1839.	Lord Sydenham.	266 0 0		On the temporary establishment authorised in the Chief Secretary's letter, 12th Nov., 1839.
Robert A. Young.	Clerk	do do do.	do do.	117 0 0		

Allowance to the Surveyor General for an Office Servant, £40; and for Stationery, £20 Sterling, by Order in Council, 3rd August, 1805. Contingent Expenses of the Department, for repairs of Plans, extra Stationery, Copying Clerk, &c., £139 14s 9d, Currency; authorized in the Chief Secretary's letter, dated 12th November, 1839.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE of the Officers, Emoluments, &c., of the Surveyor General's Department of the Province of *Canada*, in the year 1841.

N O . 4 :

From the Union of the Province, 10th February, 1841, to the end of the year.

Office.	Name.	Date of Appointment.	Annual Salary in Currency.	Remarks.
Surveyor General	Thomas Parke	7th June, 1841	£ s. d. 666 13 9	By Mr. Secretary Murdoch's letter, dated 19th August, 1841—the following arrangement, with respect to the expenses incurred in the Sale of Public Lands, was directed:— Crown Lands to £ } be charged . . . 50 } per cent Clergy Reserves } do do . . . 40 } Indian Lands } do do . . . 10 }
Senior Surveyor and Draftsman	James G. Chewett } Joseph Bouchette . .	23rd July, 1841 } 2nd July, 1841 }	300 0 0	
2d do	Andrew Russell . .	do do	300 0 0	
3rd do	William Spragge . .	do do	300 0 0	
Chief Clerk	Thomas Hector . .	do do	200 0 0	
2d do	Henry John Jones .	do do	170 0 0	
3rd do	Moore A. Higgins .	do do	170 0 0	
4th do	John M. Caldwell .	do do	170 0 0	
5th do	George Shaw	By Order of the Government } at the rate of }	170 0 0	
Extra	William Walker . .		55 11 1½	

APPENDIX
No. 11.

Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

APPENDIX
No. 11.

Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

The Contingent Expenses of the Surveyor General's Office, for the year 1841, amounted to £188 14s 0d, Currency; (Stationery, &c., £127 13s 7d; Postage, £61 5s 0d.)

The Fees for the year 1840, for Furnishing Copies of Plans, Certificates and searching the Official Records, amounted to £86 3s 9d, Currency } Paid over to the Commissioner of Crown Lands, to be placed to the credit of the Province.

The Fees allowed under the authority of 59 George III, chapter 7; for Schedules to the District Treasurers of Lands described for Patent, amounted to £33 12s 6d Currency.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE of the Officers, Emoluments, &c., of the Surveyor General's Department of the Province of *Canada*, for the year 1842.

N O . 5 .

From the 1st January, 1842, to the 31st December, 1842.

Office.	Name.	Date of Appointment.	Annual Salary in Currency.	Remarks.
Surveyor General	Thomas Parke	7th June, 1841	£ s. d. 666 13 9	
Senior Surveyor and Draftsman	Joseph Bouchette	23d July, do	300 0 0	
Second do do	Andrew Russell	do do	300 0 0	
Chief Clerk	William Spraggo	do do	300 0 0	
2d do	Thomas Hector	do do	200 0 0	
3rd do	Henry John Jones	do do	170 0 0	
4th do	Moore A. Higgins	do do	170 0 0	
5th do	John M. Caldwell	do do	170 0 0	
Extra	George Shaw	} By order of the Govern- ment at the rate of } Employed at the rate of ...	170 0 0	
Do	Edward T. Fletcher		0 7 6 per day.	
Messenger	William Walker		55 11 1½	

The Contingent Expenses of the Surveyor General's Office for the year 1842, amounted to £214 5s 4d Currency. (Stationery, £98 4s 3d; Postage, £116 1s 1d.) The Postage increased this year in consequence of forwarding questions to Deputy Surveyors and others, and receiving their answers respecting the Geological Survey of the Province.

The Fees for the year 1842, for Furnishing Copies of Plans, Certificates and Searches, amounted to £71 8s 1d, Currency..... } Paid over to the Commissioner of Crown Lands, to be placed to the credit of the Province.

APPENDIX
No. 11.Return to an
Address of the
Legislative
Council on the
subject of
Crown Lands.

The Fees allowed under the authority of 59 George III, chapter 7, for Schedules to the District Treasurers of Lands described for Patent, amounted to £30 2s 6d.

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No. 11.Return to an
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subject of
Crown Lands.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

SCHEDULE of the Officers, Emoluments, &c., of the Surveyor General's Department of the Province of *Canada*, for the year 1843.

N O . 6 .

From the 1st January, 1843, to the 1st September, 1843.

Office.	Name.	Date of Appointment.	Annual Salary in Currency.	Remarks.
Surveyor General.....	Thomas Parke.....	7th June, 1841.....	£ s. d. 666 13 9	
Senior Surveyor and Draftsman....	Joseph Bouchette.....	23rd July, 1841.....	300 0 0	
2nd do do.....	Andrew Russell.....	do do.....	300 0 0	
Chief Clerk.....	William Spragge.....	do do.....	300 0 0	
2d do.....	Thomas Hector.....	do do.....	200 0 0	
3rd do.....	Henry J. Jones.....	do do.....	170 0 0	
4th do.....	Moore A. Higgins.....	do do.....	170 0 0	
5th do.....	John M. Caldwell.....	do do.....	170 0 0	
Extra.....	George Shaw.....	By order of the Govern- ment at the rate of... }	170 0 0	
Do.....	Edward T. Fletcher.....		Employed at the rate of... }	0 7 6 p. day
Messenger.....	William Walker.....		55 11 1½	
Temporary Clerks employed to copy Diagrams of Townships for In- spectors of Clergy Reserves....	P. L. Morin.....		19 2 6	The number of Dia- grams drawn were for Canada West.. 254 For Canada East. 126 Total..... 380
	Thomas Jarmy.....		75 0 0	
	Alex. G. Vidal.....		16 17 6	
	Edward Stavelly.....		37 2 6	

The Contingent Expenses of the Surveyor General's Office for the half year ending 30th June, 1843, amounted to £107 9s 11½d Currency.

The Fees for the same period amounted to £50 17s 6d
Currency.....

} Paid over to the Commissioner
of Crown Lands, to be placed to the
credit of the Province.

THOMAS PARKE,
Surveyor General.

Surveyor General's Office,
Kingston, 26th October, 1843.

APPENDIX NO. 12.

(Vide Journals, Page 131.)

(Copy.)

Mr. Lafontaine, in compliance with the request of the Governor General, and in behalf of himself and his late colleagues, who have felt it to be their duty to tender a resignation of office, states for His Excellency's information, the substance of the explanation which they propose to offer in their places in Parliament.

They have avowedly taken office upon the principle of responsibility to the Representatives of the people in Parliament, and with a full recognition on their parts of the following resolutions, introduced into the Legislative Assembly with the knowledge and sanction of Her Majesty's Representative in this Province, on the 3d September, 1841.

"That the Head of the Executive Govern-
ment of the Province, being within the limits
of his Government the Representative of the
Sovereign, is responsible to the Imperial
authority alone, but that, nevertheless, the
management of our local affairs can only be
conducted by him, by and with the assistance,
counsel and information of Subordinate Of-
ficers in the Province," and, "that in order
to preserve between the different branches of
the Provincial Parliament that harmony,
which is essential to the peace, welfare, and
good government of the Province, the Chief
Advisers of the Representative of the
Sovereign, constituting a Provincial Ad-
ministration under Him, ought to be men
possessed of the confidence of the Repre-
sentatives of the people, thus affording a
guarantee that the well understood wishes
and interests of the people, which Our
Gracious Sovereign has declared shall be the
rule of the Provincial Government, will, on
all occasions, be faithfully represented and
advocated."

They have lately understood that His Excel-
lency took a widely different view of the
position, duties and responsibilities of the
Executive Council, from that under which they
accepted office, and through which they have
been enabled to conduct the Parliamentary
business of the Government, sustained by a
large majority of the popular branch of the
Legislature.

Had the difference of opinion between His
Excellency and themselves, and, as they have
reason to believe, between His Excellency and
the Parliament and people of *Canada* generally,
been merely theoretical, the Members of the
late Executive Council might, and would, have
felt it to be their duty to avoid any possibility
of collision, which might have a tendency to
disturb the tranquil and amicable relations
which apparently subsisted between the Ex-
ecutive Government and the Provincial Parlia-
ment. But that difference of opinion has led
not merely to appointments to office against
their advice, but to appointments, and proposals
to make appointments, of which they were not
informed in any manner, until all opportunity
of offering advice respecting them had passed
by, and to a determination on the part of His
Excellency to reserve for the expression of
Her Majesty's pleasure thereon a Bill, intro-
duced into the Provincial Parliament with His
Excellency's knowledge and consent as a
Government measure, without an opportunity
being given to the Members of the Executive
Council to state the probability of such a re-
servation. They therefore felt themselves in
the anomalous position of being, according to
their own avowals and solemn public pledges,
responsible for all the acts of the Executive
Government to Parliament, and at the same
time not only without the opportunity of offer-
ing advice respecting these Acts, but without the
knowledge of their existence, until informed of
them from private and unofficial sources.

When the Members of the late Executive
Council offered their humble remonstrances to
His Excellency on this condition of public affairs,
His Excellency not only frankly explained the
difference of opinion existing between Him and
the Council, but stated that from the time of
his arrival in the country he had observed an
antagonism between him and them on the
subject, and notwithstanding that the Members
of Council repeatedly and distinctly explained
to His Excellency, that they considered him
free to act contrary to their advice, and only
claimed an opportunity of giving such advice,
and of knowing, before others, His Excellency's
intentions, His Excellency did not in any man-
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Communica-
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ner remove the impression left upon their minds by his avowal, that there was an antagonism between him and them, and a want of that cordiality and confidence, which would enable them, in their respective stations, to carry on public business to the satisfaction of His Excellency or of the Country.

The want of this cordiality and confidence had already become a matter of public rumour; and public opinion not only extended it to acts, upon which there were apparent grounds for difference of opinion, but to all measures of Government involving political principles. His Excellency, on the one hand, was supposed to be coerced by his Council into a course of policy which he did not approve of, and the Council were made liable to the accusation of assuming the tone and position of responsible advisers of the Government, without, in fact, asserting the right of being consulted thereupon.

While His Excellency disavowed any intention of altering the course of administration of public affairs which he found on his arrival in *Canada*, he did not disguise his opinion that these affairs would be more satisfactorily managed by and through the Governor himself, without any necessity of concord amongst the Members of the Executive Council, or obligation on their part to defend, or support in Parliament the acts of the Governor. To this opinion of His Excellency, as one of theory, the Members of the Executive Council might not have objected; but when, on Saturday last, they discovered that it was the real ground of all their differences with His Excellency, and of the want of confidence and cordiality between His Excellency and the Council since his arrival, they felt it impossible to continue to serve Her Majesty as Executive Councillors for the affairs of this Province, consistently with their duty to Her Majesty, or to His Excellency, or with their public and often repeated pledges in the Provincial Parliament, if His Excellency should see fit to act upon his opinion of their functions and responsibilities.

Daly's Hotel,

27th November, 1843.

(Copy.)

The Governor General observes with regret, in the explanation which the gentlemen who have resigned their Seats in the Executive Council propose to offer in their places in Parliament, a total omission of the circumstances

which he regards as forming the real grounds of their resignation; and as this omission may have proceeded from their not considering themselves at liberty to disclose those circumstances, it becomes necessary that he should state them.

On Friday, Mr. *Lafontaine* and Mr. *Baldwin* came to the Government House, and after some other matters of business, and some preliminary remarks as to the cause of their proceeding, demanded of the Governor General that he should agree to make no appointment, and no offer of an appointment, without previously taking the advice of the Council; that the lists of candidates should, in every instance, be laid before the Council; that they should recommend any others at discretion, and that the Governor General, in deciding after taking their advice, should not make any appointment prejudicial to their influence. In other words, that the patronage of the Crown should be surrendered to the Council for the purchase of Parliamentary support; for, if the demand did not mean that it meant nothing, as it cannot be imagined that the mere form of taking advice without regarding it was the process contemplated.

The Governor General replied that he would not make any such stipulation, and could not degrade the character of his office, nor violate his duty, by such a surrender of the Prerogative of the Crown.

He appealed to the number of appointments made by him on the recommendation of the Council, or the Members of it in their departmental capacity, and to instances in which he had abstained from conferring appointments on their opponents, as furnishing proofs of the great consideration which he had evinced towards the Council in the distribution of the patronage of the Crown.

He at the same time objected, as he always had done, to the exclusive distribution of patronage with party views, and maintained the principle that office ought, in every instance, to be given to the man best qualified to render efficient service to the state; and where there was no such pre-eminence, he asserted his right to exercise his discretion.

He understood from Messrs. *Lafontaine* and *Baldwin*, that their continuance in office depended on his final decision with regard to their demand; and it was agreed that, at the Council to be assembled the next day, that subject should be fully discussed.

He

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He accordingly met the Council on Saturday, convinced that they would resign, as he could not recede from the resolution which he had formed, and the same subject became the principal topic of discussion.

Three or more distinct propositions were made to him, over and over again, sometimes in different terms, but always aiming at the same purpose, which, in his opinion, if accomplished, would have been a virtual surrender into the hands of the Council of the Prerogative of the Crown; and on his uniformly replying to those propositions in the negative, his refusal was each time followed by "then we must resign," or words to that purport, from one or more of the Council.

After the discussion of this question at so much length, being, as he has hitherto conceived, the one on which the resignation of the Council rested, he is astonished at finding that it is now ascribed to an alleged difference of opinion on the theory of Responsible Government.

In the course of the conversations which, both on Friday and Saturday, followed the explicit demand made by the Council regarding the Patronage of the Crown, that demand being based on the construction put by some of the gentlemen on the meaning of Responsible Government, different opinions were elicited on the abstract theory of that still undefined question, as applicable to a Colony,—a subject on which considerable difference of opinion is known every where to prevail; but the Governor General during those conversations protested against its being supposed that he is practically adverse to the working of the system of Responsible Government, which has been here established; which he has hitherto pursued without deviation, and to which it is fully his intention to adhere.

The Governor General subscribes entirely to the resolution of the Legislative Assembly of the 3rd September, 1841, and considers any other system of Government but that which recognises responsibility to the people and to the Representative Assembly, as impracticable in this Province.

No man is more satisfied, that all Government exists solely for the benefit of the people; and he appeals confidently to his uniform conduct here and elsewhere in support of this assertion.

If, indeed, by Responsible Government the gentlemen of the late Council mean that the Council is to be supreme, and the authority of

the Governor a nullity, then he cannot agree with them, and must declare his dissent from that perversion of the acknowledged principle.

But if they mean that Responsible Government, as established in this Colony, is to be worked out with an earnest desire to ensure success, he must then express his surprise at their arriving at conclusions, which he does not consider to be justified by any part of his conduct, and which he conceives his repeated declarations ought to have prevented.

