

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: **Cover title page is bound in as last page in book but filmed as first page on fiche.**

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	
											<input checked="" type="checkbox"/>
	12x		16x		20x		24x		28x		32x

176

NEWFOUNDLAND AND LABRADOR.

RETURN to an Address of The Honourable House of Commons,
dated 6 June 1828;—for

A RETURN

Of the Number of CIVIL ACTIONS, and of CRIMINAL
PROSECUTIONS, tried in the Supreme Central Court of
Newfoundland, and in the Circuit Courts of that Island,
and in the Labrador Court, since the passing of the Act
5 Geo. IV. c. 67.

Ordered, by The House of Commons, to be Printed,
1 June 1829.

167

NEWFOUNDLAND AND LABRADOR.

RETURN to an Address of The Honourable House of Commons,
dated 6 June 1828;—for

A RETURN

Of the Number of CIVIL ACTIONS, and of CRIMINAL INFORMATIONS or PROSECUTIONS, tried in the Supreme Central Court of *Newfoundland*, and in the Circuit Courts of that Island, and in the *Labrador* Court, since the passing of the Act of 5 Geo. IV. c. 67; distinguishing the Number of Trials in each Court in every Year, the Number of Appeals, the Places where such Sittings were held, and the Number of Days occupied by each Court in such Judicial Proceedings every Year.

Colonial Department, Downing-street, }
21 May 1829.

HORACE TWISS.

Ordered, by The House of Commons, to be Printed,
1 June 1829.

RETURN of the Number of CIVIL ACTIONS and CRIMINAL INFORMATIONS
from the 1st day of January 1826

DURATION OF THE TERM.	Number of Days in which the Court sat.	PLACE where the Court was holden.	PRESIDING JUDGE.	Number of Writs sued out.
Year 1826 :				
2 January - - -	1	Saint John's	Supreme Court : The Hon. Rich ^d Alex ^r Tucker, esq. C. J. The Hon. Aug ^s Wallett des Barres, esq. and The Hon. Jn ^o W ^m Molloy, esq. ass ^t Judges	none
From 2 April until 2 May	18	- - -	- - ditto - - - - ditto - -	37
- 12 July - 22 Aug.	18	- - -	- - ditto - - - - ditto - -	23
	37			60
			Central Circuit Court :	
- 15 May until 23 June	15	Saint John's	The Hon. Rich ^d Alex ^r Tucker, esq. C. J.	119
- 27 Oct. - 19 Dec.	24	- - -	- - ditto - - - - ditto - -	304
	39			423
			Northern Circuit Court :	
- 15 May until 8 July	36	Harbor Grace	The Hon. Jn ^o W ^m Molloy, esq. ass ^t Judge	166
	1	Twillingate	The Hon. Rich ^d Alex ^r Tucker, esq. C. J.	2
	4	Bonavesta	- - ditto - - - - ditto - -	19
- 6 Sept. - 21 Oct.	3	Trinity	- - ditto - - - - ditto - -	5
	13	Harbor Grace	- - ditto - - - - ditto - -	60
- 29 Nov. - 23 Dec.	22	- - -	The Hon. Aug ^s Wallett des Barres, ass ^t J.	107
	79			359
			Southern Circuit Court :	
- 15 May until 3 June	13	Ferryland	The Hon. Aug ^s Wallett des Barres, A. J.	3
	4	Harbor Britain	- - ditto - - - - ditto - -	4
	9	Bureau	- - ditto - - - - ditto - -	27
- 15 Sept. - 11 Nov.	2	Oderin	- - ditto - - - - ditto - -	-
	10	Placentia	- - ditto - - - - ditto - -	29
	2	Trepassey	- - ditto - - - - ditto - -	-
	15	Ferryland	- - ditto - - - - ditto - -	71
	55			134
			Supreme Court :	
Year 1827 :				
- 10 Jan. until 27 Jan.	14	Saint John's	The Hon. Rich ^d Alex ^r Tucker, esq. C. J. The Hon. Aug ^s Wallett des Barres, esq. and The Hon. W ^m Patterson, assistant Judges	68
28 July - - -	1	- - -	- - - - - - - - - - - - - -	-
From 6 Dec. until 22 Dec.	14	- - -	The Hon. E. Babazon Brenton, act ^s C. J. The Hon. Aug ^s Wallett des Barres, ass ^t J. The Hon. James Cochrane, esq. act ^s ass ^t J.	86
	29			154
			Central Circuit Court :	
- 18 May until 20 June	23	- - -	The Hon. Aug ^s Wallett des Barres, esq. A. J.	107
- 29 Oct. - 22 Nov.	13	- - -	The Hon. Edw ^d B. Brenton, esq. act ^s C. J.	151
	36			258

