

Technical and Bibliographic Notes / Notes techniques et bibliographiques

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming are checked below.

- Coloured covers / Couverture de couleur
- Covers damaged / Couverture endommagée
- Covers restored and/or laminated / Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire)
- Coloured plates and/or illustrations / Planches et/ou illustrations en couleur
- Bound with other material / Relié avec d'autres documents
- Only edition available / Seule édition disponible
- Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure.
- Blank leaves added during restorations may appear within the text. Whenever possible, these have been omitted from filming / Il se peut que certaines pages blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.
- Additional comments / Commentaires supplémentaires:

L'Institut a microfilmé le meilleur exemplaire qu'il lui a été possible de se procurer. Les détails de cet exemplaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous.

- Coloured pages / Pages de couleur
- Pages damaged / Pages endommagées
- Pages restored and/or laminated / Pages restaurées et/ou pelliculées
- Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées
- Pages detached / Pages détachées
- Showthrough / Transparence
- Quality of print varies / Qualité inégale de l'impression
- Includes supplementary material / Comprend du matériel supplémentaire
- Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible.
- Opposing pages with varying colouration or discolourations are filmed twice to ensure the best possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont filmées deux fois afin d'obtenir la meilleure image possible.

This item is filmed at the reduction ratio checked below /
Ce document est filmé au taux de réduction indiqué ci-dessous.

10x		14x		18x		22x		26x		30x	
								✓			
	12x		16x		20x		24x		28x		32x

~~7G4N85T/A~~ S. Blowers,

No. 1
1808,
May

Nova Scotia: General assembly:
House of assembly

JOURNAL

AND

PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY,

1808. ^{May} ~~1808~~ 

9th Assembly. 3d Session

APR 23 1946



PROCLAMATION.

BY HIS EXCELLENCY

SIR GEORGE PREVOST, BARONET,

*Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of
NOVA-SCOTIA, and its Dependencies, &c. &c. &c.*

WHEREAS the *General Assembly* of this Province stands prorogued to Thursday the Twelfth Day of May next :

I have thought fit, by and with the advice and consent of His Majesty's Council, to further prorogue the said General Assembly until Thursday the Nineteenth Day of May next, then TO MEET FOR THE DISPATCH OF BUSINESS ; of which all persons concerned are desired to take notice and govern themselves accordingly.

GIVEN under my Hand and Seal at Arms, at Halifax, this eighteenth day of April, 1808, and in the 48th year of His Majesty's Reign.

GEORGE PREVOST.

By His Excellency's Command.

MICH. WALLACE.

GOD SAVE THE KING.

N. S. Doc.
H. J.
1808 (May)

JOURNAL AND PROCEEDINGS
OF THE
HOUSE OF ASSEMBLY,
OF THE
PROVINCE OF NOVA-SCOTIA,

THURSDAY, 19th MAY, 1808.

A MESSAGE from His Excellency the Lieutenant-Governor, by Mr. Wallace,
Acting Secretary:

Mr. Speaker,

His Excellency the Lieutenant-Governor commands this House to attend his Excellency, immediately, in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend his Excellency in the Council Chamber;

And being returned,

Mr. Speaker reported that the House had attended his Excellency in the Council Chamber, where his Excellency had been pleased to make a *SPEECH*; of which Mr. Speaker said he had, to prevent mistakes, obtained a Copy, which he read to the House, and is as follows:

Mr. President and Gentlemen of the Council,

Mr. Speaker, and Gentlemen of the Assembly,

HIS Majesty having been graciously pleased to appoint me to the Government of this important Establishment; my duty, as well as my inclination, will ever deeply interest me in its prosperity and happiness.

In addressing you for the first time, I embrace the opportunity it affords me, of detailing his Majesty's paternal solicitude for the security of his Province of Nova-Scotia.

In addition to the formidable reinforcement of select Troops, with ample supplies of warlike stores, which have been landed on your shores, our Gracious Sovereign has commanded a considerable supply of arms, accoutrements, clothing and camp equipage, to be sent out for the equipment and accommodation of the Militia Forces of this Province.

After enumerating these marks of the King's benevolent consideration, I am persuaded you will perceive the propriety of giving immediate attention to the revision and amendment of the Militia Laws; and will adopt such measures as will co-operate with his Majesty's views, and tend to the permanent strength and security of the Province, in its present critical situation; and that his Majesty's Loyal Subjects in Nova-Scotia, will evince a ready disposition justly to appreciate the exertions which

are made for their preservation, and will display in their own defence, the courage, energy and patriotism of British subjects.

Mr. Speaker and Gentlemen of the Assembly,

Aware, as you must be from long experience, that expences must necessarily be incurred to support the Civil Establishment, and the honor of his Majesty's Crown, I rely on your wisdom and public spirit for granting such supplies as circumstances and the exigencies of affairs may require.

Gentlemen of the Council, and

Gentlemen of the Assembly,

Accustomed, as I have been from early youth, to a Military Life, I will endeavour to supply my want of knowledge and experience in discharging the duties of the civil authority, by diligence, and a strict attention to the general interests of the Colony.

I shall hope, at all times for your able counsel and assistance; and ready as you will ever find me to listen, with the most careful attention, I confidently trust that, by our joint endeavours, my administration of the Government will prove honourable to myself and beneficial to the Colony.

If at any time, contrary to my wishes, I should unfortunately err, it will, Gentlemen, be an error of judgment and not of the heart:—and, although I am unused to make professions, I will give you the honest assurance of a Soldier, that I shall constantly endeavour to act with the strictest justice and equity towards every individual.

On motion, *ordered*, That Mr. Hutchinson, Mr. Tonge, and Mr. Robie, be a Committee to prepare an Address in answer to his Excellency's Speech.

Then the House adjourned until To-morrow at Twelve of the Clock.

Friday, 20th May, 1808.

PRAYERS.

Colin Campbell, Esquire, returned duly elected as a Representative for the Town of Shelburne;

Joseph Barfs, Esquire, returned duly elected as a Representative for the Town of Liverpool;

John Sargent, Esquire, returned duly elected as a Representative for the Town of Barrington; and

William Robertson, Esquire, returned duly elected as a Representative for the Town of Annapolis; severally took the usual Oaths and their Seats.

Mr. Hutchinson reported from the Committee appointed to prepare an Address in answer to his Excellency's Speech, and presented an Address accordingly, which he read in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

TO HIS EXCELLENCY

Sir GEORGE PREVOST, Baronet,

Lieutenant-Governor, and Commander in Chief, in and over his Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

The ADDRESS of the HOUSE of REPRESENTATIVES in GENERAL ASSEMBLY.

MAY IT PLEASE YOUR EXCELLENCY,

IT is with great satisfaction that we offer to your Excellency, our sincere congratulations on your appointment to the command of this province and your safe arrival

arrival in your government.

We have had frequent occasions, during the reign of our most gracious Sovereign, to acknowledge his paternal care of this favoured colony, and his solicitude for its welfare; and we recognise with gratitude, an additional instance of his Majesty's benevolent regard for his loyal subjects in this province; in his selection of an officer of your Excellency's distinguished character; and great military talents, to preside over us at the present critical period; in the sending of a respectable force, under your Excellency's command, for our protection; and in the supply of arms, clothing, and camp equipage, so graciously granted, for the use and accommodation of our militia.

Deeply sensible, that it is our duty and interest, to contribute to the utmost of our power, towards the defence of his Majesty's province; we shall give the most attentive consideration to the important subject recommended in your Excellency's speech, and though convinced, that the present inefficient state of the militia, is more owing to a want of the due execution of the laws, now in force for their government, than to any material defect in those laws, yet we will carefully revise the whole, and endeavour to form a system suitable to local circumstances, and to the genius of the people.

The loyalty of this colony has been tried and acknowledged in times of great emergency, and has always constituted the happiness and boast of its inhabitants; and we can confidently assure your Excellency, that the people whom we have the honor to represent, are animated with the like principles of loyalty and with an affectionate attachment to his Majesty; and that if personal exertions shall be required, it will be found that in them, the spirit of their ancestors has not degenerated.

In the late Session of General Assembly, ample appropriations were made for the support of his Majesty's Government in the Civil Establishment of the Province, and for other services of public utility; should the present crisis require additional aids for the honour of our Sovereign, or the defence of His Colony, your Excellency may be assured we will cheerfully grant supplies for these necessary purposes.

We accept, Sir, with grateful confidence, the assurance of your Excellency's disposition to dispense justice and promote the welfare of this Province, and with perfect sincerity we pledge our determination to use our best endeavours to make your Excellency's Administration easy and agreeable to you, and to co-operate in every measure which may conduce to support the honor of our Sovereign, and to advance the joint and inseparable interests of this Colony and the Parent State.

Resolved, That the said Address be presented to his Excellency by the whole House.

On motion, *ordered*, That Mr. Hutchinson, Mr. Tonge, Mr. Robie, Mr. Ritchie, and Mr. Mortimer, be a Committee to wait on his Excellency the Lieutenant Governor, to know his pleasure when he will be attended by the House.

On motion of Mr. Tonge, *ordered*, That Mr. Hutchinson, Mr. Pyke, Mr. Tonge, Mr. Pearson, Mr. Morton, Mr. Campbell, and Mr. Robie, be a Committee to take into consideration the several Laws relating to the Militia, and report to the House a system for their improvement.

Then the House adjourned until To-morrow at twelve of the Clock.

Saturday, 21st May, 1808.

PRAYERS.

Mr. Hutchinson reported from the Committee appointed to wait on his Excellency the Lieutenant-Governor, to know his pleasure when he would receive the Address of this House ; that the Committee had waited on his Excellency accordingly ; and that his Excellency had been pleased to appoint this day, at one of the clock, at the Government House.

Mr. Speaker and the House attended his Excellency the Lieutenant-Governor with their Address, pursuant to the resolution of yesterday.

And being returned,

Mr. Speaker reported that his Excellency was pleased to give this ANSWER :

*Mr. Speaker and
Gentlemen of the Assembly.*

II RECEIVE with infinite satisfaction the Address of the House of Representatives ; and consider it a preface of a cordial co-operation for the advancement and prosperity of the Colony, and the promotion of its best interests.

GEORGE PREVOST.

Then the House adjourned until Monday at Twelve of the Clock.

Monday, 23d May, 1808.

PRAYERS.

Mr. Wallace, Acting Secretary, acquainted the House that he was commanded by his Excellency the Lieutenant-Governor to lay before this House a message from his Excellency, and also a Copy of a Letter from his Majesty's Secretary of State for the Colonies, to his Excellency ; and he presented the said Message and Letter to the House :

The said Message was read by Mr. Speaker, all the Members being uncovered, and is as follows :

Mr. Speaker and Gentlemen of the Assembly,

HIS Excellency the Lieutenant-Governor has sent to the House of Assembly, the Copy of a Letter from his Majesty's Secretary of State for the Colonies, which will make the House acquainted with his Majesty's views and intentions towards the late worthy Lieutenant-Governor of this Province.