Allusion is made in the proposed explanation of the gentlemen of the late Council, to the Governor General's having determined to reserve for the consideration of Her Majesty's Government, one of the Bills passed by the two Legislative Houses. That is the Secret Societies Bill. If there is any part of the functions of the Governor in which he is more than any other bound to exercise an independent judgment, it must be in giving the Royal Assent to Acts of Parliament. With regard to this duty he has special instructions from Her Majesty to reserve every Act of an unusual or extraordinary character. Undoubtedly the Secret Societies Bill answers that description, being unexampled in British Legislation. The gentlemen of the late Council heard his sentiments on it expressed to them. He told them that it was an arbitrary and unwise measure, and not even calculated to effect the object it had in view. He had given his consent to its being introduced into Parliament, because he had promised, soon after his assumption of the Government, that he would sanction Legislation on the subject, as a substitute for Executive measures, which he refused to adopt on account of their proscriptive character; although he deprecates the existence of Societies which tend to foment religious and civil discord. The gentlemen of the late Council cannot fail to remember with what pertinacity those measures were pressed on him, and can hardly be unaware of what would have followed at that time, if, in addition to rejecting the proscriptive measures urged, he had refused to permit any Legislation on the subject.

Permission to introduce a Bill cannot be properly assumed as fettering the judgment of the Governor with regard to the Royal Assent, for much may happen during the passage of the Bill through the Legislature to influence his decision. In this case the Bill was strongly opposed and reprobated in the Assembly, but when it went to the Legislative Council, many of the Members had seceded, and it did not

come

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come up from that House with the advantage of having been passed in a full meeting. Taking these circumstances into consideration, together with the precise instructions of Her Majesty, and the uncertainty of Her Majesty's allowing such a Bill to go into operation, the Governor General considered it to be his duty to reserve it for Her Majesty's consideration; as it was much better that it should not go into operation until confirmed by Her Majesty's Government, than that it should be discontinued after its operation had commenced.

In conclusion, the Governor General protests against the explanation which those gentlemen propose to offer to Parliament, as omitting entirely the actual and prominent circumstances which led to their resignation, and as conveying to Parliament a misapprehension of his senti-

ments and intentions, which has no foundation in any part of his conduct, unless his refusal to make a virtual surrender of the Prerogative of the Crown to the Council for party purposes, and his anxiety to do justice to those who were injured by the arrangements attending the Union, can be regarded as warranting a representation, which is calculated to injure him, without just cause, in the opinion of the Parliament and the people, on whose confidence he places his sole reliance for the successful administration of the Government.

Government House,
28th November, 1843,

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APPENDIX
No. 13.

Return transmitted by the Governor General on the subject of the Provincial Lunatic Asylum.

(Copy.)
No. 6.

Government House,
Kingston, 6th April, 1843.

MY LORD,

I have the honor herewith to transmit a Copy of a Report made by the respective Officers of Her Majesty's Ordnance upon a representation from the Receiver General of the Province, relative to the appropriation of a certain portion of the Military Reserve at *Toronto*, for the site of a Provincial Lunatic Asylum, of which document, also, I enclose a copy.

From this correspondence Your Lordship will perceive that the sum of £6307. 1s. 10d. raised by a tax imposed for this object in *Upper Canada*, is now lying in the Provincial Treasury; that the Military Reserve at *Toronto* offers a convenient site for the Asylum, and

that the Board of respective Officers see no objection to the grant of twenty-five acres of the north-west angle thereof for the purpose.

I am enabled to add that the want of a fit and adequate Public Asylum for Lunatics, has long been felt and complained of in both divisions of the Province, of which in *Upper Canada* the imposition of a tax for the erection of the building is sufficient proof.

The proposed site at *Toronto* appears in every respect eligible. It is at the disposal of the Government. No other town in the Province offers superior advantages to *Toronto*, on account of its central position, and the choice which it presents of professional attendants.

There is little doubt that the Provincial Legislature will furnish the funds for completing the Asylum, and its commencement may lead them to make provision for a similar Institution in *Lower Canada*, where it is equally, if not still more required.

Upon these grounds, I recommend this matter to Your Lordship's notice, in the hope that if you see reason to approve the report of the respective

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respective Officers, the suggestion may be confirmed in the proper department, and directions given that the portion of land therein specified, may be set apart and granted in trust to such parties as may hereafter be named on behalf of the Asylum.

I have, &c.,

(Signed,) C. T. METCALFE.

The Right Honorable
the Lord Stanley,
&c. &c. &c.

(Copy.)

Receiver General's Office,
Kingston, 16th January, 1843.

SIR,

I beg to bring under the consideration of the Government, the amount of money lying in the Treasury, raised under the Act of the late Province of *Upper Canada*, for the erection of a Lunatic Asylum, amounting to the sum of £6,307. 1. 10 Currency.

The present building occupied as a temporary Asylum, is wholly unfit for such a purpose. The exterior accommodations are neither adapted to the object, nor sufficient in extent for the wants of the Province. There is no yard to the premises in which the Patients can take fresh air or exercise. These poor and afflicted persons, at present to the extent of about sixty, cannot but feel themselves more as culprits confined for crime, than suffering from disorder arising from circumstances over which they have no control, and to which we are all exposed.

I therefore trust and implore the Government to take immediate steps to build a suitable House, and to send an experienced person into the *United States*, to visit the Asylums in *New York*, *Boston* and *Philadelphia*, to prepare plans and specifications, and place the same before the public for contract without loss of time, which will be taken low at this season of the year, labour being abundant and cheap, as well as all sort of provisions, materials, &c.

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I beg to suggest that authority be given to the Board of Works, to make the necessary arrangements for constructing the Asylum, and that it be built at *Toronto*, where the most extensive professional skill can be got, and the establishment supplied cheaper than in any other part of the Province. Forty or fifty acres of the north west angle of the *Garrison Reserve*, can be well spared without the least inconvenience, and the ground got without any cost to the public, its situation is good and healthy.

I wish to see the intentions of the inhabitants of *Upper Canada* carried into effect, for the comfort and relief of the afflicted persons who are the objects for whom they so generously paid the tax. My desire is to alleviate distress and render the afflicted as comfortable as circumstances will admit of.

I have, &c.

(Signed,) JOHN H. DUNN.

(Copy.)

Office of Ordnance,
Head Quarters,
Montreal, 15th March, 1843.

SIR,

In reference to your communication of the 25th ultimo, covering one from the Honorable *J. H. Dunn*, on the subject of obtaining a portion of the Military Reserve at *Toronto*, for the purpose of erecting a Lunatic Asylum, and requesting we will state for the information of His Excellency the Governor General in Council, whether there be any objection in a Military point of view to the suggestion of the Receiver General being favourably entertained.

We have the honor to acquaint you in reply, that we do not see any objection to the grant of twenty-five acres of the north west angle of the Military Reserve at *Toronto*, for the purpose applied for. At the same time, as this opinion is subject to the approval of the higher authorities

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authorities at home, it will remain for their decision whether, and in what manner the ground in question may be conceded.

We have, &c.

(Signed,) J. OLDFIELD,
Colonel, Staff,
Comdg. R. Engineers,
Canada.

(Signed,) F. SISSON,
O. Stores.

(Signed,) T. CAMPBELL,
Colonel Commanding
Royal Artillery,
Canada.

(Signed,) W. H. BLENKAM,
Deputy O. S.

(Copy.)

Military.

No. 11.

Downing Street,
17th September, 1843.

SIR,

I have the honor to acknowledge the receipt of your despatch (No. 6,) of the 6th April last, with its enclosures, relating to a proposition for appropriating a proportion of the Military Reserve at *Toronto*, for the purpose of erecting thereon a Lunatic Asylum; and I have to acquaint you, that having communicated upon this subject with the Master General and Board of Ordnance, as well as with the Commander of the Forces in *Canada*, I see no objection to the grant of the ground so applied for. I accordingly authorize you to make a formal grant of twenty-five acres of such ground, to the Trustees, or such other persons as may hereafter be named on behalf of the

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Asylum, it being understood that the site of the grant shall be that which is marked in the accompanying sketch, and that the plan of the building shall, before it is adopted, be sent to the Commanding Royal Engineer, in order that this officer may have an opportunity of offering such suggestions in respect to the disposition of the buildings, as may tend to afford collateral defence in the event of its becoming desirable to occupy it hereafter by a local force.

I have, &c.,

(Signed,) STANLEY.

The Right Honorable

Sir C. T. *Metcalf*, Baronet, G.C.B.,
&c. &c. &c.

To His Excellency the Right Honorable Sir
C. T. METCALFE, G. C. B., Governor
General of British *North America*, &c.
&c. &c.

MAY IT PLEASE YOUR EXCELLENCY:

The Commissioners of the Temporary Lunatic Asylum, in making their annual Report, beg leave most respectfully to refer Your Excellency to the Report of last year, in order that the progress and management of the Institution may be fully understood; and to remark that experience confirms the absolute necessity of not only continuing the present establishment in full operation, but also of increasing its benefits by a more extensive building, with the requisite grounds, which can only be accomplished by the establishment of the permanent Asylum for which they are informed ample funds have been collected.

The annexed table will show that with the forty-five persons remaining, when the last Report was made, sixty-two new cases have
been

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been admitted within the year, making one hundred and seven patients under treatment, some of whom were discharged and re-admitted, which causes a slight discrepancy between the Report of the Commissioners and that of the Medical Superintendent; and the Commissioners have great satisfaction in stating that very great benefit has been derived by many of the Patients from the treatment pursued by the Medical Superintendent, as will appear by his Reports.

The applications from the several parts of the Province, for the admission of Patients, have not in all cases been complied with, in consequence of the absence of the requisite accommodation for a greater number of Patients than have usually been on the Books of the Institution, and also from the Patients not coming within the Rules laid down for the management of the Asylum. In those cases, however, when Patients have been sent by the authority of the Government, the Commissioners have dispensed with the Rule.

In the admission of pay Patients, in the aggregate, a greater sum has been received than has been expended in their support.

The Commission, since the 1st July last, has been increased by the appointment of several Gentlemen resident in *Toronto*, by which means an increased vigilance has been exercised over the Asylum, and the Board has much satisfaction in reporting favorably of the officers and servants employed, for the undeviating care and attention in performing the duties of their several situations.

In the medical and moral treatment of so large a number of persons, deprived of their reason, and separated from their friends, the Commissioners are of opinion that too great responsibility devolves upon the Medical Superintendent, and the Board most respectfully recommends the appointment of a consulting Physician; an appointment which will not only increase the efficiency of the Establishment, but would also add to the confidence of the public.

The Commissioners also beg leave to refer Your Excellency to the Report of the Medical Superintendent hereunto annexed:—

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Return transmitted by the Governor General on the subject of the Provincial Lunatic Asylum.

STATEMENT showing the number of Patients remaining in the *Toronto* Temporary Lunatic Asylum, on the 1st September, 1842, and of those admitted up to the 1st September, 1843.

Remaining in the Asylum, 1st Sept., 1842:			
Paupers	37		
Pay-Patients	8		45
Admitted into the Asylum from 1st September, 1842, to 31st August, 1843.			62
			107
Of the 45 remaining on the 1st Sept., 1842:			
Discharged cured	10		
do relieved	3		
Removed by friends	3		
Died	4		
Remaining	25		45
Of the 62 Patients admitted to the 31st August, 1843:			
Discharged cured	17		
do relieved	9		
Removed by friends	5		
Died	5		
Remaining	26		62
			107
Of the 62 admitted from 1st September, 1842, to 31st August, 1843:			
There were of persons previously in the Asylum	14		
New cases	48		62
Of the 14 re-admissions.—Discharged cured	3		
do do Relieved	2		
do do Remaining	9		14
Of the Patients remaining in the Asylum 31st August, 1843, (51.)			
There are of cases remaining, 1st Sept. 1842	25		
do do 31st August, 1843.	26		51

RETURN of the Districts from whence the several Patients have been sent to the Asylum.

Districts.	Pay Patients.	Paupers.	Total.
Home District	7	21	28
Gore do	6	8	14
Newcastle do	3	13	16
Niagara do	..	9	9
Midland do	..	9	9
Wellington do	2	3	5
Johnstown do	..	6	6
Brook do	..	3	3
Huron do	2	1	3
Talbot do	1	..	1
Simcoe do	..	5	5
Western do	..	3	3
London do	1	1	2
Eastern do	1	2	3
Dalhousie do	..	2	2
Bathurst do	..	5	5
Canada East	1	..	1
Strangers	..	12	12
City of Toronto	17	44	61
Total	41	147	188

By order of the Commissioners,
(Signed,) W. B. JARVIS,
Chairman pro tem.
Toronto, 10th October, 1843.

(Copy.)

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(Copy.)

Toronto Lunatic Asylum,

18th September, 1843.

Commissioners met.

Present :

The Honorable The *Vice Chancellor,*

The Reverend Mr. *Grassett,*

Dr. Gwynne,

Dr. Beaumont.

“ An application was made by the Medical Superintendent to be allowed the rent of a small house in the immediate vicinity of the Institution taken by him for the purpose of more efficiently overlooking the Patients.”

Resolved, that considering the smallness of *Dr. Rees's* present remuneration, and that it was contemplated by the Legislature that the Medical Superintendent should be provided with an official residence connected with the Institution, that His Excellency the Governor General be respectfully requested to sanction the application.

A true Copy,

(Signed,) ROBERT CRONYN,
Warden,
T. L. A.

Annual Medical Report of the Temporary Lunatic Asylum.

Toronto, 1st September, 1843.

In submitting the present Annual Report of the Provincial Temporary Lunatic Asylum, *Toronto,* I feel much satisfaction in being able, notwithstanding the numerous disadvantages under which the Institution has hitherto laboured, to state that the success of the treatment, both medical and moral, has been very clearly marked. Nearly three years experience with an average number of from forty to fifty Patients, many of whom were of the most violent description, and conveyed in chains to the Asylum, has also fully established the possibility of dispensing with the almost obsolete forms of restraint and coercion, and has already

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exemplified the great benefit to be derived in this class of human afflictions from mildness and forbearance, combined with the necessary enforcement of vigilance and discipline.

It will be observed by the accompanying returns, that of the forty-five Patients remaining last year, ten have been discharged, cured; three have been discharged, relieved; three have been removed by their friends; four have died, and twenty-five remain.

Of those admitted since 1st September, 1842, seventeen have been discharged, cured; nine have been discharged, relieved; five have been removed by their friends; five have died, and twenty-six are remaining.

Four have been re-admitted from fresh attacks, and two who had escaped; fifteen of the Patients were sent from Gaols where no information of their cases had been acquired; and the affliction in fifteen out of their number arose from, or was complicated with functional or organic disease of the digestive organs; seven arose from fanaticism, and seven from intemperance.

Of the Patients reported last year as incurable, one has been discharged cured; five have been discharged relieved, and three have died.

Of the fifty-one Patients remaining in the Institution, twenty-seven are old cases (four being in a state of fatuity); fifteen are considerably improved, and nine are convalescent.

In examining the general return, and the statistical tables annexed, it will be observed that, to the causes just enumerated may, for the most part, be attributed the affliction which, if generally known, could not fail, one would suppose, to have a beneficial effect, both in determining men to eschew as far as possible the exciting causes, and so to diminish the chances of insanity; and also in aiding the Physician in his inquiry into the origin of the disease, and directing him in the treatment of the same.

