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JOURNAL

OF

HIS MAJESTY'S COUNCIL

OF

Prince Edward Island.

ANNO SECUNDO REGIS GULIELMI IV.

SECOND SESSION OF THE THIRTEENTH GENERAL ASSEMBLY.



CHARLOTTE-TOWN:

Printed by JAMES DOUGLAS HASZARD, Printer to the King's Most Excellent Majesty.

1832.



BY HIS EXCELLENCY

COLONEL JOHN READY,

J. READY, Lieutenant Governor and Commander-in-Chief in and
Lt. Governor. over His Majesty's Island Prince Edward and its
Dependencies, Chancellor, Vice Admiral, and Ordinary
of the same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued
until Tuesday the Twenty-first day of June inst.

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Thursday the First day of September next—
of which all persons concerned are required to take notice and govern them-
selves accordingly.

Given under my hand, and the Seal of the said Island, at Charlotte-
Town, this Eleventh day of June, One Thousand Eight Hundred
and Thirty-one, and in the First year of His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

BY HIS EXCELLENCY

COLONEL JOHN READY,

J. READY, Lieutenant Governor and Commander-in-Chief in and over
Lt. Governor. His Majesty's Island Prince Edward and its Depen-
dencies, Chancellor, Vice Admiral, and Ordinary of
the same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued until
Thursday the First day of September next:

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Monday the Thirty-first day of October next
—of which all persons concerned are required to take notice, and govern
themselves accordingly.

Given under my hand, and the Seal of the said Island, at Charlotte-
Town, this Twenty-ninth day of August, One Thousand Eight
Hundred and Thirty-one, and in the Second year of His Majesty's
Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

BY HIS EXCELLENCY
LIEUTENANT COLONEL
ARETAS WILLIAM YOUNG,

A. W. YOUNG, Lieutenant Governor and Commander-in-Chief in and over
Lt. Governor. His Majesty's Island Prince Edward and its Depend-
encies, Chancellor, Vice Admiral, and Ordinary of the
same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued until
Monday the Thirty-first day of October inst.

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Thursday the Twenty-second day of Decem-
ber next—of which all persons concerned are required to take notice, and
govern themselves accordingly.

Given under my hand, and the Great Seal of the Island, at Charlotte-
Town, in the said Island, this Twenty-fourth day of October,
One Thousand Eight Hundred and Thirty-One, and in the
Second year of His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

BY HIS EXCELLENCY
LIEUTENANT COLONEL
ARETAS WILLIAM YOUNG,

A. W. YOUNG, Lieutenant Governor and Commander-in-Chief in and over
Lt. Governor. His Majesty's Island Prince Edward and its Depend-
encies, Chancellor, Vice-Admiral, and Ordinary of the
same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued until
Thursday the Twenty-second day of December inst.

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Tuesday the Third day of January next---
then to meet **FOR THE DISPATCH OF BUSINESS**—of which all persons con-
cerned are required to take notice, and govern themselves accordingly.

Given under my hand, and the Great Seal of the Island, at Charlotte-
Town, in the said Island, this Eighth day of December, One Thou-
sand Eight Hundred and Thirty-one, and in the Second year of
His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

JOURNAL

OF

HIS MAJESTY'S COUNCIL.

COUNCIL CHAMBER,

TUESDAY, JANUARY 3, 1832.

In pursuance of the foregoing Proclamation, His Majesty's Council met:
PRESENT

The Hon. *Chief Justice Jarvis*, President ;
The Honorables { *George Wright*,
 { *T. H. Haviland*,
 { *The Attorney General*.

HIS Excellency the Lieutenant Governor having come to the Council Chamber, and being seated, the Gentleman Usher of the Black Rod received His Excellency's commands to desire the immediate attendance of the House of Assembly, in the Council Chamber :

The House of Assembly having attended accordingly—His Excellency was pleased to open the Session with the following Speech:—

Mr. President, and Gentlemen of His Majesty's Council;

Mr. Speaker, and Gentlemen of the House of Assembly;

You have been convened in General Assembly at a period somewhat earlier than has been usual, in order that the administration of Justice in the Supreme Court of Judicature at the time fixed by Law may not interrupt your Session, to your own inconvenience, and the public detriment.

As the Representative of a Sovereign whose every thought is directed to the welfare of his people, and whose beneficence is too shining to fail in being an example to all his Subjects, however remote, it becomes alike my duty and my inclination to proffer to you, at this the earliest opportunity, the sincere assurances of my unaffected desire to promote, in all its branches, the prosperity of this fertile Island, and, if possible, the individual happiness of every Member of the community.

Mr. Speaker, and Gentlemen of the House of Assembly;

The Accounts of the past year shall be laid before you without delay.

In the execution of the portion of public duty, that, according to the Constitution under which it is our high privilege to live, devolves exclusively on you, due provision has hitherto been made for the good order and respectability of Government. The wisdom which has dictated this course, will, I doubt not, still continue to influence your deliberations; thus, gradually, but surely, attracting an influx of capital to your shores, by affording, under Providence, security to the progress of industry, and to the accumulation of its fruits.

Mr. President, and Gentlemen of His Majesty's Council;

Mr. Speaker, and Gentlemen of the House of Assembly;

Conscious that without your co-operation, any exertions of mine cannot but be imperfect, I frankly claim from you an unreserved communication on such subjects as to your local experience may seem useful to the Public Service—and believe me, Gentlemen, this confidence shall on my part be reciprocal :

Enter then on your Legislative functions—With concord and disinterested unity of purpose, provide for the public good, and draw down on yourselves and on your fellow Colonists, the blessings that have ever attended labours so directed.

The Speech being ended, His Excellency was pleased to retire, and the House of Assembly having withdrawn, the President reported His Excellency's Speech, which being read by the Clerk—

Resolved, that an humble Address be presented to His Excellency the Lieutenant Governor, to return His Excellency the thanks of this House for his Speech delivered this day :

Ordered, that the Honorables *Thomas Heath Haviland* and the *Attorney General* be appointed a Committee to prepare a draught, pursuant to the above Resolution.

On motion, ordered, that the Honorables *Ambrose Lane* and *T. H. Haviland* be appointed a Committee to revise the Journal of this House each day.

On motion, ordered, that the Honorables *George Wright* and the *Attorney General* be appointed a Committee to examine into and report upon such Laws as are near expiring.

On motion, ordered, that the Rev. *L. C. Jenkins* be appointed Chaplain, and that he be requested to attend His Majesty's Council to-morrow, at one o'clock, and each succeeding day during the Session, for the purpose of reading Prayers.

His Excellency the Lieutenant Governor requiring the personal attendance of *J. P. Collins, Esq.* the Clerk of the Council—*Mr. John Ogle Nantes* was appointed to act as Clerk, and having taken the Oath of Allegiance and also the Oath of Office, took his seat accordingly.

Adjourned until One o'clock to-morrow.

WEDNESDAY, JANUARY 4, 1832.

The Council met pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
The Honorables { *T. H. Haviland*,
 The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

The Honorable *T. H. Haviland*, from the Committee appointed to prepare an Address in reply to His Excellency's Speech, reported, that they had prepared a draught of the same—which being read by the Clerk, was agreed to :

Ordered to be engrossed, and is as follows:—

To His Excellency Lieutenant Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

The humble Address of His Majesty's Council:

May it please your Excellency,

We His Majesty's dutiful and loyal subjects, the Members of His Majesty's Council, in our Legislative capacity convened, beg leave to thank your Excellency for your Speech at the opening of the present Session.

The motives which have actuated your Excellency in convoking the General Assembly thus early in the season, bear testimony to the interest which you take in the Public Welfare, and at the same time manifest your anxious desire to consult individual convenience, when not incompatible with public advantage.

In no portion of His Majesty's widely extended dominions, are the blessings enjoyed under His mild and paternal Government more fully appreciated, than by the Inhabitants of this distant Colony; and the appointment of your Excellency, whose services have already obtained for you marked and honourable distinction, to fill the important situation of His Majesty's Representative, proves the anxious solicitude which he continues to evince for the welfare of his people.

We feel grateful to your Excellency for the lively interest which you are pleased to express in the prosperity of this fertile Island, as it affords a happy presage of the advantages which we may confidently anticipate from your Excellency's Administration.

It will at all times afford us the highest gratification, freely to communicate with your Excellency upon every subject, which we may deem advantageous to the public service; and in promoting that mutual confidence so ingenuously proffered by your Excellency, it will be our earnest endeavour to render your administration prosperous and happy.

In entering upon our Legislative duties, your Excellency may rest assured that our exertions shall be exclusively directed to those objects which have for their tendency the real welfare of the Colony;—and we have reason to hope, that our efforts, aided by the cordial co-operation of the other Branch of the Legislature will not fail to be productive of public good.

On motion, ordered, that the said Address be presented to His Excellency by the whole House.

On motion, ordered, that a Committee consisting of the Honorables *T. H. Haviland* and *The Attorney General*, do wait upon His Excellency the Lieutenant Governor, to know at what time His Excellency will be pleased to receive the Address of this House.

Adjourned until One o'clock to-morrow.

THURSDAY, January 5, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *T. H. Haviland*,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

The Hon. *T. H. Haviland* from the Committee appointed to wait upon His Excellency the Lieutenant Governor, to know at what time His Excellency will be pleased to receive the Address of this House---reported, that they had waited upon His Excellency accordingly, and that His Excellency had appointed One o'clock to-morrow to receive the same.

Adjourned until Twelve o'clock to-morrow.

FRIDAY, January 6, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
 The Honorables { *George Wright*,
 { *T. H. Haviland*,
 { *The Attorney General*.

PRAYERS.

READ the proceedings of yesterday.

At One o'clock, the Council adjourned to wait upon His Excellency with their Address.

The Council having again met—

The President reported, that His Excellency had been pleased to return the following answer to their Address.

Mr. President, and Gentlemen of His Majesty's Council,

Though imperfection attend all human efforts, yet where a mutual disposition to friendly consideration is dominant, the chances of erring are lessened—It is with unmingled satisfaction, therefore, that I hail in your Address a feeling so conducive to the honor of His Majesty's service, and your own inseparable interests.

Could I seek a higher incentive to the performance of my duty, than a sense of the sacredness of the delegated trust that it involves, it would be afforded by the kindness of your present expressions.

Adjourned until One o'clock to-morrow.

SATURDAY, January 7, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
 The Honorables { *T. H. Haviland*,
 { *The Attorney General*.

PRAYERS.

READ the proceedings of yesterday.

There not being a Quorum:

Adjourned until One o'clock on Monday.

MONDAY, January 9, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
 The Honorables { *Ambrose Lane*,
 { *T. H. Haviland*,
 { *The Attorney General*.

PRAYERS.

THERE not being a Quorum:

Adjourned until One o'clock to-morrow.

TUESDAY, January 10, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
T. H. Haviland,
The Attorney General.

PRAYERS.

WHERE not being a Quorum:

Adjourned until One o'clock to-morrow.

WEDNESDAY, January 11, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

THE Hon. The *Chief Justice* from the Joint-Committee of both Houses, appointed to correspond with the Colony Agent, produced the Correspondence had subsequently to the last Session of the General Assembly:—which was ordered to lie on the Table.

A Message from the Lieutenant Governor, by Mr. Secretary Collins, viz:
A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before His Majesty's Council, the copy of a Despatch from the Right Honorable Viscount Goderich, acknowledging the receipt of one from Lieutenant Governor Ready, enclosing an Address of Condolence from the Council and House of Assembly, on the demise of his late Majesty, and of congratulation to His Majesty on his accession to the Throne.

January 9, 1832.

[Copy.]

Downing Street, 2d July, 1831.

Sir,

I have the honor to acknowledge the receipt of your despatch of the 24th May last, enclosing an Address of Condolence from the Council and House of Assembly of Prince Edward Island, on the demise of His late Majesty, and of Congratulation to His Majesty on his accession to the Throne—and to acquaint you that, having laid the same before the King, he was pleased to receive the same very graciously.

[Signed]

I have, &c.
GODERICH.

Lieutenant Governor Ready, &c. &c. &c.

Ordered, that the said Documents do lie on the Table.

The Hon. *T. H. Haviland* gave notice that he intended to move for leave to bring in a Bill relating to the celebration of Marriages within this Island.

Adjourned until One o'clock to-morrow.

THURSDAY, January 12, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

Adjourned until One o'clock to-morrow.

FRIDAY, January 13, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *Ambrose Lane,*
T. H. Haviland,
The Attorney General.

PRAYERS.

THERE not being a Quorum:

Adjourned until One o'clock to-morrow.