His Excellency thinks it unnecessary to recommend the measure suggested to your most favorable consideration, as you have all witnessed a series of long and zealous services, which had ever your happiness and prosperity for their end and aim.

GEORGE PREVOST.

The said Letter from His Majesty's Secretary of State was read, and is as follows :

Downing-Street, 24th January, 1808.

SIR,

IT having been found necessary to appoint you Lieutenant-Governor of Nova-
Scotland,

Scotia, and to revoke the appointment of Sir JOHN WENTWORTH, I am to state to you, that it is his Majesty's intention that a provision should be made for his honorable retirement.

His Majesty will direct measures to be taken for defraying part of the Royal Allowance intended for him from the Revenues of this Country; and he entertains no doubt that the Assembly of Nova-Scotia will, also on their part, take Sir JOHN WENTWORTH'S services into consideration, and enable him to apportion the remainder of the Annuity designed for him from the Revenues of the Province.

I am therefore to signify his Majesty's pleasure that you do take a fit opportunity for communicating his Majesty's favorable opinion of Sir JOHN WENTWORTH'S services to the House of Assembly; and recommend them to enable his Majesty to make a provision for him; and I should trust that provision will not fall short of £500 a year, as it is intended to provide a similar Annuity for him from Funds here.

I have the honor to be,

&c. &c. &c.

CASTLEREACH.

Ordered, That the foregoing Papers do lie on the Table to be perused by the Members of the House.

On motion of Mr. Robie, *resolved*, That this House will on Thursday next take the Message from his Excellency the Lieutenant-Governor, and the Letter from his Majesty's Secretary of State, into consideration.

Mr. Wallace, Acting Secretary, acquainted the House that he had a Message from His Excellency the Lieutenant-Governor, to this House, signed by his Excellency; and he presented the said Message to the House.

And the said Message was read by Mr. Speaker, all the Members being uncovered, and is as follows:

Mr. Speaker,

IT being represented to me that Commissioners have not been appointed for the expenditure of the monies voted last Session of General Assembly for making and repairing of Roads and Bridges, and that the period has elapsed which the Law had prescribed for the appointment of them; I therefore recommend that the time may be extended for their appointment.

GEORGE PREVOST.

On motion, *resolved*, That a Bill be prepared, and brought in, conformably to his Excellency's message: and thereupon,

Mr. Haliburton, pursuant to leave given, presented a Bill in addition to the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges; and the same was read a first time.

Resolved, That the Bill be read a second time.

Then the House adjourned until To-morrow at one of the Clock.

Tuesday, 24th May, 1808.

PRAYERS.

Mr. Pearson reported from the Committee on the subject of the Militia, and he read the report in his place, and afterwards delivered the same in at the Clerk's Table, where it was read and is as follows:

That

That the Committee have proceeded to take into consideration the present Militia Laws, and the alterations necessary to improve the system, and to provide for the better arming and disciplining the Inhabitants, and they recommend that a Committee be appointed to wait on his Excellency the Lieutenant-Governor, to request he will be pleased to communicate to the House what Executive measures he has in contemplation for the improvement of the Militia, in which he will require the aid of the Legislature; and thereupon,

Resolved, That the Committee before mentioned do wait on his Excellency, the Lieutenant-Governor agreeably to the foregoing report.

A Bill, in addition to the Act, to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, was read a second time.

Resolved, That the Bill be committed to a Committee of the whole House, and thereupon,

On motion of Mr. Tonge, the House resolved itself into a Committee of the whole House, on the consideration of the said Bill.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill so them referred, and that the Committee had made an amendment thereunto, which they had directed him to report to the House, and he afterwards delivered the Bill, with the amendment, in at the Clerk's Table.

The said amendment was read throughout a first and second time, and, upon the question put thereupon, agreed to by the House.

Ordered, That the Bill, with the amendment, be engrossed.

An engrossed Bill in addition to the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act in addition to an Act passed in the 47th year of His present Majesty's Reign, entitled, An Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

A Message from the Council, by Mr. Cogswell, Acting Clerk of the Council :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act in addition to an Act passed in the 47th year of his present Majesty's Reign, entitled, An Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges.

And then the Messenger withdrew.

Then the House adjourned until To-morrow at twelve of the Clock.

Wednesday, 25th May, 1808.

PRAYERS.

Mr. Speaker informed the House that he had, during the recess of the House, received

ceived a Letter from Michael Wallace, Esquire, Acting Secretary of the Province, on the subject of new Writs for the Town of Annapolis and the County of Sydney ; and he laid the same before the House.

The said Letter was read by the Clerk, and is as follows :

Secretary's Office, Halifax, 3^d March, 1868.

SIR,

I am commanded by his Excellency the Lieutenant-Governor to inform you that he has received by the January Mail from England, a Dispatch from my Lord Castlereagh, one of His Majesty's Principal Secretaries of State, communicating His Majesty's pleasure that a Writ may be issued for the election of a Member to represent the Town of Annapolis, in the General Assembly of this Province, in the room of Thomas Walker ; and I am further instructed to acquaint you, that his Excellency has given order for the above Writ to be made out, and also one for the County of Sydney, in the room of Allan Chipman, whenever you require them.

I am, Sir, your very humble servant,

MICH. WALLACE.

Ordered, That the Letter do lie on the Table to be perused by the Members of the House.

On motion of Mr. Lawson, *resolved,* that a Committee be appointed to wait on his Excellency the Lieutenant-Governor, to request that he would be pleased to direct the Treasurer to render an account of the expenditure of the sum of five hundred pounds granted for the purchase of Furniture for the new Government-House, together with a list of such articles as have been purchased therewith.

Ordered, That Mr. Archibald, Mr. Lawson, and Mr. Robertson be a Committee accordingly.

Mr. Pearson reported from the Committee for revising the Militia Laws, and forming a system for their improvement, and he read the report in his place, and afterwards delivered it in at the Clerk's table, where it was read and is as follows :

That the Committee have carefully revised the Laws in force, and have also in obedience to the directions of the House, had a communication with his Excellency, the Lieutenant Governor, on the subject ; and now beg leave to report to the House the following propositions to serve as a chief part of a basis for a Bill to be framed. First, That the present system of general organization for the Militia, be retained with some amendment.

Second, That for the disciplining of the Militia a competent number of Squad meetings for elementary instruction and drill, be prescribed by Law, under certain limitations of the time to be occupied in such meetings, and the extent of the local divisions from which such squads are to be drawn, and the number of company meetings be increased. The arrangement and regulation of both descriptions of meetings, and the musters of battalions entire or in parts, to rest with the Governor or Commander in Chief and the officers under him.

Third, That for the armament and complete equipment of the Militia, a sufficient number of muskets or rifles with bayonets, with all necessary accoutrements, in addition to the arms issued by government, be imported into the Province, and sold at first cost and charges to all freeholders of full age, who are to arm themselves at their own charge ; minors and transient persons enrolled in the militia to be supplied from those furnished by government.

Fourth, That instead of the present mode of drafting the militia for actual service

at the moment of emergency, an annual classification of the militia be substituted, and one class (for which a roster is to be formed by lot) to be kept in a state of readiness for service. In case of the extension of war, a power to be given to the Executive with the advice of Council to embody within their respective counties, for their improvement in discipline for a limited period, the whole of the first class in each county; the officers and men to be paid during the time they may be so embodied, and a fund formed for this contingency by a vote of credit.

Fifth, A fund to be appropriated to defray the expence of the organization and discipline of the militia, to be expended under the direction of the Governor or Commander in Chief, by some person or persons, who shall be accountable to the Legislature for the expenditure.

Sixth, The Constitution and powers of courts martial to be defined and ascertained.

Seventh, A code of articles of war (specifically defining crimes and punishments) for the government of the militia when in actual service, to be framed.

On motion, the first, second and third propositions as reported by the Committee, were severally read and considered, and, upon the question put thereupon, agreed to by the House.

Then the House adjourned until To-morrow at eleven of the Clock.

Thursday, 26th May, 1808.

PRAYERS.

The order of the Day being read,

The House proceeded to take his Excellency's Message of the 23d instant, and the Letter of His Majesty's Secretary of State, which accompanied the same, into consideration, and thereupon,

Mr. Parker moved that an Annuity of _____ pounds, be granted to Sir JOHN WENTWORTH, during his life, conformably to the Message of his Excellency the Lieutenant-Governor, and the recommendation of his Majesty's Secretary of State for the Colonies, which motion being seconded, thereupon,

Mr. James moved that the consideration of the foregoing motion be deferred to this day three months, which being seconded and put, and the House dividing thereon, there appeared, for the motion fourteen; against it—eighteen.

For the motion,

Against the motion,

Mr. BAKER
Mr. DIMOCK
Mr. ARCHIBALD
Mr. ALLEN
Mr. ROBERTSON
Mr. WARWICK
Mr. MORTON
Mr. JAMES
Mr. LAWSON

Mr. COLLINS
Mr. ROACH
Mr. TONGE
Mr. RITCHIE
Mr. PEARSON

Mr. HUTCHINSON
Mr. ROBIE
Mr. PYKE
Mr. BARSS
Mr. MARSTERS
Mr. SARGENT
Mr. PURDY
Mr. PARKER
Mr. HALEBURTON

Mr. CHANDLER
Mr. NORTHUP
Mr. POOL
Mr. DEWOLF
Mr. MARSHALL
Mr. WELLS
Mr. BUSKIRK
Mr. CRANE
Mr. CAMPBELL.

So it passed in the negative.

Mr. Pearson then moved the following amendments to Mr. Parker's motion, vizt. leave out the word "Annuity," and insert in the place thereof, the word "Allowance," leave out the several words from the word "Wentworth" to the word "Colonies," inclusive, and insert in the place thereof the words "for One Year," which

which being seconded and put, and the House dividing thereon, there appeared for the amendments, twenty; against them—twelve.

For the amendments,		Against the amendments,
Mr. MARSTERS	Mr. JAMES	Mr. PYKE
Mr. BAKER	Mr. LAWSON	Mr. HUTCHINSON
Mr. BARSS	Mr. RITCHIE	Mr. ROBIE
Mr. SARGENT	Mr. COLLINS	Mr. PARKER
Mr. DIMOCK	Mr. ARCHIBALD	Mr. PURDY
Mr. DEWOLF	Mr. PEARSON	Mr. NORTHUP
Mr. ALLEN	Mr. TONGE	Mr. CHANDLER
Mr. WARWICK	Mr. WELLS	Mr. POOL
Mr. MARSHALL	Mr. ROACH	Mr. HALIBURTON
Mr. MORTON	Mr. ROBERTSON	Mr. BUSKIRK
		Mr. CRANE
		Mr. CAMPBELL

So it passed in the affirmative.