Of the one hundred and ninety-four cases treated from the commencement, six males and six females were re-admitted from fresh attacks, brought on in most instances by drunkenness and exposure; eight of the cases were complicated with epilepsy; five with *delirium tremens*; twenty-three with intermittent, and thirteen with remittent fevers.

Ninety of the cases were received within twelve months of the attack, of which seventy-six, or eighty-four per cent. (fractions omitted) were

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were discharged, cured; and six, or six per cent died. Fifty-four cases were admitted within one to five years, of which thirteen, or twenty-four per cent, were discharged cured; and eight, or fourteen per cent, died. One died from sanguinous apoplexy; and one, soon after reaching the Asylum, from exhaustion.

Of the condition, thirteen of the females admitted were widows, four had been deserted by their husbands, and two were orphans. Fifty-nine, or thirty per cent, were married, and twenty-eight, or fourteen per cent, were single.

Of the males, five were widowers, two were blind, one had suffered amputation of both legs, and one had removed his own arm with an axe previous to admission. Fifty-two, or twenty-six per cent, were married, and fifty-four, or twenty-seven per cent, were single.

Of those who suffered from mania, or the more acute form of the disease, thirty-three were married females, and eighteen were unmarried.

Of the males, twenty-four were married, and twenty-three were unmarried. Of the admissions, so far as could be ascertained, thirty-nine patients were admitted within three months after the commencement of the attack; twenty-four within six months; twenty-six within one year; and nine from one to two years after the attack; sixteen from two to three; fourteen from three to five; and five from five to six years.

Of the recent cases cured, forty-eight were discharged within three months of their admission; eleven within six months; ten within nine months; and seven within twelve months.

Of the old cases cured, eight were discharged of from one to two years duration; three of two to three years duration; and two of three to five years duration.

Of the old cases discharged, relieved, six were males and nine were females.

One hundred and three other patients, or fifty-three per cent, were afflicted from physical causes; forty-five, or twenty-three per cent, from moral, and twenty-two, or eleven per cent, from hereditary; of the remaining twenty-four no information has been obtained.

Of the causes in patients not paupers, ten out of seventeen, or fifty-eight per cent, were hereditary.

Of the total number of admissions, idiots and incurables included, eighty-nine, or forty-five per cent, have been discharged, cured; thirty-eight have been discharged, relieved, or removed; sixteen, or eight per cent, have died, and fifty-one are remaining.

In closing this brief Report, I cannot refrain from alluding to the frequent complication of fevers, remittent and intermittent, with mental aberration, so often seen and so much to be deplored in this Institution; a complication arising from the insalubrity of the locality of the Asylum. To this great drawback on the usefulness of the Institution is to be added want of sufficient means of separating the convalescent, and of effectually excluding the noisy from the more tranquil patients; not to mention the essential desiderata of garden and other grounds; and of workshops for the exercise, whether of recreation or employment of the patients; one of the most unequivocal, and undisputed means of cure, as is clearly proved from what is seen in the Lunatic Asylums in Europe, and on the continent of America; points more fully alluded to in the Report of last year.

(Signed,) WM. REES.

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APPENDIX
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ANNUAL RETURN

Of Patients Admitted, Discharged and Remaining in the Provincial Temporary Lunatic Asylum, *Toronto*, from 1st September, 1842, to 1st September, 1843.APPENDIX
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	Remaining last year.			Admitted.			Discharged cured.			Discharged relieved or removed.			Died.			Convalescent.			Remaining.		
	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.
Monomania.....	10	6	16	15	11	26	9	4	13	10	2	12	2	..	2	2	2	4	2	7	15
Mania.....	6	14	20	27	10	37	12	5	17	5	5	10	2	3	6	2	2	4	12	12	24
Dementia and fatuity.....	6	1	7	1	1	2	..	..	..	..	..	..	1	..	1	1	..	1	6	2	8
Idiocy.....	2	..	2	2	1	3	..	..	..	1	..	1	..	..	..	..	..	1	3	1	4
Total.....	24	21	45	45	23	68	21	9	30	16	7	23	6	3	9	5	4	9	29	22	51

GENERAL RETURN

Of Patients admitted into the Provincial Temporary Lunatic Asylum, *Toronto*, from its commencement 21st January, 1841, to 1st September, 1843.

Number of Admissions.			Discharged cured.			Discharged, relieved or removed.			Died.			Convalescent.			Remaining.		
Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.	Males.	Females.	Total.
107	87	194	58	31	89	20	18	38	9	7	16	4	5	9	29	22	51

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TABLE NO. 2.

The following are the causes, as nearly as can be ascertained, viz:--

CAUSES.	Males.	Females.	Total.
Idiocy.....	4	1	5
Cerebral disease.....	4	3	7
Diseases of the digestive organs.....	19	3	22
Cold and irregularities in living.....	14	9	23
Cold, while under the influence of Mercury.....	1	..	1
Reverses in life.....	9	7	16
Disappointment in Love.....	1	1	2
Intemperance.....	15	15	30
Domestic affliction.....	1	3	4
Excessive study.....	1	..	1
Fright.....	4	1	5
Fanaticism.....	9	7	16
Gambling and dissipation.....	2	..	2
Injuries of the Head.....	5	1	6
Jealousy.....	2	..	2
Hereditary.....	14	8	22
Uterine disease.....	..	3	3
Grief.....	..	1	1
Unknown.....	15	11	26
Total.....	120	74	194

TABLE NO. 3.

Age of Such of the Patients as could be ascertained.

MALES.					FEMALES.				
Under 20 years.	Between 20 and 30.	Between 30 and 40.	Between 40 and 50.	Between 50 and 60.	Under 20 years.	Between 20 and 30.	Between 30 and 40.	Between 40 and 50.	Between 50 and 60.
5	39	24	16	9	3	18	26	22	2

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TABLE NO. 4.

Condition of such of the Patients as could be ascertained.

MALES.			FEMALES.				
Married.	Single.	Unknown.	Married.	Single.	Unknown.	Widowers.	Widows.
52	54	1	59	28	0	5	13

TABLE NO. 5.

Discharged, Cured, of present Cases.

DURATION OF DISEASE.			Number.
From within	three	months.....	48
do do	three to six	months.....	11
do do	six to nine	months.....	10
do do	nine to twelve	months.....	7
Total.....			76

TABLE NO. 6.

Discharged, Cured, of old Cases.

			Number.
Cases from	one to two	years.....	8
do do	two to three	do.....	3
do do	three to five	do.....	2
Total.....			13

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TABLE NO. 7.

Deaths.	No.
Apoplexy.....	2
Athrophy.....	4
Bilious Diarrhea ..	1
Pulmonary Consumption.....	2
Dropsy of the Chest.....	1
Inflammation of the Brain.....	4
Exhaustion, shortly after admission.....	1
Chronic Inflammation of the Bowels.....	1
Total.....	16

TABLE NO. 8.

Trade or occupation.	No
Carpenters.....	5
Blacksmiths.....	3
Bricklayers.....	2
Tinsmiths.....	1
Tailors.....	3
Shoemakers.....	5
Weavers.....	1
Military Pensioners.....	5
Butchers.....	1
Plumbers.....	1
Pedlers.....	2
Printers.....	1
Schoolmasters.....	1
Mercantile.....	8
Farmers, Labourers, &c., unknown.....	52
Total.....	91

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TABLE NO. 9.

Patients belonging to the following Religious Denominations, viz:	No.
Episcopalian Protestants.....	77
Roman Catholics.....	33
Presbyterians.....	19
Methodists.....	25
Baptists (coloured woman).....	1
Menonists.....	1
Total.....	156

TABLE NO. 10.

Patients, natives of the following Countries, viz:	No.
England.....	43
Ireland.....	78
Scotland.....	14
Germany.....	3
Canada.....	14
United States.....	4
Total.....	156

APPENDIX No. 14. Statement of the Contingent Accounts.

APPENDIX NO. 14.

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Table with columns: 1842. October, £ s. d., No. of Voucher, By Cash to, and APPENDIX No. 14. Statement of the Contingent Accounts.

APPENDIX No. 14. Statement of the Contingent Accounts.

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Brought up from the Legislative Assembly, 73. Read first time, 73. Read second time, 77. Committed, 77. Reported and leave granted to sit again, 77. Recommitted, 80. An amendment reported, 80. Read first time, 80. The amendment, 80. Read second time and adopted, 80. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 81. Same agreed to by that House, 89. Royal Assent given to the Bill, 145.
22. ——— KINGSTON MARINE RAILWAY BILL :—
Brought up from the Legislative Assembly, 79. Read first time, 79. Read second time, 80. Committed, 80. Reported, and leave asked to sit again, 81. Question put, and negatived, 81. Bill referred to a Select Committee, 81. Their report, 82. Bill and Report committed, 88. Amendments to the Bill reported, 88. Read twice and adopted, 88. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 91. Same agreed to by that House, 95. Royal Assent given to the Bill, 146.
23. ——— MORGAN AND OTHERS NATURALIZATION BILL :—
Brought up from the Legislative Assembly, 79. Read first time, 79. Read second time and referred to a Select Committee, 114. Assembly requested to communicate to this House the documents, grounds and evidence on which the Bill is founded, 114. Master in Chancery's Report of the delivery of the Message to the Assembly, 121. Reasons furnished by that House, 123. Same referred to the Select Committee on the Bill, 123. Their Report, 124. The Report and Message of the Assembly considered by the House, 126. Report read and the amendments recommended by the Committee adopted, 126. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 129. Same agreed to by that House, 133. Royal Assent given to the Bill, 146.
24. ——— CATARAQUI BRIDGE BILL :—
Brought up from the Legislative Assembly, 82. Read first time, 82. Read second time, and referred to a Select Committee, 88. They Report the Bill without amendment, 91. Read third time, passed, and the Assembly acquainted thereof, 92. Royal Assent given to the Bill, 146.

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25. ——— HARRISON'S ATTORNEY BILL :—
Brought up from the Legislative Assembly, 89. Read first time, 89. Read second time, 92. Read third time, passed, and the Assembly acquainted thereof, 95. Royal Assent given to the Bill, 146.
26. ——— MONTREAL LIBRARY ASSOCIATION BILL :—
Brought up from the Legislative Assembly, 89. Read first time, 89. Read second time and referred to a Select Committee, 92. They report the Bill without amendment, 94. Read third time, passed, and the Assembly acquainted thereof, 100. Royal Assent given to the Bill, 146.
27. ——— GASPÉ FISHERIES BILL :—
Brought up from the Legislative Assembly, 92. Read first time, 93. Read second time and referred to a Select Committee, 95. An amendment reported by them, 101. Read twice and adopted, 101. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 103. Same agreed to by that House, 105. Royal Assent given to the Bill, 146.
28. ——— OTTAWA LAND TAX BILL :—
Brought up from the Legislative Assembly, 93. Read first time, 93. Read second time and referred to a Select Committee, 95. They report the Bill without amendment, 116. Read third time, passed, and the Assembly acquainted thereof, 116, 117. Royal Assent given to the Bill 146.
29. ——— LOWER CANADA JUDICATURE BILL :—
Brought up from the Legislative Assembly, 96. Read first time, 96. Forty-sixth rule dispensed with, 96. Bill read second time and referred to a Select Committee, 96. Ordered to be printed, 96. Petitions from the Honorable R. W. Harwood and others, and Gabriel Marchand and others, referred to the same Committee, 99. The several Petitions presented this Session relating to the Judicature system of Lower Canada, referred to the same Committee, 99. Petition from Charles C. Grace, referred to the same Committee, 100. Leave given to the Committee to report from time to time, 105. Their report presented, 114. Bill and report considered by the House, 116. Amendments reported by the Select Committee, read twice and adopted, 116. Bill as amended read third time, passed, and sent to the Assembly for concurrence, 117.
30. ——— COMMON SCHOOL LAW REPEAL BILL :—
Brought up from the Legislative Assembly, 99. Read first time, 99. Read second time,

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- time, 100. The Bill, as also the Message of His Excellency on the subject of Common Schools, referred to a School Committee, 102. Leave given to report from time to time, 118. Their first report presented, 118. Considered by the House, 119. Same read and adopted, 119. Motion for reading the Bill a third time, 127. Question put and negatived, 127. referred back to the Select Committee, 127. Their further report presented, 128. Certain amendments submitted by the Committee, read twice and adopted, 129. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 129.
31. ——— MONTREAL WATER WORKS BILL :—
Brought up from the Legislative Assembly, 99. Read first time, 99. Read second time, 100. Read third time, passed, and the Assembly acquainted thereof, 102. Royal Assent given to the Bill, 146.
32. ——— SHERIFFS' PROCESS BILL :—
Brought up from the Legislative Assembly, 99. Read first time, 99. Read second time, 100. Read third time, passed, and the Assembly acquainted thereof, 102. Royal Assent given to the Bill, 146.
33. ——— LES DAMES DU SACRÉ CŒUR DE JÉSUS INCORPORATION BILL :—
Brought up from the Legislative Assembly, 99. Read first time, 99. Read second time, 100. Read third time, passed, and the Assembly acquainted thereof, 102. Royal Assent given to the Bill, 146.
34. ——— GOSSELIN'S PRIVILEGES BILL :—
Brought up from the Legislative Assembly, 99. Read first time, 99. Read second time, 100. Read third time, passed, and the Assembly acquainted thereof, 102. Royal Assent given to the Bill, 146.
35. ——— GAME BILL :—
Brought up from the Legislative Assembly, 100. Read first time, 100. Read second time, 103. Committed, 103. Reported without amendment, 103. Read third time, passed, and the Assembly acquainted thereof, 104. Royal Assent given to the Bill, 145.
36. ——— LOWER CANADA COURT OF APPEALS BILL :—
Brought up from the Legislative Assembly, 101. Read first time, 101. Read second time and referred to a Select Committee, 104. Their report, 106. Bill and report considered by the House, 106. Amendments reported by the Select Committee,

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- read twice and adopted, 106. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 112. Same agreed to by that House, 121. Royal Assent given to the Bill, 145.
37. ——— LA BANQUE DU PEUPLE INCORPORATION BILL :—
Brought up from the Legislative Assembly, 101. Read first time, 101. Read second time, and referred to a Select Committee, 104. They report the Bill without amendment, 104. Read third time, passed, and the Assembly acquainted thereof, 105. Bill reserved, 147.
38. ——— OTTAWA DISTRICT OFFICERS ACTS CONFIRMATION BILL :—
Brought up from the Legislative Assembly, 101. Read first time, 102. Read second time, 104. Read third time, passed, and the Assembly acquainted thereof, 105. Royal Assent given to the Bill, 146.
39. ——— LA CONGRÉGATION DE NOTRE DAME DE QUÉBEC INCORPORATION BILL :—
Brought up from the Legislative Assembly, 103. Read first time, 103. Read second time, 104. Read third time, passed, and the Assembly acquainted thereof, 105. Royal Assent given to the Bill, 146.
40. ——— FISH PRESERVATION BILL :—
Brought up from the Legislative Assembly, 104. Read first time, 104. Read second time, 105. Read third time, passed, and the Assembly acquainted thereof, 112. Royal Assent given to the Bill, 145.
41. ——— BISHOP'S COLLEGE BILL :—
Brought up from the Legislative Assembly, 104. Read first time, 104. Read second time, 105. Read third time, passed, and the Assembly acquainted thereof, 112. Royal Assent given to the Bill, 146.
42. ——— LOWER CANADA SMALL CAUSES BILL :—
Brought up from the Legislative Assembly, 112. Read first time, 112. Read second time, and referred to a Select Committee, 113. Their report, 116. Bill and report considered, 116. Amendments reported by the Select Committee, read twice and adopted, 116. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 119. Same agreed to by that House, 121. Royal Assent given to the Bill, 145.
43. ——— BARRIER AND WIFE'S NATURALIZATION BILL :—
Brought up from the Legislative Assembly, 112. Read first time, 112. Read second time, and referred to a Select Committee, 113.

