

## 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.

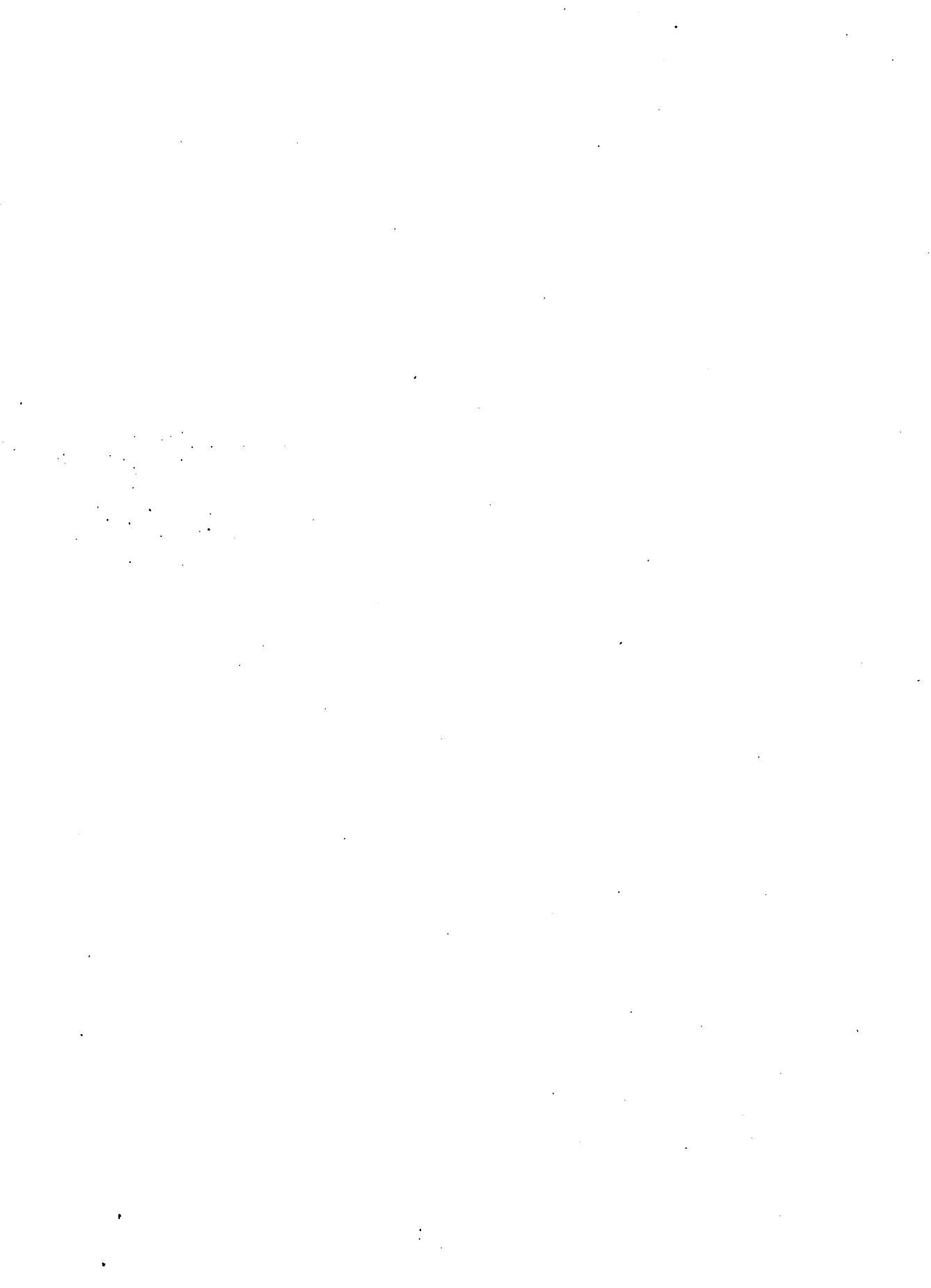
- Coloured covers /  
Couverture de couleur
- Covers damaged /  
Couverture endommagée
- Covers restored and/or laminated /  
Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue 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.

<b>10x</b>		<b>14x</b>		<b>18x</b>		<b>22x</b>		<b>26x</b>		<b>30x</b>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>12x</b>		<b>16x</b>		<b>20x</b>		<b>24x</b>		<b>28x</b>		<b>32x</b>	



# JOURNAL

OF THE

# LEGISLATIVE COUNCIL

OF

# PRINCE EDWARD ISLAND,

---

ANNO VICESIMO QUINTO VICTORIÆ.

---

Fourth Session of the Twenty-first General Assembly.



CHARLOTTETOWN:

PRINTED AT "THE EXAMINER" OFFICE.

1862.





## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, ESQUIRE,

*Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.*

[L. S.]

GEORGE DUNDAS, Lieut. Governor.

**W**HEREAS, the General Assembly of this Island stands prorogued until Thursday, the Sixth day of June, instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday the Eleventh day of July next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Third day of June, in the year of Our Lord One thousand eight hundred and sixty-one, and in the twenty-fourth year of Her Majesty's reign.

By command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, ESQUIRE.

*Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.*

[L. S.]

GEORGE DUNDAS, Lieut. Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Thursday, the Eleventh day of July, instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday the fifteenth day of August next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Tenth day of July, in the year of Our Lord One thousand eight hundred and sixty-one, and in the twenty-fifth year of Her Majesty's reign.

By command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, ESQUIRE,

*Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c. &c.*

[L. S.]

GEORGE DUNDAS, Lieut. Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Thursday, the Fifteenth day of August, instant.

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Monday the Twenty-third day of September next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this 12th day of August, in the year of Our Lord One thousand eight hundred and sixty-one, and in the twenty-fifth year of Her Majesty's reign.

By command,

W. H. POPE, Colonial Sec'y.

GOD SAVE THE QUEEN!

---

## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, ESQUIRE,

*Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.*

[L. S.]

GEORGE DUNDAS, Lieut. Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Monday, the Twenty-third day of September inst:

I have thought fit by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday the Thirty-first day of October next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this 21st day of September, in the year of Our Lord One thousand eight hundred and sixty-one, and in the twenty-fifth year of Her Majesty's reign.

By command,

W. H. POPE, Colonial Sec'y.

GOD SAVE THE QUEEN!

## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, ESQUIRE,

*Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.*

[L. S.]

GEORGE DUNDAS, Lieut. Governor.

**W**HEREAS, the General Assembly of this Island stands prorogued until Thursday, the Thirty-first day of October, instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday the Fifth day of December next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Thirtieth day of October, in the year of Our Lord One thousand eight hundred and sixty-one, and in the twenty-fifth year of Her Majesty's reign.

By command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

---

## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, ESQUIRE.

*Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.*

[L. S.]

GEORGE DUNDAS, Lieut. Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Thursday, the Fifth day of December, instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday the Ninth day of January next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Third day of December, in the year of Our Lord One thousand eight hundred and sixty-one, and in the twenty-fifth year of Her Majesty's reign.

By command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

# A P R O C L A M A T I O N .

BY HIS EXCELLENCY

GEORGE DUNDAS, ESQUIRE,

*Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.*

[L. S.]

GEORGE DUNDAS, Lieut. Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Monday, the Ninth day of January, instant :

I have thought fit by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday the Twentieth day of February next, then to meet for the DISPATCH OF BUSINESS, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Eighth day of January, in the year of Our Lord One thousand eight hundred and sixty-two, and in the twenty-fifth year of Her Majesty's reign.

By command,

W. H. POPE, Colonial Sec'y.

GOD SAVE THE QUEEN !



# JOURNAL

OF THE

## LEGISLATIVE COUNCIL

FOURTH SESSION OF THE TWENTY-FIRST GENERAL ASSEMBLY.

Thursday, February 20, 1862.

The General Assembly having been, by several Proclamations, prorogued to this day, the Legislative Council met :

PRESENT.

*The Honorable Dr. Young, President.*

*The Hon. Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,  
Mr. Johnson,  
Mr. Palmer,  
Mr. Simpson,*

*The Hon. Mr. Anderson,  
Mr. Ramsay,  
Mr. Gardiner,  
Mr. McLaren,  
Mr. Haszard.*

• His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c., having come to the Council Chamber, and being seated, *Mr. President* commanded the Gentleman Usher of the Black Rod to let the Assembly know, "It is His Excellency's pleasure that they attend him immediately in this House."

Who being come,—

His Excellency the Lieutenant Governor was pleased to open the Session with the following

## S P E E C H .

*Mr. President and Honorable Gentlemen of the Legislative Council ;*

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

I have summoned you for the Despatch of your Legislative Duties ; and I have great satisfaction in meeting you at the Opening of another Session.

Since the close of the last Session the Queen and the Nation have sustained an irreparable loss in the death of His Royal Highness the Prince Consort.

I feel sure that none of Her Majesty's subjects sympathize with their Sovereign in Her affliction more deeply than you do.

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

The Estimates for the Service of the ensuing Year will be laid before you—they have been framed with due regard to Economy.

The Public Accounts for the past Year will, also, be presented to you.

Notwithstanding the serious embarrassments, which the unhappy condition of a neighbouring People has occasioned to our Foreign Trade, I am glad to find that there has been no remarkable decrease in the Revenue of the past year. I regret, however, to say, that the Expenditure during the same period, though it shows a considerable decrease, as compared with the Expenditure of the preceding twelve-months, has not been covered by the Revenue.

*Mr. President and Honorable Gentlemen of the Legislative Council ;*

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

Thirty-three of the Acts, passed during the last Session, have received the Royal Allowance.

I presume that the Act for taking a Census has also been left to its operation.

The remaining three, viz—the Elective Council Act ; the Act for the organization of the Volunteer Force, and that for the Incorporation of the Roman Catholic Bishop, have not as yet, received the Royal Allowance. Despatches from Her Majesty's Colonial Minister, containing suggestions on the subject of the two last-mentioned Acts, will be laid before you.

An Act passed in the Session of 1860, authorizing the Issue of Fishery Licences to citizens of the United States, for vessels built in this Island, and owned by them, has lately been specially confirmed by Her Majesty. I trust that it will have a beneficial effect on the Trade of this Country.

The Commissioners appointed to enquire into the Land Question have completed their laborious task, and have forwarded their Report to His Grace the Duke of Newcastle.

I have not as yet received any communication from His Grace on this important subject ; but I am confident that he will not allow this Session of the Colonial Legislature to pass without communicating to me Her Majesty's Commands on a question in which the people of this Island are so generally interested, and in regard to which they are known to feel so much anxiety.

The Governor General of Canada has recently forwarded to me a proposal for the Establishment of a Reciprocal Free Trade among the British North American Provinces, and for an Assimilation of their respective Tariffs. It is unnecessary for me to direct your special attention to a subject of such paramount importance. Papers relating to it will be laid before you.

I trust that your deliberations during the Session may, under the Divine blessing, tend to the Advancement and Prosperity of the People of this Colony.

The Speech being ended, and the House of Assembly having withdrawn, His Excellency was pleased to retire.

**PRAYERS were then read by the Chaplain.**

*Mr. President* reported His Excellency's Speech, and the same was then read by the Clerk.

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

*Ordered*, That *Mr. Anderson*, *Mr. Johnson*, and *Mr. Forgan* do compose the said Committee.

*Resolved*, That a Committee be appointed, to prepare the Draft of an Address of Condolence, to Her Most Gracious Majesty, on the death of His Royal Highness the Prince Consort.

*Ordered*, That *Mr. Palmer*, *Mr. Johnson*, and *Mr. Simpson* do compose said Committee.

*Resolved*, That a Committee be appointed to revise the Journal of this House, each day, and that it be an Instruction to the Committee to require that a printed copy be laid on the Table daily.

*Ordered*, That *Mr. Palmer* and *Mr. Walker* do compose the said Committee.

*Resolved*, That a Committee be appointed, to examine into and report upon such Laws as have expired or are near expiring.

*Ordered*, That *Mr. Simpson* and *Mr. Forgan* do compose the said Committee.

*Resolved*, That a Committee be appointed, to examine Bills to be engrossed, or that have been engrossed.

*Ordered*, That *Mr. Simpson* and *Mr. Gardiner* do compose the said Committee.

*Resolved*, That a Committee be appointed, to regulate the Expenditure of this House during the Session.

*Ordered*, That *Mr. Palmer* and *Mr. Hutchinson* do compose the said Committee.

*Resolved*, That the Thirty-seventh Standing Order of this House, as amended in the Session of 1858, be inserted three times in each of the Newspapers published in Charlottetown, for the information of the public.

*Ordered*, That Eighty Copies of the Journal of this House be furnished by the Printer.

*Resolved*, That a Committee be appointed to receive Tenders, for printing the Journal of this House for the present Session.

*Ordered*, That *Mr. Ramsay* and *Mr. Palmer* do compose the said Committee.

*Mr. President* acquainted the House that he had received a communication from *Mr. James Ramsay*, tendering his Services as Reporter; and thereupon—

*Resolved*, That *Mr. James Ramsay* be appointed Reporter to this House for the present Session.

Adjourned until to-morrow, at Eleven o'clock.

## Friday, February 21.

The Council met pursuant to adjournment.

PRESENT.

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Palmer,</i>	<i>Mr. McLaren,</i>
	<i>Mr. Haszard.</i>

**PRAYERS.**

*Mr. Johnson*, from the Committee appointed to prepare an Address in answer to His Excellency's Speech, reported a draft thereof, which he read in his place.