and PROSECUTIONS, in the Supreme and Circuit Courts of Newfoundland,
to the 7th day of December 1828.

AMOUNT Sued for.	NUMBER of Actions Tried.	AMOUNT of Actions Tried.	NUMBER of Criminal Trials.	NUMBER of Persons Tried.	NUMBER of APPEALS.	GENERAL OBSERVATIONS.
£. s. d.		£. s. d.				
- - -	- - -	- - -	- - -	- - -	- - -	- - Held for the special purpose of reading His Majesty's charter, and opening the Supreme Court.
5,607 1 6	23	5,360 1 3	9	13	-	
595 12 10 ½	16	379 2 10 ½	3	3	-	
6,202 14 4 ½	39	5,739 4 1 ½	12	16	- - -	{ TOTAL - Supreme Court, 1826.
2,327 16 1	84	1,528 11 1 ½	7	12	-	
6,303 - 7	232	3,682 11 11	2	2	-	
8,030 16 8	316	5,211 3 - ½	9	14	- - -	{ TOTAL - Central Circuit Court, 1826.
2,770 - 8	129	2,000 - 5	19	19	1	
50 - -	-	-	-	-	-	
500 - 2	15	356 7 -	-	-	-	
54 10 7	8	49 2 8	-	-	-	
1,244 8 1	54	735 4 2	7	7	-	
1,666 2 7	101	1,289 6 8	12	12	1	
6,285 2 1	307	4,430 - 11	38	38	2	{ TOTAL - Northern Circuit Court, 1826.
22 19 -	3	22 15 10	1	2	-	
31 10 9	3	31 10 9	-	-	-	
421 4 6	21	260 3 6	5	5	-	
-	-	-	-	-	-	
627 10 5	19	370 10 9	2	4	-	
984 3 -	51	829 15 4	4	4	-	
2,087 7 8	97	1,514 16 2	12	15	- - -	{ TOTAL - Southern Circuit Court, 1826.
3,050 19 4 ½	34	2,356 15 3	6	7	-	
- - -	- - -	- - -	- - -	- - -	- - -	Held for a special purpose.
4515 11 3 ¼	55	2,689. 18 2	2	3	-	
7,566 10 8 ¼	89	5,046 13 5	8	10	- - -	{ TOTAL - Supreme Court, 1827.
2,272 13 1	87	1,749 8 4	10	14	-	
2,886 14 10 ½	97	2,035 3 1	4	4	-	
5,159 7 11 ½	174	3,784 11 5	14	18	- - -	{ TOTAL - Central Circuit Court, 1827.

NUMBER OF CIVIL ACTIONS AND CRIMINAL PROSECUTIONS

IN THE COURTS OF NEWFOUNDLAND AND LABRADOR.

Return of the Number of Civil Actions, &c.

in the Supreme and Circuit Courts of Newfoundland—continued.