The Resolution as amended, was then put to the House, and, upon the question thereupon, agreed to.

Resolved, That the said Resolution be referred to a Committee of Supply, and thereupon,

On motion of Mr. Tonge, the House resolved itself into a Committee of the whole House to consider of a Supply to be granted for the support of His Majesty's Government.

Mr. Speaker left the Chair,

Mr. James took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had had under consideration the business to them referred, and that the Committee had come to a Resolution thereupon, which they had directed him to report to the House, and he afterwards delivered it in at the Clerk's Table, where it was read and is as follows:—viz.

Resolved, That it is the opinion of this Committee, that the sum of five hundred pounds sterling, should be granted to Sir JOHN WENTWORTH, Baronet, for one year.

The Chairman also acquainted the House that he was directed by the Committee to move for leave to sit again on the consideration of a Supply, which the House agreed to.

The said Resolution was read throughout a first and second time, and, upon the question put thereupon, agreed to by the House.

Ordered, That the Clerk do carry the foregoing Resolution to the Council and desire their concurrence to the same.

On motion of Mr. Pearson, *resolved*, That an humble Address be presented to his Excellency the Lieutenant-Governor, stating that from a dutiful respect to his Majesty's Royal Recommendation, the House have made the foregoing provision for Sir JOHN WENTWORTH, but they desire to postpone for further consideration the making a permanent establishment for him.

Ordered, That Mr. Ritchie, Mr. Roach and Mr. Archibald be a Committee to prepare an Address to his Excellency, agreeable to the foregoing resolution.

Mr. Archibald reported from the Committee appointed to wait on his Excellency the Lieutenant Governor, on the subject of the expediture of £500, for the purchase of Furniture for the New Government House; that they had waited on his Excellency accordingly; and that the Committee had received from the Treasurer, by order of His Excellency, an account of Furniture purchased by the Acting Commissioner for the said House, the property of the Province, amounting to £536 19 9½, and he delivered the said account to the House.

The said account was read by the Clerk, and thereupon,

On motion of Mr. James, *ordered*, That the account be referred to the above-named Committee, who are to examine the same, and report to the House how much of the said money hath been expended pursuant to the grant thereof, and what articles of Furniture now remain in the said House, the property of the Province.

Then the House adjourned until To-morrow at twelve of the Clock.

Friday, 27th May, 1808.

PRAYERS.

Mr. Roach moved that the House do now resolve itself into a Committee of the whole House to consider the remainder of the propositions reported from the Committee on the subject of the Militia, which being seconded and put, passed in the negative, and thereupon,

On motion, the House proceeded to take into consideration the said propositions.

The first part of the fourth proposition, commencing with word "That," and ending at the word "Service," was read and considered, and, upon the question put thereupon, agreed to by the House.

The remainder of the said proposition commencing with the word "In" was read and considered, and thereupon,

Mr. Haliburton moved that the House do not agree to the same, which being seconded and put, and the House dividing thereon, there appeared for the motion, Seventeen, Against it Fifteen.

For the motion,

Against the motion,

Mr. WARWICK,	Mr. JAMES	Mr. BUSKIRK	Mr. LAWSON
Mr. ROBERTSON	Mr. ROACH	Mr. BARSS	Mr. PEARSON
Mr. CHANDLER	Mr. DEWOLF	Mr. COLLINS	Mr. ROBIE
Mr. HALIBURTON	Mr. POOL	Mr. TONGE	Mr. ARCHIBALD
Mr. BAKER	Mr. SHAW	Mr. PYKE	Mr. CAMPBELL
Mr. NORTHUP	Mr. MARSTERS	Mr. HUTCHINSON	Mr. PARKER
Mr. WELLS	Mr. MARSHALL	Mr. SARGENT	Mr. MORTON.
Mr. PURDY	Mr. RITCHIE	Mr. CRANE	
Mr. DIMOCK			

So it passed in the affirmative.

The fifth, sixth and seventh propositions were read and considered, and, upon the question put thereupon, agreed to by the House.

A Message from the Council, by Mr. Cogswell:

Mr. Speaker,

The Council request a conference, by Committee, on the subject of the Resolution sent up yesterday for granting the sum of £.500, Sterling, to Sir JOHN WENTWORTH for one year.

And then the Messenger withdrew.

Resolved, That this House doth agree to the conference as desired by his Majesty's Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Roach, Mr. Pearson, Mr. Archibald, and Mr. Ritchie, do manage the said conference.

And the names of the Managers were called over.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference and that they

they had received from the Committee of His Majesty's Council a written paper, which he read to the House, and is as follows, vizt :

The Council have had under consideration the Resolve sent up yesterday for granting to Sir JOHN WENTWORTH the sum of £.500, sterling, for one year; and as they suppose the vote is intended as a compliance with his Majesty's Recommendation, submitted by his Excellency the Lieutenant-Governor, to the Assembly, in this Session, they deem it necessary to suggest to the House, that unless the Grant should be made by a Bill, and during the natural life of Sir JOHN WENTWORTH, it might, instead of promoting, eventually tend to defeat the object recommended by his Majesty.

A Message from his Excellency the Lieutenant-Governor, by Mr. Wallace, Acting Secretary :

Mr. Speaker,

His Excellency commands this House to attend his Excellency, immediately, in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend his Excellency in the Council Chamber.

And being returned,

Mr. Speaker reported that the House had attended his Excellency in the Council Chamber, where his Excellency was pleased to give his assent to the Bill following, viz.

An Act in addition to an Act passed in the 47th year of His present Majesty's Reign, entitled, An Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges.

Mr. Roach moved that the written paper received this day from the Council be taken into consideration on Monday next, which, being seconded and put, passed in the negative.

Mr. Parker then moved that the said Paper be taken into consideration to-morrow, which being seconded and put, and the House dividing thereon; there appeared, for the motion, twenty-one—against it, eleven; so it passed in the affirmative.

Then the House adjourned until To-morrow at eleven of the Clock.

Saturday, 28th May, 1808.

PRAYERS.

Mr. Ritchie, pursuant to leave given, presented a Bill to impose and appropriate an additional Duty on all Wine hereafter to be imposed into this Province; and the same was read a first time.

Mr. Lawson moved that the further consideration of the Bill be postponed to this day three months, which being seconded and put, and the House dividing thereon, there appeared; for the motion, six—against it, twenty-five; so it passed in the negative.

Resolved, That the Bill be read a second time.

On motion the order of the day was read, and thereupon,

The written paper received from the Council was also read by the Clerk, and the House having considered the same, thereupon,

On motion of Mr. Dimock, *Resolved*, that a Committee be appointed to prepare an answer to the said Paper.

Ordered, That Mr. Hutchinson, Mr. Archibald, and Mr. Ritchie, be a Committee accordingly.

Mr. Hutchinson reported from the Committee appointed to prepare an answer to the written paper received from the Council, and presented an answer accordingly, which he read in his place, and afterwards delivered it in at the Clerk's table, where it was read and is as follows :

The House of Assembly do not conceive that His Majesty's Council had any intention in their message of yesterday, to prescribe the mode which the House should adopt for carrying into effect the object recommended to the House of Assembly by His Majesty.

If therefore his Majesty's Council, will not assent to the Resolvo now before them, but return it not agreed to, it is probable the House will take the subject into further consideration.

On motion, *Resolved*, that a further conference be desired with the Council by Committee, on the subject matter of the conference held yesterday, and that the Clerk do request the same.

A Message from the Council by Mr. Cogswell,

Mr. Speaker,

The Council agree to the conference as desired by the House, immediately in the Committee Room of the Council.

And then the Messenger withdrew.

Ordered, That the Managers who managed the last conference do manage this conference, and that they deliver to the Committee of the Council the answer of the House to the written paper received yesterday from the Council, and the names of the Managers were called over.

And they went to the conference.

And being returned.

Mr. Hutchinson reported that the Managers had been at the conference, and that the Managers had delivered to the Committee of his Majesty's Council, the answer of this House to the written paper received from the Council yesterday.

A Message from the Council by Mr. Cogswell,

Mr. Speaker,

The Council have not agreed to the Resolution of this House for granting the sum of £.500 sterling for Sir John Wentworth.

And then the Messenger withdrew.

Then the House adjourned until Monday at Eleven of the Clock.

Monday, 30th May, 1808.

PRAYERS.

A Bill to impose and appropriate an additional Duty on all Wine hereafter to be imported into this Province, was read a second time.

Resolved

Resolved, That the Bill be committed to a Committee of the whole House; and thereupon,

On motion, the House resolved itself into a Committee of the whole House on the consideration of the said Bill.

Mr. Speaker left the Chair.

Mr. Pool took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to them referred; and that the Committee had directed him to report the said Bill without any amendment; and he afterwards delivered the Bill in at the Clerk's table.

Ordered, That the Bill be engrossed.

Phineas Lovett, Esq. returned duly elected as a Representative for the County of Annapolis, took the usual oaths and his seat.

Then the House adjourned until to-morrow at Twelve of the Clock.

Tuesday, 31st May, 1808.

PRAYERS.

On motion of Mr. Lawton, *Resolved*, That a Committee be appointed to examine the state of the new Government House, and to report what repairs are necessary to be made to the same, and to procure and lay before this House, an estimate of such repairs, and the sums necessary to be applied for that purpose; and also to ascertain what materials, the property of the Province, purchased for the completion of said House, remain unapplied.

Ordered, That Mr. Lawton, Mr. Ritchie, and Mr. Crane, be a Committee accordingly.

An engrossed Bill to impose and appropriate an additional Duty on all Wine hereafter imported into this Province, was read the third time, and thereupon,

Mr. Tonge moved that the Bill do not pass the House, which being seconded and put, and the House dividing thereon, there appeared for the motion four; against it twenty seven.

For the motion,

Mr. CHANDLER

Mr. ROBBE

Mr. TONGE

Mr. LAWSON

Mr. ROACH

Mr. LOVETT

Mr. WARWICK

Mr. MORTON

Mr. BARSS

Mr. SARGENT

Mr. BUSKIRK

Mr. DEWOLF

Mr. JAMES

Against the motion,

Mr. RITCHIE

Mr. POOL

Mr. COLLINS

Mr. HUTCHINSON

Mr. ARCHIBALD

Mr. CRANE

Mr. ROBERTSON

Mr. HALIBURTON

Mr. BAKER

Mr. SHAW

Mr. MARSTERS

Mr. WELLS

Mr. DIMOCK

Mr. PEARSON

Mr. NORTHUP

Mr. PURDY

Mr. CAMPBELL

Mr. MARSHALL

So it passed in the negative.