BILLS—continued.

113. Assembly requested to communicate to this House the documents, grounds and evidence on which the Bill is founded, 114. Master in Chancery's report of the delivery of the Message to the Assembly, 121. Reasons furnished by that House, 121. Same referred to the Select Committee on the Bill, 122. Their report, 124. Report and Message of the Assembly, considered by the House, 126. Report read and adopted, 126.

44. ——— QUEBEC EDUCATION SOCIETY BILL :—

Brought up from the Legislative Assembly, 112. Read first time, 112. Read second time, 114. Read third time, passed, and the Assembly acquainted thereof, 117. Royal Assent given to the Bill, 146.

45. ——— JOHNSTOWN DISTRICT DEBT BILL :—

Brought up from the Legislative Assembly, 112. Read first time, 112. Read second time, 114. Read third time, passed, and the Assembly acquainted thereof, 117. Royal Assent given to the Bill, 146.

46. ——— LEGAL FORMS BILL :—

Brought in by the Honorable Mr. Bruneau, 112. Read first time, 112. Read second time, and referred to a Select Committee, 114. They report the Bill without amendment, 120. The report considered by the House, 121. Same read and adopted, 121. The Bill ordered to be engrossed, 121. Read third time and passed, 124. Title ordered, and the Bill sent to the Assembly, for concurrence, 124.

47. ——— TIMBER INSPECTION BILL :—

Brought up from the Legislative Assembly, 113. Read first time, 113. Read second time, and referred to a Select Committee, 119. They report the Bill without amendment, 122. Read third time, passed, and the Assembly acquainted thereof, 123, 124. Royal Assent given to the Bill, 145.

48. ——— CANADA INLAND FORWARDING COMPANY'S BILL :—

Brought up from the Legislative Assembly, 113. Read first time, 113. Read second time and referred to a Select Committee, 117. They report the Bill without amendment, 119. Read third time, passed, and the Assembly acquainted thereof, 120. Royal Assent given to the Bill, 146.

49. ——— RIVERS OBSTRUCTION BILL :—

Brought up from the Legislative Assembly, 113. Read first time, 113. Read second time, and referred to a Select Committee, 117. They report the Bill without amend-

BILLS—continued.

ment, 118. Read third time, passed, and the Assembly acquainted thereof, 118. Royal Assent given to the Bill, 146.

50. ——— HAWKESBURY DIVISION BILL :—

Brought up from the Legislative Assembly, 113. Read first time, 113. Read second time, 117. Read third time, passed, and the Assembly acquainted thereof, 119. Royal Assent given to the Bill, 146.

51. ——— LEGISLATIVE COUNCIL INDEPENDENCE BILL :

Brought in by the Hon. Mr. Joliette, 118. Read first time, and ordered to be printed, 118. Read second time, 120. Committed, 120. Amendments reported, 120. Read twice, and adopted, 120. Bill read third time, and passed, 121. Title ordered, and the Bill sent to the Assembly for concurrence, 121. Passed by that House without amendment, 135. Bill reserved, 147.

52. ——— WELLAND CANAL STOCK BILL :—

Brought up from the Legislative Assembly, 120. Read first time, 120. Read second time, 121. Read third time, passed, and the Assembly acquainted thereof, 124. Royal Assent given to the Bill, 145.

53. ——— TAX NAVIGATION COMPANY'S BILL :—

Brought up from the Legislative Assembly, 120. Read first time, 120. Read second time, 121. Read third time, passed, and the Assembly acquainted thereof, 124. Royal Assent given to the Bill, 146.

54. ——— TOWNSHIP OF CHATHAM GORE BILL :—

Brought up from the Legislative Assembly, 121. Read first time, 121. Read second time, 121. Read third time, passed, and the Assembly acquainted thereof, 124. Royal Assent given to the Bill, 146.

55. ——— TOWNSHIP OF CORNWALL BOUNDARY BILL :—

Brought up from the Legislative Assembly, 122. Read first time, 122. Read second time, and referred to a Select Committee, 124. They report the Bill without amendment, 126. Read third time, passed, and the Assembly acquainted thereof, 126. Royal Assent given to the Bill, 146.

56. ——— NIAGARA MARKET BLOCK BILL :—

Brought up from the Legislative Assembly, 122. Read first time, 122. Read second time, 126. Read third time, passed, and the Assembly acquainted thereof, 126. Bill reserved, 147.

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57. ——— SECOND IMPRISONMENT FOR DEBT ABOLITION BILL :—
Brought up from the Legislative Assembly, 122. Read first time, 122. Read second time, 126. Read third time, passed, and the Assembly acquainted thereof, 126. Royal Assent given to the Bill, 145.
58. ——— NIAGARA DISTRICT BANK BILL :—
Brought up from the Legislative Assembly, 122. Read first time, 122. Read second time, 126. Read third time, passed, and the Assembly acquainted thereof, 126. Bill reserved, 147.
59. ——— ISLE BIZARRE DETACHMENT BILL :—
Brought up from the Legislative Assembly, 122. Read first time, 122. Read second time, 127. Read third time, passed, and the Assembly acquainted thereof, 127. Royal Assent given to the Bill, 145.
60. ——— FIEFS NAZARETH, &C., TENURE BILL :—
Brought up from the Legislative Assembly, 122. Read first time, 123. Read second time, 127. Read third time, passed, and the Assembly acquainted thereof, 127. Royal Assent given to the Bill, 145.
61. ——— ST. LAWRENCE NAVIGATION AMENDMENT BILL :—
Brought up from the Legislative Assembly, 123. Read first time, 123. Read second time, 127. Read third time, passed, and the Assembly acquainted thereof, 127. Bill reserved, 147.
62. ——— GASPÉ JUDICATURE BILL :—
Brought up from the Legislative Assembly, 123. Read first time, 123. Read second time, 127. Read third time, passed, and the Assembly acquainted thereof, 127. Royal Assent given to the Bill, 145.
63. ——— REGISTRATION ORDINANCE AMENDMENT BILL :—
Brought up from the Legislative Assembly, 123. Read first time, 123. Read second time, 127. Read third time, passed, and the Assembly acquainted thereof, 127. Royal Assent given to the Bill, 145.
64. ——— CHURCH SOCIETIES INCORPORATION BILL :—
Brought up from the Legislative Assembly, 123. Read first time, 123. forty-sixth rule dispensed with, 123. Bill read second time, 123. Read third time, passed, and the Assembly acquainted thereof, 126. Address to the Governor General requesting His Excellency to transmit the Bill to England, ordered, 130. Presented, 133. His Excellency's answer, 141. Bill reserved, 147.

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65. ——— ST. FRANCIS GENERAL SESSIONS BILL :—
Brought up from the Legislative Assembly, 123. Read first time, 123. Read second time, 128. Read third time, passed, and the Assembly acquainted thereof, 128. Royal Assent given to the Bill, 145.
66. ——— SECOND AGRICULTURE PROTECTION BILL.
Brought up from the Legislative Assembly, 127. Read first time, 127. Read second time, 127. Read third time, passed, and the Assembly acquainted thereof, 128. Royal Assent given to the Bill, 145.
67. ——— PROTESTS OF NOTARIES EVIDENCE BILL :—
Brought up from the Legislative Assembly, 128. Read first time, 128. Read second time, 128. Read third time, passed, and the Assembly acquainted thereof, 128. Royal Assent given to the Bill, 145.
68. ——— SECOND LOWER CANADA JUDICATURE BILL :—
Brought up from the Legislative Assembly, 129. Read first time, 129. Read second time, 129. Read third time, passed, and the Assembly acquainted thereof, 129. Protest of the Hon. Mr. Joliette against the passing of the Bill, 129. Royal Assent given thereto, 145.
69. ——— TOLL EXEMPTION BILL :—
Brought up from the Legislative Assembly, 130. Read first time, 130. Read second time, 130. Read third time, passed, and the Assembly acquainted thereof, 130. Royal Assent given to the Bill, 145.
70. ——— TORONTO INDUSTRIAL FARM BILL :—
Brought up from the Legislative Assembly, 130. Read first time, 130. Motion for reading the Bill a second time, 131. Motion in amendment thereto, 131. Same negatived, 131. Bill read second time and referred to a Select Committee, 131.
71. ——— SURVEYORS' BILL :—
Brought up from the Legislative Assembly, 131. Read first time, 131. Read second time, 132. Read third time, passed, and the Assembly acquainted thereof, 132. Bill reserved, 147.
72. ——— COMMON SCHOOLS INDEMNITY BILL :—
Brought up from the Legislative Assembly, 132. Read first time, 132. Read second time, 132. Read third time, passed, and the Assembly acquainted thereof, 132. Royal Assent given to the Bill, 145.
73. ——— BISHOP OF MONTREAL'S LAND BILL :—
Brought up from the Legislative Assembly, 134. Read first time, 134. Read second time,

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time, 134. Motion for reading the Bill a third time, 134. Motion in amendment thereto, 134. Question put and carried, 134. Bill committed, 137. Amendments reported, 137. Read first time, 137. The amendments, 137. Read second time and adopted, 137. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 138. Same agreed by that House, 140. Speaker of this House directed to meet the Speaker of the Assembly upon the subject of the Bill, 140. His report, 142. Royal Assent to the Bill, 146.

74. — BOUNDARY COMMISSIONERS' BILL :—

Brought up from the Legislative Assembly, 134. Read first time, 135. Read second time, 137. Committed, 137. Reported without amendment, 137. Read third time, passed, and the Assembly acquainted thereof, 137. Royal Assent given to the Bill, 146.

75. — COMMON SCHOOLS ESTABLISHMENT BILL :—

Brought up from the Legislative Assembly, 135. Read first time, 135. Read second time, 135. Committed, 135. Reported without amendment, 135. Read third time, passed, and the Assembly acquainted thereof, 135. Royal Assent given to the Bill, 146.

76. — QUEBEC AND MONTREAL POLICE BILL :—

Brought up from the Legislative Assembly, 137. Read first time, 137. Read second time, 140. Read third time, passed, and the Assembly acquainted thereof, 140. Royal Assent given to the Bill, 145.

77. — CHARTERED BANKS' STOCK TRANSFER BILL :—

Brought up from the Legislative Assembly, 137. Read first time, 138. Read second time, 140. Committed, 140. Reported and referred to a select Committee, 140. Amendments reported and adopted, 141. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 141. Same agreed to by that House, 142. Royal Assent given to the Bill, 146.

78. — UPPER CANADA COUNTIES DIVISION BILL :—

Brought up from the Legislative Assembly, 138. Read first time and referred to a Select Committee, 138. Petitions presented in 1842, from William Roe, and others, and Edward Ryal, and others, referred to the same Committee, 139. Their report, 143. Same adopted, 143. Bill and report ordered to be printed, 144.

79. — ORDNANCE BILL :—

Brought up from the Legislative Assembly, 138. Read first time, 138. Read second time, 138. An amendment moved and

BILLS—*continued.*

adopted, 138. Bill, as amended, read third time, passed, and sent to the Assembly for concurrence, 139. Same agreed to by that House, 140. Royal Assent given to the Bill, 145.

80. — TOWNS AND TOWNSHIPS INCORPORATION BILL :

Brought up from the Legislative Assembly, 139. Read first time, 139. Read second time, and referred to a Select Committee, 139. Ordered to be printed, 139. Report of Committee, 143. Same adopted, 144. Bill and report ordered to be printed, 144.

81. — ANATOMY BILL :—

Brought up from the Legislative Assembly, 139. Read first time, 139. Read second time and referred to a Select Committee, 140. They report the Bill without amendment, 142. Read third time, passed, and the Assembly acquainted thereof, 142. Royal Assent given to the Bill, 145.

82. — UPPER CANADA LOAN AND TRUST BILL :—

Brought up from the Legislative Assembly, 142. Read first time, 142. Read second time, 142. Read third time, passed, and the Assembly acquainted thereof, 142. Royal Assent given to the Bill, 146.

83. — KINGSTON MINERAL WELLS COMPANY'S BILL :

Brought up from the Legislative Assembly, 142. Read first time, 143. Read second time, 143. Read third time, passed, and the Assembly acquainted thereof, 143. Royal Assent given to the Bill, 147.

BISHOP'S COLLEGE BILL. (*Vide Bill, No. 41.*)

BISHOP OF MONTREAL'S LAND BILL. (*Vide Bill, No. 73.*)

BRITISH AMERICA FIRE AND LIFE ASSURANCE COMPANY :

Speaker lays before the House a return of the, 29. (*Vide Sessional Papers, Letter I.*)

BOARD OF WORKS :—

A Statement laid before the House from the Chairman of the, 42. (*Vide Sessional Papers, Letter Q.*)

BONDS AND OTHER SECURITIES :—

A Return made to the House of the Registration of, 37. (*Vide Sessional Papers, Letter L.*)

BOUNDARY COMMISSIONERS' BILL. (*Vide Bill, No. 74.*)

BURIALS, &c. :—

Speaker lays before the House General Statements of the, in the Districts of Quebec, Montreal and Three Rivers, for the years 1841 and 1842, 23. (*Vide Sessional Papers, Letter D.*)

CALDWELL'S

CALDWELL'S ESTATE BILL. (*Vide Bill, No. 4.*)**CALL OF THE HOUSE :—**

Members present and absent at the, 29.

————— A Motion in respect of absent Members (without leave) at the, 29. Same adopted, 29.

————— For the purpose of considering His Excellency's Message on the subject of the Seat of Government. (*Vide Address, No. 3.*)

CANADA INLAND FORWARDING COMPANY'S BILL. (*Vide Bill, No. 48.*)**CARON, THE HON. RENÉ E. :—**

Acquaints the House that a Commission under the Great Seal had been issued appointing him Speaker of the Legislative Council, 75.

CATARAQUI BRIDGE BILL. (*Vide Bill, No. 24.*)**CENSUS BILL, (L. C.)** (*Vide Bill, No. 5.*)**CENSUS FOR U. C.** (*Vide Messages.*)**CHAMPLAIN AND ST. LAWRENCE RAIL ROAD COMPANY :**

A Return laid before the House of the affairs of the, 50. (*Vide Sessional Papers, Letter W.*)

CHARTERED BANKS' STOCK TRANSFER BILL. (*Vide Bill, No. 77.*)**CHATHAM GORE TOWNSHIP BILL.** (*Vide Bill, No. 54.*)**CHURCH TEMPORALITIES BILL (Lower Canada) :—**

Assented to by the Queen in Council, 31.