And the same being again read by the Clerk ;

*Ordered*, That the said Draft Address be committed to a Committee of the whole House on Monday next.

A Message from the House of Assembly, by the Hon. Mr. Gray.

“ House of Assembly, Thursday, February 20, 1862.

“ Resolved, That a Committee be appointed to join a Committee of the Legislative Council, to prepare an Address of Condolence with Her Most Gracious Majesty the Queen, on the irreparable loss which Her Majesty and the nation have sustained in the death of His Royal Highness the Prince Consort.

“ Ordered, That the Hon. Mr. Gray, the Hon. Mr. Coles, the Hon. Mr. Longworth, the Hon. Mr. Hensley, the Hon. Mr. Pope, and the Hon. Mr. Wightman be a Committee to prepare the said Address.

“ Ordered, That the said Resolution be communicated by Message, to the Legislative Council.”

*Ordered*, That so much of yesterday's proceedings as relate to an Address of Condolence to Her Most Gracious Majesty, on the death of His Royal Highness the Prince Consort, be expunged.

*Resolved*, That a Committee be appointed to join a Committee of the House of Assembly to prepare an Address of Condolence with Her Most Gracious Majesty the Queen, on the irreparable loss which Her Majesty and the Nation have sustained in the death of His Royal Highness the Prince Consort.

*Ordered*, That *Mr. Palmer*, *Mr. Johnson*, and *Mr. Walker* do compose the said Committee.

*Ordered*, That the said Resolution be communicated by Message to the House of Assembly.

A Message from the House of Assembly, by the Hon. Mr. Longworth.

“ House of Assembly, Thursday, February 21, 1862.

*Resolved*, That a Committee be appointed, to keep up a good Correspondence between the two branches of the Legislature, and to report their proceedings from time to time, with power to send for persons, papers, and records.

“ Ordered, That the Hon. Mr. Longworth, Mr. Douse, the Hon. Mr. Yeo, the Hon. Mr. Perry, the Hon. Mr. Coles, the Hon. Mr. Hensley, and Mr. Howat do compose the said Committee.

“ Ordered, That the said Resolution be communicated by Message to the Legislative Council.”

*Resolved*, That a Committee be appointed, to keep up a good Correspondence between the two branches of the Legislature, and to report their proceedings from time to time, with power to send for persons, papers, and records.

*Ordered*, That *Mr. Simpson, Mr. Forgan, and Mr. Palmer* do compose the said Committee.

*Ordered*, That the said Resolution be communicated, by Message, to the House of Assembly.

Adjourned until Monday next at Eleven o'clock.

---

**Monday, February 24, 1862.**

The Council met, pursuant to adjournment.

P R E S E N T .

*The Honorable Dr. Young, President.*

*The Hon. Mr. Walker,  
Mr. Bagnall,  
Mr. Forgan,  
Mr. Hutchinson,  
Mr. Johnson,  
Mr. Palmer,*

*The Hon. Mr. Simpson,  
Mr. Anderson,  
Mr. Ramsay,  
Mr. Gardiner,  
Mr. McLaren,  
Mr. Haszard.*

**PRAYERS.**

*Mr. Walker* informed the House that *Mr. Dingwell*, absent without leave, had just arrived from Newfoundland, and would attend in his place in a few days.

*Ordered*, That *Mr. Dingwell's* excuse be received.

*Mr. President* laid before the House a communication he had received from the President of the Charlottetown Reading Room, tendering the free use of the said Reading Room to Members of this House, during the present Session.

*Mr. President* also laid before the House a Letter received by him during the recess from E. W. Stafford, Esquire, Colonial Secretary of New Zealand, transmitting a copy of the Statistics of that Province for the year 1860.

*Ordered*, That the said documents do lie on the Table.

A motion being made,—

That the Order of the Day, for the House in Committee on the Address reported from the Special Committee appointed to prepare the draft of an Address in reply to the Speech of His Excellency the Lieutenant Governor, to both Houses, at the opening of the present Session, be discharged, and made the Order of the Day for to-morrow ;

The House divided on the motion :

CONTENTS, 5.

NON-CONTENTS, 6.

So it passed in the negative.

The Order of the Day was then read ; and thereupon,—

*Ordered*, That the said Address be now committed to a Committee of the whole House.

The House was then, according to order, adjourned during pleasure, and put into a Committee on the said Address.

After some time, the House was resumed ; and *Mr. Walker* reported that the Committee had gone through the Draft Address reported from the Special Committee, paragraph by paragraph, and had adopted the same without any amendment.

*Ordered*, That the said Address be engrossed.

*Mr. Ramsay*, from the Committee appointed to receive Tenders for printing and binding the Journal of this House for the present Session, reported that the Committee had received three Tenders, which are as follow, viz :

One from *Mr. John S. Bremner*, engaging to perform the work for Sixteen shillings and nine pence for every four pages, and to bind each copy for the sum of three shillings.

One from *Mr. Henry Cooper*, engaging to perform the work for the sum of sixteen shillings and sixpence per sheet of four pages, and to bind each copy for two shillings and ninepence ; and

One from *Mr. F. W. Hughes*, engaging to perform the work for the sum of sixteen shillings per sheet, and to bind the same for three shillings per copy.

*Resolved*, That *Mr. Hughes'* Tender be accepted, it being the lowest, and that the Contract be completed on or before the 1st day of November next.

*Mr. Johnson* moved,—

That a Committee be appointed, to receive Tenders for the publication of the proceedings and debates of this House, for the present Session, in the same form and style as those of last Session.

And the motion being seconded, and the question put thereon,

It passed in the negative.

*Resolved*, That this House do authorize the Reporter thereof to furnish a copy of his reports to the proprietor of any newspaper who may be desirous of publishing the same.

*Resolved*, That the postage on all letters and printed papers, both foreign and inland, to Members of this House, and the postage on the same, when inland only, from Members of this House, shall be charged to the Contingent Accounts of the House.

Adjourned until to-morrow, at Eleven o'clock.



**Tuesday, February 25, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. McLaren,</i>

**PRAYERS.**

The Address in answer to the Speech of His Excellency the Lieutenant Governor, at the opening of the present Session, as engrossed, was, on motion of *Mr. Johnson*, read a third time, and is as followeth:

*To His Excellency George Dundas, Esquire, Lieutenant Governor and Commander-in-Chief, in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY;     •

We, Her Majesty's dutiful and loyal subjects, the Legislative Council, in Parliament assembled, thank your Excellency for the Speech with which you have been pleased to open the present Session, and assure your Excellency that we shall give our best attention to the affairs of the Colony.

We receive with deep regret the announcement, made to us by your Excellency, of the irreparable loss sustained by Her Majesty, and the Nation of which we form a part, in the death of His Royal Highness the Prince Consort.

In common with Her Majesty's loyal subjects, in all parts of Her dominions, we sincerely mourn with our Most Gracious Sovereign this melancholy bereavement.

We are gratified to know that so many of the Acts passed last Session have received the Royal Allowance.

Any despatches laid before us by your Excellency, containing suggestions on the Acts not yet allowed, shall command our best attention.

We look confidently to great beneficial results to the trade of this Colony from the special confirmation by Her Majesty of the Act authorising the issue of Fishery Licenses to citizens of the United States.

We are much gratified to know that the Commissioners appointed to inquire into the Land Question have completed their laborious task, and that their Report has been forwarded to Her Majesty's Government; and we join with your Excellency in confident expectation that this Session of the Colonial Legislature will not be allowed to pass without receiving a communication from the Imperial Government on this all important subject, in which the people of this country are so much interested, and about which they are so deeply anxious.

We must, however, express our regret that the Award has not yet been received by your Excellency from His Grace the Secretary of State for the Colonies.

We hear with great satisfaction the proposal your Excellency has received from the Governor General of Canada, to establish a Reciprocal Free Trade among the British North American Provinces, and for an assimilation of their respective tariffs; and when your Excellency shall be pleased to lay before us the papers relating to the subject, they shall receive our most favorable consideration.

Invoking the Divine blessing to aid us in our deliberations, we trust they will result in the advancement and prosperity of the people of this Colony.

*Resolved*, That the Address do pass.

*Ordered*, That the said Address be presented to His Excellency by the whole House.

*Ordered*, That the said Committee who prepared the Draft Address be a Committee to wait on His Excellency, to know when he will be pleased to receive this House with their Address.

Adjourned until Monday next at Eleven o'clock.

## Wednesday, February 26, 1862.

The Council met, pursuant to adjournment.

PRESENT.

*The Honorable Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay;</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. McLaren.</i>

### PRAYERS.

*Mr. Johnson*, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive this House with their Address, reported

that they had waited upon His Excellency, and that he was pleased to say he would receive the Address at Twelve o'clock to-morrow.

*Ordered*, That *Mr. Gardiner* have leave to absent himself until Monday, the 10th March next.

Adjourned until to-morrow, at Eleven o'clock.

---

## Thursday, February 27, 1862.

The Council met, pursuant to adjournment.

P R E S E N T :

*The Honorable Dr. Young, President.*

*The Hon. Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,  
Mr. Johnson,  
Mr. Palmer,*

*The Hon. Mr. Simpson,  
Mr. Anuerson,  
Mr. Ramsay,  
Mr. McLaren,  
Mr. Haszard.*

### PRAYERS.

The House was adjourned during pleasure.

After some time, the House was resumed ; and

*Mr. President* reported that the House did this day wait upon His Excellency the Lieutenant Governor with their Address, in answer to His Excellency's Speech from the Throne, to which His Excellency was pleased to return the following answer :

*Mr. President and Honorable Gentlemen of the Legislative Council ;*

I thank you for your Address, and for the assurance it contains, that you will give your best attention to the affairs of the Colony.

You may rely on my desire to co-operate with you in all measures for the public good.

*Ordered*, That *Mr. Anderson*, have leave to absent himself until Monday the 10th March next.

Adjourned until to-morrow, at Eleven o'clock.

**Friday, February 28, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. McLaren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Simpson,</i>	

**PRAYERS.**

*Resolved,* That a Committee be appointed, to consider the propriety of establishing a Saving's Bank in this Island, and report thereon by Bill or otherwise.

*Ordered,* That *Mr. Palmer, Mr. Simpson,* and *Mr. Forgan* do compose the said Committee.

Adjourned until to-morrow, at Eleven o'clock.

---

**Saturday, March 1, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson.</i>
<i>Mr. Forgan,</i>	<i>Mr. Palmer,</i>
<i>Mr. Johnson,</i>	<i>Mr. Ramsay,</i>

**PRAYERS.**

*Mr. President* informed the House that *Mr. Bagnall* had tendered the resignation of his

seat, as a Member of this House, to His Excellency the Lieutenant Governor,—which resignation had been accepted by His Excellency.

*Mr. President* also informed the House, that he had received a letter from *Mr. Bagnall*, in which, in taking leave of the Legislative Council, he observes, “I feel it my duty, on this occasion, to assure you of the high consideration for yourself with which your courteous behaviour, in your capacity of President, has uniformly inspired me.”

*Mr. Palmer*, a Member of Her Majesty’s Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House the following Despatch from His Grace the Duke of Newcastle :—

(CIRCULAR.)

PRINCE EDWARD ISLAND.

*Downing Street, 16th Dec. 1861.*

SIR ;—It is with the deepest regret that I have to communicate to you the melancholy intelligence of the Death of His Royal Highness the Prince Consort.

His Royal Highness expired at Windsor Castle, on the night of the 14th instant, at 10 minutes before 11 o’clock, to the inexpressible grief of Her Majesty, the Royal Family, and the Nation.

I have, &c.

(Signed)

NEWCASTLE.

Lieut. Governor Dundas, &c., &c., &c.

*Mr. Palmer*, from the joint Committee of the Council and Assembly, appointed to prepare an Address of Condolence to Her Majesty the Queen, on the melancholy death of His Royal Highness the Prince Consort, presented the draft of an Address, as prepared by the Joint Committee.

Which said Address was then read by the Clerk as follows :—

TO THE QUEEN’S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN ;

We, your Majesty’s faithful subjects, the Legislative Council and House of Assembly of the Island Prince Edward, in Parliament convened, beg leave to approach your Throne with sentiments of loyalty and attachment to your Royal Person and Government.

It is with unfeigned sympathy that we tender to your Majesty our heartfelt condolence at the untimely death of His Royal Highness the Prince Albert, your Majesty’s illustrious and beloved Consort ; and it is our sincere prayer, that in this trying and inscrutable dispensation of Divine Providence your Majesty and your illustrious Family may secure all the comfort and consolation which the Almighty, in his benignity, can impart.

In common with your Majesty's devoted subjects throughout the Empire, we mourn the death of His Royal Highness, and deem this melancholy event to be a loss irreparable to the nation.

*Ordered*, That the said Address be agreed to.

A Message was brought from the House of Assembly, by the Hon. Mr. Gray :—

HOUSE OF ASSEMBLY, March 1, 1862.

*Resolved*, That a Committee be appointed join the Committee of the Legislative Council, to prepare an Address to His Excellency the Lieutenant Governor requesting that His Excellency will be pleased to transmit the Joint Address of Condolence of both Houses, to Her Majesty the Queen, on the melancholy death of His Royal Highness the Prince Consort.

*Ordered*, That the same Committee who prepared the Address to Her Majesty, be a Committee on the part of this House to prepare the Address to His Excellency.