SATURDAY, January 14, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

THE Honorable *T. H. Haviland* from the Joint Committee of both Houses appointed to prepare a suitable Inscription, to be engraved on the Plate, to be presented to His Excellency Lieutenant Governor Ready in the name of the Inhabitants of this Island—reported, that the Joint Committee had prepared an Inscription, of which the following is a copy, viz:—

Presented to Colonel JOHN READY, late Lieutenant Governor of Prince Edward Island, in North America, by the Inhabitants of the Colony, as a mark of the high sense which they entertain of his eminent public services, whilst in the administration of the Government, the important duties of which he ably, impartially, and zealously fulfilled, from the 21st day of October, 1824, to the 27th day of September, 1831, a period of nearly seven years, with no less honour to himself, than advantage to the people.

And that they had transmitted the same to the Colony Agent, with Instructions to consult the opinion and wishes of Colonel Ready, on the nature and description of the Plate to be presented.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins :

A. W. YOUNG, Lt. Governor.

The Lieutenant Governor lays before His Majesty's Council, the Copy of a Despatch from the Right Honorable Viscount Goderich, transmitting an Order of His Majesty in Council, dated the 22d November, 1830; confirming a Bill passed by the Legislative Council and House of Assembly, in the Month of March, 1829—intituled "An Act to regulate the laying out and altering of the Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby, to contribute towards their formation."

January 12th, 1832.

Ordered, that the said Documents do lie on the Table.

In pursuance of notice, the Honorable *Thomas Heath Haviland* moved for leave to bring in a Bill, relating to the Celebration of Marriages within this Island.

Leave being granted, the said Bill was brought in, and, on motion, received a first reading.

Adjourned until One o'clock on Monday.

MONDAY, January 16, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of Saturday.

Adjourned until One o'clock to-morrow.

TUESDAY, January 17, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

Adjourned until One o'clock to-morrow.

WEDNESDAY, January 18, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
The Honorable *The Attorney General*.

PRAYERS.

THERE not being a Quorum:

Adjourned until One o'clock to-morrow.

THURSDAY, January 19, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
The Honorables { *Ambrose Lane*,
The Attorney General.

PRAYERS.

THERE not being a Quorum:

Adjourned until One o'clock to-morrow.

FRIDAY, January 20, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

Adjourned until One o'clock to-morrow.

SATURDAY, January 21, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

A Message from the House of Assembly, by Mr. *Pope*, with a Bill intituled "An Act for limiting the time of holding the Poll for the Election of Members to serve in General Assembly"—to which they pray the concurrence of this House.

Read the said Bill a first time.

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

Adjourned until One o'clock on Monday.

MONDAY, January 23, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President :
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *T. H. Haviland*,
 { *The Attorney General*.

READ the proceedings of yesterday.

Read a second time, the Bill intituled "An Act for limiting the time for holding the Poll for the Election of Members to serve in General Assembly."

On motion, the said Bill was read a third time, and passed—and a Message sent down to the Assembly, acquainting them therewith.

Adjourned until One o'clock to-morrow.

TUESDAY, January 24, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *T. H. Haviland*,
 { *The Attorney General*.

PRAYERS.

READ the proceedings of yesterday.

A Message from the House of Assembly, by Mr. Brecken---

"The House of Assembly are desirous of a Conference with His Majesty's Council on the Public Accounts—and have appointed Mr. Owen, Mr. Brecken, Mr. Pope, Mr. Green and Mr. Brennan, a Committee to manage the said Conference.

"House of Assembly, January 24th, 1832."

On motion, ordered, that the said Conference be agreed to.

Ordered, that the Honorables *G. Wright* and *A. Lane* be a Committee to manage the said Conference, to meet the Committee appointed by the House of Assembly in the Committee-Room, to-morrow, at one o'clock.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

Adjourned until One o'clock to morrow.

WEDNESDAY, January 25, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *Ambrose Lane*,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

There not being a Quorum:

Adjourned until One o'clock to-morrow.

THURSDAY, January 26, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

IN consequence of the absence of the President, the Council could not proceed to business.

Adjourned until One o'clock to-morrow.

FRIDAY, January 27, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

ON motion, the Bill relating to Marriages, was read a second time.

Ordered, that the said Bill be committed on Tuesday next.

Ordered, that a Message be sent down to the House of Assembly, acquainting them, that in consequence of the absence of the Honorable *G. Wright*, on Wednesday last, one of the Committee, appointed by this House, to meet the Committee of the House of Assembly upon the Public Accounts—the Committee could not attend:

And it was further ordered, that the said Committee do meet the Committee of the House of Assembly for the above purpose, in the Committee-Room, to-morrow, at two o'clock.

Adjourned until One o'clock to-morrow.

SATURDAY, January 28, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

The Committee appointed to meet the Committee of the House of Assembly, upon the Public Accounts—having returned from the Conference; reported, the Accounts to be correct.

Ordered, that the Report be received.

A Message from the House of Assembly, by Mr. Owen—

“The House of Assembly desire a Conference with His Majesty’s Council, on the general State of the Colony—and have appointed Mr. *Owen*, Mr. *Binns*, Mr. *Nelson*, Mr. *Brecken* and Mr. *Dalrymple*, a Committee to manage the same.

“House of Assembly, January 28th, 1832.”

A Message from the House of Assembly, by Mr. *Brecken*—with a Bill intituled “An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment”—to which they pray the concurrence of His Majesty’s Council.

Read the said Bill a first time.

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

Adjourned until One o’clock on Monday.

MONDAY, January 30, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of Saturday.

On motion, the Bill intituled “An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment”—was read a second time.

Ordered, that the said Bill be committed on Thursday next.

Ordered, that the Conference as requested by the House of Assembly, on the general State of the Colony, be agreed to—and that the Honorables *T. H. Haviland* and *The Attorney General* be a Committee for that pur-

pose, to meet the Committee appointed by the House of Assembly, in the Committee-Room, on Wednesday, at 3 o'clock.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

Adjourned until One o'clock to-morrow.

TUESDAY, January 31, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *Ambrose Lane*,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

There not being a Quorum:

Adjourned until One o'clock to-morrow.

WEDNESDAY, February 1, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

A Message from the House of Assembly, by Mr. Brenan—with a Bill intituled “An Act to prohibit the destruction of Oysters, by burning “the same into Lime”—to which they pray the concurrence of His Majesty’s Council.

A Message from the House of Assembly, by Mr. Pope—with a Bill intituled “An Act to provide Salaries for Sub-Collectors of Customs”—to which they pray the concurrence of His Majesty’s Council.

Read the said Bills a first time.

Ordered, that the said Bills be read a second time, on Friday next.

The Committee appointed to meet the Committee of the House of Assembly, on the general State of the Colony—having returned from the Conference; reported, that the Committee of the House of Assembly had been instructed to request, that His Majesty’s Council would join the House of Assembly, in an Address to His Majesty—“setting forth the injuries arising to the Colony, consequent upon the uncertainty that exists with “reference to various Acts passed by the Legislature of this Island, in the

“years 1829 and 1830, and reserved for the signification of His Majesty’s pleasure, and praying that His Majesty will be graciously pleased to ratify and confirm the same.”

Ordered, that this House do agree to join in the Address, as requested by the House of Assembly.

Ordered, that a Message be sent down to the House of Assembly requesting a further conference on the subject matter of the last conference; and that the same Committee who managed the last conference do manage this, to meet in the Committee Room instanter.

Ordered, that the Order for the committing of the Bill relating to Marriages, which stood for yesterday, be the Order of the Day for Friday next.

A Message from the House of Assembly, by Mr. Owen:

“Mr. President,

“The House of Assembly do agree to a further conference, as is desired by His Majesty’s Council, on the subject matter of the last conference, and have appointed the same Committee who managed the last conference to manage this conference.

“House of Assembly, 1st Feb. 1832.”

Whereupon the Committee went to the conference; and being returned, reported the substance thereof.

Ordered, that the President do wait upon His Excellency the Lieutenant Governor, and acquaint him that the limited number of the Legislative Council in attendance this Session, has, in several instances, caused great delay and inconvenience in transacting the Public Business before them—the absence of one Member from sickness, or any other cause, preventing the Council from forming a House.

Adjourned until 1 o’clock to-morrow.

THURSDAY, February 2, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *Ambrose Lane*,
T. H. Haviland,
The Attorney General.

PRAYERS.

THERE not being a Quorum:

Adjourned until One o’clock to-morrow.

FRIDAY, February 3, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *T. H. Haviland*,
 { *The Attorney General*.

PRAYERS.

THE President reported, that he had waited upon His Excellency the Lieutenant Governor with the Message, in pursuance of the Order of Wednesday; and that His Excellency was pleased to say that he would consider of it.

Read a second time, the Bill intituled "An Act to prohibit the destruction of Oysters, by burning the same into Lime."

Ordered, that the said Bill be committed on Monday next.

Read a second time, the Bill intituled "An Act to provide Salaries for Sub-Collectors of Customs."

On motion, Ordered, that the Order for the committing of the Bill intituled "An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment," which stood for yesterday—be the Order of the Day for to-morrow.

In pursuance of the Order of the Day, the House went into Committee on the Bill relating to Marriages; and after some time spent therein, the President reported progress.

Adjourned for half an hour.

The Council having again met—

Present, as before:

Fade Goff, Esq. having been appointed a Member of His Majesty's Council, took his seat accordingly.

On motion, Ordered, that the Honorables *T. H. Haviland* and the *Attorney General* be appointed a Committee to join a Committee of the House of Assembly, in preparing an Address to His Majesty, on the subject of the various Acts passed by the Legislature of this Island, in the Sessions of 1829 and 1830, and reserved for the signification of His Majesty's pleasure—to meet and adjourn as they shall see fit.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

A Message from the House of Assembly, by Mr. Pope, with a Bill intituled "An Act for building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same," to which they pray the concurrence of His Majesty's Council.

Read the said Bill a first time.

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

A Message from the House of Assembly, by Mr. Brecken :

"Mr. President,

"The House of Assembly have appointed Mr. Owen, Mr. Binns, Mr. Nelson, Mr. Brecken and Mr. Dalrymple a Committee to join the Committee of His Majesty's Council, to prepare a joint Address to His Majesty

on the subject of various Acts passed by the Legislature of this Island, in the Sessions of 1829 and 1830, and reserved for the signification of His Majesty's pleasure—to meet and adjourn as they shall see fit.

“House of Assembly, 3d February, 1832.”

Adjourned until One o'Clock to-morrow.

SATURDAY, February 4, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

On motion, the Bill intituled “An Act to provide Salaries for Sub-Collectors of Customs,” was read a third time, and passed, and ordered to be sent down to the House of Assembly.

Pursuant to the Order of the Day, the House resolved itself into a Committee of the whole House, on the Bill intituled “An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment”—

And after some time spent therein, the President reported, that the Committee had agreed to the same, with the following amendments, viz:—

Folio 1, line 3—Strike out the word “certain.”

line 5—After the word “Peace” strike out the remainder of the Title, and insert the words “where the same are imposed by certain Acts of the General Assembly of this Island, and no provision is made for the enforcing there—of.”

Strike out from folio 4 to fol. 10, inclusive.

Folio 11, line 4—Strike out the words “to pay” and insert the words “whereon to levy.”

Same folio, Strike out line 13.

Same folio, line 15—After the word “the” insert the word “Constables.”

Folio, 12, line 6—Strike out from the word “Justice” to the word “parties,” both words inclusive, and insert the words “Constable or Constables.”

Same folio, line 11—Strike out from the word “and” to the word “notwithstanding” folio 13, line 8.

Ordered, that the Report of the Committee be received.

Read a second time, the Bill intituled “An Act for building a Court-House and Jail in Prince-County, and for appointing Commissioners to superintend the same.”

Adjourned until One o'clock on Monday next.

MONDAY, February 6, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
The Attorney General.

PRAYERS.

READ the proceedings of Saturday.

On motion, the Bill intituled “An Act establishing the mode of recover-

ing certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment"—was read a third time as amended, and passed; and sent down to the House of Assembly for their concurrence.

In pursuance of the Order of the Day, the House went into Committee on the Bill intituled "An Act to prohibit the destruction of Oysters, by burning the same into Lime," and after some time spent therein, the President reported that the Committee had agreed to the same with the following amendments, viz:

- Folio 1, line 2*—Strike out the word "prohibit" and insert the word "prevent."
line 3—After the word "same" insert the words "for the purpose of converting the shells thereof."
line 16—Strike out the words "shall take Oysters," and insert the words "or persons shall use or destroy any Oysters taken."
line 18—Strike out from the word "except" to the word "exportation" both words inclusive, and insert "by burning the same for the purpose of converting the Shells thereof into lime."
Folio 2, line 5—Strike out from the word "provided" to the word "purposes" both words inclusive.
Folio 5, line 7—Strike out from the word "and" to the word "longer," both words inclusive.