DURATION OF THE TERM.	Number of Days in which the Court sat.	PLACE where the Court was holden.	PRESIDING JUDGE.	Number of Writs sued out.
Year 1827—continued.				
From 10 May until 6 June	17	Harbor Grace	The Hon. Rich ^d Alex ^r Tucker, esq. C. J.	48
	1	Fogo	The Hon. Aug ^s Wallet des Barres, esq. A. J.	2
	6	Twillingate		16
	5	Greenspond		12
- 18 Sept. - 22 Nov.	5	Bonavista		14
	17	Harbor Grace		84
	51			176
Southern Circuit Court:				
- 11 Sept. until 4 Oct.	3	Burin	Hon. Rich ^d Alex ^r Tucker, esq. C. J.	20
	2	Placentia		6
	3	Ferryland		32
	8			48
Year 1828:				
Supreme Court:				
From 2 July until 19 July	7	Saint John's	The Hon. Edw ^d B. Brenton, esq. act ^s C. J. The Hon. Aug ^s Wallet des Barres, esq. A. J. The Hon. James Cochrane, esq. A. A. J.	12
- 1 Dec. - 6 Dec.	6		The Hon. Rich ^d Alex ^r Tucker, esq. C. J. The Hon. Aug ^s Wallet des Barres, esq. and The Hon. Edw ^d B. Brenton, esq. A. J.	11
	13			23
Central Circuit Court:				
- 7 May until 20 June	18		The Hon. Edw ^d B. Brenton, esq. act ^s C. J.	113
- 14 Oct. - 27 Nov.	22		The Hon. Rich ^d A. Tucker, esq. C. J.	226
	40			339
Northern Circuit Court:				
- 3 Jan. until 26 Jan.	18	Harbor Grace	The Hon. Ja ^s Cochrane, esq. act ^s A. J.	74
- 7 May - 7 June	11			49
- 9 Sept. - 25 Nov.	7	Twillingate	The Hon. Aug ^s Wallet des Barres, esq. A. J.	16
	6	Fogo		18
	6	Greenspond		8
	5	Bonavista		18
	2	Catalina		8
	4	Trinity		11
	12	Harbor Grace		85
	69			281
Southern Circuit Court:				
- 15 Sept. until 14 Nov.	2	Harbor Britain	The Hon. Edw ^d B. Brenton, esq. Ass ^s J.	1
	6	Burin		32
	2	Oderin		14
	2	Placentia		13
	3	St. Mary's		19
	1	Trepassey		19
	6	Ferryland		79
	22			79

AMOUNT sued for.	NUMBER of Actions Tried.	AMOUNT of Actions Tried.	NUMBER of Criminal Trials.	NUMBER of Persons Tried.	NUMBER of Appeals.	GENERAL OBSERVATIONS.	
£. s. d.		£. s. d.					
835 5 5	46	508 1 2 ½	9	13	—	TOTAL - Northern Circuit Court, 1827.	
209 7 11	1	190 7 11	—	—	—		
907 - 6 ½	14	761 18 -	1	1	—		
474 8 4	11	347 12 8	—	—	—		
508 9 7	13	488 4 3	—	—	—		
3,046 17 2	69	1,696 14 4	—	—	—		
5,981 8 11 ½	154	3,992 18 4 ½	10	14	—		
331 7 8	13	308 17 5	—	—	—		TOTAL - Southern Circuit Court, 1827.
42 8 4	2	11 10 3	—	—	—		
362 - 2	17	342 14 9	1	1	—		
735 16 2	32	663 2 5	1	1	—		
619 19 -	7	219 18 3	1	3	—	TOTAL - Supreme Court, 1828.	
460 6 6	2	25 - 10	9	10	—		
1,080 5 6	9	244 19 1	10	13	—		
1,968 9 11	74	1,205 9 11	10	10	—	- - Fourteen were actually the number of indictments, of which two were prosecuted by the Attorney General.	
4,274 17 2	161	3,921 6 1	14	12	—		
6,243 7 1	235	5,126 16 -	24	22	—		
1,525 3 5	61	1,295 2 9	3	3	—	TOTAL - Northern Circuit Court, 1828.	
1,097 19 3	44	686 1 2	3	3	—		
251 8 9 ½	11	123 16 9	1	1	—		
491 - 11 ½	11	401 18 3 ½	1	1	—		
156 12 6	3	57 7 6	2	2	—		
131 15 1	4	15 18 3	1	1	—		
149 12 9	7	60 14 6	—	—	—		
156 6 7	6	86 18 9	—	—	—		
916 19 - ½	63	735 - 9	1	1	—		
4,876 18 4 ½	210	3,482 18 8 ½	12	12	—		
19 19 -	1	19 19 -	—	—	—	TOTAL - Southern Circuit Court, 1828.	
479 9 10	17	305 6 -	—	—	—		
341 10 7	10	230 19 8	—	—	—		
235 8 -	6	119 7 10	—	—	—		
206 6 10	15	161 10 6	1	1	—		
1,282 14 3	49	837 3 -	1	1	—		

NUMBER OF CIVIL ACTIONS AND CRIMINAL PROSECUTIONS

Return of the Number of Civil Actions, &c.