CHURCH SOCIETIES INCORPORATION BILL. (*Vide Bill, No. 64.*)**CITY BANK :—**

A Return laid before the House of the affairs of the, 43. (*Vide Sessional Papers, Letter V.*)

CLERGY RESERVES AND CROWN LANDS. (*Vide Addresses, No. 6.*)**CLERK OF THE HOUSE :—**

Communicates with the Speaker on the subject of the allowance of Deputies, 16.

————— Instructed to open an Account with the Post Office, 17.

CLERKS ASSISTANT OF THE HOUSE :—

Charles De Léry, Esqr. prays to be excused attending his duty on the first day of the Session as, 17.

————— Appointed Masters in Chancery, 46, 71.

CLERK OF THE CROWN IN CHANCERY :—

Speaker reports a Return from the, 16.

COMMERCIAL BANK OF THE MIDLAND DISTRICT :—

A Return presented to the House of the affairs of the, 50. (*Vide Sessional Papers, Letter Y.*)

COMMISSION UNDER THE GREAT SEAL :—

Authorising George Barthélemi Faribault, John Fenning Taylor, the elder, Gustavus William Wicksteed,

COMMISSION UNDER THE GREAT SEAL—continued.

and William Poyntz Patrick, Esquires, to administer the oath prescribed by Law to the Members of the Legislature, 13.

————— The Hon. René E. Caron appointed Speaker of the Legislative Council by a, 75.

————— Charles De Léry, Junior, and John F. Taylor, Senior, Esquires, appointed Masters in Chancery by, 46, 71.

COMMITTEES, SELECT, APPOINTED :—

1. ——— To peruse and perfect the Journals of the House, 17. Members added to the Committee, 54, 79. Power given to report from time to time, 82. First report presented, 84. Read, 84. The report, 84. Considered, by the House, 85. Same again read and adopted, 85. Petition from R. Watson referred to the same Committee, 103. Petition from R. Stanton also referred to them, 106. Second report presented, 117. Considered by the House, 119. Same read and adopted, 119. Motion to refer the reports and petitions (*de novo*) to the Committee, 119. Question put and negatived, 119.
2. ——— To draft an Address in answer to His Excellency's Speech at the opening of the Session, 22. (*Vide Address, No. 2.*)
3. ——— To consider, prepare and submit for the approbation of the House, such regulations as may be deemed necessary for the government of its proceedings in cases of Divorce, 25. Members added to the Committee 28, 48. Their report, 56. Members summoned, 58. The report ordered to be printed, 58. The same committed, 61. Certain rules reported and declared standing orders, 61.
4. ——— To report upon the Contingent Accounts of the Legislative Council, 25. Members added to the Committee, 61, 79, 83. Power given to report from time to time, 82. Their first report presented, 83. Considered by the House, 88. Same read, 88. Adopted, 89. (*Vide Address, No. 12.*) Certain instructions given to the Committee, 89. Their second report presented, 94. Considered by the House, 95. Read and adopted, 95. (*Vide Address, No. 14.*) Third report presented, 107. Considered by the House, 113. Same read and adopted, 113. A resolution moved for paying John F. Taylor, Senr., £100, 113. Question put and carried, 113. Fourth report presented, 134. Same adopted, 134. Fifth report presented, 136. Same adopted, 136.
5. ——— To report upon the Law Clerk's Report on Expiring Laws, 25. Members added to the Committee, 55, 61, 79.

COMMITTEES, SELECT—*continued.*

6. ——— To report upon Public Officers New Commission Bill, 36. Members added to the Committee, 52, 81, 83. Their report, 88.
7. ——— To report upon Protested Bills of Exchange Bill, 45. Their Report, 51. Bill referred back to the Committee, 54. Their second report, 56.
8. ——— To report upon Bankruptcy Bill, 46. Members added to the Committee, 52, 54. Their report, 63.
9. ——— To report upon Census Bill, 50. Members added to the Committee, 79, 83. Their report 89.
10. ——— To report upon Quarter Sessions Bill, (U C.) 50. Members added to the Committee, 81. Their report, 87.
11. ——— To enquire into the affairs of King's and Upper Canada Colleges, 54. Members added to the Committee, 99.
12. ——— To report upon Adverse Claims Bill, 55. Members added to the Committee, 83. Their report, 92.
13. ——— To report upon the Petition of John Joseph, Esquire, 59. Members added to the Committee, 83. Their report, 85. Same considered by the House, 91. Read, 91. Adopted, 91. (*Vide Address, No. 13.*)
14. ——— To report upon Montreal Protestant Orphan Asylum Bill, 59. Their report, 63.
15. ——— To report upon Niagara and Gore Boundary Line Bill, 69. Their report, 79.
16. ——— To report upon Religious Societies Lands Bill, 69. Members added to the Committee, 89. Their report, 96.
17. ——— To report upon Imprisonment for Debt Abolition Bill, 73. Members added to the Committee, 93.
18. ——— To report upon Kingston Marine Railway Bill, 81. Their report, 82.
19. ——— To report upon Catarqui Bridge Bill, 88. Their report, 91.
20. ——— To report upon Montreal Library Association Bill, 92. Their report, 94.
21. ——— To report upon Gaspé Fisheries Bill, 95. Their report, 101.
22. ——— To report upon Ottawa Land Tax Bill, 95. Their report, 116.
23. ——— To report upon Lower Canada Judicature Bill 96. Petitions from the Hon. R. W. Harwood, and others, and Gabriel Marchand,

COMMITTEES, SELECT—*continued.*

- and others, referred to the same Committee, 99. The several Petitions presented this Sessions relating to the Judicature system of Lower Canada, referred to the same Committee, 99. Petition from Charles C. Grece, and others, referred to the same Committee, 100. Leave given to the Committee to report from time to time, 105. Their report, 114.
24. ——— To report upon the subject matter of the Librarian's report, 102.
25. ——— To report upon Common School Law repeal Bill, and the Message of His Excellency, on the subject of Common Schools, 102. Leave given to the Committee to report from time to time, 118. Their first report, 118. Same adopted, 119. Bill referred back to the Committee, 127. Their further report, 128.
26. ——— To report upon Lower Canada Court of Appeals Bill, 104. Their report, 106.
27. ——— To report upon La Banque du Peuple Incorporation Bill, 104. Their report, 104.
28. ——— To report upon Lower Canada Small Causes Bill, 113. Their report, 116.
29. ——— To report upon Barbier and Wife's Naturalization Bill, 113. Reasons offered by the Assembly for passing the Bill referred to the same Committee, 122. Their report, 124. Adopted, 126.
30. ——— To report upon Legal Forms Bill, 114. Their report, 120. Same adopted, 121.
31. ——— To report upon Morgan and others Naturalization Bill, 114. Reasons offered by the Assembly for passing the Bill referred to the same Committee, 123. Their report, 124. Same adopted, 126.
32. ——— To report upon Canada Inland Forwarding Company's Bill, 117. Their report, 119.
33. ——— To report upon Rivers Obstruction Bill, 117. Their report, 118.
34. ——— To report upon Timber Inspection Bill, 119. Their report, 122.
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81. — AGRICULTURAL SOCIETY, of the Fourth Riding of the County of York, praying that the Government Grant may be disbursed by the District Treasurers, presented, 31.

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238. — ANDERSON, THE REV. W. and others, of Christ's Church, William Henry, praying for aid to repair a School House, presented, 70.

172. — BABY, J. B. and others, of the Western District, praying for indemnification for losses sustained during the late Rebellion, presented, 50.

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174. — BABY, J. B. and others, of the Western District, praying that the game Law, with certain amendments, may be made perpetual, presented, 50.

177. — BALFOUR, THE REV. ANDREW, praying for aid towards the support of a Grammar School in the Village of Waterloo, County of Shefford, presented, 50.

267. — BALFOUR, THE REV. A. and others, of the County of Shefford, praying for a Road from St. John's to Waterloo, in the said County, presented, 84. Read, 84.

149. — BALDWIN, WILLIAM WARREN, and others, of the Home District, praying for protection to Agriculture, presented, 44.

43. — BANK OF MONTREAL, praying for an extension of time to call in their new Stock, presented, 26.

105. — BARCLAY, ROBERT, and others, Stone Masons of Kingston, praying for relief, presented, 36.

17. — BATHURST DISTRICT COUNCIL, praying for aid to improve the road from Kingston to Bytown, passing through Perth, presented, 20.

18. — BATHURST DISTRICT COUNCIL, praying for aid to construct a Road from Fitzroy Harbour to des Allumettes Lake, and that the Main Road to the District Town may be improved, presented, 20.

19. — BATHURST DISTRICT COUNCIL, praying that the Municipal Council may only be required to assemble twice a year, presented, 20.

20. — BATHURST DISTRICT COUNCIL, praying that the Main Road to the northern extremity of the said District may be completed, presented, 21.

21. — BATHURST DISTRICT COUNCIL, praying that the period for collecting the Township Rates may be altered, presented, 21.

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196. ——— BELL, THE REV. W., and others, of Perth, praying for the passing of a Presbyterian Church Temporalities Act, presented, 55.
74. ——— BELTON, GEORGE, and others, of the London and Brock Districts, praying that encouragement and protection may be extended to the Hop Growers of this Province, presented, 30.
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357. ——— BETHUNE, THE REV. JOHN, D.D. and others, of Montreal, praying that the Holy Scriptures may be recognized as a Class Book in all Public Schools intended for Protestant Children, presented, 76.
130. ——— BISSETTE, JOSEPH, and others, inhabitants of Chambly, praying for relief for damages to their property by the waters of the Chambly Canal, presented, 38.
252. ——— BLACK, THE REV. DAVID, and others, of Ste. Thérèse de Blainville, praying that no public aid may be granted to McGill College, that its Charter may be modified, and the Charter of King's College, amended, presented, 73.
253. ——— BLACK, THE REV. DAVID, and others, of Ste. Thérèse de Blainville, praying for a Presbyterian Church Temporalities Act, presented, 73.
166. ——— BOISVERT, LOUIS, and others, Dealers in Wood, in the Districts of Quebec, Montreal, and Three Rivers, praying for a reduction of Tolls in the Port of Montreal, presented, 48.
127. ——— BOUCHETTE, JOSEPH, Esq., praying for pecuniary aid to assist him in publishing a New Map of Canada, presented, 38. Read, 99.
109. ——— BOURASSA, J. B., and others, of Chateauguay, praying for aid to erect a Seminary, presented, 36.
9. ——— BROCK DISTRICT COUNCIL, praying for protection to Agriculture, and exemption from the exorbitant charges of the Forwarders, presented, 17.
10. ——— BROCK DISTRICT COUNCIL, praying for the removal of the Registry Office to the District Town, presented, 17.

PETITIONS—*continued.*

171. ——— BROCKVILLE, the Ministers and Session of the Presbyterian Church of, praying against the passing of the Presbyterian Church Temporalities Act, presented, 49.
145. ——— BRONDGEEST, J. S., and others, of Montreal, praying for aid towards a School in connexion with St. George's Chapel, presented, 44.
220. ——— BROOKS, SAMUEL, and others, of Sherbrooke, praying for a Plank Road from Chambly to Granby, presented, 61.
53. ——— BROWN, GEORGE, and others, of the Township of Hull, in the District of Sydenham, praying that the Municipal Councils may be abolished, and that the Act of Lower Canada, 2 Wm. IV, ch. 44, may be re-enacted, presented, 26.
63. ——— BROWN, GEORGE, and others, of the Townships of Hull and Wakefield, praying for an extension of time to pay for their Lands, &c., presented, 28.
187. ——— BROWN, JOHN, and others, of Amherstburg, praying for an alteration in the mode of assessing Houses in the said Town, presented, 52.
193. ——— BUCHANAN, CUNINGHAM and GLASS, Messieurs, and others, praying that certain duties paid by them on the article of Sugar may be refunded, presented, 53.
123. ——— BURLAND, BENJAMIN, and others, Gagers and Land Waiters of the Port of St. Johns, praying for an increase of Salary, presented, 38.
27. ——— CALDWELL, JAMES, and others, Proprietors of Schooners navigating the Gulf of St. Lawrence, praying for a reduction of the present dues at the Port of Quebec, presented, 21.
276. ——— CALDWELL, SIR HENRY, Baronet, and others, Merchants of Quebec, praying against the passing of the Timber Inspection Regulation Act, presented, 89.
263. ——— CAMERON, KENNETH, and others, of the Township of Thorah, praying for the construction of a Road from Windsor Harbour to the Narrows of Lake Simcoe, presented, 81.
297. ——— CAMPBELL, JOHN D., and others, of Galt, praying against the passing of the Presbyterian Church Temporalities Act, presented, 116.
66. ——— CANADA INLAND FORWARDING AND INSURANCE COMPANY, praying for the passing of an Act to authorise the Chairman to sue for certain Debts, presented, 28.
313. ——— CARMICHAEL and FRENCH, and others, Contractors on the Welland Canal, praying that they may be exempted from the payment of Duties on Agricultural Products imported from the United States, presented, 139.

PETITIONS—*continued.*

77. ——— CARTIER, MARIE, of St. François, praying for arrears of Salary as a School Mistress since 1836, presented, 30.
100. ——— CARTWRIGHT, J. S., and others, praying for the Incorporation of a Trust and Loan Company, presented, 35.
260. ——— CAZEAU, CHARLES, and others Commissioned Cullers, of Quebec, praying for the adoption of certain suggestions in respect to the Timber Inspection Bill, presented, 79.
194. ——— CHAPMAN, A., and others, of Rouville, praying for aid to complete a School House, and support a Teacher, presented, 54. Same read, 55.
49. ——— CHARLESTON ACADEMY, the Trustees of, praying for pecuniary aid towards the support of that institution, presented, 26.
305. ——— CHESSER, JOHN, and others, of the District of Ottawa, praying for the adoption of a certain recommendation in respect of a Road from Hatfield to Bytown, presented, 130.
170. ——— CHOUINARD, JULIEN, and others, of Quebec, praying for an Act to Incorporate certain individuals as a Company, to extend the Fisheries in the Gulf of St. Lawrence, presented, 49.
103. ——— COLVILLE, EDEN, Esq., Attorney for the Colonial Association of Ireland, praying that certain powers may be conferred on the said Company, presented, 36.
98. ——— CONNELL, DAVID, and others, of the County of Stanstead, praying that the IV, Vict. ch. 30, may be repealed and the former mode of Registering Deeds, declared legal, presented, 35.
163. ——— COOK, REVEREND T., and others, of the Town of Three Rivers, praying for aid to repair the School House, and for an annual grant, presented, 48.
34. ——— CORBETT, JAMES, and others, Assessors of the Parish of Sorel, praying for remuneration, presented, 23.
140. ——— COX, EDWARD, and others, of certain Townships in the Districts of Three Rivers and St. Francis, praying for a grant to complete a road on the East side, of the River St. Francis, presented, 39.
64. ——— CRAIG, WILLIAM, and others, of the Township of Bristol, in the District of Sydenham, praying for an extension of time to pay for their Lands &c., presented, 28.
168. ——— CROOKS, THE HONORABLE JAMES, praying that the Legislature will address Her Majesty, on the subject of the capture of the Schooner Lord Nelson, by the United States Government, presented, 48. Same read, 49.