*Ordered*, That the said Resolution be communicated by Message to the Legislative Council.

*Resolved*, That a Committee be appointed, to join the Committee of the House of Assembly to prepare the said Address to His Excellency the Lieutenant Governor.

*Ordered*, That the same Committee who prepared the Address to Her Majesty be a Committee on the part of this House to prepare the said Address to His Excellency, and also to wait upon His Excellency with the same.

*Ordered*, That the said Resolution be communicated by Message to the House of Assembly.

*Mr. Palmer*, from the Joint Committee of the Council and Assembly, appointed to prepare an Address to His Excellency the Lieutenant Governor, requesting His Excellency to be pleased to forward the Joint Address of Condolence to Her Majesty the Queen, on the melancholy death of His Royal Highness the Prince Consort, presented the draft of an Address, as prepared by the said Committee.

Which said Address was then read by the Clerk, as follows :—

*To His Excellency George Dundas, Esquire, Lieutenant Governor and Commander-in-Chief, in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY ;

We the Legislative Council and House of Assembly of Prince Edward Island, in Colonial Parliament convened, respectfully request your Excellency will be pleased to forward the accompanying Address of Condolence to our Gracious Majesty the Queen, upon the melancholy Death of His Royal Highness the Prince Consort, to be laid at the foot of the Throne.

*Ordered*, That the said Address be agreed to.

Adjourned until Monday next at Eleven o'clock.

---

**Monday, March 3, 1862.**

P R E S E N T :

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Forgan,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay.</i>
<i>Mr. Johnson,</i>	

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

---

**Tuesday, March 4, 1862.**

The Council met pursuant to adjournment.

P R E S E N T :

*The Honorable Dr. Young, President.*

<i>The Hon. Mr. Forgan,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. McLaren,</i>
<i>Mr. Simpson,</i>	<i>Mr. Haszard.</i>

**PRAYERS.**

*Mr. Palmer,* from the Joint Committee appointed to wait upon His Excellency the

Lieutenant Governor with the Address praying that His Excellency will be pleased to forward the Joint Address of both Houses to Her Majesty the Queen, on the melancholy Death of His Royal Highness the Prince Consort, reported the delivery thereof, and that His Excellency was pleased to say, he would forward the Address to Her Majesty.

*Mr. Palmer*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House a written Message, signed by His Excellency, which the House received standing.

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

### MESSAGE.

GEORGE DUNDAS, Lieutenant Governor.

The Lieutenant Governor transmits, for the information of the Legislative Council, copies of the following Despatches, Orders in Council, &c., from Her Majesty's Principal Secretary of State for the Colonies:—

No. 68.—April 10, 1861.—On the subject of an Act "to authorize Grants of the Shores of this Island."

Circular.—May 16, 1861.—Enclosing Proclamation of Neutrality, as regards War in the United States.

No. 72.—May 30, 1861.—In answer to Address of Condolence from the Legislative Council and House of Assembly, on the death of Her Royal Highness the Duchess of Kent.

Circular.—1st June, 1861.—On the subject of Hostilities in the United States of America.

No. 77.—July 10th, 1861.—Announcing that four Brass Guns and fifty Swords are to be sent out as a free gift to the Colony.

No. 80.—August 19th, 1861.—Refusing to submit, for Her Majesty's assent, "An Act to incorporate the Roman Catholic Bishop of Charlottetown in his Diocese."

No. 81.—August 29th, 1861.—Respecting an Act of the local Legislature (1861) "to provide for the organization of a Volunteer Force."

No. 82.—September 17th, 1861.—In answer to application for further supply of Arms for Volunteer Force.

Lieutenant Governor Dundas's answer thereto.

No. 83.—September 20, 1861.—Respecting an Act "to incorporate the Gulf Express and Telegraph Company."

Lieutenant Governor Dundas's answer thereto.

No. 92.—January 19th, 1862.—Leaving to its operation "An Act to incorporate the Gulf Express and Telegraph Company."

No. 85.—October 22, 1861.—Leaving to their operation thirty-one Acts of the local Legislature (1861).

No. 86.—October 22, 1861.—Specially confirming an Act of the local Legislature (1861).

No. 89.—December 5th, 1861.—Enclosing Order in Council specially confirming an Act (No. 1046) of the local Legislature (1861).

Circular.—December 10, 1861.—Enclosing copies of Orders in Council prohibiting exportation of Arms, &c., and of gunpowder, saltpetre, &c., &c.

February 1st, 1862.—Governor-General of Canada to Lieutenant Governor Dundas.

Proposal for establishment of Free Trade among the British Provinces of North America.



*Ordered*, That the said documents do lie on the Table.

(See Appendix, No. 1.)

*Mr. Palmer* also laid before the House the Accounts of the Colonial Treasurer for the year ending 31st January, 1862.

*Ordered*, That the said Accounts do lie on the Table.

The attention of the House having been called to the continued absence of the *Hon. Mr. Dingwell*, without leave ;

*Ordered*, That the Clerk of this House do write to *Mr. Dingwell*, requesting his immediate attendance.

Adjourned until to-morrow, at Eleven o'clock.

---

**Wednesday, March 5, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Forgan,  
Mr. Johnson,  
Mr. Simpson,  
Mr. Palmer,*

*The Hon. Mr. Ramsay,  
Mr. McLaren,  
Mr. Haszard.*

**PRAYERS.**

*Mr. Simpson*, from the Committee appointed to prepare and bring in a Bill to establish a Savings Bank in this Island, presented to the House a Bill, as prepared by the Committee.

The said Bill was read for the first time.

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

Adjourned until to-morrow, at Eleven o'clock.

---

## Thursday, March 6, 1862.

The Council met, pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,  
Mr. Johnson,  
Mr. Simpson,*

*The Hon. Mr. Palmer,  
Mr. Ramsay,  
Mr. McLaren.*

### PRAYERS.

*Mr. Palmer, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, presented to the House a copy of a Despatch from His Grace the Duke of Newcastle, dated "Downing Street, 4th February 1862," containing certain suggestions relative to the Bill "to change the Constitution of the Legislative Council, by rendering the same elective."*

*Ordered, That the said Despatch do lie on the Table.*

**(See Appendix, No. 2.)**

*Mr. Palmer also presented the Public Accounts for the past year, as arranged and classified by the Auditors, and the Accounts of the Public Lands Office for the same period.*

*Ordered, That the said Documents do lie on the Table.*

The Bill to establish a Savings Bank in Prince Edward Island was, according to order, read a second time.

*Ordered, That the said Bill be now committed to a Committee of the whole House.*

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

After some time, the House was resumed ; and

*Mr. Simpson* reported that the Committee had gone through the Bill, and agreed to the same without any amendment.

*Ordered*, That the said Bill be engrossed.

A Message from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled " An Act for the Naturalization of Aliens," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Ordered*, That *Mr. Simpson* have leave to absent himself until Tuesday next.

*Ordered*, That *Mr. Ramsay* have leave to absent himself until Thursday next.

Adjourned until to-morrow, at Eleven o'clock.

---

## Friday, March 7, 1862.

The Council met pursuant to adjournment.

PRESENT:

*The Honorable Dr. Young, President.*

*The Hon. Mr. Walker,*

*Mr. Forgan,*

*Mr. Hutchinson,*

*The Hon. Mr. Johnson,*

*Mr. McLaren,*

*Mr. Haszard.*

### PRAYERS.

*Resolved*, That a Select Committee be appointed, to whom shall be referred all petitions relating to Education,—to examine the same and report thereon to the House.

*Ordered*, That *Mr. Johnson*, *Mr. Walker*, and *Mr. Haszard* do compose the said Committee.

*Resolved*, That a Select Committee be appointed, to whom shall be referred all Petitions

relating to Agriculture,—to examine the same and report thereon to the House.

*Ordered*, That *Mr. Simpson*, *Mr. Haszard*, and *Mr. Hutchinson* do compose the said Committee.

*Resolved*, That a Select Committee be appointed, to whom shall be referred all petitions relating to Paupers,—to examine the same and report thereon to the House.

*Ordered*, That *Mr. McLaren*, *M. Ramsay*, and *Mr. Anderson* do compose the said Committee.

*Resolved*, That a Special Committee be appointed, to whom shall be referred all petitions relating to Miscellaneous Subjects,—to examine the same and report thereon to the House.

*Ordered*, That *Mr. Hutchinson*, *Mr. Johnson*, and *Mr. Palmer* do compose the said Committee.

*Mr. Hutchinson*, by leave, presented a petition of Samuel William Mitchell, late Keeper of the Lunatic Asylum, setting forth certain alleged claims upon the Government of this Island, amounting to £43 19s. 10<sup>d</sup>., and praying a grant for that amount.

*Ordered*, That the said petition be referred to the Special Committee appointed to examine and report on all petitions relating to Miscellaneous Subjects.

*Ordered*, That the Bill intituled “An Act for the naturalization of Aliens” be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Walker* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive the same.

*Ordered*, That the Report be now received ; and

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

"Folio 2, lines 5 and 6.—"Strike out "between the hours of nine o'clock in the forenoon and two o'clock in the afternoon," and insert "during the Term or Terms thereof."

*Ordered*, That the said amendment be engrossed.

The Bill to establish a Savings Bank in Prince Edward Island, as engrossed, was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

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

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to amend the Act to provide for the organization of a Volunteer Force for the defence of this Island," to which they desire the concurrence of this House.

The said Bill was read for the first time.

Adjourned until Monday next, at Eleven o'clock.

---

**Monday, March 10, 1862.**

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,*

*The Hon. Mr. Johnson,  
Mr. Haszard.*

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

**Tuesday, March 11, 1862.**

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,                      The Hon. Mr. Johnson,*  
*Mr. Hutchinson,*

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

**Wednesday, March 12, 1862**

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Forgan,                      The Hon. Mr. Gardiner.*  
*Mr. Johnson,*

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

**Thursday, March 13, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Dingwell,                      The Hon. Mr. Mr. Johnson*  
*Mr. Walker,                                      Mr. Gardiner*  
*Mr. Forgan,                                      Mr. Haszard*  
*Mr. Hutchinson,*

**PRAYERS.**

*Mr. Forgan*, from the Committee appointed to examine into and report upon such Laws as have expired, or are near expiring, presented to the House the Report of the Committee,— which report being again read by the Clerk, was agreed to by the House, and is as followeth :—

Your Committee appointed to examine what Laws have expired, or are near expiring, submit that,—

The Act, 7th William 4th, Cap. 22, intituled “ An Act for establishing the standard weight of Grain and Pulse, and for the appointment of officers for measuring and weighing the same,” (continued by 11th Vic., Cap. 24,) expired at the end of the Session of the Year 1859.

The Act of the 3rd Vic., Cap 12, intituled “ An Act to regulate the floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and lesser streams in this Island,” which was continued by the Act of 15 Vic. Cap. 2, will expire at the end of the present Session.

The Act, 15th Vic., Cap. 39, intituled “ An Act to Incorporate the Grand Division and Subordinate Divisions of the Order of the Sons of Temperance in Prince Edward Island,” will expire on the 3rd day of April next.

The Act, 19th Vic., Cap. 1, intituled “ An Act for raising a Revenue,” (continued with certain exceptions by 24th Vic., Cap. 6,) will expire on the 1st day of May next; and

An Act, 24th Vic., Cap. 6, intituled “An Act for Raising a Revenue,” will also expire on the 1st day of May next.

WILLIAM FORGAN.

Legislative Council, March 6, 1862.

The Bill intituled “ An Act for the naturalization of Aliens,” as amended, was, on motion, read for the third time.

*Resolved*, That the Bill, as amended, do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with an amendment to which they desire their concurrence.

*Ordered*, That the Bill intituled “ An Act to amend the Act to provide for the organization of a Volunteer Force for the defence of this Island,” be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

*Mr. Johnson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. President*,—A Petition of the Grand and Subordinate Divisions of the Sons of Temperance, praying that the Act, 15th Vict., Cap 39, to Incorporate the Grand and Subordinate Divisions of the Order of the Sons of Temperance in Prince Edward Island, about to expire, may be renewed and continued in force for a further period of ten years.

*Ordered*, That the said petition be referred to the Select Committee appointed to report on all petitions relating to Miscellaneous Subjects.

By *Mr. Hutchinson*,—A petition of Mary Kelly, of Charlottetown, widow, praying relief.

By *Mr. Forgan*,—A petition of Margaret Morrison, Bonshaw, widow, praying relief.

*Ordered*, That the said petitions be referred to the Select Committee appointed to report on all petitions relating to paupers.

Adjourned until to-morrow, at Eleven o'clock.

---

## Friday, March 14, 1862.

The Council met pursuant to adjournment.

### PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Dingwell,  
Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,*

*The Hon. Mr. Johnson  
Mr. Gardiner  
Mr. Haszard*

### PRAYERS.

*Ordered*, That *Mr. Dingwell* have leave to absent himself until Saturday the 29th inst.

Pursuant to the Order of the day, the Bill intituled "An Act to amend the Act to provide



for the organization of a Volunteer Force for the defence of this Island" was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be send down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill without any amendment.

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. Walker*—of the inhabitants of Souris, Bay Fortune, Rollo Bay, and the North and South sides of East Point, praying this House to concur in any grant which the House of Assembly may deem proper, in aid of the extension of the Breakwater on the eastern side of Souris harbor; and of Charles Stewart Hunt, of St. Eleanor's, praying that this House will concur with the House of Assembly in granting him remuneration for certain sums of money paid and services rendered by him as Deputy Sheriff of Prince County, in the years 1859–61.