A B S T R A C T :

	Number of Days in which the Court sat.	NUMBER of Writs sued out.	AMOUNT Sued for.			NUMBER of Actions Tried.			AMOUNT of Actions Tried.		
			£.	s.	d.				£.	s.	d.
TOTAL of the Supreme and Circuit Courts, for the Year 1826.	37	60	6,202	14	4 ½	39	5,739	4	1		
	39	423	8,630	16	8	316	5,211	3			
	79	359	6,285	2	1	307	4,430		11		
	55	134	2,087	7	8	97	1,514	16	2		
	210	976	23,206		9 ½	759	16,896	5	1		
TOTAL of the Supreme and Circuit Courts, for the Year 1827.	29	154	7,566	10	8 ½	89	5,046	13	5		
	36	258	5,159	7	11 ½	174	3,784	11	5		
	51	176	5,981	8	11 ¼	154	3,992	18	4		
	8	48	735	16	2	32	603	2	5		
	124	636	19,443	3	9 ½	449	13,487	5	7 ½		
TOTAL of the Supreme and Circuit Courts, for the Year 1828.	13	23	1,080	5	6	9	244	19	1		
	40	339	6,243	7	1	235	5,126	16			
	69	281	4,876	18	4 ¼	210	3,482	18	8 ½		
	22	79	1,282	14	3	49	837	3			
	144	722	13,483	5	2 ¼	503	9,691	16	9 ½		
GRAND TOTAL Of the Number of CIVIL ACTIONS and CRIMINAL INFORMATIONS and PROSECUTIONS in the Supreme and Circuit Courts of Newfoundland, from the 1st day of January 1826 to the 7th day of December 1828.	79	237	14,849	10	6 ¼	137	11,030	16	7 ½		
	115	1,018	20,033	11	8 ½	725	14,122	10	5 ½		
	199	614	13,549	5	3 ¼	510	9,260	2	3 ½		
	85	261	4,105	18	1	178	3,015		1 7		
	478	2,130	52,538	5	8	1,550	38,428	10	11 ½		

in the Supreme and Circuit Courts of Newfoundland—continued.

A B S T R A C T :

NUMBER of Criminal Trials.	NUMBER of Persons Tried.	NUMBER of APPEALS.		GENERAL OBSERVATIONS.
12	16	- -	Total Supreme Court, for the year 1826	This Return exhibits, we believe, a very correct statement of the Business done by these courts, considered merely as courts of law; but in virtue of the jurisdiction which they possess as courts of equity, a great number of cases also come before them, which are not included in this return, and which it would be scarcely practicable to give an account of. In addition to this, the whole business of the Probate Court is conducted under the immediate superintendence and direction of the Judges of the Supreme Court. But the most difficult and irksome part of their whole duty is in hearing a long string of cases, principally between indigent parties, which are brought under their consideration by petition, setting forth some grievance, and a rule of court calling on the party against whom the complaint is preferred, to appear in court to answer the same. When both parties are thus brought before the court, the Judges examine the nature of the case, and if the facts be admitted on both sides, make such a decree thereon as they deem to be proper; but if the facts be disputed, they either direct an action to be brought in order to have them ascertained by a jury, or they point out to the suitors their respective legal rights and liabilities under each statement of facts, and recommend them to refer the matters in controversy between them to arbitration. It is almost impossible for a person unacquainted with the circumstances of this country, and the condition of its population, to form an idea of the vast number of cases which are in this manner brought under the view of the Judges; and it is perhaps still more impossible for a stranger to the mode of transacting business in this Island, to conceive the difficulties which frequently arise in settling them. This, it should also be observed, is frequently done in chambers by the Judges, who are in consequence compelled to give nearly a daily attendance there, even at those periods when there is no court actually sitting.
9	14	- -	- Central Circuit Court - - d°	
28	38	2	- Northern Circuit Court - d°	
12	15	- -	- Southern Circuit Court - - d°	
71	83	2	- All the Four Courts - - - d°	
8	10	- -	Total Supreme Court, for the year 1827	
14	18	- -	- Central Circuit Court - - d°	
10	14	- -	- Northern Circuit Court - d°	
1	1	- -	- Southern Circuit Court - - d°	
33	43	- -	- All the Four Courts - - - d°	
10	10	- -	Total Supreme Court, for the year 1828	
24	22	- -	- Central Circuit Court - - d°	
12	12	- -	- Northern Circuit Court - - d°	
1	1	- -	- Southern Circuit Court - - d°	
47	48	- -	- All the Four Courts - - - d°	
30	39	- -	- - SUPREME COURT.	
47	54	- -	- - CENTRAL CIRCUIT COURT.	
49	53	2	- - NORTHERN CIRCUIT COURT.	
14	17	- -	- - SOUTHERN CIRCUIT COURT.	
140	163	2	- - GRAND TOTAL.	