PETITIONS—*continued.*

169. ——— CUNNINGHAM, CHARLES, and others, of the County of Middlesex, in England, praying for an Act to incorporate a Company for extending the Fisheries in the Gulf of St. Lawrence, presented, 49.
246. ——— DAUX, J. BTE., and others, of St. Eustache, praying for permission to use any kind of Winter Vehicles, presented, 72.
128. ——— DAY, T. H., and others, Inhabitants of the Inferior District of Sydenham, praying for an annual grant towards the support of a District School, presented, 38.
1. ——— DELERY, CHARLES, Esquire, one of the Clerks Assistant to the Legislative Council, praying to be excused attending upon the House on the first day of the Session, presented, 17.
38. ——— DENISON, GEORGE T., Junior, and others, of Toronto, praying that the West Toll Gate may be removed outside of the City Liberties, presented, 25.
264. ——— D'ECHAMBAULT, DR. WILLIAM, of Laprairie, praying for indemnification for his services as Commissioner for trying the contested Election of O. Berthelot, Esquire, of Montreal, 1833, presented, 81.
274. ——— DICKSON, ANDREW, Esquire, Sheriff of the Bathurst District, praying that the Fees payable to Sheriffs may be clearly defined, presented, 89.
79. ——— DUPERÉ, ALEXANDRE, of Kamouraska, praying for remuneration as Clerk of the District Council, presented, 30.
144. ——— DUROCHER, J., of St. Mathieu de Belœil, praying for remuneration for a wound received from a Soldier, presented, 44.
155. ——— DUROCHER, J. and others of Belœil, praying for protection to Agriculture, presented, 45.
183. ——— DUVAL, J., and others, praying for an Act of Incorporation, to the Quebec Education Society, presented, 52.
308. ——— ELDER, WILLIAM, and others, of Usborne, praying that the Township of Williams may not be detached from the Huron District, presented, 133.
2. ——— ERAMOSA, the Inhabitants of the Township of, praying for a Road between the Wellington District, and Lake Ontario, presented, 17.
303. ——— ESSON, THE REVEREND, H., and others, of Montreal, praying against the passing of the Presbyterian Church Temporalities Act, presented, 126.

PETITIONS—*continued.*

254. — ESTY, BENJAMIN, and others, of St. Eustache, St. Benoit, &c., praying that an exclusive right to a Toll Bridge, over the River Jésus, may not be granted to Hyacinthe St. Germain, and J. G. Laviolette, presented, 76.
221. — EVANS, THE REVEREND FRANCIS, and others, praying for authority to sell the Episcopal Reserve in the Town of Simcoe, presented, 61.
244. — FINGLAND, THOMAS, and others, Contractors on the Hamilton and Brantford Macadamized Road, praying for the payment of a certain amount of interest, presented, 70.
88. — FISHER, PETER, and others, of the Township of Nelson, praying for protection to Agriculture, presented, 34.
249. — FORBES, A., and others, of Ste. Anne, and Ste. Geneviève, praying that the Road from the Abord à Plouffe, to the Island of Montreal, may be macadamized, presented, 72.
224. — FORDYCE, A. DINGWALL, and others, of Fergus, praying that the Charter of King's College, may be amended, presented, 62.
35. — FRASER, ALEXANDER, of St. Vallier, in the County of Bellechasse, praying for a renewal of the right to levy Toll on a Bridge across the River Boyer, presented, 23.
304. — FRASER, ALEXANDER, and others, of Lachine, Côte St. Paul, &c., praying for relief, presented, 130.
71. — FRASER, R. D., and others, of the District of Ottawa, praying for an Act to enable them to redeem certain Lands sold for Taxes, presented, 30.
206. — FRASER, WILLIAM, and others, of Bredalbane, praying that the charter of King's College may be amended, presented, 59.
118. — FREELAND, TAYLOR, and others, Soap and Candle Manufacturers of Toronto, praying for a duty on imported Candles, &c., presented, 38.
192. — GAGNON, C., and others, of the Townships of Somerset, Stanfold, &c. in the Districts of Quebec, Montreal and Three Rivers, praying for a Road to the River St. Lawrence, presented, 53.
255. — GALE, THE REV. ALEX., and others, of Hamilton, praying that the Charter of King's College may be amended, presented, 76.
273. — GARRICK, JAMES, and others, of Niagara, praying that the Presbyterian Church Temporalities Bill may be passed into a law, presented, 89.

PETITIONS—*continued.*

211. — GLASFORD, PAUL, and others, praying for an act authorising a further expenditure of money to complete the walls around the Gaol, &c. of Brockville, presented, 59.
223. — GOODSIL, CURTIS, and two others, Assessors for the District of St. Johns, praying for remuneration, presented, 62.
112. — GORE DISTRICT COUNCIL, praying for a grant to complete the Road, from Guelph to the Macadamized road north-west of Dundas, presented, 36.
113. — GORE DISTRICT COUNCIL, praying for the confirmation of a certain Boundary Line, presented, 36.
114. — GORE DISTRICT COUNCIL, praying for protection to Agriculture, &c., presented, 36.
115. — GORE DISTRICT COUNCIL, praying for the re-establishment of Courts of Requests, presented, 37.
78. — GOSSELIN, ANDRÉ ANTOINE, of St. Francis, praying for arrears of salary due him as a School Master since 1832, presented, 30.
182. — GRECE, CHARLES F. and others, of the District of Terrebonne, praying for protection to Agriculture, presented, 51.
283. — GRECE, CHARLES F. and others, of St. Thérèse, St. Jerome, St. Rose and St. Martin, praying that the Circuit Court may be placed at St. Thérèse instead of at Terrebonne. Presented, 100. Referred to the Select Committee on Lower Canada Judicature Bill, 100. (*Vide Committee, No. 23.*)
4. — GUELPH, the Inhabitants of the Township of, praying for a Road between the Wellington District and Lake Ontario, presented, 17.
216. — GUILLET, LOUIS, and another, of Batiscan, praying to be indemnified for losses sustained by them as Commissioners to erect a Bridge over the River St. Anne, presented, 61.
132. — GUINARD, ALEXIS, and others, proprietors of the Common of the Isle du Pads, praying for an act to regulate the same, presented, 38.
208. — HALE, W. A. and others, of Ste. Anne de Laperade, praying to be allowed to commute for Tolls on the New Bridge over the River Ste. Anne, presented, 59.
135. — HALL, L., and others, of the Townships of Westbury, &c. in the District of St. Francis, praying for a grant to complete a Road to Quebec, presented, 39.
160. — HALL, WILLIAM, and others, of Broughton, praying for the construction of a Road from Broughton to Leeds, presented, 46.

PETITIONS—*continued.*

162. ——— HAMILTON, the Minister, &c., of St. Andrew's Church of, praying for the passing of the Presbyterian Church Temporalities Act, presented, 48.
231. ——— HARRISON, SAMUEL B., Esquire, Barrister-at-Law, praying for an act to authorize him to practice as an Attorney and Solicitor, presented, 62.
265. ——— HARWOOD, THE HON. R. N., and others, of the County of Vaudreuil, praying that in the proposed Judicature Bill, Circuit Courts may be continued in that County as heretofore. Presented, 81. Read and referred to the Select Committee on Lower Canada Judicature Bill, 99. (*Vide Committee, No. 23.*)
197. ——— HATCH, JOHN J. P., as Chairman of a Meeting held in the County of Oxford, praying against the removal of the Seat of Government from Canada West, presented, 55.
198. ——— HATCH, JOHN J. P., as Chairman of a Meeting held in the county of Oxford, for protection to Agriculture, presented, 55.
237. ——— HEATH, JAMES G. and others, Merchants of Quebec, praying that certain duties by them paid on the article of Bastard Sugar may be refunded, presented, 68.
219. ——— HITCHCOCK, W. W., and others, of the Township of Hatley, praying for a Road from Langmaid's Flats to the City of Montreal, presented, 61.
153. ——— HOBERT, CHARLES, Messenger to the Quebec District Council, praying for relief, presented, 44.
306. ——— HODGINS, ROBERT, and others, of McGillivray, praying that the Township of Williams may not be detached from the Huron District, presented, 133.
309. ——— HODGINS, JAMES, and others, of Biddulph, praying that the Township of Williams may not be detached from the District of Huron, presented, 133.
61. ——— HOLMES, BENJAMIN, and others, of Montreal, praying for aid to erect a place of Worship and a School House, presented, 26.
23. ——— HOME DISTRICT COUNCIL, praying for various amendments in the Municipal District Council and School Acts, presented 21.
24. ——— HOME DISTRICT COUNCIL, praying that certain local taxes may be surrendered to the District, presented, 21.

PETITIONS—*continued.*

292. ——— HOME DISTRICT COUNCIL, praying that the Assessment Bill and the Bill to Incorporate Towns and Townships may not be passed into a law without certain amendments, presented, 107.
293. ——— HOME DISTRICT COUNCIL, praying for the adoption of such measures as will compel the Corporation of Toronto to defray the expenses of the support of prisoners in the District Gaol, committed under the warrant of the City authorities, presented, 106.
272. ——— HOPE, ADAM, and others, of St. Thomas, praying that the Charter of King's College may be further amended, presented, 89.
102. ——— HORTY, D. L., and others, of St. Jean Chrysostôme, praying that the Seigneur may be compelled to build a Banal Mill, presented, 35.
138. ——— HOYLE, ROBERT, Collector of Customs for the Port of Stanstead, praying for an increase of Salary, presented, 39.
158. ——— HUBBS, BENJAMIN, and two others, praying for an Act authorizing them to collect costs as late Boundary Commissioners for the District of Prince Edward, presented, 45.
117. ——— HUNTER, JAMES, and two others, of Newmarket, praying for pecuniary aid towards the support of a Manual Labour Institution, presented, 37.
167. ——— HUOT, REV. P., and others, of Quebec, praying that the Beach Road from Sillery Cove to Kilgraston Farm may be repaired, presented, 48.
190. ——— HYNDMAN, C. McCLELLAN, Crier of the Judicature Courts of the District of St. Francis, praying for relief, presented, 58.
175. ——— JAVRON, JOHN, and others, of the County of Haldimand, praying that the payment of land taxes may be enforced in a summary manner upon the holders of land in certain townships, presented, 50.
202. ——— JETTÉ, AMABLE, and others, Assessors of the County of Leinster, praying to be remunerated for taking the Census of the population within their respective localities, 58.
47. ——— JEWETT URIAH, and others, Inhabitants of Stanstead, praying that the fish in the lakes of the Eastern Townships called Maskinongé may not be taken during the spawning season, presented, 26.
11. ——— JOHNSTOWN DISTRICT COUNCIL, praying that all the Inhabitants of the Province may enjoy the full benefit of the endowment appropriated for education, presented, 18.

PETITIONS—*continued.*

12. ——— JOHNSTOWN DISTRICT COUNCIL, praying that the cost of the Road from Brockville to St. Francis, may be assumed by the Government, presented, 16.
13. ——— JOHNSTOWN DISTRICT COUNCIL, praying for the amendment of the Municipal Act, presented, 18.
234. ——— JOHNSTON, JOHN, and others, of the third concession of the Township of Cornwall, praying for the establishment of a certain Boundary, presented, 68.
247. ——— JONES, R., and others, of Sorel, St. Michel d'Yamaska, &c., praying for the establishment of a better communication between William Henry and Drummondville, presented, 72.
195. ——— JOSEPH, JOHN, Esquire, praying for an investigation of his claim on account of the loss of his office, presented, 55. Read, 55. Referred to a Select Committee, 59. (*Vide Committee, No. 12, and address, No. 13.*)
299. ——— KEMP, O. J., and others, of the Inferior District of Missisquoi, praying that in the Judicature Bill, due provision be made for a Circuit Court in the said District, presented, 119. Read, 119.
227. ——— KENDRICK, A. W., and others, of Compton, praying for a Road from Langmaid's Flats to Montreal, presented, 62.
104. ——— KETCHESON, W., Junior, and two others, of the District of Victoria, praying for power to collect charges as Boundary Commissioners, presented, 36.
96. ——— KILBORN, ALEXANDER, and others, of the County of Stanstead, praying for protection to Agriculture, presented, 35.
97. ——— KILBORN, ALEXANDER, and others, of the County of Stanstead, praying for the construction of Branch Roads from Chambly to the Towns of Sherbrooke and Stanstead, respectively, presented, 35.
212. ——— KINGSTON, JOHN F., of the Township of Bedford, praying for an Act authorising the construction of a Road from Kingston to Perth, presented, 59.
67. ——— KINGSTON, the Mayor and Corporation of the Town of, praying for an Act of Incorporation, and that its limits may be extended, presented, 28.
106. ——— KINGSTON, the Archdeacon of, and others, Inhabitants of Lot No. 24, in the Township of Kingston, praying that the said Lot may not become burdened with any portion of the Town Debt, presented, 36.

PETITIONS—*continued.*

111. ——— KINGSTON MARINE RAILWAY COMPANY, praying for additional powers, presented, 36.
45. ——— LACHINE TO POINT CLAIRE ROAD, the Inhabitants on, praying for the extension of the Montreal Turnpike Road from Lachine to that village, presented, 26.
214. ——— LAFONTAINE, LEON, and others, of Chambly, praying for an Act authorising the use of Double Sleighs, and the repeal of the Act of last Session in reference thereto, presented, 59.
201. ——— LAMBE, JAMES HENRY, and others, proprietors of the Arrière Fiefs of Nazareth, St. Augustin and St. Joseph, praying for an Act to relieve them from Feudal burdens, presented, 58.
95. ——— LAMPMAN, PETER, and ADAM STULL, praying that certain arrears of pensions may be paid, presented, 35.
108. ——— LANCING, JOHN G., and others, of the Lacolle and Odletown frontier, praying to be reimbursed for losses sustained by Incendiaries, presented, 36.
200. ——— L'ASSOMPTION, the Corporation of the College of, praying for pecuniary aid, presented, 58.
52. ——— LADOUCEUR, JOSEPH, and others, of the Seigniority of Petite Nation, praying that the Municipal Councils may be abolished, and that the Act of Lower Canada, 2 Wm. IV, ch. 44, may be re-enacted, presented, 26.
134. ——— LAURIN, JOSEPH, for himself and other Militia Men, praying that the time may be extended for receiving Militia Claims, presented, 38.
154. ——— LEBLANC, GODFREY, and others, of Blandford, praying for a grant to repair the Road from the River Bécancour to the Parish of Gentilly, in the District of Nicolet, presented, 44.
300. ——— LEEMING, THE REVEREND WILLIAM, and others of Chippewa, praying for pecuniary aid to rebuild Trinity Church, presented, 120.
191. ——— LEGAULT, XAVIER, and others, praying that the Isle Bizarre may be annexed to the County of Montreal, presented, 53.
148. ——— LEMOINE, B.H., and others, of Montreal, praying for aid to the British and Canadian Schools Society of that City, presented, 44.
39. ——— LEONARD, WILLIAM, praying that four years Salary as Teacher of a School in the Town of New Carlisle, in the Bay des Chaleurs, may be paid to him, presented, 25.
124. ——— LEPROHON, E. M., Inspector of Pot and Pearl Ashes, of Montreal, praying that the Act to regulate the inspection of Pot and Pearl Ashes may be amended, presented, 38.