*Ordered*, That the said petitions be referred to the Select Committee appointed to report on all petitions relating to Miscellaneous Subjects.

A petition of Elizabeth McCann, widow, and of John Valley, labourer, severally praying for relief.

*Ordered*, That the said petition be referred to the Special Committee appointed to report on all petitions relating to paupers.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to continue the several Acts therein mentioned ;"

Also, a Bill intituled "An Act for establishing the standard weight of Grain and Pulse, and for the appointment of officers for measuring and weighing the same,"—to each of which they desire the concurrence of this House.

The said Bills were severally read for the first time.

Adjourned until Monday next, at Eleven o'clock.

**Monday, March 17, 1862.**

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Johnson,                      The Hon. Mr. Ramsay.*

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

---

**Tuesday, March 18, 1862.**

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,                      The Hon. Mr. Ramsay.*  
*Mr. Johnson,*

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

**Wednesday, March 19, 1862**

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,*

*Mr. Forgan,*

*Mr. Hutchinson,*

*The Hon. Mr. Johnson,*

*Mr. Ramsay.*

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

**Thursday, March 20, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,*

*Mr. Forgan,*

*Mr. Hutchinson,*

*Mr. Johnson,*

*The Hon. Mr. Palmer,*

*Mr. Ramsay,*

*Mr. Gardiner,*

*Mr. Haszard.*

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. Palmer*—of the Rev. William Ross, and divers members and adherents of the Presbyterian Church, Brookfield, Lot 33, praying for an Act of incorporation.

By *Mr. Haszard*—of divers inhabitants of Orwell and vicinity, complaining of the present mode of weighing grain, suggesting that the standard weight of oats may be reduced to thirty-

four pounds per bushel, &c., and praying for a pecuniary grant to give effect to the various suggestions and recommendations of the petitioners.

*Ordered*, That the said petitions do lie on the Table.

*Ordered*, That the Bill intituled "An Act to continue the several Acts therein mentioned" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

*Mr. Walker* reported that the Committee had gone through the said Bill, and had directed him to report the same to the House without any amendment.

*Mr. Palmer*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House,—

1. Copy of a Despatch from His Grace the Duke of Newcastle to His Excellency the Lieutenant Governor, dated "Downing Street, 7th February, 1862," transmitting a copy of the Report of the Commissioners appointed to inquire into the Land Tenures of Prince Edward Island."

**(See Appendix No. 3.)**

2. Copy of the Warrant Book for the past year.

3. Copy of the Blue Book for the year 1860.

*Ordered*, That the said documents do lie on the Table.

*Ordered*, That the Bill intituled "An Act for establishing the Standard weight of Grain and Pulse, and for the appointment of officers for measuring and weighing the same," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed, and

*Mr. Ramsay* reported, from the said Committee, that they had taken the Bill into considera

tion, had made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by Mr. Holm, with a Bill intituled "An Act to incorporate the Minister and Trustees of the Presbyterian Church, Brookfield, Township Number Twenty-three," to which they desire the concurrence of this House.

The said Bill was read for the first time.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, to return the Bill intituled "An Act for the Naturalization of Aliens," and to acquaint this House that they have agreed to the amendment made by the Legislative Council to the said Bill, without any amendment.

Also, with a Bill intituled "An Act relating to limited Partnerships," to which they desire the concurrence of this House.

The said Bill was read for the first time.

*Ordered*, That the House do now resolve itself into a Committee of the whole, on the further consideration of the Bill intituled "An Act for establishing the Standard weight of Grain and Pulse, and for the appointment of officers for measuring and weighing the same."

The House, according to order, resolved itself into the said Committee.

After some time, the House was resumed ; and

*Mr. Ramsay* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive the same.

*Ordered*, That the Report be now received ; and

The said amendment was then read by the Clerk as follows :—

Folio 2, line 2.—Strike out "Avoirdupoise," and after "pounds," in line 7, same folio, insert "all such weights shall be Avoirdupoise."

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to.

*Ordered*, That the said amendment be engrossed.

Adjourned until to-morrow, at Eleven o'clock.

**Friday, March 21, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,  
Mr. Johnson,*

*The Hon. Mr. Palmer,  
Mr. Ramsay,  
Mr. Gardiner  
Mr. Haszard.*

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. Palmer*—of W.C. Bourke, praying this House to concur with the House of Assembly in granting him pecuniary aid to enable him to put a new Steamboat on the Hillsborough, to ply between Charlottetown and Mount Stewart Bridge ; of W. C. Bourke and Henry Pope Welsh, proprietors of Charlottetown Ferry, praying that this House will concur with the House of Assembly in granting them such pecuniary aid as will compensate them for the services of an extra Steamer placed on said Ferry last Summer, in lieu of the Sailboat required in terms of their contract, for the greater accommodation of the public.

By *Mr. Gardiner*—of the inhabitants of Middleton and vicinity, Lot 27, praying for the establishment of a Post Office at that place.

By *Mr. Ramsay*—of W. B. Dean and others praying for the establishment a Court for the recovery of small debts at Casqumpec Cross-roads, Lot 4.

By *Mr. Walker*—of John Preston, Tignish, Tavern-keeper, setting forth that petitioner was convicted, before Nicholas Conroy, Esq., J.P., in October, 1860, and fined Five Pounds, for retailing spirituous liquors without license, and that, at the same time, Mr. Hunt, J.P., laid the case before the Grand Jury, and petitioner was again fined for the same offence, and praying redress.

By *Mr. Palmer*—of Mary Donnelly, widow ;

By *Mr. Johnson*—of Mary Ann Shea, widow ; and of Mary Connely ;

By *Mr. Hutchinson*—of Mary Martin, widow ;

By *Mr. Walker*—of Nancy McRory,—all praying relief.

*Ordered*, That the said petitions be referred to the Select Committee appointed to report on all petitions, relating to Paupers.

The Bill intituled “ An Act to continue the several Acts therein mentioned ” was on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill without any amendment.

The Bill intituled “ An Act for establishing the Standard weight of Grain and Pulse, and for the appointment of officers for measuring and weighing the same,” as amended, was, on motion read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed the said Bill, with an amendment to which they desire the concurrence of the House of Assembly.

*Ordered*, That the Bill intituled “ An Act to incorporate the Minister and Trustees of the Presbyterian Church, Brookfield, Township Number Twenty-three,” be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Palmer*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

*Ordered*, That the Report be now received.

The said amendments was then read by the Clerk as follows :—

Folio 8, line 9.—Strike out “as well” and insert “the whole.”  
 Same folio, line 10.—Strike out “as,” and insert “or.”

*Ordered*, That the said amendments be engrossed.

Adjourned until Monday next, at Eleven o'clock.

---

## Monday, March 24, 1862.

The Council met pursuant to adjournment.

P R E S E N T :

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. President*—of divers holders of marsh land, resident near Mount Stewart, praying that a remedy may be provided for the depredations of cattle, &c., upon marsh lands in the winter season.

*Ordered*, That the said petition do lie on the table.

By *Mr. Hutchinson*—of the City Council of Charlottetown, praying that a law may be passed authorising the Executive Government to guarantee the payment of the Debentures to be granted by the City for the sum requisite for the erection of a market-house.

*Ordered*, That the said petition be referred to the Select Committee appointed to report on all petitions relating to Miscellaneous subjects.

By *Mr. Walker*—of Mary Mullins, widow, praying relief.

*Ordered*, That the said petition be referred to the Special Committee appointed to report on all petitions relating to paupers.



The Bill intituled "An Act to incorporate the Minister and Trustees of the Presbyterian Church, Brookfield, Township Number Thirty-three," as amended, was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with several amendments to which they desire the concurrence of the House of Assembly.

*Ordered*, That the Bill intituled "An Act relating to limited Partnerships" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

*Mr. Johnson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

Adjourned until to-morrow, at Eleven o'clock.

---

**Tuesday, March 25, 1862.**

The Council met pursuant to adjournment.

P R E S E N T :

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,*

*The Hon. Mr. Palmer,*

*Mr. Forgan,*

*Mr. Simpson,*

*Mr. Hutchinson,*

*Mr. Ramsay,*

*Mr. Johnson,*

*Mr. Gardiner,*

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. Gardiner*—of A. C. Bickford, unlicensed Teacher, praying for remuneration for his services as such during the past year.

By *Mr. Haszard*—of Lucretia Pringle, Teacher of the Female department in the Normal School, praying for an additional allowance for her services as such.

*Ordered*, That the said petitions be referred to the Select Committee appointed to report on all petitions relating to Education.

By *Mr. Gardiner*—of Newton Lee, of St. Eleanor's, praying relief.

*Ordered*, That the said petition be referred to the Select Committee appointed to report on all petitions relating to Paupers.

*Mr. President* laid before the House the Twelfth Annual Report of the Medical Superintendent of the Lunatic Asylum.

*Ordered*, That the said document do lie on the Table.

**(See Appendix No. 4.)**

The Bill intituled "An Act relating to limited Partnerships" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly, and acquaint them that the Legislative Council have passed the said Bill without any amendment.

*Mr. President* called the attention of the House to the absence without leave of the *Hons. Messrs. Anderson* and *McLaren*.

Whereupon it was,—

*Resolved*, That the Clerk of this House be directed to write to their Honors, desiring their immediate attendance upon their legislative duties.

*Ordered*, That *Mr. Palmer*, be added to the Joint Committee appointed to take charge of the Government House and Public Furniture, in the room of the *Mr. Swabey*, absent from the Island.

*Ordered*, That *Mr. Johnson* be also added to the said Committee, in the room of *Mr. Hutchinson*, who resigned, declining serving on the Committee.

*Ordered*, That *Mr. Palmer* be added to the Joint Committee appointed to take charge of the Legislative Library, in the room of *Mr. Swabey*, absent from the Island.

Adjourned until to-morrow, at Eleven o'clock.

## Wednesday, March 26, 1862

The Council met, pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Forgan,*

*The Hon. Mr. Simpson,*

*Mr. Hutchinson,*

*Mr. Ramsay.*

*Mr. Johnson,*

*Mr. Gardiner,*

*Mr. Palmer,*

*Mr. Haszard.*

### PRAYERS.

The following Petitions were presented to the House, and the same were severally received and read, viz:—

By *Mr. Simpson*—of Denis Desmond, Postmaster, Souris, praying for an increase of salary.

By *Mr. President*—of Trustees of the Lunatic Asylum, for an additional grant in aid of that Institution.

*Ordered*, That the said petitions be referred to the Committee appointed to report on all petitions relating to Miscellaneous subjects.

By *Mr. Ramsay*—of Inhabitants of Georgetown, praying for a pecuniary grant in aid of the erection of a School-house in said town.

*Ordered*, That the said petition be referred to the Committee appointed to report on all petitions relating to Education.

*Mr. Palmer*, a member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

The Accounts of the Collector of Impost and Excise for Charlottetown, and the Accounts of Impost and Excise for the several Out-ports in this Island, Light Duty Accounts, &c., for the year ending 31st December, 1861.

*Ordered*, That the said documents do lie on the Table.

The House was adjourned during pleasure.

After some time, the House was resumed.

His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c., having come to the Council Chamber, and being seated, the Gentleman Usher of the Black Rod received His Excellency's commands to desire the attendance of the House of Assembly immediately in the Council Chamber.

Who being come, with their Speaker,—

The Clerk of this House read the Title of the Bill to be passed as follows :—

“ An Act to amend the Act to provide for the organization of a Volunteer Force for the defence of this Island.”

Assent to this Bill was pronounced by His Excellency the Lieutenant Governor, in the words following :—

“ In Her Majesty's name, I assent to this Bill.”

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

*Mr. Johnson* presented the draft of a Bill intituled “ An Act to promote Vaccination.”

The said Bill was read for the first time.

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

Adjourned until to-morrow, at Eleven o'clock.

**Thursday, March 27, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Forgan,*

*The Hon. Mr. Ramsay,*

*Mr. Hutchinson,*

*Mr. Gardiner,*

*Mr. Johnson,*

*Mr. Haszard.*

*Mr. Simpson,*

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. President*—of Alexander Smith, praying relief.

*Ordered,* That the said petition be referred to the Select Committee appointed to report on all petitions relating to Paupers.

Pursuant to the Order of the Day, the Bill intituled “ An Act to promote Vaccination ” was read a second time.

*Ordered,* That the said Bill be committed to a Committee of the whole House presently.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

*Mr. Forgan,* from the said Committee, reported that they had taken the Bill into consideration, had made some progress therein, and had directed him to ask leave to sit again.

*Ordered,* That the Committee have leave to sit again to-morrow.

Adjourned until to-morrow, at Eleven o'clock.

**Friday, March 28, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President;*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Palmer,</i>	

**PRAYERS.**

The following Petition was presented to the House, and the same was received and read, viz :—

By *Mr. President*—of Members of Victoria Lodge, No. 383, Free and Accepted Masons, of Charlottetown, praying for an Act of Incorporation for said Lodge.

*Ordered,* That the said petition do lie on the table.

Pursuant to the Order of the Day, the House was adjourned during pleasure, and put into a Committee of the whole, on the further consideration of the Bill intituled “ An Act to promote Vaccination.”