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time as amended, and passed; and ordered to be sent down to the House of Assembly for their concurrence.

A Message from the House of Assembly, by Mr. Dalrymple:

"In the House of Assembly, February 6th, 1832.

"Resolved, that a Message be sent to His Majesty's Council, praying their Honors will permit the Honorable *George Wright*, one of their Members, to attend the Special Committee of the House of Assembly appointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon, to-morrow, Tuesday, the Seventh instant, at Ten o'clock in the forenoon, to be examined touching the matter to them referred."

Ordered, that the Honorable *George Wright* do have leave to attend, as requested by the House of Assembly.

Ordered, that a Message be sent down to the House of Assembly acquainting them therewith.

A Message from the House of Assembly, by Mr. Owen, with the following Bills, to which they pray the concurrence of His Majesty's Council, viz:—

A Bill intituled "An Act to alter and amend an Act made in the Forty-eighth year of the Reign of His late Majesty King George the Third, intituled an Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander in Chief for the time being, to appoint Ballast Masters, and to regulate their Duty:"

A Bill intituled "An Act for the better regulation of the Ferry over the Hillsborough at Charlotte-Town.

Read the said Bills a first time.

Adjourned until One o'clock to-morrow.

TUESDAY, February 7, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
The Attorney General.

IN consequence of the absence of the President from illness, the Council could not proceed to Business.

Adjourned until One o'clock to-morrow.

WEDNESDAY, February 8, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
The Attorney General.

IN consequence of the absence of the President from illness, the Council could not proceed to Business.

Adjourned until One o'clock to-morrow.

THURSDAY, February 9, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General,
Fade Goff.

IN consequence of the absence of the President from illness, the Council could not proceed to Business.

Adjourned until One o'clock to-morrow.

FRIDAY, February 10, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
The Attorney General.

¶ IN consequence of the absence of the President from illness, the Council could not proceed to Business.

Adjourned until One o'clock to-morrow.

SATURDAY, February 11, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
The Attorney General.

¶ IN consequence of the absence of the President from illness, the Council could not proceed to Business.

Adjourned until One o'clock on Monday.

MONDAY, February 13, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
The Honorables { *Ambrose Lane,*
T. H. Haviland,
The Attorney General.

PRAYERS.

¶ THERE not being a Quorum:

Adjourned until One o'clock to-morrow.

TUESDAY, February 14, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *The Attorney General*.

PRAYERS.

THERE not being a Quorum :
 Adjourned until One o'clock to-morrow.

WEDNESDAY, February 15, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *The Attorney General*.

PRAYERS.

THERE not being a Quorum :
 Adjourned until One o'clock to-morrow.

THURSDAY, February 16, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *Charles Worrell*,
 { *The Attorney General*.

PRAYERS.

A Message from the House of Assembly, by Mr. Brecken—with the following Bills, to which they pray the concurrence of His Majesty's Council, viz.

A Bill intituled "An Act to prevent the Importation and Spreading of Infectious Diseases within this Island:"

A Bill intituled "An Act to enable certain Persons to put their Marriages upon Record:"

A Bill intituled "An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their Duty:"

Also, with the following written Message, viz:

"*Mr. President*,

"The House of Assembly request a Conference with His Majesty's Council on the subject of their Third and Eighth Amendments, to the Bill intituled

led "An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment"—and have appointed Mr. Binns, Mr. Owen, Mr. Brecken, Mr. Brenan and Mr. Pope a Committee to manage the said Conference.

"House of Assembly, February 6th, 1832."

On motion, the said three Bills were read a first time.

The following Messages from His Excellency the Lieutenant Governor, were delivered by Mr. Secretary Collins, viz:—

"A. W. YOUNG, Lieutenant Governor.

"The Lieutenant Governor is desirous that His Majesty's Council at its rising to-day, should adjourn until Thursday the Eighth day of March next.

"February 16, 1832."

"A. W. YOUNG, Lieutenant Governor.

"The Lieutenant Governor submits for the consideration of His Majesty's Council, a Petition from the Inhabitants of Princetown and Royalty, on the subject of a Bill now before the Council, repealing so much of an Act of the last Session of the General Assembly, as regards the erection of a Court House and Jail in Princetown.

"February 11th, 1832."

On motion, the Petition referred to in the foregoing Message was read, and ordered to lie on the Table.

On motion, Ordered, that the Conference as requested by the House of Assembly on the Third and Eighth Amendments, made by this House, to the Bill intituled "An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment"—be agreed to.

Ordered, that the Honorables *George Wright* and the *Attorney General* be a Committee for that purpose; to meet the Committee of the House of Assembly, in the Committee Room instanter.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

The Committee, thereupon went to the Conference, and having returned, reported the substance thereof.

Ordered, that a further Conference be requested with the House of Assembly, on the subject matter of the last Conference; and that the same Committee who managed the last Conference do manage this—to meet in the Committee Room instanter.

Two written Messages from the House of Assembly, by Mr. Dalrymple, viz:

"In the House of Assembly, February 16th, 1832.

"Resolved, that a Message be sent to His Majesty's Council, praying their Honors will permit the Honorable the *Attorney General* one of their Members to attend the Special Committee of the House of Assembly, appointed to inquire whether any, and what Lots or Townships of Land in this Island are liable to Escheat; and what measures ought to be adopted consequent thereon—to-morrow, Friday, the Seventeenth instant, at Ten o'clock in the forenoon, to be examined touching the matter to them referred."

"Mr. President,

"The House of Assembly do agree to a further Conference, as desired by His Majesty's Council, on the subject matter of the last Conference, and have appointed the same Committee who managed the last Conference to manage this.

"House of Assembly, February 16th, 1832."

Whereupon, the Committee went to the Conference, and having returned, reported the substance thereof.

On motion, ordered, that the Honorable the *Attorney General* do have leave to attend as requested by the House of Assembly.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

A Message from the House of Assembly, by Mr. Pope—with the following Bills, to which they pray the concurrence of His Majesty's Council, viz:

A Bill intituled "An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts:"

A Bill intituled "An Act to prevent the running at large of Boar Pigs, by the appointment of Hog Reeves, and to suspend the operation of an Act therein mentioned:"

A Bill intituled "An Act for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town:"

Also, with the Bill intituled "An Act to prevent the destruction of Oysters, by burning the same for the purpose of converting the Shells thereof into Lime"—agreed to, as amended by His Majesty's Council.

On motion, the Bill intituled "An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts:"—And the Bill intituled "An Act to prevent the running at large of Boar Pigs, by the appointment of Hog Reeves, and to suspend the operation of an Act therein mentioned:"—And the Bill intituled "An Act for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town"—were severally read a first time.

The Honorable the *Attorney General*, from the Joint Committee of both Houses, appointed to prepare a suitable Inscription to be engraved on the Plate to be presented to His Excellency Lieutenant Governor Ready, in the name of the Inhabitants of this Island, laid before the House a Letter from John Bainbridge, Esquire, Colony Agent, on the subject of the said Plate, as follows, viz:—

LONDON, 5th December, 1831.

GENTLEMEN,

I have the honor to acknowledge your letter of the 10th October, advising me that "at the last meeting of Assembly, the sum of £400 currency, equal to £300 sterling, was voted for the purchase of Plate, to be presented to your late Lieutenant Governor Colonel Ready, with an inscription thereon, expressive of the high sense the Colony entertains of the services he rendered to it whilst in the administration of the Government; and that the Colony Agent be requested to procure the said Plate, and present the same in the name of the Inhabitants of the Colony;" and desiring that I would use my endeavours to meet the wishes of the Colony in the vote.

Colonel Ready handed me your letter, and I immediately accompanied him to my friends Messrs. Rundell, Bridge, & Co., where he selected a very elegant centre piece, and some other articles, with a handsome waiter, upon which the inscription will be placed—and when finished, will form a most handsome and useful ornament to his table.

It will afford me great pleasure to have the honor to represent the Gentlemen of the Legislature and Inhabitants of the Colony, in presenting to Colonel Ready this testimonial of their respect and regard for the services he rendered to the Colony during the period of his administration of the Government.

The amount of the vote, I observe, you will transmit me, which will be applied, as directed, on receipt.

I have the honor to be,

Gentlemen,

Your most humble Servant,

JOHN BAINBRIDGE, Agent.

The Hon. T. H. HAVILAND,

R. HODGSON,

JNO. BRECKEN,

CHARLES BINNS,

GEO. DALRYMPLE,

} Committee appointed to carry into effect the
} Legislative Grant for the purchase of Plate to
} be presented to Colonel Ready.

Adjourned until Thursday the Eighth day of March next.

THURSDAY, March 8, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *Ambrose Lane,*
T. H. Haviland,
The Attorney General.

PRAYERS.

THERE not being a Quorum:
Adjourned until One o'clock to-morrow.

FRIDAY, February 9, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General,
Fade Goff.

PRAYERS.

THE Honorable *Fade Goff* moved for leave to present a Petition, numerously signed, from the Inhabitants of Princetown and Royalty, praying this House to disallow the repeal of the Act passed in 1831, for the erection of a Court-House and Jail in Princetown—

Leave being granted,

The said Petition was received and read, and ordered to lie on the Table.

The Honorable *T. H. Haviland* moved for leave to present a Petition from Solomon Desbrisay, a prisoner in confinement for Debt, within the Limits of Charlotte-Town; praying that this House will assent to the Bill passed by the Lower House of Assembly, for the relief of Petitioner; and also praying to be heard at the Bar, by himself or his Counsel, should the House entertain any doubts as to the truth of the facts therein set forth—

Leave being granted—

The said Petition was received and read; and ordered to lie on the Table.

On motion, the Bill intituled “An Act to enable certain Persons to put their Marriages upon Record”—was read a second time.

Ordered, that the said Bill be committed to-morrow.

On motion, the Bill intituled “An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty”—was read a second time;

Ordered, that a Message be sent down to the House of Assembly, requesting a Conference on the subject matter of the said Bill—

Ordered, that the Honorables *T. H. Haviland*, and *The Attorney General* be a Committee to manage the same—to meet in the Committee-Room in-stanter.

A Message from the House of Assembly, by Mr. Brecken, with the Bill intituled “An Act establishing the mode of recovering Penalties and Costs before Justices of the Peace, when the same are imposed by certain Acts of the General Assembly of this Island, and no provision is made for the enforcing thereof”—agreed to, as amended by His Majesty’s Council; also, with a Bill intituled “An Act authorizing the removal of Nuisances from the Streets of Charlotte-Town”—to which they pray the concurrence of His Majesty’s Council.

On motion, the Bill intituled “An Act authorizing the removal of Nuisances from the Streets of Charlotte-Town”—was read a first time.

On motion, the Bill intituled “An Act for the better regulation of the Ferry over the Hillsborough at Charlotte-Town”—was read a second time.

On motion, ordered, that the said Bill be read a third time, this day three months.

A Message from the House of Assembly, by Mr. Owen, as follows:

“Mr. President,

“The House of Assembly do agree to a present Conference, as desired by His Majesty’s Council, on the subject of the Bill intituled “An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty”—and have appointed Mr. Owen, Mr. Binns, Mr. Pope and Mr. Dalrymple a Committee to manage the same.

“House of Assembly, March 9th, 1832.”

Whereupon the Committee went to the Conference, and having returned, reported the substance thereof.

On motion, the Bill intituled “An Act to alter and amend an Act made in the Forty-eighth year of the Reign of His late Majesty King George the Third, intituled “An Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty”—was read a second time.

Ordered, that the said Bill be committed on Monday next.

Ordered, that the Bill intituled “An Act for building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same”—be committed to-morrow.

On motion, the Bill intituled “An Act to prevent the running at large of Boar Pigs, by the appointment of Hog-Reeves, and to suspend the operation of an Act therein mentioned”—was read a second time.

Ordered, that the said Bill be committed to-morrow.

Adjourned until 12 o’clock to-morrow.

SATURDAY, March 10, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *T. H. Haviland*,
 { *Charles Worrell*,
 { *The Attorney General*.

PRAYERS.

READ the proceedings of yesterday.

A Message from the House of Assembly, by Mr. Brecken, with a Bill intituled "An Act for the better Security of the Revenue"—to which they pray the concurrence of His Majesty's Council.

Read the said Bill a first time.

The Honorable *A. Lane* moved for leave to bring in a Bill, to prevent the running at large of Horses within the Streets of Charlotte-Town.

Leave being granted—

The said Bill was brought in, and received a first reading.