Mr. Lawton moved, that a clause be added to the Bill as follows, viz :

“ Provided always and be it enacted, That if any Wine hereafter to be imported into this Province and upon which the duty hereby imposed shall be paid or secured to be paid, shall be exported from this Province, that then the duty of six pence hereby imposed shall be repaid to the person or persons exporting the same without any deduction whatever, which being seconded and put, passed in the affirmative.”

The

The said Clause was added to the Bill, thrice read, and upon the Question severally put thereupon agreed to by the House.

Resolved, That the Bill do pass, and that the title be an Act to impose and appropriate an additional Duty on all Wine hereafter to be imported into this Province.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

Then the House adjourned until to morrow at Two of the Clock.

Wednesday, 1st June, 1808.

PRAYERS.

Mr. Hutchinson pursuant to leave given presented a Bill to provide for the accommodation and billeting of his Majesty's troops or of the militia, when on their march from one part of the Province to another, and the same was read a first time.

Resolved, That the Bill be read a second time.

A Message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to impose and appropriate an additional Duty on all Wine hereafter to be imported into this Province, without any amendment.

And then the Messenger withdrew.

Then the House adjourned until To-morrow at Twelve of the Clock.

Thursday, 2d June, 1808.

PRAYERS.

A Bill to provide for the accommodation and billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, was read a second time.

Resolved, That the Bill be committed to a Committee of the whole House, and thereupon,

On motion, the House resolved itself into a Committee of the whole House on the consideration of the said Bill.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to them referred, and had made several amendments thereunto, which the Committee had directed him to report to the House; and he afterwards delivered the Bill, with the amendments, in at the Clerk's Table.

The said amendments were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the Bill, with the amendments, be engrossed.

Mr. Archibald reported from the Committee on the subject of the expenditure of
500l.

500l. granted by the Legislature, for the purchase of Furniture for the New Government-House ; and he read the report in his place, and afterwards delivered the same in at the Clerk's Table, where it was read and is as follows :

That the Committee have taken the account rendered to this House by Michael Wallace, Esq. Acting Commissioner, and, in company with the said Commissioner, have examined the Furniture purchased by him with the said sum of money ; and it appears to the Committee, that the sum of £.253 19 4. and no more, has been expended by the said Commissioner in furnishing the State Rooms ; that the remainder of the said sum of money has been expended in furnishing other parts of the said House agreeable to the account annexed. The Committee therefore submit to the House the method to be pursued in calling the said Commissioner to account, as it appears to the Committee that he was not warranted by the vote of this House in expending the said sum of money for the purposes expressed in the said account rendered by him, except the sum of £. 253 19 4 as aforesaid.

In the Drawing Room.

12 Chairs and 2 sofas, gilt frames and satin crimson bottoms	}	£.50 0 0	
A suit crimson sattin curtains		12 10 0	
2½ per cent. duty on £.62 10 0		1 11 3	
A carpet 155 yards		42 12 6	
An iron grate		3 15 8	
Proportion of Carswell's account		19 8 0	
		<hr/>	
			£.129 17 5

Dining Room,

A mahogany side board	£.24 0 0	
A carpet	15 11 0	
6 white long cloth curtains	3 12 0	
An iron grate	3 15 8	
Proportion of Carswell's account	9 8 6	
	<hr/>	
		56 7 2

Levee Room,

2 pieces crimson taffety and duty	19 3 10½	
less 30 yards returned	5 7 10½	
	<hr/>	
9 white long cloth curtains	£.13 16 0	
Curtain fringe	5 8 0	
	10 6 3	
	<hr/>	
A grate	£.29 10 3	
2 grates	2 16 0	
Proportion of Carswell's account	7 11 4	
	20 5 10	60 3 5
	<hr/>	

Green Audience Room,

A grate		3 15 8
---------	--	--------

Study,

A grate		3 15 8
		<hr/>

£.253 19 4
In

In other parts of the New Government House.

A steel grate and fire irons		£.7	10	0
A blue fattin covered mahogany sofa		11	0	0
A small ditto		6	0	0
2 large arm chairs		6	2	0
12 small do.		24	0	0
18 chairs without arms		18	18	0
4 reflectors		8	0	0
2 small common grates		2	5	10
A set gilt china ornaments	£.10	5	0	0
Less returned	4	1	0	0
380 feet mahogany for tables &c.		25	6	8
2 water closets and apparatus	} Imported from England, cost	126	15	3
2 Hall lanthorns				
Steel register stove and fire irons				
Smoke jack and furniture				
Iron plate for kitchen		3	3	0
A steel grate, &c.		15	0	0
2 Triangle lamps		11	0	0
2½ per cent duty on some of the above		0	5	9½
		<hr/>		
		£.271	10	6½

Ordered, That the report do lie on the Table.

Mr. Ritchie reported from the Committee appointed to examine the state of the New Government House, &c. and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

That the Committee have examined the new Government House, and find that the roof leaks in several places, that the whole of the inside of the same requires painting; that the ærea on the west front is without railing; that the fences round the garden and paddock require to be made new; and that the piggory is also much out of repair.

The Committee have procured an estimate of the expence to make and complete the repairs before mentioned, which they submit to the consideration of the House; that is to say:

Repairing the roof,	£. 10	
Painting the inside,	100	
Iron railing for the ærea, &c.	190	
Fences to the garden and paddock,	200	
Removing the old piggory and erecting a new one	30	£.530

The Committee have examined the unapplied materials purchased for the Government House, as shewn to them by the Acting Commissioner, which they find to consist of such trifling articles as are not worth the trouble of taking an account of. The Committee also submit to the consideration of the House the propriety of procuring a lifting pump, with apparatus, for conveying water for the use of the Government House.

An estimate of the expence of a lifting pump, with apparatus, is 90l.

Ordered, That the report do lie on the Table.

A Message from His Excellency the Lieutenant-Governor, by Mr. Wallace, Acting Secretary:

M: Speaker,

His

His Excellency commands this House to attend his Excellency, immediately in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend his Excellency in the Council Chamber,

And being returned,

Mr. Speaker reported that the House had attended his Excellency in the Council Chamber, where his Excellency was pleased to give his assent to the Bill following, vizt:

An Act to impose and appropriate an additional duty on all Wine hereafter to be imported into this Province.

On motion, *resolved*, that the report of the Committee respecting the expenditure of 500l. granted for the purchase of Furniture for the New Government House, and also the report of the Committee respecting the state of the said House, be now referred to a Committee of the whole House, and thereupon,

The House resolved itself into a Committee of the whole House, on the consideration of the said reports.

Mr. Speaker left the Chair.

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the business to them referred; and that the Committee had come to two Resolutions thereupon, which they had directed him to report to the House; and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were read and are as follows:

Resolved, That it is the opinion of this Committee, that a Committee should be appointed to wait on his Excellency the Lieutenant-Governor, and to state to his Excellency that it appeared to the House, that of the sum of 500l. appropriated by the Legislature for the furnishing of the State Rooms of the Government House, only 253l. 19s. 4d. had been applied to that purpose, and there remained 246l. 0s. 8d. of this specific vote for further application, that his Excellency therefore be requested to appoint a Commissioner for expending, under his Excellency's direction, the said balance of 246l. 0s. 8d. towards completing the furnishing of the State Rooms of the Government House, and to order the Treasurer to pay the said balance forthwith into the hands of such Commissioner.

Resolved, That it is the opinion of this Committee, that the report of the Committee respecting the state of the new Government House should be referred to the Committee of Supply.

The said Resolutions were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That Mr. Archibald, Mr. Haliburton, and Mr. Lawson, be a Committee to wait on his Excellency the Lieutenant-Governor, agreeably to the foregoing Resolution of the Committee of the whole House.

On motion the House resolved itself into a Committee of the whole House to consider further of a Supply to be granted for the support of His Majesty's Government.

Mr. Speaker left the Chair.

Mr. Keach took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business to them referred; and that the Committee had directed him to

move

move for leave to sit again on the further consideration of the same, which report the House agreed to.

Then the House adjourned until to-morrow at one of the clock.

Friday, 3d June, 1808.

PRAYERS.

Mr. Archibald reported from the Committee appointed to wait on his Excellency the Lieutenant-Governor, on the subject of the expenditure of 500*l.* granted for the purchase of Furniture for the new Government House, that the Committee had waited on and communicated to his Excellency the Resolution of yesterday, and that his Excellency had been pleased to give the Committee a written answer, as follows :

GENTLEMEN,

AS I understand the whole of the 500*l.* has been already drawn from the Treasury in the usual form; how far the application has been proper, or otherwise, is a question I have no desire to be engaged in.

If the Assembly will grant any sum payable out of the Treasury for completing the Furniture of the State Rooms, a proper Commissioner shall be appointed to expend the same accordingly.

GEORGE PREVOST.

Mr. Pearson reported from the Committee for revising the Militia Laws, &c. and accordingly presented to the House a Bill for the greater security of this Province, by a better regulation of the Militia, and to repeal the Militia Laws now in force; and the same was read a first time.

Resolved, That the Bill be read a second time.

Ordered, That Mr. Archibald, and Mr. Robie have leave to attend the sittings of the Supreme Court in the districts of Colchester and Picou, and the county of Cumberland.

A petition of Isaac Hatfield and others, inhabitants and freeholders of the county of Annapolis, was presented by Mr. Ritchie, and read, complaining of an undue election for the said county; and thereupon,

On motion of Mr. Ritchie, *resolved*, that this House will, to-morrow, take into consideration the foregoing petition.

Then the House adjourned until to-morrow at eight of the clock.

Saturday, 4th June, 1808.

PRAYERS.

On motion, the order of the day was read, and thereupon,

Mr. James moved that the consideration of the petition of Isaac Hatfield and others, be deferred to this day three months, which being seconded and put, and the House dividing thereon, there appeared for the motion eight; against it twenty-one:

For the motion,

Mr. JAMES
Mr. WARWICK
Mr. WELLS
Mr. PARKER
Mr. NORTHUP
Mr. BARSS
Mr. DEWOLF
Mr. COLLINS

Mr. TONGE
Mr. CHANDLER
Mr. MORTON
Mr. CAMPBELL
Mr. DIMOCK
Mr. SHAW
Mr. CRANE

Against the motion,

Mr. MARSHALL
Mr. RITCHIE
Mr. ROBERTSON
Mr. HALIBURTON
Mr. ARCHIBALD
Mr. ROBIE
Mr. LAWSON
Mr. MARSTERS
Mr. SARGENT
Mr. PEARSON
Mr. BAKER
Mr. POOL
Mr. BUSKIRK
Mr. PURDE

So it passed in the negative.