After some time spent therein, the House was resumed ; and

*Mr. Forgan,* from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

*Ordered,* That the Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland; with a Bill intituled “ An Act to Incorporate the Minister and Trustees of the Presbyterian Church, Bedeque ;” and a Bill intituled “ An Act to regulate the proof of certain Documents in Actions wherein Foreign Corporations, doing business in this Island, are parties,”—to each of which they desire the concurrence of the Legislative Council.

The said Bills were severally read for the first time.

The House was, according to order, adjourned during pleasure, and put into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to promote Vaccination."

After some time spent therein, the House was resumed; and

*Mr. Forgan*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, to return the Bills intituled as follow, viz: An Act to incorporate the Minister and Trustees of the Presbyterian Church, Brookfield, Township Number Twenty-three," and "An Act for establishing the standard weight of Grain and Pulse, and for the appointment of Officers for measuring and weighing the same;" and to acquaint this House that they have agreed to the amendments made by the Legislative Council to the said Bills without any amendment.

The House was, according to Order, adjourned during pleasure, and put into a Committee of the whole to resume the consideration of the Bill intituled "An Act to promote Vaccination."

After some time, the House was resumed; and

*Mr. Forgan*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again on Monday next.

Adjourned until Monday next, at Eleven o'clock.

---

## Monday, March 31, 1862.

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,  
Mr. Johnson,*

*The Hon. Mr. Palmer,  
Mr. Simpson,  
Mr. Ramsay,  
Mr. Haszard.*

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. Hutchinson*—of divers Inhabitants of Charlottetown and vicinity, praying that this House will concur with the House of Assembly in any appropriation that may be made by them in favor of the Aboriginal inhabitants of this Island.

By *Mr. President*—of divers friends of temperance in this Island, praying that the whole system at present in operation for the sale of intoxicating liquors may be revised, and that a law may be passed to remedy the evils complained of, the prevention of which would largely contribute to social comfort and to public and private economy, and enhance the interests of morality and religion.

*Ordered*, That the said petitions do lie on the table.

Pursuant to the Order of the Day, the Bill intituled “ An Act to Incorporate the Minister and Trustees of the Presbyterian Church, Bedeque,” was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Johnson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill intituled “ An Act to regulate the Proof of certain Documents in actions wherein Foreign Corporations doing Business in this Island are parties ” was read for the second time

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Palmer*, from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again to-morrow.

Adjourned until to morrow, at Eleven o'clock.



**Tuesday, April 1, 1862.**

The Council met pursuant to adjournment.

P R E S E N T :

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Palmer,</i>	<i>Mr. Haszard.</i>

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. Walker*—of divers inhabitants interested in the fishing or shipping business, praying for a grant to maintain a Light at the North Cape of this Island.

*Ordered,* That the said petition be referred to the Committee appointed to report on all petitions relating to Miscellaneous subjects.

Pursuant to the Order of the Day, the Bill intituled “ An Act to Incorporate the Minister and Trustees of the Presbyterian Church, Bedeque,” was read for the third time.

*Resolved,* That the Bill do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill without any amendment.

Pursuant to the Order of the Day, the House was adjourned during pleasure, and put into a Committee of the whole on the Bill intituled “ An Act to promote Vaccination.”

After some time, the House was resumed ; and

*Mr. Simpson,* from the said Committee, reported that they had gone through the Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

*Ordered*, That the Report be now received ; and

The said amendments being then twice read by the Clerk, and the question of concurrence put on each, they were severally agreed to.

*Ordered*, That the said Bill, as amended, be engrossed.

Adjourned until to-morrow, at Eleven o'clock.

---

## Wednesday, April 2, 1862.

The Council met, pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Forgan,</i>	<i>The Hon. Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Simpson,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

At half-past Twelve o'clock, the names were taken down as follow :

*The Honorable Dr. Young.*

<i>The Hon. Mr. Johnson,</i>	<i>The Hon. Mr. Ramsay,</i>
<i>Mr. Simpson,</i>	<i>Mr. Gardiner.</i>
<i>Mr. Anderson,</i>	

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o'clock.

**Thursday, April 3, 1862.**

The Council met, pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Palmer,</i>	<i>Mr. McLaren.</i>

**PRAYERS.**

*Mr. McLaren*, in his place, apologized for his recent absence from his legislative duties, without permission of this House.

*Ordered*, That *Mr. McLaren's* excuse be received.

The following Petitions were presented to the House, and the same were severally received and read, viz :—

By *Mr. Anderson*—of the Trustees of the Old Town Road School, praying a grant in aid of said school.

By *Mr. McLaren*—of Trustees of the Minor School-district, Darrynean, Lot 66, praying a grant to remunerate the teacher of said school for his services during the past year.

*Ordered*, That the said petitions be referred to the Select Committee appointed to report on all petitions relating to Education.

By *Mr. Simpson*—of inhabitants of Townships Nos. 1 and 2, praying for an alteration in the existing Small Debt Act.

By *Mr. Gardiner*—of inhabitants of Bedeque ; of Port Hill and vicinity ; of inhabitants of Prince County ; and of inhabitants of New London,—all praying for certain alterations in the existing Small Debt Act.

*Ordered*, That the said petitions do lie on the table.

*Ordered*, That the Bill intituled “An Act to regulate the proof of certain documents in Actions wherein Foreign Corporations, doing business in this Island, are parties,” be now re-committed to a Committee of the whole House.

The House was then adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Palmer*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same with several amendments, and an alteration of the Title, which he was ready to submit whenever the House would be pleased to receive the same.

*Ordered*, That the Report be now received ; and

The said amendments were then read by the Clerk, as follows :—

Folio 1, lines 6, 10, 16.—Strike out “ Foreign.”

Folio 2, lines 2, 15.—Strike out “ Foreign.”

Same folio, line 17.—Strike out “ in this Island,” and insert “ therein,” not being established or incorporated within this Island, and.”

Folio 3, lines 6, 12.—Strike out “ Foreign.”

*In the Title*—Strike out “ Foreign.”

The said amendments being read a second time, and the question of concurrence put thereon, they were agreed to.

*Ordered*, That the said amendments be engrossed.

*Mr. Palmer* moved, seconded by *Mr. Johnson*,—

That a Special Messenger be sent to the Hon. Mr. Dingwell, a Member of this House, absent without leave, to require his immediate attendance, and that the expense thereof be defrayed by Mr. Dingwell.

The House divided on the motion :

CONTENTS, 6.

NON-CONTENTS, 5.

So it was carried in the affirmative ; and

*Ordered* accordingly.

Adjourned until to-morrow, at Eleven o'clock.

**Friday, April 4, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Palmer,</i>	<i>Mr. McLaren.</i>

**PRAYERS.**

The following Petition was presented to the House, and the same was received and read, viz :—

By *Mr. Palmer*—of Annie Scantlebury, teacher of a free female school in Charlottetown, praying compensation for her services, as such, for the past quarter.

*Ordered,* That the said petition be referred to the Committee appointed to report on all petitions relating to Education.

*Ordered,* That the Bill intituled “An Act to promote Vaccination,” as engrossed, be now read for the third time.

The said Bill was, according to Order, read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the Clerk do go down to the House of Assembly and acquaint that House that the Legislative Council have passed this Bill, to which they desire their concurrence.

*Ordered,* That the Bill intituled “An Act to regulate the proof of certain documents in Actions wherein Foreign Corporations, doing business in this Island, are parties,” as amended, be now read for the third time.

The said Bill was, according to order, read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House

that the Legislative Council have passed the said Bill with certain amendments, and an alteration in the Title, to which they desire the concurrence of the House of Assembly.

*Mr. Palmer*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House a Copy of the Estimates for the services of the current year.

*Ordered*, That the said document do lie on the Table.

Adjourned until to-morrow, at Eleven o'clock.

---

## Saturday, April 5, 1862.

The Council met, pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Forgan,</i>	<i>The Hon. Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. McLaren,</i>
<i>Mr. Simpson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Anderson,</i>	

### PRAYERS.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labour and the Expenditure of Public Moneys on the Highways;" and a Bill intituled "An Act to incorporate the Minister and Trustees of the Presbyterian Church at Elliot River, Township Number Sixty-five,"—to each of which they desire the concurrence of the Legislative Council.

The said Bills were severally read for the first time.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to incorporate Victoria Lodge, No. 383, R. S., of Free and Accepted

Masons of Charlottetown in Prince Edward Island,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

Adjourned until Monday next, at 11 o'clock.

## Monday, April 7, 1862.

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Dingwell,*

*The Hon. Mr. Simpson,*

*Mr. Walker,*

*Mr. Anderson,*

*Mr. Forgan,*

*Mr. Ramsay,*

*Mr. Hutchinson,*

*Mr. Gardiner,*

*Mr. Johnson,*

*Mr. McLaren.*

*Mr. Palmer,*

*Mr. Haszard.*

### PRAYERS.

*Mr. Dingwell*, in his place, stated that severe domestic affliction, and other unforeseen circumstances, had caused his recent absence from his legislative duties without leave of this House.

And thereupon,—

*Resolved*, That *Mr. Dingwell's* excuse be deemed satisfactory, and that that part of the Order of this House of Thursday last, requiring *Mr. Dingwell* to defray the expense of the Special Messenger therein mentioned be rescinded, and that the said expense be charged to the Contingent Account of the present Session.

*Ordered*, That the Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labor, and the expenditure of Public Moneys on the Highways," be now read for the second time.

The said Bill was, according to Order, read a second time.

The House was then, on motion, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Johnson*, from the said Committee, reported that they had taken the Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Ordered*, That the second reading of the said Bill be made the Order of the Day for Wednesday next.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labour, and the Expenditure of Public Moneys on the Highways."

After some time, the House was resumed ; and

*Mr. Johnson*, from the said Committee reported that they had taken the Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the Committee have leave to sit again to-morrow.

*Ordered*, That there be a Call of the House on Wednesday next.

Adjourned until to-morrow, at Eleven o'clock.

---

## Tuesday, April 8, 1862.

The Council met, pursuant to adjournment.

P R E S E N T :

*The Hon. Dr. Young, President.*

*The Hon. Mr. Dingwell,  
Mr. Walker,  
Mr. Forgan,  
Mr. Hutchinson,  
Mr. Johnson,  
Mr. Palmer,*

*The Hon. Mr. Simpson,  
Mr. Anderson,  
Mr. Ramsay,  
Mr. Gardiner,  
Mr. McLaren,  
Mr. Haszard.*



**PRAYERS.**

Pursuant to the Order of the Day, the House was adjourned during pleasure, and put into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labor and the expenditure of Public Moneys on the Highways."

After some time, the House was resumed ; and

*Mr. Johnson*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the Report of the Committee be received, and leave granted.

*Mr. Johnson* also reported that the Committee recommend that a Conference be desired with the House of Assembly on the subject-matter of the said Bill.

It was thereupon moved and seconded,—

That a Conference be desired with the House of Assembly on the subject-matter of the Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labor and the expenditure of Public Moneys on the Highways," and that the managers on the part of this House be the *Hon. Mr. Walker*, the *Hon. Mr. Johnson*, and the *Hon. Mr. Simpson*,—to meet in the Conference Room to-morrow, at one o'clock.

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

*Ordered*, That the foregoing Resolution be communicated by Message to the House of Assembly.

Pursuant to the Order of the Day, the Bill intituled "An Act to incorporate the Minister and Trustees of the Presbyterian Church at Elliot River, Township Number Sixty-five," was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr Ramsay*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill intituled "An Act to incorporate Victoria Lodge, No. 383, R. S., of Free and Accepted Masons, of Charlottetown, in Prince Edward Island," was read a second time.

*Ordered*, That the said Bill be now referred to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Hutchinson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

Adjourned until to-morrow, at Eleven o'clock.

---

## Wednesday April 9, 1862.

The Council met, pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Dingwell,*

*Mr. Walker,*

*Mr. Forgan,*

*Mr. Hutchinson,*

*Mr. Johnson,*

*Mr. Palmer,*

*The Hon. Mr. Simpson,*

*Mr. Anderson,*

*Mr. Ramsay,*

*Mr. Gardiner,*

*Mr. McLaren,*

*Mr. Haszard.*

### **PRAVERS.**

Pursuant to the Order of the Day, the Bill intituled "An Act to incorporate the Minister and Trustees of the Presbyterian Church at Elliot River, Township Number Sixty-five," was read a third time.

*Resolved*, That the Bill do pass.

Pursuant to the Order of the Day, the Bill intituled "An Act to incorporate Victoria Lodge, No. 383, R. S., of Free and Accepted Masons, of Charlottetown, in Prince Edward Island," was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly and acquaint that House that the Legislative Council have passed these Bills without any amendment.

*Mr. Palmer*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House copies of the following Despatches from His Grace the Duke of Newcastle, viz :—

1. Despatch (No. 96,) dated "Downing Street, 21st March, 1862," relative to the remuneration of the Royal Commissioners appointed to settle the Land Question.

2. Despatch (No. 97), dated "Downing Street, 21st March, 1862," on the subject of the Appendix to the Report of the Royal Commissioners.

*Ordered*, That the said Documents do lie on the Table.

**(See Appendix No. 5.)**

Pursuant to the Order of the Day of Monday last, the House was called :—

PRESENT :

The Hon. Mr. *President*,  
 Mr. *Dingwell*,  
 Mr. *Walker*,  
 Mr. *Forgan*,  
 Mr. *Hutchinson*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *Ramsay*,  
 Mr. *Gardiner*,  
 Mr. *McLaren*,  
 Mr. *Haszard*.