RETURN of the Number of CIVIL ACTIONS tried in the Court of Civil Jurisdiction established for the Labrador District, within the Government of Newfoundland.

Duration of the Term.	Number of Days which the Court sat.	Place where the Court was holden.	PRESIDING JUDGE.	N ^o of Writs sued out.	AMOUNT sued for.	N ^o of Actions tried.	AMOUNT of Actions tried.	GENERAL OBSERVATIONS.
					£. s. d.		£. s. d.	
1826:	53 days	Ragolitt	Hon. W ^m Paterson	1	500 - -	-	- - -	This writ made returnable in 1827.
	2	Mullin's Cove	- - -	1	50 - -	1	50 - -	
	4	Tub Harbour	- - -	2	82 6 1	2	82 6 1	
	6	Dumplen Island	- - -	4	54 2 5	4	54 2 5	
	6	Cape Charles	- - -	5	194 15 6	6	194 15 6	
	22			13	881 4 -	13	381 4 -	The Court left St. John's on the 14th August, and returned on the 6th of October.
1827:	62 days	Grady Harbour	Hon. W ^m Paterson	5	20 1 10	5	20 1 10	The Court left St. John's on the 31st July, and returned on the 30th of September. The Court visited the following places, where there was no business for its consideration; viz. Francis Harbour, Indian Island, Point North, Mullins Cove, Rigolitt and Cuff Harbour. The writs marked with an asterisk, are made returnable in 1828.
	3	Dumplen Island	- - -	* 1	200 - -	-	- - -	
	3	Tub Harbour	- - -	* 3	151 11 -	-	- - -	
	1	Indian Island	- - -	* 1	8 - -	-	- - -	
	3	Indian Tickle	- - -	1	20 - -	1	20 - -	
	6	Cape Charles	- - -	7	338 12 2	7	338 12 2	
	19			18	738 5 -	13	378 14 -	
1828:	74 days	Tub Harbour	Hon. W ^m Paterson	8	811 12 6	6	567 2 -	The Court left St. John's on the 4th July, and returned the 15th September. This writ made returnable August 1829. Three writs, amounting to £. 259. 2 s. 6 d. returnable in 1829. The Court visited the following places, where there was no business for its consideration; viz. L'Ana a Loup, Forteau, Indian Tickle, South East Cove, Long Island, Indian Island, Point North, Rigolitt, Wewnamish, Cuff Harbour, Indian Harbour and Mullin's Cove.
	4	Dumplen Island	- - -	1	200 - -	-	- - -	
	4	Grady Harbour	- - -	6	188 17 -	6	188 17 -	
	1	Seal Islands	- - -	1	100 - -	1	100 - -	
	2	Francis Harbour	- - -	1	100 10 -	1	100 10 -	
	6	Cape Charles	- - -	11	386 5 3	9	127 2 9	
	4	Henley Harbour	- - -	4	98 - 6	4	98 - 6	
	27			32	1,885 5 3	27	1,181 12 3	

(signed) William Paterson,
Judge of the Labrador District Court.

1145