Mr.

Mr. Tonge moved that the consideration of the foregoing petition be deferred until Monday next, which being seconded and put passed in the affirmative; and thereupon,

Resolved, That this House will, on Monday next, take into consideration the said petition.

A Bill to provide for the greater security of this Province, by a better regulation of the Militia; and to repeal the Militia Laws now in force; was read a second time.

Resolved, That the Bill be committed to a Committee of the whole House.

On motion of Mr. Haliburton, *resolved*, that a Committee be appointed to wait on his Excellency the Lieutenant-Governor, and to request that he would be pleased to direct that a copy of His Majesty's instructions relative to the granting of lands, and the collection of quit rents, within this Province be laid before this House.

Ordered, That Mr. Hutchinson, Mr. Haliburton, and Mr. Tonge, be a Committee for the above purpose.

Then the House adjourned until Monday at nine of the clock.

Monday, 6th June, 1808.

PRAYERS.

The order of the day being read,

On motion, the petition of Isaac Hatfield and others; and also the return of the Sheriff of the county of Annapolis on the writ for electing one Member for the said county were read; and thereupon,

On motion, *resolved*, that such witnesses as may appear in support of the petition be examined at the Bar of the House.

Mr. Tonge moved that the witnesses so to be examined should be sworn previous to their examination; which, being seconded and put, passed in the negative.

On motion, *resolved*, that Council be allowed to appear at the Bar of the House, in behalf of Phineas Lovett, Esq. one of the sitting Members for the county of Annapolis, who had been petitioned against; and thereupon,

The House proceeded on the consideration of the said petition, and having examined, at the Bar of the House, one John Vanburing, as a witness in support of the said petition; thereupon,

Mr. Roach moved that the further consideration of the petition be deferred to the next Session, which being seconded and put and the House dividing thereon there appeared for the motion eighteen; against it eleven: so it passed in the affirmative; and thereupon,

On motion of Mr. Tonge, *resolved*, that an order of this House do issue to the Sheriff of the county of Annapolis, to amend his return on the writ for electing one Member for said county, which writ is tested the 4th April, 1808, by stating agreeably to Law his doings on said writ, and all the facts attending the execution of the same.

An engrossed Bill to provide for the accommodation and billeting of His Majesty's

ty's Troops, or of the Militia, when on their march from one part of the Province to another, was read the third time,

Resolved, That the Bill do pass, and that the title be, An Act to provide for the accommodation of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another.

On motion, the House resolved itself into a Committee of the whole House, on the consideration of the Bill to provide for the greater security of the Province, by a better regulation of the Militia, &c.

Mr. Speaker left the Chair.

Mr. Pyke took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the Bill to them referred; and that he was directed by the Committee to move for leave to sit again on the further consideration of the same, which report the House agreed to.

Mr. Hutchinson reported from the Committee appointed to wait on his Excellency the Lieutenant-Governor, on the subject of His Majesty's Instructions relative to the granting of lands and the collection of quit rents, that his Excellency had been waited on accordingly, and that he had been pleased to say to the Committee, that he would give directions that a copy of the said Instructions should be laid before the House, agreeably to their request.

Then the House adjourned until to-morrow at nine of the clock.

Tuesday, 7th June, 1808.

PRAYERS.

On motion the House resolved itself into a Committee of the whole House on the consideration of the Bill to provide for the greater security of the Province, by a better regulation of the Militia, and to repeal the Militia Laws now in force.

Mr. Speaker left the Chair.

Mr. Pyke took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made further progress in the Bill to them referred; and that the Committee had directed him to move for leave to sit again on the consideration of the same, which report the House agreed to.

Mr. Wallace, the Acting Secretary, laid before the House, by order of His Excellency the Lieutenant-Governor, a copy of His Majesty's Instructions relative to the granting of lands, and the collection of quit rents.

Ordered, That the paper do lie on the Table, to be perused by the Members.

Then the House adjourned until to-morrow at ten of the clock.

Wednesday,

Wednesday, 8th June, 1808.

PRAYERS.

On motion the House resolved itself into a Committee of the whole House on the consideration of the Bill to provide for the greater security of the Province by a better regulation of the Militia, and to repeal the Militia Laws now in force.

Mr. Speaker left the Chair.

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made further progress in the Bill to them referred, and that the Committee had directed him to move for leave to sit again on the consideration of the same; which report the House agreed to.

Then the House adjourned until to-morrow at nine of the clock.

Thursday, 9th June, 1808.

PRAYERS.

On motion the House resolved into a Committee of the whole, on the consideration of the Bill to provide for the greater security of the Province, by a better regulation of the Militia, and to repeal the Militia Laws now in force.

Mr. Speaker left the Chair.

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to them referred, and had made several amendments thereunto, which they had directed him to report to the House; and he afterwards delivered the Bill, with the amendments, in at the Clerk's Table.

The said amendments were read throughout a first time, and thereupon,

Mr. Crane moved, that the clause following, vizt. "*Be it further enacted, That in case the Governor, Lieutenant-Governor or Commander in Chief, shall see fit to revoke the commissions of all or any Militia Officers, and to issue new commissions, no person whose first commission in the Militia shall bear date subsequent to the first day of May, one thousand eight hundred and seven, and whose commission shall be revoked, shall be entitled to claim any rank or privilege by reason of his having held such commission, or to any exemption from enrolling himself and performing the duties and services by this Act required of a militia man; and no officer who shall hereafter be cashiered by sentence of a court martial, or who shall be removed by the Governor, Lieutenant-Governor or Commander in Chief, on report of the Field Officers of the Battalion to which he shall belong, and of the inspecting Field Officer of the district, for not qualifying himself for the duties of his station in the Militia, or who shall resign his commission, shall be entitled to any rank or privilege in the Militia, or to any exemption from enrolment, and from the performance of all the duties required of a Militia man,*" be not received by the House,

which.

which, being seconded and put, and the House dividing thereon, there appeared for the motion fifteen; against it eleven:

For the motion,		Against the motion,	
Mr. RITCHIE	Mr. DEVOLF	Mr. ROACH,	Mr. BAKER
Mr. WELLS	Mr. CHANDLER	Mr. TONGE	Mr. WARVICK
Mr. MARSTERS	Mr. CRANE	Mr. LAWSON	Mr. CAMPBELL
Mr. NORTHUP	Mr. HALIBURTON	Mr. MARSHALL	
Mr. ROBERTSON	Mr. PURDY	Mr. DIMOCK	
Mr. POOL	Mr. LOVETT,	Mr. SHAW	
Mr. JAMES	Mr. PYKE,	Mr. PEARSON	
Mr. LUSKIRK		Mr. HUTCHINSON	

So it passed in the affirmative.

The several other amendments, as reported by the Committee, were read throughout a second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

Then the House adjourned until Saturday at Eleven of the clock, the morrow being a Fast by Proclamation of his Excellency the Lieutenant Governor.

Saturday, 11th June, 1808.

PRAYERS,

Mr. James having stated to the House, that he had mistaken the question on the division of the House on Thursday last, thereupon, moved for leave to transfer his name from the side of the majority to that of the minority, which, being seconded and put and the House dividing thereon, there appeared for the motion twelve, against the motion twelve.

So Mr. Speaker gave his casting vote against the motion.

Ordered, That the Clerk do carry the bill, entitled, An Act to provide for the accommodation and billeting of his Majesty's Troops or of the Militia, when on their march from one part of the Province to another, to the Council, and desire their concurrence to the same.

An engrossed Bill to provide for the greater security of this Province by a better regulation of the Militia and to repeal the Militia Laws now in force, was read a third time, and thereupon,

Mr. Tonge moved that an engrossed clause be added to the Bill as follows, viz:

And be it further enacted, That all Commissions in the Militia shall be and are hereby rendered void from the time in which the Governor, Lieutenant Governor or Commander in Chief shall see fit, with the advice of his Majesty's Council, to direct the execution of this clause in any or all of the several counties and districts in this Province, and no officer, whose first commission in the Militia shall bear date within one year prior to the passing of this Act, shall, if such commission is revoked and not renewed by the Governor, Lieutenant Governor or Commander in Chief, be entitled to any rank or privilege from having held such commission, but shall be subject to enrolment under the provisions of this Act, and to perform all the duties of a private Militia Man. *Provided always,* that no officer whose commission may be renewed shall be liable to pay any fees for his new commission unless such officer obtains an advance of rank thereby, which being seconded,

Mr. Tonge then moved that such Members as are interested in the decision of the foregoing clause be not allowed to debate or vote thereon; which being seconded and put passed in the negative.

Mr. Tonge's original motion was put to the House, and the House dividing thereon, there appeared for the motion eleven; against it seventeen:

For the motion,

Mr. ROACH Mr. COLLINS
Mr. DIMOCK Mr. TONGE
Mr. MORTON
Mr. JAMES
Mr. BAKER
Mr. MARSHALL
Mr. PEARSON
Mr. LAWSON
Mr. WARWICK

Against the motion,

Mr. MARSTERS Mr. NORTHUP
Mr. PYKE Mr. PARKER
Mr. DEWOLF Mr. SHAW
Mr. LOVETT Mr. CRANE
Mr. HALIBURTON Mr. WELLS
Mr. ROBERTSON Mr. BUSKIRK
Mr. PURDY Mr. BARSS
Mr. CHANDLER Mr. CAMPBELL
Mr. POOL

So it passed in the negative.

Mr. Tonge moved that the following engrossed clause be added to the Bill, viz.

And be it further enacted, That no officer who may hereafter be cashiered by the sentence of a general court martial, no officer who may hereafter resign his commission in the Militia, and no Officer who may neglect to qualify himself for the duties of his station, and shall upon the representation of one Field Officer of the Battalion to which he belongs, and of the Inspecting Field Officer of the district, be on that account deprived of his commission by the Governor, Lieutenant-Governor or Commander in Chief, shall be entitled to any rank or privilege from having held such commission, or exempted from enrolment or the performance of the duties of a private Militia man: which being seconded, thereupon,

Mr. Haliburton moved the following amendment to Mr. Tonge's motion: leave out the several words from the word "Martial" to the word "and," which, being seconded and put, passed in the negative.

Mr. Haliburton then moved that after the word "may" be inserted the words following, vizt. "within six months after the publication of this Act," which being seconded and put passed in the affirmative.

The motion for the engrossed clause, as amended, was then put, and, upon the question, thereupon agreed to by the House; and thereupon,

The engrossed clause was thrice read, and, upon the question severally put thereupon, agreed to by the House, to be made part of the Bill.