ABSENT :

The Hon. Mr. *Swabey*.

Pursuant to the Order of the Day the Bill intituled "An Act to change the Constitution of the Legislative Council by rendering the same elective," was read a second time.

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

Mr President ;

The House of Assembly do agree to a Conference, as is desired by the Legislative Council, on the Bill intituled " An Act to consolidate and amend the Laws relating to Statute Labour and the expenditure of public moneys on the Highways," and have appointed the Hon. Mr. Longworth, the Hon. Mr. Haviland, Mr. Davies, Mr. John Yeo, the Hon. Mr. Pope, and Mr. Beer a Committee to manage the said Conference.

A Message was brought from the House of Assembly, by the Hon. Mr. Hensley, with a Bill intituled " An Act to further alter and amend the Laws regulating the sale by License of Spirituous Liquors,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

The House was informed that the Managers for the House of Assembly were ready in the Conference Room, on the subject-matter of the Bill intituled " An Act to consolidate and amend the Laws relating to Statute Labor, and the expenditure of public moneys on the Highways."

The names of the Managers for this House were then called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed ; and

*Mr. Johnson* reported that the Managers for this House had met the Managers for the House of Assembly at the Conference, which on their part was managed by the Hon. Mr. Longworth and others, and had complied with the instructions given them by this House.

A Message was brought from the House of Assembly by the Hon. Mr. Gray, with a Bill intituled " An Act to give effect to the Report of the Commissioners on the Land Question," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

Adjourned until to-morrow, at Eleven o'clock.

**Thursday, April 10, 1862.**

The Council met, pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

*The Hon. Mr. Dingwell,*

*Mr. Walker,*

*Mr. Forgan,*

*Mr. Hutchinson,*

*Mr. Johnson,*

*Mr. Palmer,*

*The Hon. Mr. Simpson,*

*Mr. Anderson,*

*Mr. Ramsay,*

*Mr. Gardiner,*

*Mr. McLaren,*

*Mr. Haszard.*

**PRAYERS.**

*Ordered,* That the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective," be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Forgan,* from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

*Ordered,* That the said Committee have leave to sit again this afternoon.

*Ordered,* That the second reading of the Bill intituled "An Act to give effect to the Report of the Commissioners on the Land Question," be made the Order of the Day for to-morrow.

The House then adjourned.

At half-past Three o'clock in the afternoon, the House met.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective."

After some time, the House was resumed ; and

*Mr. Forgan*, from the said Committee, reported that the Committee had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to authorize the Government to prohibit the exportation of Military or Naval Stores and Provisions,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

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

A Message was brought from the House of Assembly, by the Hon. Mr. Hensley, with a Bill intituled "An Act for the prevention and punishment of Vice and Immorality in the City of Charlottetown,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

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

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole, on the further consideration of the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective."

After some time, the House was resumed; and

*Mr. Forgan*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again to-morrow.

Adjourned until to-morrow, at Eleven o'clock.

**Friday, April 11, 1862.**

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Dingwell,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. McLaren.</i>
<i>Mr. Palmer,</i>	<i>Mr. Haszard.</i>

**PRAYERS.**

Pursuant to the Order of the Day, the Bill intituled "An Act to further alter and amend the Laws regulating the sale by License of Spirituous Liquors," was read a second time.

The House was then, on motion adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Johnson*, from the said Committee, reported that they had taken the said Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Pope, with a Bill intituled "An Act to alter and amend the Act relating to the recovery of Small Debts," —to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

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

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, to return the Bill intituled "An Act to regulate the proof of certain documents in Actions wherein certain Corporations, doing business in this Island, are parties," and to acquaint this House

that the House of Assembly have agreed to the amendments made by the Legislative Council to the said Bill, without any amendment.

Mr. Haviland also brought up a Bill intituled "An Act for Vesting all Estates and Property occupied by or for the Naval service of the United Kingdom of Great Britain and Ireland in the Lord High Admiral or the Commissioners for executing the office of Lord High Admiral of the said United Kingdom for the time being," to which they desire the concurrence of the Legislative Council.

The said last mentioned Bill was read for the first time.

The House was, according to Order, adjourned during pleasure, and put into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to further alter and amend the Laws regulating the sale by License of Spirituous Liquors."

After some time, the House was resumed ; and

*Mr. Johnson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House.

*Ordered*, That the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, the House was adjourned during pleasure, and put into a Committee of the whole to resume the consideration of the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective."

After some time, the House was resumed ; and

*Mr. Forgan*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again this afternoon.

Pursuant to the Order of the Day, the Bill intituled "An Act to authorize the Government to prohibit the exportation of Military or Naval Stores and Provisions," was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Ramsay*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.



*Ordered,* That the said Bill be read a third time to-morrow.

The House then adjourned.

At Four o'clock in the afternoon, the House met.

Pursuant to the Order of the Day, the Bill intituled "An Act for the prevention and punishment of Vice and Immorality, in the City of Charlottetown," was read a second time.

*Ordered,* That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. McLaren,* from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered,* That the said Bill be read a third time to-morrow.

A Message was brought from the House of Assembly by the Hon. Mr. Haviland, with a Bill intituled "An Act to repeal the Act made and passed in the Twenty-fourth year of the Reign of Her present Majesty, Chapter Nine, and to further amend the Act for the transfer of the Inland Posts within Prince Edward Island," to which they desire the concurrence of the Legislative Council.

That the said Bill was read for the first time.

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

A Message was received from the House of Assembly, by the Hon. Mr. Pope, with a Bill intituled "An Act relating to Electric Telegraph Communication with the Island," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

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

Pursuant to order, the House was adjourned during pleasure, and put into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective."

After some time, the House was resumed ; and

*Mr. Forgan*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

*Ordered*, That the Report be now received ; and

The said amendments were then read by the Clerk, as follows :

### **AMENDMENTS TO ELECTIVE LEGISLATIVE COUNCIL BILL.**

Folio 1, line 12,—Strike out “immediately on,” and insert “within six Calendar months after.”

Folio 4, line 12,—Strike out “and.”

Same folio, line 13,—After “Island,” insert “and Saint Peter’s Island.”

Same folio, line ult.—Strike out “Saint Peter’s Island.”

Folio 10, line 11,—After “Elections,” insert “save as respects the conducting a scrutiny of objected votes as hereinafter provided.”

Same folio, line 14,—After “Councillors,” insert the following Sections :—

#### SECTION A.

“Every Scrutiny to be demanded by any Candidate or his agent, at any Election or Sheriff’s Court, held by virtue of this Act, for the purpose of ascertaining the validity of objected votes, shall be conducted before one of the Judges of the Supreme Court of Judicature ; and so much of the hereinbefore recited Act of Assembly as requires such Scrutinies to be conducted before the Sheriff of the County, shall not apply to any Scrutiny to be held in respect of any election authorized by virtue of this Act.

#### SECTION B.

If, previous to the final declaring of any election held by virtue of this Act, a Candidate or his agent shall publicly demand a scrutiny for the purpose aforesaid, and, along with two sufficient householders, shall thereupon sign an undertaking in the form to this Act annexed, marked Schedule A., engaging to become bound to pay the expenses to be incurred in convening the Court for such scrutiny, the Sheriff, without declaring or proclaiming the candidate or candidates against whom the objected votes intended to be scrutinized are entered as duly elected, shall immediately give notice that on that day week next ensuing, a scrutiny will be held by a Judge of the Supreme Court of Judicature, at a central and convenient place and hour in the District, or Town, Common and Royalty, to be then named by the said Sheriff ; and he shall, immediately thereafter, or with the least delay that the circumstances of the case will admit of, cause to be delivered to the Lieutenant Governor a letter under his hand informing him of the said scrutiny demanded as aforesaid, and of the time and place appointed for holding the same, and immediately on receipt of which letter the said Lieutenant Governor shall issue directions to a Judge of the said Supreme Court to proceed and conduct such Scrutiny.

## SECTION C.

If the aforesaid candidate or candidates, or his or their agent or sureties, shall neglect or fail duly to sign the said undertaking, and there shall be no objections made and intended to be investigated with regard to votes polled in the wrong district or polling division, or votes polled more than once, then the said Sheriff shall proclaim the candidates having the majority of votes as duly elected members, and make return accordingly.

## SECTION D.

If, from the circumstance of two or more scrutines being appointed to take place at or near about the same time, or from any other unavoidable cause, it may become impossible to proceed with a scrutiny on the day for that purpose first appointed by the said Sheriff, then it shall be the duty of the said Judge to postpone any one or more of such intended scrutines to some other convenient day and hour, as early thereafter as the circumstances of the case or cases will admit of; and the said Sheriff being informed thereof, shall immediately post notices of such postponement, and on the day and hour first intended and appointed for the holding of said scrutiny, publicly declare such postponement to all parties then present.

## SECTION E.

The Judge so to preside at every such scrutiny is hereby authorized to conduct every such scrutiny according to the meaning and intention of the said recited Act of Assembly and of this Act; and for such purpose is hereby invested with the same power and authority, in all matters connected with or necessary to the conducting of said scrutiny, as he might or could use if for the time being he were presiding in the Supreme Court of Judicature, and the said scrutiny were conducted therein.

## SECTION F.

The presiding Judge shall appoint a Clerk and such other officer or officers for the conducting of the proceedings of the said Court and maintaining order therein as he shall in his discretion deem proper, and shall continue the said Court from day to day, or from one day over until any other day, so long and as often as by him shall be deemed necessary to finally complete such scrutiny or scrutines, as aforesaid.

## SECTION G.

Subpoenas for witnesses to be offered on any such scrutiny, as aforesaid, shall be issued by the said Sheriff; and every person subpoenaed to attend any such scrutiny, and whose expenses shall have been first duly tendered to him, and shall afterwards neglect to attend thereon, shall be liable and subject to such punishment therefor as witnesses in like cases are now liable to when subpoenaed to the Supreme Court of Judicature.

## SECTION H.

The decision of the said Judge, upon every such scrutiny, shall be final and binding on all parties as to the validity or sufficiency, invalidity or insufficiency of all votes scrutinized at his Court; and no further scrutiny of any such votes shall be permitted by the said Council or otherwise.

## SECTION I.

In all cases where any such scrutiny shall have been conducted, or where a Court for the same shall have been convened by any such Judge as aforesaid, and the candidates or candidates on whose behalf such Court shall have been convened shall decline further to proceed therein, the said Sheriff shall proceed to proclaim at such Court, after striking off all votes adjudged at such Court to be bad, the candidates having the majority of votes as duly elected members, and make return accordingly.

## SECTION J.

The expenses of every Court convened for a scrutiny as aforesaid, and the expenses for summoning and remunerating all witnesses, shall be laid before and be examined by the said Council, and shall be apportioned against the candidates, or otherwise defrayed as the said Council shall order; and every person having a right to any such apportioned expenses shall and may maintain an action for his or their portion thereof against the party or parties ordered to pay the same; and the said order of the said Council shall be evidence of the amount thereof.

## SECTION K.

Every Judge engaged in any scrutiny, as aforesaid, shall be paid the sum of \_\_\_\_\_ per mile, for each mile travelled in going to the place of scrutiny, and the sum of \_\_\_\_\_ shillings per day, for each day engaged thereat, for disbursements.

## SECTION L.

The thirty-fourth section of the herein before recited Act, of the Nineteenth year of Her present Majesty's Reign, Chapter Twenty-one, shall be and the same is hereby repealed.

At the end of the Bill insert the following :—

## SCHEDULE A.

(To which this Act refers.)

We, A. B., C. D. and E. F., do hereby jointly and severally consent and agree to pay to \_\_\_\_\_ all such sum or sums as shall be incurred by or in the convening of a Court for the scrutiny of votes given at this Election for \_\_\_\_\_ and marked objected by G. H., or I. J., (as the case may be.)

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 186 .

Witness,

K. L.  
M. N.  
O. P.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

*Mr. Walker* then moved, seconded by *Mr. Dingwell*,—

That the said Bill be referred back to the Committee of the whole House, for the purpose of further amending the same, by reducing the value of the property qualification of every Elector from "One hundred," to "Fifty Pounds."

The question of concurrence being put thereon, the House divided ; and the names being called for, they were taken down as follow :

CONTENTS :	NON-CONTENTS :
<i>Mr. Dingwell,</i>	<i>Mr. President,</i>
<i>Mr. Walker,</i>	<i>Mr. Forgan,</i>
<i>Mr. Hutchinson,—3.</i>	<i>Mr. Johnson,</i>
	<i>Mr. Palmer,</i>
	<i>Mr. Simpson,</i>
	<i>Mr. Anderson,</i>
	<i>Mr. Ramsay,</i>
	<i>Mr. McLaren,</i>
	<i>Mr. Haszard,—9.</i>

So it passed in the negative.

*Ordered,* That the said amendments be engrossed, and the Bill, as amended, read a third time on Monday next.

*Ordered,* That the Order of the Day, for the second reading of the Bill intituled "An Act to give effect to the Report of the Commissioners on the Land Question," be discharged, and made the Order of the day for to-morrow.

*Ordered,* That *Mr. Gardiner* have leave of absence until Wednesday next.

Adjourned until to-morrow, at Eleven o'clock.