Resolved, that as provision is already made by the several Revenue Laws now in force, for the appointment of Collectors of Impost for such Out-harbours as may be deemed necessary, and as the Duties of the said Officers are thereby also defined, and the Amount and Remuneration fixed, in the same way and manner, and after the same rate contemplated by the Bill intituled "An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty"—now before the Board: it is therefore ordered, that the said Bill be read a third time this day three months.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole upon the Bill intituled "An Act to enable certain persons to put their Marriages upon Record"—and after some time spent therein, the President reported, that the Committee had agreed to the same, with the following amendments, viz:

Folio 3, line 9—Strike out from the word "an" to the word "Secretary," both words inclusive, and insert the words "A Certificate under the Hand and Seal of the Secretary, or other Officer having charge of the Books containing a Record of the issue of Marriage Licences."

line 12—Strike out the words "was issued," and insert the words "appears to have been issued."

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time, as amended,—and passed; and ordered to be sent down to the House of Assembly for their concurrence.

On motion, the Bill intituled "An Act authorizing the removal of Nuisances from the Streets of Charlotte-Town"—was read a second time.

Ordered, that the said Bill be committed on Tuesday next.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole—on the Bill intituled "An Act to prevent the running at large of Boar Pigs by the appointment of Hog-Reeves, and to suspend the operation of an Act therein mentioned"—and after some time spent

therein, the President reported, that the Committee had not agreed to the same.

Ordered, that the Report of the Committee be received.

Ordered, that the Order of the Day, for committing the Bill intituled "An Act for building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same"—be discharged.

Ordered, that the said Bill be committed on Tuesday next.

On motion, the Bill intituled "An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts"—was read a second time.

Ordered, that the said Bill be committed on Monday next.

Adjourned until 12 o'clock on Monday.

MONDAY, March 12, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables	{	<i>George Wright,</i>
		<i>Ambrose Lane,</i>
		<i>T. H. Haviland,</i>
		<i>Charles Worrell,</i>
		<i>The Attorney General,</i>
	}	<i>Fade Goff.</i>

PRAYERS.

READ the proceedings of Saturday.

On motion, the Bill to prevent the running at large of Horses within the Streets of Charlotte-Town—was read a second time.

Ordered, that the said Bill be engrossed.

A Message from the House of Assembly, by Mr. *Brecken*—with the Bill intituled "An Act to enable certain Persons to put their Marriages upon Record"—agreed to, as amended by His Majesty's Council.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act to alter and amend an Act made in the Forty-eighth year of the Reign of His late Majesty King George the Third, intituled an Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander in Chief for the time being, to appoint Ballast Masters, and to regulate their Duty"—and after some time spent therein, the President reported, that the Committee had agreed to the same, with the following Amendments, viz:

Folio 12, line 19—Strike out from the word "Vessels" to the word "to," both words inclusive.

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time, as amended, and passed; and ordered to be sent down to the House of Assembly for their concurrence.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act to consolidate and

amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts"—and after some time spent therein, the President reported progress.

Ordered, that the Report of the Committee be received.

Adjourned until 12 o'clock to-morrow.

TUESDAY, March 13, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General,
Fade Goff.

PRAYERS.

READ the proceedings of yesterday.

Ordered, that the Order of the Day, for committing the Bill intituled "An Act for building a Court-House and Jail in Prince-County, and for appointing Commissioners to superintend the same"—be discharged, and that the said Bill stand as the Order of the Day for Teusday next.

On motion, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts"—and after some time spent therein, the President reported, that the Committee had agreed to the same, with the following Amendments, viz:

Folio 7, line 1—Strike out the word "Constables," and insert the words "said Debtor or Debtors, and which Summons shall be served by any Constable."

line 3—Strike out from the word "which" to the word "same," both words inclusive.

line 8—Strike out the word "it."

Folio 10, line 11—After the word "Commissioner," insert the words "or Commissioners."

line 20—After the word "Commissioner," insert the words "or Commissioners."

Folio 11, line 1—After the word "him," insert the words "or them."

line 6—After the word "parties," insert the words "and it being also proved to the satisfaction of the Commissioner or Commissioners that damage had been sustained from the non-attendance of such Witness or Witnesses."

line 9—Strike out from the word "to" to the word "on," both words inclusive, and insert "or Commissioners to give Judgment against."

line 10—After the word "party" insert the words "for the amount of damage so sustained."

line 11—Before the word "Five," insert the words "Forty Shillings or"—*Same line,* after the word "Pounds," insert the words "as the case may be."

last line—Strike out the words "which fine," and insert the words "the amount of which Judgment."

Folio 17, last line—After the word "recovered," insert the words "Provided always, that nothing herein contained shall extend, or be construed to extend, to prevent any Person or Persons from bringing his or their Action or Actions, when it shall be made to appear to the satisfaction of the Commissioner or Commissioners, that from some unavoidable circumstance he or they was or were precluded from proving his or their set-off upon the former trial."

Folio 19, line 6—Strike out the word "verbal."

line 9—After the word "therefore," insert the words "which recognizance shall be in the form prescribed in the Schedule to this Act annexed, marked E."

Folio 26, line 5—After the word "Commissioners," insert the words "or one of them."

line 9—After the word "Commissioners," insert the words "or one of them."

Folio 33, lines 8 and 9—Strike out the words “or prosecuting.”

Folio 38, line 2—Strike out the word “by,” and insert the word “before.”

Folio 39, last line—After the word “Execution,” insert the words “for the amount then remaining due and unpaid upon the said Judgment.”

Folio 40, line 21—Strike out the words “grounded upon any lending,” and insert the words “of Trover.”

Folio 43, line 2—Strike out from the word “that” to the word “and,” *line 14*, both words inclusive.

Folio 44—Strike out “*line 11,*” and insert the words “Plaintiff were.”

E.

“A. B. Plaintiff. } “We E. F. and G. H. do jointly and severally undertake that if
 “C. D. Defendant. } “C. D. the Defendant shall not pay or cause to be paid to A. B.
 “the Plaintiff the amount adjudged against him, the said C. B. in this Action, being
 “for Debt and Costs, on or before the day of next ensuing, we or one of us
 “will do it for him.

“Taken and acknowledged before me }
 “this day of 18 }

“E. F.
 “G. H.

“I. K. Commissioner.

Ordered, that the Report of the Committee be received, and that the Amendments be engrossed.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on the Bill intituled “An Act authorizing the removal of Nuisances from the Streets of Charlotte-Town”—and after some time passed therein, the President reported the same agreed to.

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time, and passed, and a Message ordered to be sent down to the House of Assembly acquainting them therewith.

On motion, the Bill intituled “An Act to prevent the running at large of Horses within the Streets and Squares of Charlotte-Town”—was read a third time, and passed, and ordered to be sent down to the House of Assembly, for their concurrence.

On motion, the Bill intituled “An Act to prevent the Importation and Spreading of Infectious Diseases within this Island”—was read a second time.

Ordered, that the said Bill be committed to-morrow.

On motion, the Bill intituled “An Act for the better Security of the Revenue”—was read a second time.

Ordered, that the said Bill be committed to-morrow.

Adjourned until 12 o'clock to-morrow.

WEDNESDAY, March 14, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables {
 Ambrose Lane,
 T. H. Haviland,
 Charles Worrell,
 The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

A Message from the House of Assembly, by Mr. Owen, with a Bill intituled “An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island”—to which they pray the concurrence of His Majesty’s Council.

On motion, the said Bill was read a first time.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, upon the Bill intituled "An Act to prevent the Importation and Spreading of Infectious Diseases within this Island"—and after some time spent therein, the President reported, that the Committee had agreed to the same, with the following amendments, viz :

Preamble, first line—Strike out from the word "from" to the word "Island," both words inclusive.

Strike out the last line, and insert the words "into this Island."

Folio 1, line 12—After the word "Town" insert the words "with Emigrant Passengers or."

Folio 2, line 13—After the word "direct" insert the words "the Master or Commander of the said Vessel forthwith to hoist, or cause to be hoisted, a yellow Flag, to be provided by the said Medical Officer, at the main topmast Head of the said Vessel, and which Flag shall be kept flying, and to direct."

Folio 4, line 11—After the word "Vessel" insert the words "with Emigrant Passengers or."

Folio 5, line 14—After the word "Vessel," insert the words "with Emigrant Passengers or."

Folio 8, line 15—After the word "Vessel," insert the words "with Emigrant Passengers or."

Same folio, line 17—After the word "aforesaid" insert the words "or on board of which said Vessel any person during the voyage had died or been sick of any such infection."

Folio 10, line 11—After the word "Vessel," insert the words "with Emigrant Passengers or."

Folio 13, line 13—After the word "Vessel," insert the words "or any other Vessel on board of which the attendance of the said Medical person shall or may be required, under and by virtue of this Act."

Folio 16, line 19—After the word "Passengers" insert the words "and others."

Same folio, same line—After the word "Vessel," insert the words "infected with any disease."

Folio 17, line 1—Strike out the word "thee" and insert the word "their."

Same folio, same line, and line 2—Strike out from the word "of" to the word "infected," both words inclusive.

Same folio, line 3 and 4—Strike out the words "among the other Passengers."

Folio 19, line 2—After the word "Vessels," insert the words "as aforesaid."

Ordered, that the Report of the Committee be received, and that the Amendments be engrossed.

A Message from the House of Assembly, by Mr. Binns, with the Bill intituled "An Act to alter and amend an Act made in the Forty-eighth year of the reign of his late Majesty King George the Third, intituled an Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander in Chief for the time being, to appoint Ballast Masters and to regulate their duty"—agreed to, as amended by His Majesty's Council.

Ordered, that the Order of the Day, for committing the Bill intituled "An Act for the better Security of the Revenue"—be discharged, and that the said Bill stand as the Order of the Day for to-morrow.

Adjourned until 12 o'clock to-morrow.

THURSDAY, March 15, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

A Message from the House of Assembly, by Mr. Hugh Macdonald,

with a Bill intituled "An Act to provide for the better preservation of Public and Private Property at Georgetown, against accidents by Fire"—to which they pray the concurrence of His Majesty's Council.

On motion, the said Bill was read a first time.

A Message from the House of Assembly, by Mr. *Brecken*—with the following Bills, viz:

"An Act to continue an Act made and passed in the First year of the Reign of His present Majesty, imposing a Duty on Wines, Gin, Brandy, Rum, and other Distilled Spirituous Liquors imported into this Island."

"An Act to continue an Act made and passed in the First year of His present Majesty's Reign, imposing a Duty of Impost on Tobacco and Tea"—to which they pray the concurrence of His Majesty's Council.

On motion, the said Bills were read a first time.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act for the better Security of the Revenue"—and after some time spent therein, the President reported, that the Committee had agreed to the same.

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time.

On motion, that the said Bill do pass, the House divided—

CONTENTS.
The Chief Justice,
T. H. Haviland,
The Attorney General.

NON-CONTENTS.
G. Wright,
A. Lane,
C. Worrell.

And so it passed in the negative.

A Message from the House of Assembly, by Mr. *Hyndman*, with a Bill intituled "An Act to prevent the running at large of Swine, within the Town and Royalty of Princetown"—to which they pray the concurrence of His Majesty's Council.

On motion, the said Bill was read a first time.

On motion, the Bill intituled "An Act to prevent the Importation and Spreading of Infectious Diseases within this Island"—was read a third time, as amended, and passed; and ordered to be sent down to the House of Assembly for their concurrence.

Adjourned until 12 o'clock to-morrow.

FRIDAY, March 16, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

On motion, the Bill intituled "An Act to continue an Act made and passed in the First year of the Reign of His present Majesty, imposing a

Duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors, imported into this Island"—was read a second time.

On motion, the said Bill was read a third time, and passed; and ordered to be sent down to the House of Assembly.

On motion, the Bill intituled "An Act to continue an Act made and passed in the First year of His present Majesty's Reign, imposing a Duty of Impost on Tobacco and Tea"—was read a second time.

On motion, the said Bill was read a third time, and passed; and ordered to be sent down to the House of Assembly.

On motion, the Bill intituled "An Act to provide for the better preservation of Public and Private Property at Georgetown, against accidents by Fire"—was read a second time.

On motion, the Bill intituled "An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island"—was read a second time.

Ordered, that a Conference be desired with the House of Assembly, on the subject matter of the said Bill.

Ordered, that the Honorables *T. H. Haviland* and the *Attorney General* be a Committee to manage the same, to meet in the Committee Room instanter.

A Message from the House of Assembly, by *Mr. Owen*, viz:

"Mr. President,

"The House of Assembly do agree to a present Conference, as desired by His Majesty's Council, on the subject matter of the Bill intituled "An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island"—and have appointed *Mr. Binns*, *Mr. Owen*, *Mr. Green* and *Mr. Brennan* a Committee to manage the said Conference.