Resolved, That the Bill do pass, and that the title be, An Act to provide for the greater security of this Province by a better regulation of the Militia, and to repeal the Militia Laws now in force.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

Then the House adjourned until Monday at ten of the clock.

Monday, 13th June, 1808.

PRAYERS.

On motion the House resolved itself into a Committee of the whole House on the further consideration of a Supply.

Mr. Speaker left the Chair;

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business to them referred, and that the Committee had directed him to move for leave to sit again on the consideration of the same; which report the House agreed to.

Then the House adjourned until to-morrow at eleven of the clock.

Tuesday, 14th June, 1808.

PRAYERS.

Mr. Tonge pursuant to leave given presented a Bill for the cognizance, trial and punishment, of Spies; and the same was read a first time.

Resolved, That the Bill be read a second time.

A Message from the Council by Mr. Cogswell:

Mr. Speaker,

His Majesty's Council propose the following amendment to the Bill sent up, entitled, An Act to provide for the greater security of this Province, by a better regulation of the Militia, and to repeal the Militia Laws now in force, to which they request the concurrence of this House:

Leave out the title, and the several clauses of the Bill to the word "and," in the eighth line of the last page; and instead thereof insert the following, vizt.

An Act in further addition to an Act, passed in the thirty-fifth year of the reign of His present Majesty, entitled, An Act to amend and reduce into one Act the several Laws now in being, relating to a Militia in this Province.

Whereas the Militia Laws now in force are insufficient for the purpose of training and disciplining the Militia so as to render them fit for active service; and whereas it is necessary to provide for the more effectual defence of the Province; under the present aspect of affairs and to strengthen the Military force of the Country:

Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly, That it shall and may be lawful for the Lieutenant Governor or-Commander-in Chief, for the time being, by and with the advice and consent of his Majesty's Council, to call out from time to time as may be judged requisite for the purpose of training and disciplining the whole or such proportion of the effective Militia of the Province, as he may judge fit and expedient, and to cause the officers and men so called into service.

vice to be trained and instructed in squads, companies, battalions or otherwise, as he may think best, and to arrange and discipline the whole force in such way and manner as he may deem most conducive to such purpose; and the said Militia so called out, shall be subject to such rules and military regulations respecting such service, as shall by the said Lieutenant Governor or Commander in Chief, by and with the advice and consent of his Majesty's Council, be prepared and promulgated, not extending to life or limb. *Provided always*, that such militia shall be entitled to be paid agreeably to the rates of pay established by law, for the payment of the Militia in actual service. *And provided also*, that for the purpose of training and instruction as aforesaid, no part of the Militia shall be liable to be called out more than twenty days in one year. *And provided also*, that nothing in this Act contained shall exempt the Militia from any of the duties to which they are liable by the Militia laws now in force.

And then the Messenger withdrew.

The House proceeded to take into consideration the foregoing amendment proposed by the Council to the Bill above mentioned, and thereupon,

On motion of Mr. Haliburton, *resolved unanimously*, that this House do not agree to the said amendment.

Ordered, That the Clerk do acquaint the Council with the foregoing resolution.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a conference by Committee on the Bill, entitled, An Act to provide for the greater security of this Province, by a better regulation of the Militia, &c. immediately, in the Committee Room of the Council.

And then the Messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Tonge, Mr. Haliburton, Mr. Ritchie and Mr. Morton do manage the said conference.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and that the Committee of his Majesty's Council had informed the managers, that the Council think the regulations of the Bill are so complicated that the Militia could not be organized so as to be useful in any emergency that might soon occur. And therefore they wish the House to consider if it would not be better to leave the Militia Laws as they are, and merely to increase the days for training and instruction by a new Bill; and to enable the Lieutenant Governor so to discipline them as to render their force more effectual for real service, with the least possible delay.

Ordered, That Mr. Pearson have leave to attend the sitting of the Inferior Court of Common Pleas at Truro.

Then the House adjourned until to-morrow at ten of the clock.

Wednesday, 15th June, 1808.

PRAYERS.

A Bill for the cognizance, trial and punishment, of Spies was read a second time. *Resolved*; That the Bill be committed to a Committee of the whole House.

Mr. Haliburton moved that an Address from this House be presented to Sir JOHN WENTWORTH, the late Lieutenant-Governor of this Province; which, being seconded and put and the House dividing thereon, there appeared for the motion fifteen; against it twelve:

For the motion,		Against the motion,	
Mr. POOL	Mr. PYKE	Mr. COLLINS	Mr. WARWICK
Mr. CHANDLER	Mr. NORTHUP	Mr. ROBERTSON	Mr. BAKER
Mr. CRANE	Mr. RITCHIE	Mr. TONGE	Mr. BARSS
Mr. PURDY	Mr. BUSKIRK	Mr. MARSHALL	Mr. DIMOCK
Mr. WELLS	Mr. CAMPBELL	Mr. ROACH	
Mr. DEWOLF	Mr. HUTCHINSON	Mr. SARGENT	
Mr. LOVETT	Mr. MARSTERS	Mr. SHAW	
Mr. HALIBURTON		Mr. JAMES	

So it passed in the affirmative.

On motion of Mr. Haliburton, *ordered*, That Mr. Haliburton, Mr. Ritchie and Mr. Crane, be a Committee for preparing the said Address.

On motion of Mr. Tonge, *resolved*, that a further conference be desired with the Council by Committee, on the subject matter of the conference held yesterday, and that the Clerk do request the same.

The Clerk reported that the Council had agreed to the conference as desired by the House immediately in the Committee Room of the Council, and thereupon,

On motion of Mr. Tonge, *resolved*, that the managers to be appointed to hold the said conference do state to his Majesty's Council, that however complicated the regulations of the Bill under consideration may on the general reading appear to the Council, it will be found on a closer examination they do not tend to retard the organization of the Militia, and that the system of organization contained in the Laws now in force is adopted in the present Bill with very inconsiderable alterations.

That the House conceive the present session was held for the express purpose of providing for the defence of the Province, as this was the only subject recommended to the attention of the Legislature by his Excellency the Lieutenant-Governor, in his Speech at the opening of it, and that from the tenor and spirit of this recommendation the House immediately proceeded to prepare such a system as would in their opinion render the Militia efficient for taking their part in the defence of the Province.

That the House are convinced that the adoption of the measure suggested by His Majesty's Council will not answer this purpose, as it goes only to the discipline of the Militia, without adverting to the equally important points of their equipment with arms—the mode of selection for actual service (in which the present laws are most obviously deficient)—and the regulations for their government when in full service.

That

That if, after an attentive perusal of the Bill submitted to their consideration, His Majesty's Council should require any explanations on the general principles of that Bill, the House will ever be ready to give those explanations in conference, and that they will receive with the respect which is due to the communications from one branch of the Legislature to another, and give the most candid consideration to any amendments which may be suggested by His Majesty's Council for the amelioration of the system proposed.

Ordered, That the Managers who managed the conference with the Council yesterday, do manage this conference.

And the names of the Managers were called over,

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and had communicated to the Committee of the Council, the instructions received from this House by the managers.

On motion the House resolved into a Committee of the whole House, on the consideration of the Bill for the cognizance, trial and punishment, of Spies.

Mr. Speaker left the Chair.

Mr. Pyke took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the Bill to them referred; and that the Committee had directed him to move for leave to sit again on the consideration of the same, which report the House agreed to.

On motion the House resolved itself into a Committee of the whole House on the further consideration of a Supply.

Mr. Speaker left the Chair.

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business to them referred; and that the Committee had come to several Resolutions thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read and is as follows:

Resolved, That it is the opinion of this Committee, that a sum not exceeding four hundred pounds, should be granted for the purpose of repairing the roof; painting the inside, and for erecting an iron railing round the western area of the New Government House; also, towards erecting fences around the said House, and the Garden belonging thereto: the same to be expended under the direction of a Commissioner to be appointed by his Excellency the Lieutenant-Governor, for that purpose.

Resolved, That it is the opinion of this Committee, that a sum not exceeding three hundred pounds of the monies granted at former Sessions of the General Assembly for the supporting and lighting the late Light House at the entrance of the Gut of Annapolis, and remaining undrawn in the Treasury, should be applied to build by contract and finish a Light House at Rogers's Point at the Gut of Annapolis aforesaid, on the site where the former Light House stood, to be expended under the direction of a Commissioner or Commissioners to be appointed by his Excellency the Lieutenant-Governor, for that purpose.

Resolved, That it is the opinion of this Committee, that the sum of two hundred and fifty pounds, should be granted for the purchase of new furniture for the Levee Room, the Drawing Room and Dining Room, of the new Government House, the same to be expended under the direction of a Commissioner, to be appointed by his Excellency the Lieutenant Governor for that purpose.

The Chairman also acquainted the House that he was directed by the Committee to move for leave to sit again on the consideration of a Supply.

The said Report and Resolutions were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the Clerk do carry the foregoing Resolutions to the Council, and desire their concurrence to the same.

Then the House adjourned until to-morrow at ten of the clock.

Thursday, 16th June, 1808.

PRAYERS.

On motion the House resolved itself into a Committee of the whole House on the consideration of the Bill for the cognizance, trial and punishment, of Spies.

Mr. Speaker left the Chair.

Mr. Roach took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had deferred the consideration of the Bill to them referred to this day three months; and he afterwards delivered the Bill in at the Clerk's Table.

The said report was, on the question put thereupon, agreed to by the House.

Mr. Haliburton reported from the Committee appointed to prepare an Address to Sir JOHN WENTWORTH, and presented an Address accordingly, which he read in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows :

To SIR JOHN WENTWORTH, BARONET, L. L. D.

Late Lieutenant-Governor of the Province of NOVA-SCOTIA.

The Address of the House of Assembly.

THE House of Assembly embrace the occasion which the present Session affords, of expressing to your Excellency, on your retirement from the government, their grateful sense of the benefits the Province has experienced since the commencement of your administration.

When his Majesty was graciously pleased to appoint you to this government, the Province was burthened with a heavy debt, its credit was reduced, its Revenues unequal to its expenditures, and its progress in Agriculture thereby greatly impeded: during your administration, Sir, we have seen the provincial debt discharged, large sums of money applied for public purposes; and the Agriculture, Commerce and Fisheries, of the Province greatly improved and extended.

Political circumstances having induced his Majesty to place the Government of this

this Province in the hands of a distinguished Military Officer, his Majesty was not unmindful of your long services, but was pleased to recommend to the Assembly to enable him to make a provision in part out of the provincial funds for your honorable retirement.

The House has fully complied with his Majesty's wishes by a Bill passed for the purpose; a copy of which is presented to your Excellency with this Address.

May your Excellency long enjoy the felicities of private life, accompanied with the approbation of our Most Gracious Sovereign, and the good wishes and affections of the Inhabitants of Nova-Scotia.