## Saturday, April 12, 1862.

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Dingwell,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. McLaren,</i>
<i>Mr. Palmer,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

Pursuant to the Order of the Day, the Bill intituled "An Act to further alter and amend the Laws regulating the sale by License of Spirituous Liquors," was read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the Clerk do go down to the House of Assembly and acquaint them that the Legislative Council have passed this Bill.

A Message from the House of Assembly, by the Hon. Mr. Longworth.

Mr. President ;

The House of Assembly desire a further Conference with the Legislative Council, on the Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public Moneys on the Highways ;" and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference.

*Resolved,* That a further Conference be agreed to, as is desired by the House of Assembly.

*Ordered,* That the same Committee who managed the former Conference be a Committee to manage this further Conference,—to meet in the Conference Room instanter.

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

The House was informed that the Managers of the House of Assembly were ready in the Conference Room, on the subject matter of the Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labor, and the expenditure of public moneys on the Highways."

The names of the Managers for this House were then called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed; and

*Mr. Johnson* reported that the Managers for this House had met the Managers for the House of Assembly, which, on their part, was managed by the Hon. Mr. Longworth, and others, and he stated the substance of the Conference to the House.

Pursuant to the Order of the Day, the Bill intituled "An Act to authorize the Government to prohibit the exportation of Naval and Military Stores and Provisions" was read a third time.

*Resolved*, That the Bill do pass.

Pursuant to the Order of the Day, the Bill intituled "An Act for the prevention and punishment of Vice and Immorality in the City of Charlottetown" was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly and acquaint that House that the Legislative Council have passed the said Bills without any amendment.

*Ordered*, That the House do now resolve itself into a Committee of the whole to resume the consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public Moneys on the Highways."

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

*Mr. Johnson*, from the said Committee, reported that they had gone through the Bill, and had agreed to the same.

*Ordered*, That the said Bill be now read a third time.

The said Bill was, according to Order, read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed the said Bill.

Pursuant to the Order of the Day, the Bill intituled "An Act to repeal the Act made and passed in the Twenty-fourth year of the Reign of Her present Majesty, Chapter Nine, and to further amend the Act for the transfer of the Inland Posts within Prince Edward Island," was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Haszard*, from the said Committee, reported that they had gone through the Bill, and had agreed to the same without any amendment.

Pursuant to the Order of the Day, the Bill intituled "An Act to alter and amend the Act relating to the recovery of Small Debts" was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Forgan*, from the said Committee, reported that they had gone through the Bill, and had agreed to the same without any amendment.

*Ordered*, That the said Bills be severally read a third time on Monday next.

*Ordered*, That the Thirteenth Standing Order be suspended, and that Mr. Palmer have leave to introduce a Bill intituled "An Act relating to Steam Navigation in this Island."

The said Bill was read for the first time.

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

The House then adjourned.

At Four o'clock in the afternoon, the House met.

A motion being made,—

That the Order of the Day, for the second reading of the Bill intituled "An Act to give effect to the Report of the Commissioners on the Land Question," be now read ;



After debate,—

The question of concurrence was put on the said motion, and the same was resolved in the affirmative.

The said Bill was then read for the second time.

*Ordered,* That the said Bill be committed to a Committee of the whole House on Monday next.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled “ An Act for appropriating certain Moneys therein mentioned for the service of the year of our Lord One thousand eight hundred and sixty-two,” to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

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

*Mr. President* acquainted the House that he had received a Letter from the *Hon. Mr. MacLaren*, intimating that he had tendered the resignation of his seat as a Member of this House to His Excellency the Lieutenant Governor.

Adjourned until Monday next, at Ten o'clock.

---

**Monday, April 14, 1862.**

The Council met pursuant to adjournment.

P R E S E N T :

*The Hon. Dr. Young, President.*

*The Hon. Mr. Dingwell,*

*The Hon. Mr. Palmer,*

*Mr. Walker,*

*Mr. Simpson,*

*Mr. Forgan,*

*Mr. Ramsay,*

*Mr. Hutchinson,*

*Mr. Anderson.*

*Mr. Johnson,*

**PRAYERS.**

Pursuant to the Order of the Day, the Bill intituled “ An Act to alter and amend the Act relating to the recovery of Small Debts” was read a third time.

*Resolved,* That the Bill do pass.

Pursuant to the Order of the Day, the Bill intituled "An Act to repeal the Act made and passed in the Twenty-fourth year of the Reign of Her present Majesty, Chapter Nine, and to further amend the Act for the transfer of the Inland Posts within Prince Edward Island," was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed these Bills without any amendment.

Pursuant to the Order of the Day, the Bill intituled "An Act for Vesting all Estates and Property occupied by or for the Naval service of the United Kingdom of Great Britain and Ireland in the Lord High Admiral, or the Commissioners for executing the office of Lord High Admiral of the said United Kingdom for the time being," was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Simpson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House, without any amendment.

Pursuant to the Order of the Day, the Bill intituled "An Act relating to Electric Telegraph Communication with this Island" was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Walker*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House with an amendment, which he was ready to submit whenever the House would be pleased to receive the same.

*Ordered*, That the Report be now received.

The said amendment was then read by the Clerk, as follows :

Folio 4, line 1,—After " Act," insert " Provided that on sufficient cause being adduced to His Excellency the Lieutenant Governor in Council, by the said Company, it shall be lawful for His Excellency, by and with the consent of the Executive Council, to extend the said time for any period not exceeding one month next after the said first day of July."

*Ordered*, That the said amendment be engrossed, and that the Bill, as amended, be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill intituled " An Act for appropriating certain Moneys therein mentioned for the service of the year of our Lord One thousand eight hundred and sixty-two " was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr Johnson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House.

*Ordered*, That the said Bill be read a third time to-morrow.

A Message from the House of Assembly, by Mr. McNeill.

HOUSE OF ASSEMBLY, April 12, 1862.

**RESOLVED**, That a Committee be appointed, to join a Committee of the Legislative Council to prepare an Address to Her Most Gracious Majesty the Queen, praying that Her Majesty's Government will be pleased to communicate with the Government of His Imperial Majesty the Emperor of the French, by conveying the earnest desire of this Legislature that the like privileges which have been recently extended by the Government of His Imperial Majesty to Canadian-built ships in French ports, and other articles, the growth and production of that Province, may also be extended to this Island.

*Ordered*, That Mr. Macneill, the Hon. Mr. Coles, the Hon. Mr. Whelan, and the Hon. Mr. Longworth be a Committee, on the part of this House, to prepare the said Address to Her Majesty.

*Ordered*, That the said Resolution be communicated, by Message to the Legislative Council.

*Resolved*, That a Committee be appointed, to join a Committee of the House of Assembly to prepare the said Address to Her Most Gracious Majesty the Queen.

*Ordered*, That *Mr. Palmer* and *Mr. Anderson* do compose the said Committee.

*Ordered*, That the said Resolution be communicated by message to the House of Assembly.

Pursuant to the Order of the Day the Bill intituled "An Act relating to Steam Navigation in this Island," was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Palmer*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be engrossed, and that the same be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective," as amended, was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, to acquaint that House that the Legislative Council have passed the said Bill, with certain amendments to which they desire the concurrence of the House of Assembly.

*Mr. Palmer* moved, seconded by *Mr. Johnson*,—

That this House do now resolve itself into a Committee of the whole, to take into consideration the Bill intituled "An Act to give effect to the Report of the Commissioners on the Land Question."

After debate,—

The question was put on the said motion, agreed to by the House, and

*Ordered* accordingly.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Simpson*, from the said Committee, reported that they had taken the said Bill into consideration, had made some progress thereon, and had directed him to ask leave to sit again.

*Ordered* That the said Committee have leave to sit again to-morrow.

Adjourned until to-morrow, at Eleven o'clock.

**Tuesday, April 15, 1862.**

The Council met pursuant to adjournment.

**PRESENT:**

*The Hon. Dr. Young, President.*

*The Hon. Mr. Walker,*

*The Hon. Mr. Simpson,*

*Mr. Forgan,*

*Mr. Ramsay,*

*Mr. Hutchinson,*

*Mr. Anderson.*

*Mr. Johnson,*

*Mr. Haszard.*

*Mr. Palmer,*

**PRAYERS.**

Pursuant to the Order of the Day, the Bill intituled "An Act for Vesting all Estates and Property occupied by or for the Naval service of the United Kingdom of Great Britain and Ireland in the Lord High Admiral, or the Commissioners for executing the office of Lord High Admiral of the said United Kingdom for the time being," was read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed this Bill without any amendment.

Pursuant to the Order of the Day, the Bill intituled "An Act relating to Electric Telegraph Communication with this Island," as amended, was read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with an amendment to which they desire the concurrence of the House of Assembly.

Pursuant to the Order of the Day, the Bill intituled "An Act for appropriating certain Moneys therein mentioned for the service of the year of our Lord One thousand eight hundred and sixty-two," was read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the Clerk do go down to the House of Assembly and acquaint them that the Legislative Council have passed this Bill.

Pursuant to the Order of the Day, the House was adjourned during pleasure and put into a Committee of the whole to resume the consideration of the Bill intituled "An Act to give effect to the Report of the Commissioners on the Land Question."

After some time, the House was resumed ; and

*Mr. Simpson*, from the said Committee, reported that the Committee had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act for raising a Revenue," to which they desire the concurrence of the Lsgislative Council,

The said Bill was read for the first time.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole to resume the consideration of the Bill intituled "An Act to give effect to the Report of the Commissioners on the Land Question."

After some time, the House was resumed ; and

*Mr. Simpson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same without any amendment.

A motion being made,—

That the Report of the Committee be received ;

The House divided,—

CONTENTS :

*Mr. President,*  
*Mr. Johnson,*  
*Mr. Anderson,*  
*Mr. Ramsay,*  
*Mr. Simpson,—5.*

NON-CONTENTS :

*Mr. Walker,*  
*Mr. Hutchinson,—2.*

So it was resolved in the affirmative ; and

*Ordered*, accordingly.

The House then adjourned.

At Four o'clock the House met.

*Ordered*, That the Thirteenth Standing Order be suspended, and that Mr. Palmer have leave to introduce a Bill intituled "An Act to explain certain parts of the Act for the establishment of the Prince of Wales' College."

The said Bill was read for the first time.

A Message was brought from the House of Assembly, by the Hon. Mr. Gray, with a Bill intituled "An Act to facilitate the operation in certain particulars of the Award or Report made by certain Commissioners to settle and adjust differences respecting some of the Township Lands of this Colony," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Mr. Palmer*, from the Joint Committee of the Council and Assembly, appointed to prepare an Address to Her Majesty, praying that Her Majesty will be pleased to exercise Her Royal influence with the view of obtaining from the French Government, for this Colony, privileges similar to those which have been lately extended to Canada, as regards Canadian-built ships in French ports, as well as reciprocal free trade in other articles, presented the draft of an Address, as prepared by the Joint Committee.

Which said Address was then read by the Clerk, as follows :

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN;

We Your Majesty's dutiful and loyal subjects, the Legislative Council and House of Assembly of Prince Edward Island, in General Assembly convened, most humbly submit, for Your Majesty's gracious consideration that the Imperial Government of France having recently extended to "Canadian-built ships" the same privileges in French ports which are enjoyed by "ships of British build," as well as advantages in respect of other articles, the growth and production of Canada, are desirous that the same privileges may be extended to this Colony. The Legislative Council and Assembly most humbly pray that Your Majesty may be pleased to take the foregoing premises into consideration, with a view of obtaining from the Imperial Government of France, for this Island, the same privileges as that Government has extended to Canada.

And we humbly pray that Your Majesty will, at the same time assure, Your Majesty's august ally, the Emperor of the French, that the Government of this Island will be prepared to adopt such measures as may be necessary to extend the principles of reciprocity to the French Nation, in relation to other articles, the growth and production of this Island, in terms similar to those which regulate the commercial intercourse between France and Canada.

*Ordered*, That the said Address be agreed to.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with the following written Message :

Mr. President ;

**“ RESOLVED**, That a Committee be appointed to join a Committee of the Legislative Council, to prepare an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to transmit the Joint Address of both Houses to Her Majesty the Queen, praying that Her Majesty will be pleased to exercise Her Royal influence with the view of obtaining from the French Government, for this Colony, privileges similar to those which have been lately extended to Canada, as regards Canadian-built ships in French ports, as well as reciprocal free trade in other articles.

*Resolved*, That the same Committee who prepared the Joint Address to Her Majesty, be a Committee to prepare the said Address to His Excellency.

*Ordered*, That the said Resolution be communicated by Message, to the Legislative Council.

*Resolved*, That a Committee be appointed to join a Committee of the House of Assembly to prepare the said Address to His Excellency the Lieutenant Governor.

*Ordered*, That the same Committee who prepared the Joint Address to Her Majesty be a Committee to prepare the said Address to His Excellency, and also to wait upon His Excellency with the same.

*Ordered*, That the said Resolution be communicated by Message to the House of Assembly.

*Ordered*, That the Bill intituled “ An Act for raising a Revenue ” be now read a second time.

The said Bill was, according to Order, read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Palmer*, from the said Committee, reported that they had gone through the Bill and had directed him to report the same to the House.

*Ordered*, That the Bill intituled “ An Act to facilitate the operation, in certain particulars, of the Award or Report made by certain Commissioners to settle and adjust differences respecting some of the Township Lands of this Colony,” be now read a second time.



The said Bill was then, according to Order, read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Forgan*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

Pursuant to the Order of the Day, the Bill intituled " An Act relating to Steam Navigation in this Island " was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed this Bill, to which they desire their concurrence.