"House of Assembly, 16th March, 1832."

Whereupon the Committee went to the Conference, and having returned, reported the substance thereof.

On motion, the House resolved itself into a Committee of the whole, on the Bill relating to Marriages—and after some time spent therein, the President reported, that the Committee had agreed to the same with Amendments, under the Title of "An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same."

Ordered, that the Report of the Committee be received, and that the said Bill be engrossed.

On motion, the Bill intituled "An Act to prevent the running at large of Swine within the Town and Royalty of Princetown"—was read a second time.

On motion, the House resolved itself into a Committee of the whole, on the said Bill; and after some time spent therein, the President reported, that the Committee had agreed to the same.

Ordered, that the Report of the Committee be received.

Adjourned until 12 o'clock to-morrow.

SATURDAY, March 17, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables	{	<i>George Wright,</i>
		<i>Ambrose Lane,</i>
		<i>T. H. Haviland,</i>
		<i>Charles Worrell,</i>
) <i>The Attorney General.</i>

PRAYERS.

READ the proceedings of yesterday.

On motion, the Bill intituled "An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same"—was read a third time, and passed; and ordered to be sent down to the House of Assembly for their concurrence.

On motion, the Bill intituled "An Act to prevent the running at large of Swine within the Town and Royalty of Princetown"—was read a third time, and passed; and a Message ordered to be sent down to the House of Assembly acquainting them therewith.

On motion, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island"—and after some time spent therein, the President reported, that the Committee had agreed to the same, with the following Amendments, viz .

Folio 1, line 17—Strike out from the word "Lessor" to the word "Assigns," both inclusive, and insert the words "person or persons deriving Title from any Lessor."

Same folio, line 22—Strike out from the word "Lessor" to the word "Assigns," both inclusive, and insert the words "person or persons so deriving Title as aforesaid."

Same folio, line 26—Strike out the words "the party so suing or distraining," and insert the words "he or they."

Folio 2, line 3—After the word "he" insert the words "or they;" after the word "claims" insert the word "or claim."

Same folio, line 8—After the word "distrain" strike out to the word "contracted," in line 18, inclusive.

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time, as amended, and passed; and ordered to be sent down to the House of Assembly for their concurrence.

A Message from the House of Assembly, by Mr. *Brenan*—with a Bill intituled "An Act to increase the Revenue by levying a Duty of Impost on all Goods, Wares and Merchandise imported into this Island, with certain exceptions"—to which they pray the concurrence of His Majesty's Council.

On motion, the said Bill was read a first time.

On motion, it was ordered, that a Conference be desired with the House of Assembly, on the subject matter of the Bill intituled "An Act to provide for the better preservation of Public and Private Property at Georgetown against Accidents by Fire"—and that the Honorables *G. Wright* and *The Attorney General* be a Committee to manage the same, to meet in the Committee-Room instanter.

A Message from the House of Assembly, by Mr. *Hugh Macdonald*:

"Mr. President,

"The House of Assembly do agree to a present Conference, as is desired by

His Majesty's Council, on the subject matter of the Bill to provide for the better preservation of Public and Private Property at Georgetown against accidents by Fire,—and have appointed Mr. *H. Macdonald*, Mr. *Owen*, Mr. *Binns* and Mr. *Brenan* a Committee to manage the same.

“House of Assembly, 17th March, 1832.”

Whereupon the Committee went to the Conference—and having returned, reported the substance thereof.

Adjourned until 1 o'clock on Monday.

MONDAY, March 19, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *Ambrose Lane*,
T. H. Haviland,
Charles Worrell,
The Attorney General.

PRAYERS.

READ the Proceedings of Saturday.

The Honorable *A. Lane* moved for leave to present a Petition from the Merchants and Inhabitants of Prince Edward Island, numerous and respectably signed, praying that this House will refuse their sanction to the Bill now before them, imposing a Duty of Three and three-fourths per centum on all Goods, Wares and Merchandise, with few exceptions, imported into this Island.

On motion, Ordered, that a Committee be appointed to search for Precedents—And that the Honorables *T. H. Haviland* and *The Attorney General* be a Committee for that purpose.

Adjourned until 1 o'clock to-morrow.

TUESDAY, March 20, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General,
Fade Goff.

PRAYERS.

READ the Proceedings of yesterday.

A Message from the House of Assembly by Mr. *Pope*—with a Bill intituled “An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned”—to which they pray the concurrence of His Majesty's Council :

Also, with a Bill intituled “An Act to consolidate and amend the se-

veral Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts," agreed to, as amended by His Majesty's Council.

Also, with the following, viz :

"Mr. President,

"The House of Assembly desire a Conference with His Majesty's Council, on the subject matter of their amendments to the Bill intituled "An Act to require Landlords and Claimants of Rents, to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island"—and have appointed Mr. Owen, Mr. Green, Mr. Binns and Mr. Brennan a Committee to manage the same.

"House of Assembly, March 20th, 1832."

On motion, the Bill intituled "An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned"—was read a first time.

Ordered, that the Conference, as desired by the House of Assembly be agreed to, and that a Message be sent down acquainting them therewith.

Ordered, that the Honorables T. H. Haviland and The Attorney General be a Committee to manage the same—to meet the Committee of the House of Assembly, in the Committee-Room instanter.

Thereupon the Committee went to the Conference, and being returned—reported the substance thereof.

The Committee appointed to search for Precedents governing the practice of this Board, as regards the presenting of Petitions against Bills of Supply in progress before the Board, report—

That having examined the Journals of this Board, they have failed in discovering any Precedent of a Petition having been presented against any Bill of Supply then depending; but upon referring to the Rule of Practice adopted by the Imperial Parliament in similar cases, they find, that the House of Commons have long since determined not to receive any Petition against a Bill then depending for imposing a Tax or Duty, and that the House of Lords have also established the same Rule of Practice, as will appear in their Journal of the 8d May, 1736, and 18th June, 1783, where Petitions offered against Bills depending for imposing Taxes for the current year, were rejected.

Upon the question being put, that the Petition of certain Merchants and others, praying this Board to withhold their assent to the Bill imposing an ad-valorum duty on certain Goods, Wares and Merchandize, be presented—it passed in the negative, *nemine contradicente*.

On motion, the Bill intituled "An Act to provide for the better preservation of Public and Private Property at Georgetown, against Accidents by Fire"—was read a third time, and passed; and ordered to be sent down to the House of Assembly.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act for Building a Court House and Jail in Prince County, and for appointing Commissioners to superintend the same"—

And after some time spent therein, the President reported, that the Committee had agreed to the same.

On motion, that the Report be received, the House divided—

CONTENTS.
The Chief Justice,
T. H. Haviland,
C. Worrell,
The Attorney General.

NON-CONTENTS.
G. Wright,
A. Lane,
Fadé Goff.

So it passed in the affirmative.

On motion, the said Bill was read a third time.

On motion, that the said Bill do pass, the House divided—

CONTENTS.	NON-CONTENTS.
<i>The Chief Justice,</i>	<i>G. Wright,</i>
<i>T. H. Haviland,</i>	<i>A. Lane,</i>
<i>C. Worrell,</i>	<i>Fade Goff.</i>
<i>The Attorney General.</i>	

So it passed in the affirmative.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

On motion, that the Bill intituled “An Act for the Relief of Solomon Desbrisay, a Prisoner in Confinement for Debt, within the Limits of the Jail of Charlotte-Town,” be read a second time.

The Attorney General requested leave to withdraw, during the discussion on the said Bill, being the Agent of the detaining Creditor—

Leave was granted to *The Attorney General*, and he withdrew accordingly.

The said Bill was read a second time.

On motion, it was ordered, that Solomon Desbrisay be heard by himself or Counsel, at the Bar of this House, in support of his Petition, on Friday next, at 2 o'clock, and that he have notice thereof.

On motion, the Bill intituled “An Act to increase the Revenue by levying a Duty of Impost on all Goods, Wares and Merchandize imported into this Island, with certain exceptions”—was read a second time.

Adjourned until 12 o'clock to-morrow.

WEDNESDAY, March 21, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *Ambrose Lane,*
Charles Worrell.

PRAYERS.

THERE not being a Quorum:

Adjourned until 12 o'clock to-morrow.

THURSDAY, March 22, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

PRAYERS.

ON motion, the Bill intituled “An Act to increase the Revenue by levying a Duty of Impost on all Goods, Wares and Merchandize imported into this Island, with certain exceptions”—was read a second time.

On motion, that the said Bill do pass, the House divided—

CONTENTS.	NON-CONTENT.
<i>The Chief Justice,</i>	<i>A. Lane.</i>
<i>G. Wright,</i>	
<i>T. H. Haviland,</i>	
<i>C. Worrell.</i>	

So it passed in the affirmative.

Ordered, that the said Bill be sent down to the House of Assembly.

On motion, the Bill intituled “An Act to establish the times and places for holding the Supreme Court in King’s and Prince Counties, and for other purposes therein mentioned?”—was read a second time.

Ordered, that the said Bill be committed on Saturday next.

A Message from the House of Assembly, by Mr. Hyndman—with the following Bills, to which they pray the concurrence of His Majesty’s Council, viz:

“An Act to prevent Tavern-keepers, Inn-keepers or other persons from Harboursing or Entertaining Soldiers at improper hours.”

“An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act to Issue Writs of Summary Capias against persons about to leave this Island.”

“An Act to regulate the Salary of the Collector of Impost and Excise, for the District of Charlotte-Town.”

“An Act to provide for the Conveyance of the Mails between Charlotte-Town and Pictou, by a Steam Vessel.”

On motion, the said Bills were severally read a first time.

Adjourned until 12 o’clock to-morrow.

FRIDAY, March 23, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell.

PRAYERS.

READ the Proceedings of yesterday.

A Message from the House of Assembly by Mr. Compton—with a Bill intituled “An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the Proceedings of a Court of Escheats therein”—to which they pray the concurrence of His Majesty’s Council.

On motion, the said Bill was read a first time.

On motion, the Bill intituled “An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act, to Issue Writs of Summary Capias against persons about to leave this Island?”—was read a second time.

On motion, the Bill intituled “An Act to prevent Tavern-keepers Inn keepers or other persons from Harboursing or Entertaining Soldiers at improper hours?”—was read a second time.

On motion, the Bill intituled “An Act to regulate the Salary of the Col-

lector of Impost and Excise, for the District of Charlotte-Town"—was read a second time.

On motion, the last mentioned Bill was read a third time, and passed; and ordered to be sent down to the House of Assembly.

On motion, the Bill intituled "An Act to provide for the Conveyance of the Mails between Charlotte-Town and Pictou, by a Steam Vessel"—was read a second time.

On motion, the said Bill was read a third time, and passed; and ordered to be sent down to the House of Assembly.

On motion, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act to prevent Tavern-keepers, Inn-keepers or other persons from Harboursing or Entertaining Soldiers at improper hours"—

And after some time spent therein, the President reported, that the Committee had agreed to the same, with the following Amendments, viz:

Folio 1, line 11—Strike out the word "Private."

last line—After the word "any," insert the words "non-commissioned Officer, Drummer, or."

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time, as amended, and passed; and ordered to be sent down to the House of Assembly, for their concurrence.

Pursuant to the Order of Thursday last, Counsel was heard at the Bar for Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town.

A Message from the House of Assembly, by Mr. *Pope*—with a Bill intituled "An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of His late Majesty, intituled an Act to authorize the Conviction and Punishment in a Summary way of Persons committing common Assaults and Batteries"—to which they pray the concurrence of His Majesty's Council.

On motion, the said Bill was read a first time.

Two Messages from the House of Assembly, by Mr. *Owen*, viz:

"Mr. President,

"The House of Assembly desire a Free Conference with His Majesty's Council, on the General State of the Colony—and have appointed Mr. *Owen*, Mr. *Pope*, Mr. *Brenan* and Mr. *Brecken*, a Committee to manage the same.

"House of Assembly, 22d March, 1832."

"Mr. President,

"The House of Assembly desire a Conference with His Majesty's Council, on the subject matter of the Bill intituled "An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom, and in what manner, Marriages shall be celebrated in future, and to provide for the Public Registry of the same"—and have appointed Mr. *Pope*, Mr. *Brecken*, Mr. *Dalrymple*, Mr. *Owen* and Mr. *Binns*, a Committee to manage the said Conference."

"House of Assembly, 22d March, 1832."

On motion, Ordered, that the Free Conference as desired by the House Assembly, on the General State of the Colony, be agreed to—and that the Honorables *T. H. Haviland* and the *Attorney General*, be a Committee to manage the same—to meet the Committee of the House of Assembly in the Committee-Room, on Monday next at 2 o'clock.