Mr. Crane moved that the Address be received by the House, which being seconded and put passed in the affirmative.

Mr. Tonge moved that the consideration of the Address be deferred to this day three months; which, being seconded and put and the House dividing thereon, there appeared for the motion twelve: against it sixteen.

For the motion,

Mr. SARGENT
Mr. LAWSON
Mr. MARSHALL
Mr. SHAW
Mr. ROBERTSON
Mr. ROACH
Mr. TONGE
Mr. BARSS

Mr. COLLINS
Mr. JAMES
Mr. WARWICK
Mr. DIMOCK

Against the motion,

Mr. RITCHIE
Mr. LOVETT
Mr. PURDY
Mr. POOL
Mr. PYKE
Mr. CRANE
Mr. DEWOLF
Mr. HALIBURTON
Mr. NORTHUP
Mr. MARSTERS
Mr. WELLS
Mr. HUTCHINSON
Mr. CHANDLER
Mr. CAMPBELL
Mr. BUSKIRK
Mr. BAKER

So it passed in the negative.

On motion, the Address was again read by the Clerk, and thereupon,

Mr. Tonge moved an amendment to the first clause as follows: after the word "Government," leave out the words "their grateful sense of the benefits the Province has experienced since the commencement of your Administration," and instead thereof insert the following words, "their best wishes for your happiness," which being seconded and put, and the House dividing thereon, there appeared for the amendment, twelve; against it seventeen: so it passed in the negative.

Mr. Tonge then moved an amendment to the second clause as follows: between the word "Sir" and the word "We" insert the following words, "although in no respect owing to any acts of your Excellency"; which, being seconded and put, and the House dividing thereon, there appeared for the amendment, six; against it twenty-three.

For the amendment,

Mr. SARGENT
Mr. LAWSON
Mr. TONGE
Mr. DIMOCK
Mr. BARSS
Mr. JAMES

Mr. ROBERTSON
Mr. MARSHALL
Mr. LOVETT
Mr. RITCHIE
Mr. SHAW
Mr. PARKER
Mr. PURDY
Mr. POOL

Against the amendment,

Mr. PYKE
Mr. CRANE
Mr. NORTHUP
Mr. HALIBURTON
Mr. DEWOLF
Mr. MARSTERS
Mr. WELLS
Mr. CHANDLER
Mr. ROACH
Mr. WARWICK
Mr. HUTCHINSON
Mr. BUSKIRK
Mr. CAMPBELL
Mr. BAKER
Mr. COLLINS

So it passed in the negative.

The Address was then, upon the question put thereupon, agreed to by the House.

On motion of Mr. Tonge, resolved, that the said Address be presented to Sir JOHN WENTWORTH, by a Committee of seven Members of the House, and thereupon,

Ordered,

Ordered; That Mr. Haliburton, Mr. Hutchinson, Mr. Purdy, Mr. Crane, Mr. Pyke, Mr. Ritchie and Mr. Buskirk, be a Committee accordingly.

Then the House adjourned until to-morrow at ten of the clock.

Friday, 17th June, 1808.

PRAYERS.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to provide for the greater security of this Province by a better regulation of the Militia, and to repeal the Militia Laws now in force, with several amendments, to which they desire the concurrence of this House.

And then the Messenger withdrew.

A Message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a conference by Committee on the subject of the several Resolutions of this House, for granting monies, sent up for concurrence.

And then the Messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Tonge, Mr. Haliburton and Mr. Ritchie, do manage the said conference.

And they went to the conference,

And being returned,

Mr. Tonge reported that the managers had been at the conference and stated the substance of the conference to the House.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to two resolutions of this House for granting the following sums, viz.

£.250, for purchasing Furniture for the new Government House.

£.400, for repairing and painting, &c. the new Government House.

The Council have not agreed to the resolution of this House for granting £.300, for building a Light House at the Gut of Annapolis.

And then the Messenger withdrew.

On motion, the House resolved itself into a Committee of the whole House, on the consideration of the several amendments proposed by the Council to the Militia Bill.

Mr. Speaker left the Chair.

Mr. Pyke took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the business to them referred; and that they had agreed to several of the amendments, which they had directed him to report to the House, and then afterwards delivered the same in at the Clerk's Table, where they were read throughout a first and second time, and upon the question severally put thereupon, agreed to by the House.

Ordered, That the amendments be engrossed.

Then the House adjourned until to-morrow at ten of the clock.

Saturday, 18th June, 1808.

PRAYERS.

On motion of Mr. Tonge, *resolved*, that a Committee be appointed to wait on his Excellency the Lieutenant Governor, to request that he will be pleased to direct information to be laid before this House of the number of arms and accoutrements now in his Majesty's Stores which can be issued for the use of the Militia, and at what price they will be charged to the Province, and what pledge for the payment of them will be satisfactory to his Excellency.

Ordered, That Mr. Tonge, Mr. Ritchie, and Mr. Haliburton, be a Committee for that purpose.

On motion, *resolved*, That a conference be desired with His Majesty's Council, on the subject of the amendments proposed by them to the Militia Bill, and that the Clerk do request the same.

The Clerk reported that the Council had agreed to the conference as desired by this House.

Ordered, That Mr. Hutchinson, Mr. Haliburton, Mr. Ritchie, Mr. Crane, and Mr. James, do manage the said conference.

And they went to the conference,

And being returned,

Mr. Hutchinson reported that the managers had been at the conference and stated the substance of the conference to the House.

Mr. Tonge reported from the Committee appointed to wait on his Excellency the Lieutenant Governor, with the resolution of this House on the subject of arms, &c. for the Militia, that the Committee had waited on his Excellency accordingly, and that his Excellency had authorized the Committee to inform the House, that in addition to two thousand stand of old arms and accoutrements, now in his Majesty's stores, he will order the issue of two thousand stand of new arms and accoutrements just arrived; on a pledge from the House, that they will, at the next Session, make provision for the payment of such arms; the new arms to be estimated at the Tower prices, and the old at reasonable rates; and that on receiving the returns of the Government arms heretofore issued for the use of the Militia, and of the strength of the Militia, his Excellency will make application for the importation of as many more arms and accoutrements as will complete the Militia, on a similar pledge.

On motion, *resolved*, that such of the amendments proposed by the Council to the Militia Bill, as were not agreed to in the Committee of the whole House, be rejected by this House.

Ordered, That the Clerk do carry the Militia Bill back to the Council, together with a copy of such of their amendments as have been agreed to by this House; and further that he do inform the Council with the foregoing Resolution.

Then the House adjourned until Monday at twelve of the clock.

Monday, 20th June, 1808.

PRAYERS.

On motion, *resolved*, that provision shall be made at the next Session of the General Assembly, for defraying the expences of all such arms and accoutrements as shall be furnished from his Majesty's Stores, by order of his Excellency the Lieutenant Governor, for the use of the Militia of the Province.

Ordered, that the Clerk do carry the resolution to the Council and desire their concurrence to the same.

A Message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a free conference by Committee on the subject of the Militia Bill, immediately in the Committee Room of the Council.

And then the Messenger withdrew.

Resolved; That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered; That Mr. Hutchinson, Mr. Haliburton, and Mr. Crane, do manage the said conference.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and stated the substance of the conference to the House, and thereupon,

On motion of Mr. Tonge, *resolved*, that in consideration of the difficulties his Majesty's Council appear to have with regard to the clauses respecting the classing of the Militia, this House doth agree to substract those clauses, from Number 45, to inclusive from the Bill, and thereupon,

Mr. Hutchinson, pursuant to leave given, presented to the House seven clauses relative to the balloting of the Militia, to be made part of the Militia Bill; and the same were read a first time.

On motion *resolved*, that the clauses be now read a second time, and the same were read a second time accordingly.

On motion, *resolved*, that the said clauses be now committed to a Committee of the whole House, and thereupon,

The House resolved into a Committee of the whole House, on the consideration of the aforesaid clauses.

Mr. Speaker left the Chair.

Mr. Pyke took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business to them referred; and that the Committee had directed him to

above for leave to sit again on the consideration of the same, which report the House agreed to.

A message from the Council by Mr. Cogswell:

Mr. Speaker,

The Council have agreed to the resolutions of this House respecting arms and accoutrements to be furnished for the use of the Militia.

And then the Messenger withdrew.

Mr. Haliburton reported from the Committee appointed to wait on Sir JOHN WENTWORTH, Baronet, with the Address of this House of the 16th instant, that the Committee had waited on and delivered the said Address to him accordingly; to which he had been pleased to give the following written answer:

To the Honorable the House of Assembly:

GENTLEMEN,

I AM greatly obliged in your Address on my retirement from this Government: political circumstances having induced His Majesty to place it under the command of a distinguished military character: I am most thankfully sensible of his Majesty's gracious approbation of my long services, in being pleased to recommend to the Assembly, to enable his Majesty to make a provision in part for my honourable retirement; whatever could be added to this distinguished honor is derived to me from your goodness in thus presenting to me a copy of the Bill accomplishing his Royal intentions; accompanied by your truly gratifying consideration of the benefits attained by this Province, during my Administration, these having been the object of my warmest and unceasing endeavours; such preeminent testimony of their efficiency and acceptance, cannot but afford the most flattering satisfaction to my mind, which will ever continue impressed with the liveliest regard for the inhabitants of Nova-Scotia, and affectionate wishes for their happiness, wherein your friendly wishes for the felicities of my private life would be essentially promoted.

J. WENTWORTH.

On motion of Mr. Hutchinson, *resolved*, that in consideration of the difficulties His Majesty's Council have, with regard to the clause in the Militia Bill respecting the pay of the Militia, this House doth agree to subtract the same from the Bill, and thereupon,

Mr. Hutchinson, pursuant to leave given, presented two clauses relative to the pay of the Militia, to be made part of the Bill, and the same were read a first time.

On motion, *resolved*, that the clauses be now read a second time, and the same were read a second time accordingly.

On motion, *resolved*, That the said clauses be now committed to a Committee of the whole House, and thereupon,

The House resolved itself into a Committee of the whole House, on the consideration of the aforesaid clauses, and of the several clauses relative to the balloting of the Militia; which stood committed.

Mr. Speaker left the Chair.

Mr. Sargent took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the clauses

clauses to them referred, and had made several amendments thereunto respectively, which they had directed him to report to the House, and he afterwards delivered the clauses, with the amendments, in at the Clerk's Table.

The said amendments and the clauses were read throughout a first and second time, and thereupon,

Mr. Wells moved an amendment to the first clause, which relates to the classing the Militia for service, as follows, vizt. leave out the word "Fifty" and instead thereof insert the word "Sixty"; which, being seconded and put and the House dividing thereon, there appeared for the motion twelve, against it thirteen.