PETITIONS—*continued.*

75. ——— LONGUEUIL AND CHAMBLY TURNPIKE ROAD, the Trustees of, praying for the exclusive privileges of plying a Ferry Boat over the St. Lawrence, and the amendment of the Road Act, presented, 30.
76. ——— LONGUEUIL AND CHAMBLY TURNPIKE ROAD, the Trustees of, praying for a further loan, presented, 30.
129. ——— LONGUEUIL AND CHAMBLY, the Curés and Inhabitants of, praying for exemption from Tolls on Sundays and Holidays, presented, 38.
- 259 ——— LONGUEUIL, the Baron de, and others, of Dorchester, praying that a Court of Quarter Sessions and a new Goal may be established in the said Town, presented, 76.
93. ——— LOW, CHARLES, and others, of the District of Ottawa, praying for a law to confirm certain acts of the Deputy appointed by Richard P. Hotham, Esq., presented, 35.
46. ——— LIVINGSTON, JOHN, and others, of the Township of Bayham, praying to be attached to the Brock District, presented, 26.
242. ——— MANN, THE REVEREND ALEXANDER, and others, of McNab and Horton, praying that the Presbyterian Temporalities Act may be passed into a law, presented, 70.
279. ——— MARCHAND, GABRIEL, and others, of the District of Montreal, praying against the passing of the Lower Canada Judicature Bill, presented, 93. Read and referred to the Select Committee on Lower Canada Judicature Bill, 99. (*Vide Committee, No. 23.*)
230. ——— MARIE, FRANCIS, and others, of Faucault, praying for indemnification for losses sustained at the hands of incendiaries, presented, 62.
126. ——— MASSON, JOSEPH, and others, praying for pecuniary aid towards the support of the High School, Montreal, presented, 38.
258. ——— MATHIESON, REV. ALEXANDER, D. D., of Montreal, praying that St. Andrew's Church may be exempted from the operation of the Presbyterian Church Temporalities Act, presented, 76.
41. ——— MACINTOSH, WILLIAM, and others, of Lower Lachine, praying that the Road between the Pavilion and the Church, in connexion with the Montreal Road may be Turnpiked, presented 26.
245. ——— MACPHERSON & CRANE, of Kingston, praying that the Act imposing Duties upon Agricultural Products may not immediately go into effect, presented, 71.

PETITIONS—*continued.*

241. ——— MCCOLL, THE REV. ALEXANDER C., and others, of Aldborough, praying that the Charter of King's College may be amended, presented, 70.
51. ——— McDOLL, WILLIAM M., and others, of the Township of Buckingham, praying for the amendment of the Municipal Council Act, and that the Act of Lower Canada, 2 Wm. IV. ch. 44. may be re-enacted, presented, 26.
233. ——— McDONALD, THOMAS, and others of St. Catharines, praying that the Charter of King's College may be amended, presented, 62.
116. ——— McDONALD, ALEX., of Beauharnois, praying that he may be reimbursed for losses from riots, presented, 37.
69. ——— McDONELL, ALEXANDER, and others, of the Indian Reservation, in the Eastern District, praying for an Act to confer on them the Elective Franchise, presented, 30.
165. ——— MCGILLIVRAY, JOHN, and others, of the Eastern and Ottawa Districts, praying for a grant to complete the Post Road, from Cornwall to l'Orignal, presented, 48.
121. ——— MCGILL, THE HON. PETER, and others, praying that an Act of Incorporation may be granted to St. Paul's Church, Montreal, presented, 38.
243. ——— MCGILL, ROBERT, and others, of the Town of Niagara, praying for the amendment of the Charter of King's College, presented, 70.
217. ——— MCGILL COLLEGE, the University of, praying for aid to provide a Professorship in the Faculty of Civil Law and three Professorships in the Arts, presented, 61.
159. ——— MCINTOSH, MATTHEW, and others, of Edwardsburgh and Augusta, praying against the passing of the Presbyterian Church Temporalities Act, presented, 45.
240. ——— MCKENZIE, THE REV. DONALD, and others, of Zorra, Nissouri and Oxford, praying that the Charter of King's College, may be amended, presented, 70.
87. ——— MCLEAN, THOMAS, and others, of Zorra in the District of Brock, praying for a new division of the said Township, presented, 34.
310. ——— MCLEOD, THOMAS, and others, of Stephen, praying that the Township of Williams may not be detached from the District of Huron, presented, 133.
142. ——— MCNAUGHTON, WILLIAM, and others, of Orms-town, praying for the consideration of the Presbyterian Church Temporalities Act, presented, 44.

PETITIONS—*continued.*

68. ——— MIDLAND DISTRICT COUNCIL, praying that the Board of Works would assume the charge of the Kingston and Napanee Road, presented, 30.
199. ——— MIGNAULT, REVEREND P. M., praying for aid to the College of Chambly, presented, 58.
278. ——— MILLER, JAMES, and others, of the Township of Toronto, praying for the amendment of the Charter of King's College, presented, 92.
188. ——— MILLER, WILLIAM, and others, of Port Sarnia, praying that the Charter of the University of King's College, may be amended, presented, 52.
36. ——— MIVILLE, J. B. DECHENE, of Ste. Famille, praying to be indemnified for the loss of a vessel in 1816, when chartered by the Government, presented, 23.
42. ——— MONTREAL MEDICAL SCHOOL, in connexion with McGill College, praying for pecuniary aid, presented, 26.
59. ——— MONTREAL LYING-IN HOSPITAL, the Committees of, praying for pecuniary aid, and an Act of Incorporation, presented, 26.
65. ——— MONTEAL GENERAL HOSPITAL, the President &c. of, praying for pecuniary aid, presented, 28.
72. ——— MONTREAL, THE BISHOP OF, and others, praying for the Incorporation of the Diocesan College at Lennoxville, presented, 30.
73. ——— MONTREAL LADIES' BENEVOLENT SOCIETY, praying for pecuniary aid, presented, 30.
82. ——— MONTREAL, THE MAYOR, &c., of, praying for an Act authorizing the Corporation to purchase the Montreal Water Works, presented, 31.
83. ——— MONTREAL MEDICAL BOARD, praying for a Law to regulate the Study of Anatomy, presented, 31.
125. ——— MONTREAL MEDICAL BOARD, praying for the adoption of measures to regulate the Medical profession, presented, 38.
146. ——— MONTREAL PROTESTANT ORPHAN ASYLUM, praying for an Act of Incorporation, presented, 44.
147. ——— MONTREAL PROTESTANT ORPHAN ASYLUM, praying for aid to the said Institution, presented, 44.
203. ——— MONTREAL, the Corporation and Citizens of, praying for an amendment of the Ordinance incorporating the said City, presented, 58.
204. ——— MONTREAL BOARD OF TRADE, praying that the Revenues of the Harbour, may be placed under the direction of the Trinity House, presented, 58.

PETITIONS—*continued.*

205. ——— MONTREAL BOARD OF TRADE, praying against the passing of the Act to regulate the Inspection of Timber &c., presented, 58.
261. ——— MONTREAL, THE RIGHT REVEREND THE LORD BISHOP OF, and others, Inhabitants of Lower Canada, praying to be incorporated by the name of the Church Society of the Diocese of Quebec, presented, 81.
33. ——— MORGAN, CYPRIAN, of the Township of Yonge, praying to be naturalized, presented, 23.
185. ——— MORGAN, PETER, and others, of the Côtés des Neiges. &c., near Montreal, praying for the abolition of Tolls on persons going to Church on Sundays and Holidays, presented, 52.
213. ——— MORGAN, CHARLES H., and others, of Cobourg, praying that the Charter of King's College, may be amended, presented, 59.
287. ——— MOORE, THOMAS, and others, of the District of PRINCE EDWARD, praying that the Charter of King's College, may be amended, presented, 103.
92. ——— MORRISON, G. D., and others, of Acton, &c., praying for a grant to complete the Road from Grantham to Montreal, presented, 35.
139. ——— MORRIS, WILLIAM, and others, of the County of Sherbrooke, praying for Agricultural protection, presented, 39.
99. ——— MOULTON, DAVID, W., and others, of the County of Stanstead, praying for the re-establishment of the Commissioners' Courts, presented, 35.
307. ——— MURRAY, JAMES, and others, of Hay, praying that the Township of Williams, may not be detached from the Huron District, presented, 133.
119. ——— MORTON, JAMES, and others, praying to be Incorporated under the style of the Kingston Mineral Wells Company, presented, 38.
122. ——— NEWHOUSE, WILLIAM, and others, praying to be incorporated under the style of the Mercantile Library Association of Montreal, presented, 38.
107. ——— ODELL, LOOP, praying to be reimbursed a certain sum of money advanced by him to build a Gaol at Napierville, presented, 36.
302. ——— PANET, CHARLES, Member of the Quebec Bar, praying that the proposed Judicature Bill may not be passed into a law, during the present Session. Presented, 121. Ordered to be printed, 129.
218. ——— PATTON, ANDREW, Land-waiter at the Township of Stanstead, praying for an increase of Salary, presented, 61.

PETITIONS—*continued.*

156. — PHILLIPS, WM. and others, creditors of the estate of Wolfred Nelson & Co., praying to be re-imbursed for losses occasioned to them by the destruction of the property of the said firm by Her Majesty's Troops in 1837, presented, 45.
- 151 — PIGOTT, JANE, of Quebec, praying for a renewal of the grant formerly made in recompense of her husband's scientific services, presented, 44.
37. — PILOTS OF MONTREAL AND QUEBEC, praying for an act to prevent certain Pilots from improperly boarding Vessels before reaching Quebec, presented, 25.
161. — POWELL, MRS. MARGARET, praying for a pension as the late House Keeper of the Executive Council of Upper Canada, presented, 48. Same read, 68.
120. — POZER, GEORGE, of Quebec, praying for an act to remove doubts as to the powers of the Quebec Corporation, presented, 38.
164. — PRINCE EDWARD DISTRICT AGRICULTURAL SOCIETY, praying for protection to Agriculture, presented, 48.
3. — PUSLINCH, the Inhabitants of the Township of, praying for a Road between the Wellington District and Lake Ontario, presented, 17.
16. — QUEBEC, the Committee of the National School of, praying for pecuniary aid, presented, 18.
15. — QUEBEC, the Ministers, &c. of St. Andrews Church of, praying for aid towards the support of a School in connexion with the said Church, presented, 18.
40. — QUEBEC, certain Censitaires of, praying for further time to pay the *lods et ventes* by them due to the Crown, presented, 25.
55. — QUEBEC MALE ORPHAN ASYLUM, praying for pecuniary aid, presented, 26.
56. — McQUAIG, EFFY. praying for the removal of a certain grievance by separating the Township of Lancaster from the Seignior of New Longueuil, presented, 26.
84. — QUEBEC, Seminary of, praying for an act to enable the said Institution to hold land, &c. for the purposes of Education, presented, 31.
85. — QUEBEC, the Charitable Association of the Catholic Ladies of, praying for pecuniary aid, presented, 31.
86. — QUEBEC INFANT SCHOOL, praying for pecuniary aid, presented, 31.

PETITIONS—*continued.*

91. — QUEBEC, "Congregation de Notre Dame," praying for an Act of Incorporation, presented, 35.
101. — QUEBEC HIGH SCHOOL, the Directors of, praying for pecuniary aid, presented, 35.
150. — QUEBEC BRITISH AND CANADIAN SCHOOL SOCIETY, praying for pecuniary aid, presented, 44.
152. — QUEBEC FEMALE ORPHAN ASYLUM, praying for pecuniary aid, presented, 44.
275. — QUEBEC LITERARY AND HISTORICAL SOCIETY, praying for pecuniary aid, presented, 89.
277. — QUEBEC LITERARY AND HISTORICAL SOCIETY, praying to be re-imbursed a certain sum of money expended by them, presented, 92.
226. — REA, ALEX. and others, of Compton, praying for the amendment of the Common School Act, presented, 62.
225. — REA, ALEX. and others, of Compton, praying for the amendment of the Municipal Council Ordinance, and the re-establishment of Commissioners' Courts, presented, 62.
235. — REA, ALEX. Esq. of the Township of Compton, praying for relief, presented, 68.
157. — REES, WILLIAM, Medical Superintendent of the Toronto Lunatic Asylum, praying that a salary may be granted to him, presented, 45. Read, 54. An Address to His Excellency thereon, ordered, 54. (*Vide Address, No. 10.*)
137. — RICE, ISRAEL, of the Township of Huron, in the District of St. Francis, praying for relief, presented, 39.
209. — RIMOUSKI, District Council, praying for a grant to make a Road from Matane to Metis, presented, 59.
210. — RIMOUSKI DISTRICT COUNCIL, praying for a grant to construct a Bridge on a certain River running through the Parish of Rimouski, presented, 59.
207. — ROBINSON, H. and others of the County of Shefford, praying that Agriculture may be protected; that the Judicature, Municipal, School, Registry, and Road Laws may be amended, and that the Eastern Townships may be improved, presented, 59.
262. — ROBINSON, H., and others, of the Townships of Stukely, Ely and Brompton, praying for a grant to complete a Road from Melbourn to Montreal, presented, 81.

PETITIONS—*continued.*

57. ——— RYALL, EDWARD, and others, of the Township of Oro, praying that the Municipal Council Act may be amended and the Common School Act repealed, presented, 26.
94. ——— RYKERT, GEORGE, and two others, of the District of Niagara, praying for authority to recover costs as Boundary Commissioners, presented, 35.
143. ——— SCOTT, JAMES, of South Burgess, praying for the settlement of certain claims on the Commissioners for improving the River St. Lawrence, presented, 44.
239. ——— SEATON, ROBERT, and others, of Cavan, praying that the Presbyterian Temporalities Act may not be passed into a Law, presented, 103. Read 103.
229. ——— SENECA, LOUIS, and others, of the Parishes of Longueuil and Boucherville, praying for the repeal of the Act of last Session relating to winter vehicles, presented, 62.
271. ——— SEWELL, THE REV. E. W., and others, of Quebec, praying for the amendment of the Common School Act, presented, 88.
62. ——— SHEFFORD ACADEMY, the Directors of, praying for a grant of £100, presented, 28.
189. ——— SHERBROOKE DISTRICT COUNCIL, praying for the amendment of the Municipal Council and School Acts, presented, 53.
311. ——— SIMARD, THOMAS, and others, Pilots for and below the Harbour of Quebec, praying that the present tariff of Fees allowed to Pilots may not be altered, presented, 137.
25. ——— SIMCOE DISTRICT COUNCIL, praying for various amendments in the Municipal and School Acts, presented, 21.
26. ——— SIMPSON, A. and others, of Quebec, praying that the Quebec Turnpike Act may be so amended as that vehicles carrying manure may pass Toll free, presented, 21.
282. ——— SMITH, S. Junior, and others, of the Parish of St. Armand West praying that the Commissioners under the Small Cause Act, may be remunerated, presented, 94. Read, 94.
286. ——— SMITH, HENRY, of Toronto, praying for relief, presented, 103.
270. ——— SOMERVILLE, JAMES, and others, of the County of Montreal, praying for protection to Agriculture, presented, 88.
50. ——— STANSTEAD, the Inhabitants of the County of, praying for aid to repair the Road over the Bolton Mountains, presented, 26.