Ordered, that a Message be sent down to the House of Assembly acquainting them therewith.

On motion, ordered, that the Conference as desired by the House of Assembly, on the subject matter of the Bill intituled "An Act to confirm and

render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same," be agreed to—and that the Honorables *A. Lane* and *T. H. Haviland* be a Committee to manage the same, to meet the Committee of the House of Assembly in the Committee Room instanter.

Ordered, that a Message be sent down to the House of Assembly acquainting them therewith.

On motion, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town"—and after some time spent therein, the President reported, that the Committee had agreed to the same, with the following Amendment, viz:

Folio 3, line 1—Leave out from the word "And" to the word "Crown" in folio 4, line 8—both words inclusive.

Ordered, that the Report of the Committee be received.

On motion, the said Bill was read a third time, as amended, and passed; and ordered to be sent down to the House of Assembly for their concurrence.

The Committee appointed to meet the Committee of the House of Assembly on the subject matter of the Bill intituled "An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same"—having gone to the Conference and returned, reported the substance thereof.

Adjourned until 12 o'clock to-morrow.

SATURDAY, March 24, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;
 The Honorables { *George Wright*,
 Ambrose Lane,
 T. H. Haviland,
 The Attorney General.

PRAYERS.

READ the proceedings of yesterday.

In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on the Bill intituled "An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties and for other purposes therein mentioned"—and after some time spent therein, the President reported progress.

Ordered, that the Report of the Committee be received.

Adjourned until 12 o'clock on Monday.

MONDAY, March 26, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
 The Honorables { *Ambrose Lane*,
 { *T. H. Haviland*,
 { *The Attorney General*.

PRAYERS.

THERE not being a Quorum :
 Adjourned until 12 o'clock to-morrow.

TUESDAY, March 27, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;
 The Honorables { *George Wright*,
 { *Ambrose Lane*,
 { *T. H. Haviland*,
 { *Charles Worrell*,
 { *The Attorney General*.

PRAYERS.

A Message from the House of Assembly, by Mr. *Brecken*—with the following Bills, to which they pray the concurrence of His Majesty's Council, viz :

“An Act to incorporate the Minister and Trustees of Saint James's Church in the Town of Charlotte-Town.”

“An Act to incorporate the Minister and Elders of Saint John's Church in the District of Belfast.”

“An Act to repeal a certain part of an Act made and passed in the Forty-third year of the Reign of His late Majesty King George the Third, intituled an Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring, and to fix and establish the Toll to be taken at the different Grist Mills for the Manufacture of Flour, Oatmeal, and Pearl Barley.”

“An Act to repeal an Act made in the Twentieth year of the Reign of His late Majesty King George the Third, intituled an Act for the establishing and regulating a Militia, and to make other provisions in lieu thereof.”

Also with the following, viz :

“Mr. President,

“The House of Assembly desire a Conference with His Majesty's Council on the subject matter of their Amendments to the Bill intituled “An Act for the Relief of Solomon Desbrisay, a Prisoner in Confinement for Debt, within the Limits of the Jail of Charlotte-Town”—and have appointed Mr. *Binns*, Mr. *Hyndman*, Mr. *Brecken* and Mr. *J. S. Macdonald* a Committee to manage the same.

“House of Assembly, March 26th, 1832.”

On motion, the said four Bills were severally read a first time.

A Message from the House of Assembly, by Mr. Owen—with the Bill intituled “An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same”—passed, with Amendments; to which they pray the concurrence of His Majesty’s Council.

On motion, the said Bill was read with the Amendments.

The Committee appointed to meet the Committee of the House of Assembly on the General State of the Colony—reported the substance thereof.

Ordered, that a further Conference be desired with the House of Assembly on the General State of the Colony.

Ordered, that the same Committee who managed the last Conference do manage this, to meet in the Committee-Room instanter.

On motion, ordered, that the Conference as desired by the House of Assembly on the subject matter of the Amendments to the Bill intituled “An Act for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town,” be agreed to—and that a Message be sent down to the House of Assembly acquainting them therewith.

Ordered, that the Honorables G. Wright and J. Lane, be a Committee to manage the said Conference, to meet the Committee of the House of Assembly in the Committee-Room instanter.

A Message from the House of Assembly, by Mr. Owen, viz:

“Mr. President,

“The House of Assembly do agree to a further Conference with His Majesty’s Council, as is desired by them, on the General State of the Colony—and have appointed the same Committee who managed the last Free Conference to manage this.

“House of Assembly, March 27th, 1832.”

Whereupon the Committee went to the Free Conference, and being returned—reported the substance thereof.

The Committee appointed to meet the Committee of the House of Assembly, on the subject matter of the Amendments to the Bill intituled “An Act for the Relief of Solomon Desbrisay, a Prisoner in Confinement for Debt, within the Limits of the Jail of Charlotte-Town”—having gone to the Conference, and being returned, reported the substance thereof.

On motion, the House resolved itself into a Committee of the whole, on the Bill intituled “An Act to establish the times and places for holding the Supreme Court in King’s and Prince Counties, and for other purposes there. in mentioned”—and after some time spent therein, the President reported, that the Committee had agreed to the same, with the following Amendments, viz:

Folio 1, line 15—Strike out the word “is” and insert the word “be.”

line 17—After the word “County,” insert the words “and as soon as His Excellency the Lieutenant Governor, or Commander in Chief for the time being, shall issue his Commission or Commissions for that purpose.”

line 20—Strike out the word “twice,” and insert the words “once in each of the said Counties.”

line 22—Strike out from the word “second” to the word “the,” line 23, both words inclusive.

line 25—Strike out from the word “and” to the word “November,” both words inclusive.

Folio 2, line 20—After the word “respectively,” insert the words “or one of the days herein after mentioned for the return of Writs; and after such Courts shall have gone into operation, the Writs so to be issued in such Counties shall bear teste in the usual manner, as of the last day of the term so held in the said Counties respectively.”

Folio 2, line 28—After the word “aforesaid,” insert the words “and after the said Commission or Commissions shall have been issued.”

- Folio 3, line 1*—Strike out from the word “any” to the word “notwithstanding,” both words inclusive.
line 12—Strike out from the word “which” to the word “year,” *line 14*, both words inclusive.
- Folio 4, line 13*—Strike out the word “present.”
line 19—After the word “all,” insert the word “Petit.”
line 23—After the word “practised,” insert the words “except in Michælmass term
 “in Queen’s County.”
line 24—Before the word “Jurors,” insert the words “such Petit.”
line 26—Strike out the word “ten” and insert the word “nine.”
line 28—Strike out the word “six” and insert the word “seven.”
line 30—Strike out the word “six” and insert the word “nine.”
- Folio 5, line 3*—Strike out the words “for seven,” and insert the words “not exceeding
 “ten.”
line 8—Strike out from the word “in” to the word “notwithstanding,” *line 13*, both words inclusive; and insert “there shall be allowed Sixty days at the end of
 “each Term holden in Queen’s County, for the purpose of the return of Writs;
 “and that all Writs returnable at the terms to be holden in Prince County and
 “King’s County, may be made returnable at any day after the said Terms res-
 “pectively, until within one Calendar month of the succeeding Term in the
 “said County, which returns shall be as valid and effectual as if made on any
 “day in term time.”
line 27—After the word “annum,” insert “and be it further enacted, that the
 “Grand Juries to be summoned as aforesaid for the said Terms in King’s and
 “Prince Counties, shall and they are hereby authorized to prepare Lists of fit
 “and proper persons to fill the offices of Constables and Fence Viewers for
 “each of the said Counties respectively, and the said Courts are hereby autho-
 “rized to choose from the said Lists fit and proper persons to fill the said offices,
 “in the same way and manner as is now by law required to be done for the
 “whole Island.”

Ordered, that the Report of the Committee be received, and that the Amendments be engrossed.

Adjourned until 12 o’clock to-morrow.

WEDNESDAY, March 28, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

PRAYERS.

READ the Proceedings of yesterday.

On motion the Bill intituled “An Act to establish the times and places for holding the Supreme Court in King’s and Prince Counties, and for other purposes therein mentioned”—was read a third time, as amended, and passed; and ordered to be sent down to the House of Assembly, for their concurrence.

A Message from the House of Assembly, by Mr Owen, viz:

“Mr. President,

“The House of Assembly desire a further Free Conference with His Majesty’s Council, on the General State of the Colony, and have appointed the same Committee who managed the former Free Conference, to manage this.

“House of Assembly, March 28th, 1832.”

Ordered, that the further Free Conference, as desired by the House of Assembly, be agreed to; and that the same Committee who managed the last Free Conference, do manage this—to meet the Committee appointed by the House of Assembly, in the Committee-Room, instanter; and that a Message be sent down to the House of Assembly, acquainting them therewith.

Whereupon the Committee went to the Conference, and being returned—reported the substance thereof.

On motion, the House took into consideration the Amendments proposed by the House of Assembly, to the Bill intituled “An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom, and in what manner, Marriages shall be celebrated in future, and to provide for the Public Registry of the same.”

Ordered, that a Message be sent down to the House of Assembly desiring a Conference on the said amendments.

Ordered, that the Honorables *T. H. Haviland* and *The Attorney General* be a Committee to manage the same—to meet in the Committee-Room instanter.

A Message from the House of Assembly, by Mr. Binns—with the following Bills, agreed to, as amended by His Majesty’s Council, viz :

“An Act to prevent Tavern-keepers, Inn-keepers or other persons from Harboursing or Entertaining Soldiers at improper hours:”

“An Act for the Relief of Solomon Desbrisay, a Prisoner in Confinement for Debt, within the Limits of the Jail of Charlotte-Town:”

“An Act to prevent the Importation and Spreading of Infectious Diseases within this Island:”

“An Act to require Landlords or Claimants of Rents to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island:”

Also, with the following, viz :

“Mr. President,

“The House of Assembly do agree to a present Conference as is desired by His Majesty’s Council, on the subject of the Amendments proposed by the Assembly, to the Bill intituled “An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom, and in what manner, Marriages shall be celebrated in future, and to provide for the Public Registry of the same”—and have appointed Mr. *Pope*, Mr. *Brecken*, Mr. *Dalrymple*, Mr. *Owen* and Mr. *Binns*, a Committee to manage the same.

“House of Assembly, 28th March, 1832.”

Whereupon the Committee went to the Conference, and being returned—reported the substance thereof.

The Honorable *A. Lane* moved for leave to present a Petition from the Trustees, Committee and Members of the Church of St. James, in the Town of Charlotte-Town, praying that this House will be pleased to pass the Bill now before it, constituting and appointing the Reverend James Mackintosh and certain other persons, and their Successors, a Body Politic and Corporate.

Leave being granted, the said Petition was read, and ordered to lie on the Table.

On motion, the Bill intituled “An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of His late Majesty, intituled “An Act to authorize the Conviction and Punishment, in a Summary way, of Persons committing Common Assaults and Batteries”—was read a second time.

The House took into consideration the said Bill, and amended the same, as follows :

Folio 2, line 17—After the word “Parties” insert the words “as also the Prosecutor and “Witnesses.”

Folio 2, line 24—After the word “Act” insert the words “and if the said person or persons “so bound to appear, shall make default and shall not appear according to the “conditions of his or their recognizance, the said Justices shall, and they are “hereby required, to certify such default under their Hands and Seals to His “Majesty’s Supreme Court of Judicature, together with the said Recogni- “zance, when the same shall be liable to be estreated by His Majesty’s At- “torney or Solicitor General, in the same way and manner as if such default “had been made on any recognizance returnable in the said Supreme Court.”

On motion, the said Bill was read a third time, as amended, and passed; and ordered to be sent down to the House of Assembly for their concurrence.

On motion, the Bill intituled “An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act, to Issue Writs of Summary Capias against Persons about to leave this Island”—was read a third time, and passed; and a Message ordered to be sent down to the House of Assembly, acquainting them therewith.

A Message from the House of Assembly, by Mr. Pope, viz:

“Mr. President,

“The House of Assembly desire a further Conference with His Majesty’s Council, on the subject of the amendments made by the Assembly to the Bill intituled “An Act to confirm and render valid certain Marriages heretofore Solemnized within this Island, and also to declare by whom, and in what manner, Marriages shall be celebrated in future, and to provide for the Public Registry of the same”—and have appointed the same Committee who managed the last Conference to manage this.

“House of Assembly, 28th March, 1832.”

Adjourned until 12 o’clock to-morrow.

THURSDAY, March 29, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

PRAYERS.

READ the Proceedings of yesterday.

On motion, ordered, that the further Conference as desired by the House of Assembly, on their Amendments to the Bill intituled “An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom, and in what manner, Marriages shall be celebrated in future, and to provide for the Public Registry of the same”—be agreed to, and that a Message be sent down to the House of Assembly, acquainting them therewith.