For the motion,

Against the motion,

Mr. DEWOLF	Mr. ROBERTSON	Mr. PURDY	Mr. MARSHALL
Mr. MORTON	Mr. CHANDLER	Mr. CRANE	Mr. SARGENT
Mr. WARWICK	Mr. TONGE	Mr. PYKE	Mr. MARSTERS
Mr. JAMES	Mr. PARKER	Mr. HALIBURTON	Mr. BARSS
Mr. BAKER	Mr. LAWSON	Mr. HUTCHINSON	Mr. CAMPBELL
Mr. WELLS	Mr. RITCHIE	Mr. BUSKIRK	Mr. COLLINS
		Mr. DIMOCK	

So it passed in the negative.

The said amendments were then, upon the question severally put thereupon, agreed to by the House.

Ordered, That the several clauses with the amendments be engrossed.

Then the House adjourned until to-morrow at ten of the clock:

Tuesday, 21st June, 1808.

PRAYERS,

The several engrossed clauses to be made part of the Militia Bill, were read the third time, and, upon the question put thereupon, agreed to by the House.

On motion, *resolved*, that a further free conference be desired with the Council on the Militia Bill, and that the Clerk do request the same.

The Clerk reported that the Council had agreed to the conference as desired by this House.

Ordered, That the Managers who managed the last conference do manage this conference.

And the names of the Managers were called over;

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and stated the substance of the conference to the House.

On motion of Mr. Hutchinson, *resolved*, that a certified copy of the resolution of this House passed yesterday, respecting arms and accoutrements to be furnished for the use of the Militia, be delivered to his Excellency the Lieutenant-Governor, by Mr. Speaker.

On motion the House resolved itself into a Committee of the whole House to consider further of a Supply to be granted for the support of His Majesty's Government.

Mr. Speaker left the Chair.

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The

The Chairman reported from the Committee that they had gone through the business to them referred; and had come to several Resolutions thereupon, which they had directed him to report to the House, and he afterwards delivered them in at the Clerk's Table, where they were read and are as follows:

Resolved, That it is the opinion of this Committee, that the sum of three hundred pounds of the monies granted at former Sessions of the General Assembly for the supporting and lighting the Light House at the entrance of the Gut of Annapolis, (which Light House has lately been destroyed by Fire) and remaining undrawn in the Treasury, should be applied to build by contract and finish a Light House at such place at the entrance of the Gut of Annapolis aforesaid, as his Excellency the Lieutenant-Governor, with the consent of His Majesty's Council, shall direct, to be expended under the direction of a Commissioner or Commissioners to be appointed by his Excellency the Lieutenant-Governor, for that purpose.

Resolved, That it is the opinion of this Committee, that a sum not exceeding seven hundred pounds, should be granted to defray the contingent expences of the House of Assembly, during the present Session; the same to be drawn for, by the Governor, Lieutenant Governor, or Commander in Chief for the time being, on the certificate of the Speaker of the House of Assembly, and not otherwise.

Resolved, That it is the opinion of this Committee that the sum of fifteen pounds should be granted to the Reverend Robert Stanfer, for his services as Chaplain to His Majesty's Council and the House of Assembly during the present Session.

Resolved, That it is the opinion of this Committee, that the sum of seventeen pounds ten shillings, should be granted to Charles Stewart Powell, for his services as Sergeant at Arms, to the House of Assembly, during the present Session.

Resolved, That it is the opinion of this Committee, that the sum of twelve pounds ten shillings should be granted to Israel Conly, for his services as Messenger to the House of Assembly during the present Session.

Resolved, That it is the opinion of this Committee, that the sum of thirty pounds should be granted to the Clerk of the House of Assembly, for extra services performed by him in the present Session.

Resolved, That it is the opinion of this Committee, that the sum of ten pounds should be granted to the Clerk of the House of Assembly, to reimburse the expence of extra Clerks employed in the service of the House, in the present Session.

The said Resolutions were read throughout a first and second time, and upon the question severally put thereupon, agreed to by the House.

Ordered, That the Clerk do carry the foregoing Resolutions to the Council, and desire their concurrence to the same.

A message from the Council by Mr. Cogswell:

Mr. Speaker,

The Council have agreed to four resolutions of this House for granting the following sums, vizt.

£ 300 for building a Light House at the Gut of Annapolis.

£ 15 for the Chaplain to the Council and House of Assembly.

£ 17 10 for the Sergeant at Arms to the House of Assembly.

£ 12 10 for the Messenger of the House of Assembly.

The Council request a conference, by Committee, on the several other Resolutions of this House, for granting monies, now before the Council for concurrence.

And then the Messenger withdrew.

Resolved, That this House doth agree to the conference as requested by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Ritchie, and Mr. Haliburton, do manage the said conference.

And

And they went to the conference,

And being returned,

Mr. Hutchinson reported that the managers had been at the conference and stated the substance of the conference to the House.

A message from the Council by Mr. Cogswell:

Mr. Speaker,

The Council have agreed to the Resolution of this House for granting £.700 to defray the contingent expences of the House of Assembly.

And then the Messenger withdrew.

Mr. Chandler moved that the House do now resolve into a Committee of Supply, which, being seconded and put, passed in the negative.

On motion, *resolved*, That a further conference be desired with the Council, on the subject of the last conference, and that the Clerk do request the same.

The Clerk reported that the Council had agreed to the conference as desired by the House.

Ordered, That the Managers who managed the last conference do manage this conference.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and stated the substance of the conference to the House.

Mr. Tonge moved that the House do now adjourn, which, being seconded and put, passed in the negative.

Mr. James moved that the House do now resolve itself into a Committee of Supply, which, being seconded and put, passed in the affirmative, and thereupon,

The House resolved itself into a Committee of Supply accordingly.

Mr. Speaker left the Chair.

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the business to them referred; and had come to a Resolution thereupon, which the Committee had directed him to report to the House, and he afterwards delivered the same in at the Clerk's Table, where it was read and is as follows:

Resolved, That it is the opinion of this Committee, that the sum of seven pounds should be granted to the Door Keeper of His Majesty's Council, for his attendance during the present Session.

The said Resolution was read throughout a first and second time, and, upon the question put thereupon, agreed to by the House.

Ordered, that the Clerk do carry the foregoing resolution to the Council and desire their concurrence to the same.

On motion, *resolved*, that the Clerk do request a further conference with the Council by Committee on the subject matter of the last conference.

A Message from the Council by Mr. Cogswell:

Mr. Speaker,

The Council have agreed to the Resolution of this House for granting seven pounds to the Door Keeper of the Council.

The Council agree to the conference as desired by this House, immediately, in the Committee Room of the Council.

And then the Messenger withdrew.

Ordered. That that the Managers who managed the last conference, do manage this conference.

And

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and stated the substance of the conference to the House.

Ordered, That the Clerk do prepare and bring in a Bill for applying the several sums granted in the present Session, and agreed to by the Council.

Then the House adjourned until to-morrow at eleven of the clock.

Wednesday, 22d June, 1808.

PRAYERS.

The Clerk, pursuant to order, brought in a Bill for applying certain monies to the purposes therein mentioned; and the same was read a first time.

On motion, *resolved*, that the Bill be now read a second time, and the same was read a second time accordingly.

On motion, *resolved*, that the Bill be now committed to a Committee of the whole House, and thereupon,

The House resolved into a Committee of the whole House, on the consideration of the said Bill accordingly.

Mr. Speaker left the Chair.

Mr. James took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill so them referred, and that the Committee had directed him to report the said Bill without any amendment, and he afterwards delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

A Message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to provide for the greater security of this Province, by a better regulation of the Militia, and to repeal the Militia Laws now in force; without any amendment.

And then the Messenger withdrew.

An engrossed Bill for applying certain monies to the purposes therein mentioned, was read the third time.

Resolved, That the Bill do pass, and that the title be, An Act for applying certain monies to the purposes therein mentioned.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

A message from the Council by Mr. Cogswell :

Mr. Speaker

The Council request a conference by Committee on the subject of the Bill sent up for concurrence, immediately, in the Committee Room of the Council.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Haliburton and Mr. Ritchie, do manage the said conference.

And they went to the conference,

And being returned,

Mr. Hutchinson reported that the Managers had been at the conference, and stated the substance of the conference to the House.

A message from the Council by Mr. Cogswell:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for applying certain monies to the purposes therein mentioned, without any amendment.

And then the Messenger withdrew.

Then the House adjourned until to-morrow at twelve of the clock.

Thursday, 23d June, 1808.

PRAYERS,

A Message from His Excellency the Lieutenant-Governor, by Mr. Wallace Acting Secretary :

Mr. Speaker,

His Excellency commands this House to attend his Excellency immediately in the Council Chamber.

Accordingly, Mr. Speaker, and the House, went up to attend his Excellency in the Council Chamber, where his Excellency was pleased to give his assent to the several Bills following, vizt.

An Act to provide for the greater security of this Province by a better regulation of the Militia, and to repeal the Militia Laws now in force.

An Act to provide for the accommodation and billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another.

After which Mr. Speaker spoke as follows :

May it please your Excellency,

IT is my duty on the part of the Commons of Nova-Scotia, to present to your Excellency a Bill for appropriating the sums granted in the present Session, and to pray your Excellency's assent to the same :

His Excellency was pleased to give his assent to the said Bill following, viz :

An Act for applying certain monies to the purposes therein mentioned,

After which his Excellency was pleased to make the following SPEECH, viz :

Mr. President, and Gentlemen of the Council,

Mr. Speaker, and Gentlemen of the Assembly,

I CANNOT release you from the public service, without expressing the satisfaction I derive from the contemplation of the measures which characterise this Session.

The office of submitting them for his Majesty's consideration, is become an enviable one ; for what can be more acceptable to our Gracious Sovereign, than the obedience, affection, and loyalty, of a grateful and brave people !

You have secured to yourselves in the midst of an unparalleled war all the blessings and advantages of uninterrupted tranquility, and you will return to your Constituents, deeply impressed with sentiments of gratitude for his Majesty's benevolent solicitude for the security and prosperity of his Province of Nova-Scotia—These feelings, cannot fail to call forth your best endeavours, to inspire, throughout your respective counties and towns, that public spirit which is essential to the efficiency of the Militia Laws.

The critical situation of public affairs—the arrival of the season for action—combine to prove the wisdom of your Acts.

And afterwards the President of his Majesty's Council, by his Excellency's command, said

GENTLEMEN,

It is his Excellency's will and pleasure that this General Assembly be prorogued to Thursday the thirteenth day of October next, and this General Assembly is accordingly prorogued to Thursday the thirteenth day of October next.