PETITIONS—*continued.*

48. ——— STANSTEAD, the Inhabitants of, praying for the abolition of District and Division Courts, and that their County Registry Office be restored to them, presented, 26.
291. ——— STANTON, ROBERT, Esquire, praying that the printing of the Journals of this Session may be continued to him, presented 106. Referred to the Select Committee on the Journals, 106. (*Vide Committee, No. 1.*)
284. ——— STARK, THE REV. M. L., and others, of Dundas, praying that the Presbyterian Temporalities Bill, may not be passed into a law, presented, 100.
312. ——— STAYNER, T. A. and others praying for an Act of Incorporation to the Quebec British and Foreign School Society, presented, 139.
239. ——— STEVENSON, D. B. and others, of the District of Prince Edward, praying against the removal of the Seat of Government, presented, 70.
295. ——— STEWARD, WILLIAM, and others, prisoners in the Goal of the Home District, praying for a law to abolish imprisonment for debt, presented, 116.
31. ——— ST. HYACINTHE DISTRICT COUNCIL, praying that new Courts may be substituted for the trial of Small Causes instead of the existing Division Courts, presented, 21.
32. ——— ST. HYACINTHE DISTRICT COUNCIL, praying for the removal of doubts as to the powers of the Council to enforce penalties in certain cases, presented, 21.
28. ——— ST. HYACINTHE DISTRICT COUNCIL, praying for various amendments in the Municipal and School Acts, presented, 21.
29. ——— ST. HYACINTHE DISTRICT COUNCIL, praying for the imposition of duties on imported Agricultural products, presented, 21.
30. ——— ST. HYACINTHE DISTRICT COUNCIL, praying for a grant to improve the Navigation of the River Yamaska; and for a share of the moneys applied to public improvements, presented, 21.
228. ——— ST. JEAN, FLEURY, of Montreal, praying for the commutation of the Seigniorial Tenure, under which they hold their lands, presented, 62.
133. ——— ST. MARTIN, STE. THÉRESE, ST. BENOIT, STE. SCHOLASTIQUE, ST. JEROME and ST. EUSTACHE, the Inhabitants of the Parishes of, praying for the restoration of the Arms taken in 1837 and 1838, presented, 38.

PETITIONS—*continued.*

54. — SYDENHAM DISTRICT COUNCIL, praying for a grant to erect a Gaol and Court House at Aylmer, presented, 26.
70. — SYDENHAM DISTRICT COUNCIL, and Inhabitants of the County of Ottawa, praying for a grant of money to make a Road to the City of Montreal, presented, 30.
131. — SYMMES, CHA's., and others, praying that the County of Sydenham may be declared a separate District, presented, 33.
280. — THOMAS, E. CARTWRIGHT, Esquire, Chairman of a Public Meeting held in the Gore District, praying that the Macadamized Roads in the said District may be completed, &c., presented, 93.
281. — THOMAS, E. CARTWRIGHT, and GEORGE GRANGE, Esquires, on behalf of the Inhabitants of the Gore and Wellington Districts, praying for the construction of a Road between the Head Waters of the Lake Ontario and Owen's Sound on Lake Huron, presented, 93. Same Read, 94.
266. — THOMPSON, CHRISTOPHER, and others, of Scarborough, praying against the passing of the Presbyterian Church Temporalities Act, in its present shape, presented, 84.
251. — TORONTO, the Honorable and Right Reverend the Lord Bishop of, praying against the passing of the proposed Bill for altering the Charter of King's College, presented, 73.
285. — TORONTO BOARD OF TRADE, praying that the new Assessment Act may not be passed without certain modifications, presented, 103.
294. — TORONTO, the Honorable and Right Reverend the Lord Bishop of, praying that the sum appropriated for the support of Common Schools may be divided amongst the recognized Denominations of Christians, presented, 113. Read and ordered to be printed, 113.
298. — TORONTO, the Honorable and Right Reverend the Lord Bishop of, and others, praying for the passing of an Act to incorporate the Church Society of the Diocese of Toronto, presented, 118.
301. — TORONTO BOARD OF TRADE, praying for an Insolvent Debtors Act, presented, 120. Read, 120.
176. — TOURNEAUX, EDWARD, and others of the Townships of Melbourne, Shipton, &c., praying for a Road from Quebec, through the Eastern Townships to Montreal, presented, 50.
14. — TURGEON, CHARLES, of Quebec, praying for the Rent of a House occupied by the Municipal Council of Quebec, presented, 18.

PETITIONS—*continued.*

268. — URQUHART, HUGH, and others, of the Township of Cornwall, praying that the Charter of King's College may be amended, presented, 84.
186. — VIGER, L. M., and others, Bankers, of Montreal, praying for an Act of Incorporation, presented, 52.
110. — VICTORIA DISTRICT COUNCIL, praying that a tax may be levied on Dogs in the said District, presented, 36.
90. — VICTORIA DISTRICT COUNCIL, praying for aid to repair the Roads, and that certain local Taxes may be surrendered to the District, presented, 35.
184. — VALOIS, SIMON, and others, of the Côtes St. Michel, &c., near Montreal, praying for the abolition of Tolls on persons going to Church on Sundays and Holidays, &c., presented, 52.
290. — WALKER, WILLIAM, and others, praying for the improvement of the Road between Brantford and Hamilton, presented, 105.
89. — WALTER, JOACHIM, and others, of Vaudreuil, praying for a grant to construct a Road across Isle Perrault, presented, 34.
288. — WATSON, RICHARD, practical printer in the office of R. Stanton, Esquire, praying that the printing of the Journals of the Legislative Council, may be continued to the present Establishment, presented, 103. Referred to the Select Committee on the Journals, 103. (*Vide Committee No. 1.*)
5. — WELLINGTON DISTRICT COUNCIL, praying for power to enforce statute labour, presented, 17.
7. — WESTERN DISTRICT COUNCIL, praying for the imposition of a Dog Tax, presented, 17.
8. — WESTERN DISTRICT COUNCIL, praying that Township Clerks may be authorised to attest the Returns of Township Officers, presented, 17.
6. — WESTERN DISTRICT COUNCIL, praying for an alteration in the Law of Imprisonment for Debt, presented, 17.
80. — WESTERN DISTRICT COUNCIL, praying for the removal of the District Town to Chatham, presented, 31.
178. — WESTERN DISTRICT COUNCIL, praying that Assessors may be permitted to verify their Returns before a Magistrate, presented, 51.
179. — WESTERN DISTRICT COUNCIL, praying that District Councillors may receive a remuneration for their services, presented, 51.

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180. ——— WESTERN DISTRICT COUNCIL, praying for the amendment of the School Act, presented, 51.
44. ——— WHITE, THOMAS, and others, of Montreal, Boot and Shoemakers, praying that a duty of 30 per cent, be imposed on Boots and Shoes imported from the United States, presented, 26.
222. ——— WHITWELL, THE REV. RICHARD, and others, of St. Armands, praying that the Common School Act may be amended, presented, 62.
181. ——— WILLOUGHBY, THE REV. MARK, of Montreal, Praying for aid to the British and North American School Society, presented, 51.
256. ——— WILLOUGHBY, THE REV. MARK, and others, of Montreal, praying for the amendment of the seventh section of the Common School Act, presented, 76.
250. ——— WILSON, ALEXANDER, and others, of the District of Brock, praying that the Charter of King's College may be amended, presented, 72.
58. ——— WILSON, GEORGE, and others, of the Townships of North and South Orillia, &c., praying for a Road between Lakes Huron and Ontario, presented, 26. Read, 33.
269. ——— WYLIE, JAMES, and others, of Ramsay, praying that the Charter of King's College may be amended, presented, 84.
296. ——— YOUNG, R., and others, of Goderich, praying that the Township of Williams may not be detached from the District of Huron, presented, 116.

POST OFFICE :—

A Despatch on the subject of the. (*Vide Appendix, No. 9.*)

————— Clerk of the House instructed, to open an account with the, for the Postage of Letters, 17.

PRINCE ALBERT, HIS ROYAL HIGHNESS. (*Vide Appendix, No. 6, and Addresses and Messages.*)

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Ordered to be procured for this House, 25.

PRINTING ORDERED :—

- Of the answer to the Speech from the Throne and His Excellency's reply thereto, 28.
- Of the Message of His Excellency relative to the case of the Honorable J. B. Taché, 28.
- Of certain Resolutions on the subject of the Seat of Government, 41.
- Of the Despatch on the subject of the Post Office, 46.
- Of the report of the Select Committee, on Divorce, 58.
- Of the report of the Chairman of the Board of Works, 79.

PRINTING ORDERED—*continued.*

————— Of the Joint Addresses to the Queen, and to the Governor General, on the subject of the Seat of Government; together with His Excellency's answer to the latter Address, 82.

————— Of the Petition from the Honorable and Right Reverend the Lord Bishop of Toronto, praying that the sum appropriated by the Legislature, for the support of Common Schools, may be divided amongst the recognized denominations of Christians, in proportion to their Members, 113.

————— Of the Petition from Charles Panet and others, praying against the passing of the Lower Canada Judicature Bill, 129.

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- do. do. to the 7th February, 1843, 5.
- do. do. to the 18th March, 1843, 6.
- do. do. to the 2d. May, 1843, 6.
- do. do. to the 12th June, 1843, 7.
- do. do. to the 22d. July, 1843, 8.
- do. do. to the 31st. August, 1843, 8.

————— Promulgating the Royal Assent, to Foreign Wheat Duty Bill, 9.

————— Convening Parliament at the Township of Kingston, on the 28th September, 1843, 9.

PROTESTS ENTERED UPON THE JOURNALS OF THE HOUSE :—

————— Of the Honorable Messrs. de Blaquiere, Morris and Dickson, against receiving the second report of the Committee, on Privileges in relation to the case of the Honorable Mr. Taché, 32.

————— Of the Honorable Messrs. de Blaquiere and Macaulay, against the adoption of a certain resolution, relating to the same case, 33.

————— Of the Honorable Messrs. Sullivan, Ferrie, Joliette, Irving, Taché, Goodhue and A. Dionne, against the adoption by the House of certain resolutions on the subject of the Seat of Government, 40.

————— Of the Honorable Messrs. Morris, Draper, Dickson, de Blaquiere, Macaulay, Hamilton, McKay, Sherwood, Jameson, Crooks, Fergusson, McDonald, A. Fraser and Washburn, against the taking up of the Address of the Assembly to the Queen on the subject of the Seat of Government, 74.

————— Of the Honorable Messrs. Fergusson and Irving, against granting the motion for allowing the Honorable Mr. Draper to plead as Counsel at the Bar of the Legislative Assembly, against the passing of the University Charter amendment Bill, 105.

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PUBLIC MEETINGS BILL. (*Vide Bill, No. 21.*)

PUBLIC OFFICERS NEW COMMISSION BILL. (*Vide Bill, No. 3.*)

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QUEBEC :—

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QUEBEC EDUCATION SOCIETY'S BILL. (*Vide Bill, No. 44.*)

QUEBEC AND MONTREAL POLICE BILL. (*Vide Bill, No. 76.*)

QUEBEC, MONTREAL, GASPÉ AND THREE RIVERS :—

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On the subject of the Library, 23. Same read, 25. (*Vide Appendix, No. 3, and Committee, No. 24.*)

Of the British American Fire and Life Assurance Company, 29. (*Vide Sessional Papers Letter I.*)

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PRESENTED BY THE HON. MR. SULLIVAN :—

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From the Warden of the Municipal District of Beauharnois for the year 1843, 43. (*Vide Sessional Papers, Letter V.*)

From the Municipal Council of the District of Sydenham, for the year 1842, 43. (*Vide Sessional Papers, Letter V.*)

Of the affairs of the City Bank from the 1st September, 1842, to the 31st August, 1843, 43. (*Vide Sessional Papers, Letter Y.*)

From the Agricultural Society of the County of Two Mountains for the year 1842, 45.

PRESENTED BY THE HON. MR. MASSUE :—

From the Commissioners appointed for the relief of Insane and Invalid Persons and Foundlings in the District of Quebec, 43. (*Vide Sessional Papers, Letter X.*)

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Of the affairs of the Commercial Bank of the Midland District, 50. (*Vide Sessional Papers, Letter Y.*)

Of the affairs of the Champlain and St. Lawrence Rail Road Company, 50. (*Vide Sessional Papers, Letter W.*)

Of the affairs of the Bank of Upper Canada, 54. (*Vide Sessional Papers, Letter Y.*)

Of the affairs of the Gore Bank, 62. (*Vide Sessional Papers, Letter Y.*)

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————— Reports a Copy of His Excellency's Speech from the Throne at the opening of the Session, 16.

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————— Requested to obtain the Printed Documents of the Assembly, 25.

————— Hon. R. S. Jameson informs the House that he had tendered to His Excellency his resignation of the office of, 42. His Excellency's refusal thereof, 44.

————— Hon. R. S. Jameson informs the House that he had again tendered his resignation of the office of, and that the same had been accepted by His Excellency, 75.

————— Informs the House that a Commission had been issued, under the Great Seal to Charles de Léry, the younger, Esq., appointing him a Master in Chancery. 46. Same read, 46. The Commission, 47.

————— Informs the House that a Commission had been issued under the Great Seal to John F. Taylor, the elder, Esq., appointing him a Master in Chancery, 71. Same read, 71. The Commission, 71.

————— Hon. R. S. Jameson protests against the taking up of the Address of the Assembly to the Queen on the subject of the Seat of Government, 74.

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————— Hon. René E. Caron acquaints the House that a Commission, under the Great Seal, had been issued appointing him, 75.

————— Informs the House of the resignation of the Hon. John Fraser, 92.

————— Informs the House that His Excellency will assent to certain Bills, 93.

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————— Informs the House when His Excellency will prorogue the Provincial Legislature, 144.

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————— Speaker lays before the House a general Statement of the Baptisms, Marriages and Burials in the Districts of, for the years 1841 and 1842, 23, 73. (*Vide Sessional Papers, Letter D.*)

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————— Leave moved for, that the Hon. Mr. Draper be allowed to plead at the Bar of the Legislative Assembly against the passing of the, 104. Question put and carried, 104. Protest of the Hon. Messrs. Ferguson and Irving against granting the motion, 105.

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UPPER CANADA COUNTIES', DIVISION BILL. (*Vide Bill No. 78.*)

UPPER CANADA LOAN AND TRUST BILL. (*Vide Bill, No. 82.*)

VICE-CHANCELLOR, THE HONORABLE THE. (*ide Speaker.*)

WALKER, THE HONORABLE WILLIAM :—

Presents Her Majesty's Writ, Summoning him to a Seat in the Legislative Council, 52. He takes the oath prescribed by Law, 53.

WASHBURN, THE HONORABLE SIMEON :—

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————— For copy of a Despatch relating to. (*Vide Appendix, No. 5.*)

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WIDMER, THE HONORABLE CHRISTOPHER :—

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