Ordered, that the Honorables *A. Lane* and *T. H. Haviland* be a Committee to manage the same—to meet the Committee of the House of Assembly, in the Committee-Room instanter.

Whereupon the Committee went to the Conference, and being returned—reported the substance thereof.

On motion, the House took into consideration the amendments proposed by the House of Assembly to the Bill intituled "An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom, and in what manner, Marriages shall be celebrated in future, and to provide for the Public Registry of the same."

And the said Amendments were read, as followeth:

Folio 4, first and second lines—Strike out the words "Clergymen or Ministers of every," and insert the words "every Clergyman or Minister of any."

Folio 5, line 17—After the word "Rome" insert the words "Presbyterians being Dissenters from the Kirk of Scotland, the Wesleyan Methodists and Baptists."

Folio 6, line 2—Strike out the word "Congregations," and insert the words "a Congregation."
line 14—After the word "shall," insert the word "knowingly."

Folio 9, line 2—After the word "Witnesses," insert "Dated at this
" day of 18 "

line 12—After the word "Marriage," insert the words "in all cases where the
" testimony of none of the Witnesses to such Marriage can be obtained."

Folio 11, line 7—After the word "Peace," insert the words "by Warrant of Distress, and
" Sale of the Offender's Goods and Chattels."

Folio 13, line 7—After the word "Act," insert the words "in any case not hereinbefore pro-
" vided against."

line 16—After the word "Government," insert the following Clause "And be it
" further enacted, that from and after the passing of this Act, all Licences to
" be granted under and by virtue of the same, shall be directed to such Per-
" son who may be authorized to solemnize Matrimony, as the Person or
" Persons applying for such Licence, shall or may request or desire, and to
" no other Person or Persons whomsoever, any usage or custom to the con-
" trary notwithstanding."

And the said Amendments were again read, and agreed to by the Council.

Ordered, that the said Bill be sent back to the House of Assembly, and that they be acquainted that His Majesty's Council have agreed to their amendments.

A Message from the House of Assembly, by Mr. Pope—

"Mr. President,

"The House of Assembly desire a Conference with His Majesty's Council, on the subject matter of their Amendments to the Bill intituled "An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned"—and have appointed Mr. Pope, Mr. H. Macdonald, Mr. Brennan and Mr. Compton a Committee to manage the same.

"House of Assembly, March 29th, 1832."

Ordered, that the said Conference be agreed to, and that a Message be sent down to the House of Assembly acquainting them therewith.

Ordered, that the Honorables T. H. Haviland and The Attorney General be a Committee to manage the same—to meet the Committee appointed by the House of Assembly in the Committee-Room instanter.

Whereupon the Committee went to the Conference, and being returned—reported the substance thereof.

The Honorable A. Lane, moved for leave to present a Petition from the Committee of Management and Members of the Church of Saint John, on Lot or Township Number Fifty-eight—praying, that this House will be pleased to pass the Bill now before it, constituting and appointing the Rev. John M'Lennan and certain other persons, and their Successors, a Body Corporate and Politic.

Leave being granted, the said Petition was read, and ordered to lie on the Table.

On motion, the Bill intituled "An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein"—

The Bill intituled "An Act to incorporate the Minister and Trustees of Saint James's Church in the Town of Charlotte-Town"—

And the Bill intituled "An Act to incorporate the Minister and Elders of Saint John's Church in the District of Belfast"—

Were severally read a second time.

On motion, the Bill intituled "An Act to repeal an Act made in the Twentieth year of the Reign of His late Majesty King George the Third, intituled 'An Act for the Establishing and Regulating a Militia'—and to make other provisions in lieu thereof"—was read a second time.

Ordered that the said Bill be committed to-morrow.

Adjourned until 12 o'clock to-morrow.

FRIDAY, March 30, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables	{	<i>George Wright,</i>
		<i>Ambrose Lane,</i>
		<i>T. H. Haviland,</i>
		<i>Charles Worrell,</i>
		<i>The Attorney General,</i>
		<i>Fade Goff.</i>

PRAYERS.

READ the Proceedings of yesterday.

A Message from the House of Assembly, by Mr. Brecken—with a Bill intituled "An Act for increasing the Revenue by an Assessment on Land"—to which they pray the concurrence of His Majesty's Council.

On motion, the said Bill was read a first time.

A Message from the House of Assembly by Mr. Owen—with the Bill intituled "An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of His late Majesty, intituled "An Act to authorize the Conviction and Punishment, in a Summary way, of Persons committing Common Assaults and Batteries"—passed, as amended by His Majesty's Council :

Also, with a Bill intituled "An Act for appropriating certain Monies therein mentioned, for the Service of the year of our Lord One Thousand Eight Hundred and Thirty-two"—to which they pray the concurrence of His Majesty's Council.

On motion, the last mentioned Bill was read a first time.

Ordered, that a further Conference be desired with the House of Assembly on the subject matter of the Amendments proposed by the Council to the Bill intituled "An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned."

Ordered, that the Honorables *T. H. Haviland* and *The Attorney General* be a Committee to manage the same—to meet in the Committee-Room instanter.

A Message from the House of Assembly, by Mr. Pope—

"Mr. President,

"The House of Assembly do agree to a further Conference, as is desired by His Majesty's Council, on the subject matter of the amendments made by

the Council, to the Bill intituled "An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned"—and have appointed the same Committee who managed the last Conference to manage this Conference.

"House of Assembly, 30th March, 1832."

Whereupon the Committee went to the Conference, and being returned—reported the substance thereof.

In pursuance of the Order of the Day, the House resolved itself into a Committee of whole, on the Bill intituled "An Act to repeal an Act made in the Twentieth year of the Reign of His late Majesty King George the Third, intituled 'An Act for the Establishing and Regulating a Militia,' and to make other provisions in lieu thereof"—

And after some time spent therein, the President reported—that it was moved and carried in the Committee, that the further consideration of the said Bill be postponed for three months, as the lateness of the Session precludes the possibility of the Council giving the subject matter of the Bill that due consideration which its importance requires.

Ordered, that the Report of the Committee be received.

On motion, the Bill intituled "An Act to Incorporate the Minister and Trustees of Saint James's Church in the Town of Charlotte-Town"—

And the Bill intituled "An Act to Incorporate the Minister and Elders of Saint John's Church in the District of Belfast"—were severally read a third time, and passed; and a Message ordered to be sent down to the House of Assembly, acquainting them therewith.

On motion, the Bill intituled "An Act to repeal a certain part of an Act made and passed in the Forty-third year of the Reign of His late Majesty King George the Third, intituled 'An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring;' and to fix and establish the Toll to be taken at the different Grist Mills for the manufacture of Flour, Oatmeal and Pearl Barley"—was read a second time.

On motion, ordered, that the said Bill be read a third time this day three months.

On motion, the House took into consideration the Bill intituled "An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein"—and amended the same, as follows:

Folio 2, line 17—Strike out the word "three," and insert the word "twelve."

Folio 3, line 2—Strike out the word "three," and insert the word "twelve."

On motion, the said Bill was read a third time, as amended;

On motion, that the said Bill do pass, the House divided—

CONTENTS.

*The Chief Justice,
G. Wright,
A. Lane,
T. H. Haviland,
Fide Goff.*

NON-CONTENT.

C. Worrell.

So it passed in the affirmative—and the said Bill, as amended, was ordered to be sent down to the House of Assembly, for their concurrence.

The Honorable *C. Worrell* dissentient to the above Bill, for the following reasons, viz:

1st. Because it has no suspending Clause, which I am of opinion, according to the Royal Instructions, is required.

2d. Because, "An Act for effectually revesting in His Majesty, his Heirs and Successors, such Lands as are or may be liable to Forfeiture within this Island"—passed the First

Session of the Seventh General Assembly, in the Forty-third year of his late Majesty's Reign, George III. did not receive the Royal Assent, as appears by a Marginal Note in the Statute Book of this Island.

C. WORRELL.

A Message from the House of Assembly, by Mr. Pope—

“Mr. President,

“The House of Assembly desire a Free Conference with His Majesty's Council on the subject matter of the Amendments made by the Council to the Bill intituled “An Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned”—and have appointed Mr. *Pope*, Mr. *H. Macdonald*, Mr. *Brenan*, Mr. *Compton* and Mr. *Binns* to manage the said Free Conference.

“House of Assembly, March 30th, 1832.”

Adjourned until 12 o'clock to-morrow.

SATURDAY, March 31, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
Charles Worrell.

PRAYERS.

READ the proceedings of yesterday.

On motion, ordered, that the Conference, as desired by the House of Assembly on the subject matter of the amendments proposed by the Council, to the Bill intituled “An Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned,” be agreed to—and that a Message be sent down to the House of Assembly, acquainting them therewith.

Ordered, that the Honorables *A. Lane* and *T. H. Haviland* be a Committee to manage the same—to meet the Committee of the House of Assembly, in the Committee-Room instanter.

Whereupon the Committee went to the Free Conference, and being returned—reported the substance thereof.

On motion, the Bill intituled “An Act for increasing the Revenue by an Assessment on Land”—was read a second time.

On motion, the Bill intituled “An Act for appropriating certain Monies therein mentioned, for the Service of the year of our Lord One Thousand Eight Hundred and Thirty-two”—was read a second time.

Adjourned until 12 o'clock on Monday.

MONDAY, April 2, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President ;

The Honorables { *George Wright,*
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General,
Fade Goff.

PRAYERS.

READ the Proceedings of Saturday.

On motion, the Bill intituled "An Act for appropriating certain Monies therein mentioned, for the Service of the year of our Lord One Thousand Eight Hundred and Thirty-two"—was read a third time, and passed; and ordered to be sent down to the House of Assembly.

A Message from the House of Assembly, by Mr. Hyndman—with a Bill intituled "An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the Proceedings of a Court of Escheats therein"—agreed to, as amended by His Majesty's Council—

Also, with a Bill intituled "An Act to provide for the Contingent Expences of the present Session"—to which they pray the concurrence of His Majesty's Council.

On motion, the said Bill was read a first time.

On motion, that the House do now go into Committee on the Bill intituled "An Act for increasing the Revenue by an Assessment on Land:"

It was moved as an amendment, that the said Bill be committed this day three months—

And the question being put on the amendment, the House divided—

CONTENTS.

G. Wright,
A. Lane,
C. Worrell,
Fade Goff.

NON-CONTENTS.

The Chief Justice,
T. H. Haviland,
The Attorney General.

So it passed in the affirmative.

On motion, that a Committee be appointed to join a Committee of the House of Assembly, in preparing and reporting an Address to His Majesty, praying that he will be graciously pleased to authorize His Representative in this Colony, to give his assent to such Laws which may be passed by the Legislature, affecting in any way Real Estate within the same, without the usual suspending Clause, reserving the same for the signification of His Majesty's pleasure—the Council divided :

CONTENTS.

The Chief Justice,
A. Lane,
T. H. Haviland,
The Attorney General,
Fade Goff.

NON-CONTENTS.

G. Wright,
C. Worrell.

So it passed in the affirmative.

Ordered, that the Honorables *T. H. Haviland* and *Fade Goff* be a Committee to join the Committee of the House of Assembly for that purpose, to

meet in the Committee-Room instanter; and afterwards to meet and adjourn as they shall see fit.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

On motion, the Bill intituled "An Act to provide for the Contingent Expenses of the present Session,"—was read a second time.

A Message from the House of Assembly, by Mr. Pope, viz:

"Mr. President,

"The House of Assembly have appointed Mr. *Binns*, Mr. *Owen*, Mr. *Dalrymple*, Mr. *Brenan* and Mr. *Pope* a Committee to join the Committee of His Majesty's Council, in preparing and reporting an Address to His Majesty, praying that he will be pleased to authorize his Representative in this Colony, to give his assent to such Laws as may be passed by the Legislature affecting in any way Real Estate within the same, without the usual suspending clause, reserving the same for the signification of His Majesty's pleasure—to meet the Committee of the Council at the time and place appointed by His Majesty's Council; and to meet and adjourn afterwards as they shall see fit.

"House of Assembly, 2d April, 1832.

Adjourned until 12 o'clock to-morrow.

TUESDAY, April 3, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
Charles Worrell.

PRAYERS.

READ the Proceedings of yesterday.

On motion, the Bill intituled "An Act to provide for the Contingent Expenses of the present Session"—was read a third time, and passed; and ordered to be sent down to the House of Assembly.

Adjourned until 1 o'clock to-morrow.

WEDNESDAY, April 4, 1832.

The Council met, pursuant to adjournment.

PRESENT

The Hon. *Chief Justice Jarvis*, President;

The Honorables { *George Wright*,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

PRAYERS.

READ the Proceedings of yesterday.

The Committee appointed to join a Committee of the House of Assembly, "in preparing an Address to His Majesty, on the subject of the various

Acts passed by the Legislature of this Island, in the Sessions of 1829 and 1830, and reserved for the signification "of His Majesty's pleasure;" and, the Committee appointed to join a Committee of the House of Assembly, "in preparing and reporting an Address to His Majesty, praying that he will be graciously pleased to authorize His Representative, in this Colony, to give his assent to such Laws which may be passed by the Legislature, affecting, in any way, Real Estate within the same, without the usual suspending clause, reserving the same for the signification of His Majesty's pleasure"—reported the draft of an Address, embracing both subjects, as agreed to by the Committees of both Houses—

Which was read by the Clerk, and is as follows, viz:

TO THE KING'S MOST EXCELLENT MAJESTY.

Most Gracious Sovereign,

We your Majesty's most faithful subjects the Council and Assembly of Prince Edward Island, in Colonial Parliament convened, humbly approach the Throne with sentiments of loyalty and affection to your Majesty's Royal person and Government. Fully sensible of the paternal solicitude with which your Majesty continues to watch over the welfare of all your subjects, however distant their residence may be from the seat of your Majesty's Government, we humbly presume to address your Majesty upon a subject which deeply involves the growing prosperity of this infant Colony.

Various Laws enacted by the Legislature of this Colony, tending to promote its internal improvement, and to afford the means of meeting the exigencies of the Colonial Government, have from time to time been transmitted through your Majesty's Principal Secretaries of State for the Colonies, to be submitted for your Majesty's Royal pleasure thereon; but from causes over which your Majesty's faithful subjects here have no controul, the benefits which they were calculated to confer have been hitherto withheld from the Inhabitants of this Colony.

Cases have occurred, and with great and respectful submission we represent them, where Bills of Supply have been granted for the support of this your Majesty's Colonial Government, and duly forwarded for your Majesty's approval, which have been allowed to remain for the space of two and three years without your Majesty's pleasure thereon having been signified, during which time the Colony has been debarred from appropriating those supplies so necessary to its present and future welfare.

The following Acts, which passed the Legislature of this Colony during the Sessions of 1829 and 1830, and which were reserved for the expression of your Majesty's Royal pleasure, were duly transmitted for that purpose, viz.—

"An Act to enable Tenants in Tail to execute Leases, and grant terms of years of a long endurance:"

"An Act for the security of Navigation, and for preserving all Ships, Vessels, and Goods, which may be found on Shore, wrecked or stranded, upon the Coasts of this Island, and for punishing Persons who shall steal Shipwrecked Goods, and for the Relief of Persons suffering loss thereby:"

"An Act to confirm certain Marriages heretofore solemnized in this Island:"

"An Act to require Clergymen, and others authorised to solemnize Marriages, to return Certificates thereof to the Surrogate of the Island, and to require Clergymen to keep a Record of Baptisms:"

"An Act to alter, amend and suspend certain parts of an Act made and passed in the Forty-seventh year of his late Majesty's reign, intituled An Act to repeal an Act made and passed in the Forty-first year of his present Majesty's reign, intituled An Act for the better Regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future:"

"An Act to ascertain and establish the Boundary Lines of the several Counties and Townships of this Island—and to regulate the Duty of Surveyors:"

"An Act for raising a Fund, by an Assesment on Land, for erecting a Government House, and other Public Buildings within this Island:"

—and notwithstanding the reiterated applications of our Colony Agent at the Colonial Office, we lament to state, that no official information has as yet been received regarding them.

These Acts are for the most part of the greatest importance to the well being of the Colony, particularly the Act to ascertain and establish the Boundary Lines of the several Counties and Townships of this Island, and to regulate the Duty of Surveyors:—the Act to alter, amend and sus-

pend certain parts of an Act made and passed in the Forty-seventh year of his late Majesty's reign, intituled an Act to repeal an Act made and passed in the Forty-first year of his present Majesty's reign, intituled An Act for the better Regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future:—the Act for raising a Fund, by an Assessment on Land, for erecting a Government House, and other Public Buildings within this Island—and the serious inconveniences which have already been experienced from the uncertainty that prevails concerning them, have proved extremely prejudicial to the public welfare.

In anticipation of the Revenue expected to be derived from the Assessment on Land, and to meet the present emergency of the Colony, a Paper Currency has been unavoidably resorted to; and unless means be speedily adopted to enable the Colonial Government to redeem that issue, the most serious embarrassment may be dreaded.

We, therefore, humbly pray that your Majesty will be graciously pleased to give such directions as may cause the said Acts to be brought under your Royal consideration, in order that, should they meet your Majesty's approval, your faithful subjects the Inhabitants of this Colony, may not be longer deprived of the advantages which the operation of these Acts were intended to afford them.

Your Majesty, in your Royal beneficence, as expressed in a Despatch from the Right Honorable Lord Goderich, one of your Majesty's Principal Secretaries of State for the Colonies, bearing date 7th July last, having, as we conceive, conceded to your faithful subjects of Lower Canada "the exclusive enactment of every Law which may be required respecting real property within that Province," we, therefore presume, humbly to hope, that the same gracious boon may be extended to this Colony; and that your Majesty will be pleased to authorize your Representative to assent, in your Majesty's name, without the intervention of a suspending clause, to such Bills as shall in future pass the Legislature of this Colony, having for their object its internal improvement, whether the said Bills may affect real or personal estate within the same.

On motion, ordered, that the said Address be agreed to.

A Message from the House of Assembly, by Mr. Owen—

"Mr. President,

"The House of Assembly have adopted an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to forward the joint Address of the Council and Assembly to His Majesty, to the proper quarter, to which they desire the concurrence of His Majesty's Council.

The House of Assembly have appointed Mr. *Binns*, Mr. *Dalrymple*, Mr. *Owen*, Mr. *Brenan* and Mr. *Pope* a Committee to join a Committee of the Council to wait upon His Excellency with the said Address.

"House of Assembly, 3d April, 1832."

The said Address was read, and is as follows, viz :

To His Excellency Lieut. Colonel *ARETAS WILLIAM YOUNG*, Lieutenant Governor and Commander-in-Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The Council and Assembly at their last Session, presented an Address to His Excellency Governor Ready, praying that he would be pleased to exert his influence in the proper quarter, to obtain, if possible, His Majesty's favourable decision on various Acts which had passed the Legislature of the Colony, and which had been reserved for the signification of His Majesty's Royal pleasure.

No information relative thereto having yet been received, the Council and Assembly have deemed it their imperative duty to address His Majesty on the subject; setting forth the great loss and inconvenience that have resulted to the Colony for want of the Royal sanction to the Acts in question, and the embarrassment that must inevitably ensue. The Council and Assembly humbly request that your Excellency will be pleased to transmit the accompanying Address to His Majesty's Principal Secretary of State for the Colonial Department, requesting him to lay the same at the foot of the Throne, for His Majesty's most gracious consideration; and the Council and Assembly most respectfully solicit that your Excellency will be pleased to give the weight of your personal influence to the prayer of the Address.

Ordered, that the Council do agree to the said Address.

Ordered, that the Honorables *T. H. Haveland* and *The Attorney General* be a Committee to join the Committee of the House of Assembly, to wait upon His Excellency with the said Address.

Ordered, that a Message be sent down to the House of Assembly, acquainting them therewith.

A Message from the House of Assembly, by Mr. Brecken—with an Account of such Contingent Expences of the present Session, as are not already provided for.

His Excellency the Lieutenant Governor having come to the Council Chamber, and being seated—

The Gentleman Usher of the Black Rod received His Excellency's commands to inform the House of Assembly, that "His Excellency commands their immediate attendance in the Council Chamber"—

And the House of Assembly, with their Speaker, having attended accordingly—

His Excellency was pleased to assent to the following Bills, viz :

- I. *An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts.*
- II. *An Act to prevent the destruction of Oysters, by burning the same, for the purpose of converting the Shells thereof into Lime.*
- III. *An Act to enable certain persons to put their Marriages upon Record.*
- IV. *An Act authorising the removal of Nuisances from the Streets of Charlotte-Town.*
- V. *An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act to issue Writs of Summary Capias against persons about to leave this Island.*
- VI. *An Act to alter and amend an Act made in the Forty-eighth year of the Reign of His late Majesty King George the Third, intituled 'An Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty.'*
- VII. *An Act for Building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same.*
- VIII. *An Act to prevent the running at large of Swine within the Town and Royalty of Princetown.*
- IX. *An Act for limiting the time for holding the Poll for the Election of Members to serve in General Assembly.*
- X. *An Act for the relief of Solomon Desbrisay, a Prisoner in confinement for Debt within the Limits of the Jail of Charlotte-Town.*
- XI. *An Act to prevent Tavern-keepers, Inn-keepers, or other persons, from harbouring or entertaining Soldiers at improper hours.*
- XII. *An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island.*
- XIII. *An Act to prevent the Importation and Spreading of Infectious Diseases within this Island.*
- XIV. *An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the public Registry of the same.*
- XV. *An Act establishing the mode of recovering Penalties and Costs before Justices of the Peace, where the same are imposed by certain Acts of the General Assembly of this Island, and no provision is made for the enforcing thereof.*
- XVI. *An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of his late Majesty, intituled 'An Act to authorize the conviction and punishment, in a Summary way, of persons committing Common Assaults and Batteries.'*
- XVII. *An Act to incorporate the Minister and Trustees of Saint James's Church, in the Town of Charlotte-Town.*
- XVIII. *An Act to incorporate the Minister and Elders of Saint John's Church, in the District of Belfast.*
- XIX. *An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein.*
- XX. *An Act to increase the Revenue, by levying a Duty of Impost on all Goods, Wares, and Merchandise imported into this Island, with certain exceptions.*
- XXI. *An Act to continue an Act made and passed in the first year of the Reign of his present Majesty, imposing a duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors, imported into this Island.*

XXII. *An Act to continue an Act made and passed in the first year of his present Majesty's reign, imposing a Duty of Impost on Tobacco and Tea.*

XXIII. *An Act to regulate the Salary of the Collector of Impost and Excise for the District of Charlotte-Town.*

XXIV. *An Act to provide Salaries for Sub-Collectors of Customs.*

XXV. *An Act to provide for the better preservation of Public and Private Property at Georgetown against accidents by Fire.*

XXVI. *An Act to provide for the conveyance of the Mails between Charlotte-Town and Pictou, by a Steam Vessel.*

XXVII. *An Act for Appropriating certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Thirty-two.*

XXVIII. *An Act to provide for the Contingent Expences of the present Session.*

His Excellency was then pleased to close the Session with the following Speech, viz :

Mr. President, and Gentlemen of His Majesty's Council :

Mr. Speaker, and Gentlemen of the House of Assembly :

As you have now brought to a close the business of the present Session, it only remains for me, before relieving you from further attendance, to express my fervent hope, that in the accomplishment of your measures for the advancement of the Public Good, you may reap your own most honorable reward.

Mr. Speaker, and Gentlemen of the House of Assembly :

I thank you for the Supplies which you have voted for the service of the current year—to their due appropriation my best exertions shall be devoted.

You have been already apprized, by Message, of my reasons for refusing to accept the temporary vote contained in your Appropriation Bill; and as this refusal proceeds from a sense of what I still conceive to be my duty, it can scarcely be necessary for me to repeat, that I will not avail myself of a pecuniary allowance, unless made permanent during my administration.

Mr. President, and Gentlemen of His Majesty's Council :

Mr. Speaker, and Gentlemen of the House of Assembly :

However inconsiderable is at present your Commerce, you have the pleasing satisfaction of reflecting, that its sources flow from the inexhaustible bounty of nature—unlike the manufactured products of human art, they are independent of caprice or taste, and can be shared only by the few whose soil is equally fertile with your own.

To maintain so enviable a position, and to prepare betimes for profiting by that increase of numbers which usually ensues from natural or adventitious causes, where the means of subsistence are abundant, it must be obvious to you, Gentlemen, that your services should be extended beyond the performance of your official duty, by inducing among those over whom your influence may prevail, the practice of moral and industrious habits, which will fit our population for those agricultural pursuits, to the encouragement of which your attention was so judiciously directed by my Predecessor.

The President of His Majesty's Council by command of His Excellency, then said—

“Gentlemen,

“It is His Excellency the Lieutenant Governor's will and pleasure that this General Assembly be prorogued until Tuesday, the Fifteenth day of May next, and this General Assembly is accordingly prorogued until Tuesday, the Fifteenth day of May next.

GOD SAVE THE KING.