*Mr. Palmer*, from the Joint Committee of the Council and Assembly, appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to forward the Joint Address of both Houses to Her Majesty, reported and adopted by the Legislative Council this day, presented the draft of an Address, as prepared by the Joint Committee.

Which said Address was then read by the Clerk, as follows :

*To His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY ;

The Legislative Council and House of Assembly having agreed to an Address to Her Majesty the Queen, praying that Her Majesty may be pleased to exercise her Royal influence with her august ally, the Emperor of the French, in order to obtain for this Colony privileges similar to those which have been lately extended to Canada, as regards the Registry of Colonial-built ships in French Ports, as well as Reciprocal Trade in other articles, humbly request that Your Excellency will be pleased to forward that Address to the foot of the Throne at your earliest convenience.

*Ordered*, That the said Address be agreed to.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled " An Act to authorize Grants of the Shores of this Island,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

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

Adjourned until to-morrow, at Eleven o'clock.

## Wednesday, April 16, 1862.

The Council met pursuant to adjournment.

PRESENT:

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Anderson.</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Palmer,</i>	

### PRAYERS.

Pursuant to the Order of the Day, the Bill intituled "An Act to give effect to the Report of the Commissioners on the Land Question" was read a third time.

*Resolved,* That the Bill do pass.

Pursuant to the Order of the Day, the Bill intituled "An Act to facilitate the operation, in certain particulars, of the Award or Report made by certain Commissioners to settle and adjust differences respecting some of the Township Lands of this Colony," was read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the Clerk do go down to the House of Assembly and acquaint that House that the Legislative Council have passed these Bills without any amendment.

Pursuant to the Order of the Day, the Bill intituled "An Act for raising a Revenue" was read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed this Bill.

A Message was brought from the House of Assembly, by Mr. Kelly, with the Bill intituled "An Act to incorporate the Roman Catholic Bishop in Charlottetown,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

A motion being made,—

That the Bill intituled “ An Act to explain certain parts of the Act for the establishment of the Prince of Wales’ College ” be now read a second time ;

*Mr. Walker* moved, in amendment, seconded by *Mr. Hutchinson*,—

That the word “ now ” be struck out, and after time, to insert “ this day three months.”

Which being objected to ;

The question of concurrence was put thereon, and the House divided :

CONTENTS, 4.

NON-CONTENTS, 5.

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House ; and  
*Ordered*, accordingly.

The said Bill was then, according to Order, read a second time.

A motion being made,—

That the said Bill be now committed to a Committee of the whole House ,

The House again divided, and the names being called for, they were taken down as follow :

CONTENTS :

NON-CONTENTS :

*Mr. Palmer,*  
*Mr. Johnson,*  
*Mr. Simpson,*  
*Mr. Anderson,*  
*Mr. Haszard,—5.*

*Mr. President,*  
*Mr. Walker,*  
*Mr. Hutchinson,*  
*Mr. Forgan,*  
*Mr. Ramsay,—5.*

And the number being equal, it passed in the negative.

A Message was brought from the House of Assembly, by the Hon. Mr. Hensley, with a Bill intituled “ An Act to promote Vaccination,” to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

Pursuant to the Order of the Day, the Bill intituled "An Act to authorize Grants of the Shores of this Island" was read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Palmer*, from the said Committee, reported that they had taken the Bill into consideration, made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again this afternoon.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, to return the Bill intituled "An Act relating to Electric Telegraph Communication with this Island," and to acquaint this House that they have agreed to the amendment made by the Legislative Council to the said Bill without any amendment.

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

Mr. President ;

The House of Assembly desire a Conference with the Legislative Council on the amendments made to the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective," and have appointed the Hon. Mr. Haviland, the Hon. Mr. Longworth, the Hon. Mr. Gray, and the Hon. Mr. Hensley a Committee to manage the said Conference.

*Resolved*, That a Conference be agreed to, as is desired by the House of Assembly.

*Ordered*, That *Mr. Palmer* and *Mr. Anderson* be a Committee to manage the said Conference, —to meet in the Conference Room instanter.

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

The Managers for this House were informed that the Managers for the House of Assembly were ready in the Conference Room, on the subject-matter of the amendments made by this House to the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective."

The names of the Managers for this House were then called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed ; and

*Mr. Palmer* reported that the Managers for this House had met the Managers for the House of Assembly at the Conference, which on their part was managed by the Hon. Mr. Haviland and others, who delivered to them a paper containing as follows :—

*Resolved*, That the amendment made by the Legislative Council to the Bill intituled “ An Act to change the Constitution of the Legislative Council, by rendering the same elective,” relative to the Lieutenant Governor’s being authorized to suspend putting the Act in force for a period not exceeding six months after it receives the Royal Assent, be disagreed to ;

*First*,—Because it would be impolitic to authorize the Lieutenant Governor to suspend putting the Act in force for any period of time after it receives the Royal Allowance.

*Secondly*,—Because it would be unconstitutional, after the liberties of the people are established by the Elective Council Bill being assented to by Her Majesty, to allow the Council, as at present constituted, to meet or exercise any further legislative functions.

*Resolved*, That the amendments also made by the Legislative Council to the said Bill, authorizing and empowering the Judges of the Supreme Court to decide controverted Elections, be also disagreed to ;

*First*,—Because constituting the Judges of the Supreme Court Judges in cases of controverted Elections would tend to lower the respect due to their office in public estimation, by mixing them up in political struggles.

*Secondly*,—Because it would be interfering with the privileges of Parliament to permit the decisions of the Judges of the Supreme Court, in cases of controverted Elections, to be final and conclusive.

*Resolved*, That a further Conference be desired with the House of Assembly, on the amendments made to the Bill intituled “ An Act to change the Constitution of the Legislative Council, by rendering the same elective.”

*Ordered*, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference,—to meet in the Conference Room at five o’clock.

*Resolved*, That at such Conference the Managers for this House be instructed to acquaint the Managers for the House of Assembly that this House doth not insist on the several amendments disagreed to by the House of Assembly.

The House then adjourned.

At half-past Three o’clock in the afternoon, the House met.

*Ordered*, That the Bill intituled “ An Act to incorporate the Roman Catholic Bishop in Charlottetown ” be now read a second time.

The said Bill was then, according to Order, read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Walker*, from the said Committee, reported that they had gone through the Bill and had directed him to report the same without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

*Ordered*, That the Bill intituled " An Act to promote Vaccination " be now read a second time.

The said Bill was then, according to Order, read a second time.

*Ordered*, That the said Bill be now committed to a Committee of the whole House.

The House was then, according to Order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

*Mr. Forgan*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

Pursuant to Order, the House was adjourned during pleasure and put into a Committee of the whole, to resume the consideration of the Bill intituled " An Act to authorize Grants of the Shores of this Island."

After some time, the House was resumed ; and

*Mr. Simpson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive the same.

*Ordered*, That the Report be now received ; and

The said amendment was then read by the Clerk, as follows :

Folio 2, line 4.—After “ Witnesses ” insert “ Provided further, that the power intended to be hereby conferred on the said Lieutenant Governor and Council shall not extend to the shores or flats adjoining Charlotte-town proper.”

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to.

*Ordered*, That the said amendment be engrossed, and that the said Bill, as amended, be read a third time presently.

The said Bill, as amended, was, according to Order, read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with an amendment to which they desire the concurrence of the House of Assembly.

*Mr. Palmer*, a Member of Her Majesty’s Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House the Annual Report of the Visitor of District Schools for the past year.

*Ordered*, That the said Report do lie on the Table.

A Message from the House of Assembly by Mr. Haviland.

Mr. President ;

The House of Assembly do agree to a further Conference, as is desired by the Legislative Council, on the amendments made by the Council to the Bill intituled “ An Act to change the Constitution of the Legislative Council, by rendering the same elective,” and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference.

Having arrived for holding the said Conference, the names of the Managers for this purpose were called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed ; and

*Mr. Palmer* reported that they had complied with the instructions given them by this House.

Adjourned until to-morrow, at Eleven o’clock.

---

**Thursday, April 17, 1862.**

The Council met pursuant to adjournment.

P R E S E N T :

*The Hon. Dr. Young, President.*

<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Forgan,</i>	<i>Mr. Simpson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Anderson.</i>
<i>Mr. Johnson,</i>	<i>Mr. Ramsay,</i>

**PRAYERS.**

*Mr. Palmer*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House an Abstract of the Census of the Population, and other Statistical Returns of Prince Edward Island, taken in the year 1861.

*Ordered*, That the said document do lie on the Table.

Pursuant to the Order of the Day, the Bill intituled "An Act to incorporate the Roman Catholic Bishop in Charlottetown" was read a third time.

*Resolved*, That the Bill do pass.

Pursuant to the Order of the Day, the Bill intituled "An Act to promote Vaccination" was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly and acquaint that House that the Legislative Council have passed these Bills without any amendment.

*Mr. Johnson*, from the Special Committee appointed to report on all Petitions relating to Education, presented their Report.

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

LEGISLATIVE COUNCIL CHAMBER, April 17, 1862.

The Committee to whom have been referred the Petitions connected with Schools and Education beg to report that the several matters set forth therein have been satisfactorily disposed of in the Act of Appropriation, and that consequently they have no special Report to offer.

H. A. JOHNSON,  
PATRICK WALKER,  
CHARLES HASZARD.



*Ordered*, That the said Report be adopted.

*Mr. Hutchinson*, from the Special Committee appointed to report on all Petitions relating to Miscellaneous subjects, presented their Report.

*Ordered*, That the said Report be now received ; and

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

LEGISLATIVE COUNCIL CHAMBER, April 17, 1862.

The Committee appointed to report on Petitions regarding Miscellaneous subjects beg to report to the House, that there have been none before the House which have not been disposed of by grants of appropriation.

ROBERT HUTCHINSON,  
H. A. JOHNSON,  
EDWARD PALMER.

*Ordered*, That the said Report be adopted.

*Mr. Ramsay*, from the Special Committee appointed to report on all Petitions relating to Paupers, presented their Report.

*Ordered*, That the said Report be now received ; and

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

LEGISLATIVE COUNCIL CHAMBER, April 17, 1862.

The Committee appointed to report upon all Petitions relating to Paupers beg to report, that such objects as have been deemed worthy have been provided for in and by the Appropriation Bill.

DONALD RAMSAY.

His Honor the President acquainted the House that it is the intention of His Excellency the Lieutenant Governor to prorogue the present Session of the Legislature this afternoon at Four o'clock.

The House then proceeded to take into consideration the incidental expenses of the present Session, and allowed the same as follow, viz :

Reverend Louis Charles Jenkins, D. C. L., for his services as Chaplain,	£29	8	0
Henry Palmer, Esquire, Gentleman Usher of the Black Rod, and Sergeant-at-Arms,	28	16	8
Clerk of the Legislative Council, for Stationery, and for Printing, &c., performed by order of the House. [Committee on Journals to Certify Clerk's salary],	62	0	6½

Patrick Furlong, Messenger to this House, for his services, and including his account for sundry disbursements,	36 14 4
John Hobbs, Doorkeeper, for his services,	20 17 6
James Ramsay, Esq., for his services as Reporter, to be paid to him when the Committee for revising the Journal shall have certified that he has furnished his full reports of the debates of this House within two weeks of the end of the Session,	60 0 0
Frederick W. Hughes, a sum sufficient to pay him for printing the Journal of the present Session agreeable to his Contract,—one half to be paid at the end of the Session, and the balance on the Certificate of the Committee appointed to revise the Journal.	

*Resolved*, That this House deems the salary of its Clerk to be altogether inadequate, in consideration of his onerous duties and great responsibilities; and while it regrets that it cannot constitutionally augment it by Resolution, yet the House would, during the next Session of the Legislature, recommend that the said salary be increased.

A Message was brought from the House of Assembly, to return the Bill intituled “An Act to authorize Grants of the Shores of this Island,” and to acquaint this House that they have agreed to the amendment made by the Legislative Council to the said Bill, without any amendment.

The House was adjourned during pleasure.

After some time, the House was resumed; and

His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief, in and over Her Majesty’s Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c., &c., &c., being seated on the Throne, the President commanded the Gentleman Usher of the Black Rod to let the Assembly know “It is His Excellency’s will and pleasure they attend him immediately in this House.”

Who being come, with their Speaker,

The Clerk of this House read the titles of the Bills to be passed severally as follow:

An Act to give effect to the Report of the Commissioners on the Land Question.

An Act to facilitate the operation, in certain particulars, of the Award or Report made by certain Commissioners to settle and adjust differences respecting some of the Township Lands of this Colony.

An Act to repeal the Act made and passed in the Twenty-fourth year of the Reign of Her present Majesty, Chapter Nine, and to further amend the Act for the transfer of the Inland Posts within Prince Edward Island.

An Act for the naturalization of Aliens.

An Act to continue the several Acts therein mentioned.

An Act for establishing the standard weight of Grain and Pulse, and for the appointment of Officers for measuring and weighing the same.

An Act to Incorporate the Minister and Trustees of the Presbyterian Church, Brookfield, Township Number Thirty-three.

An Act relating to limited Partnerships.

An Act to Incorporate the Minister and Trustees of the Presbyterian Church, Bedeque.

An Act to regulate the proof of certain Documents in actions wherein certain Corporations doing business in this Island, are parties.

An Act to Incorporate the Minister and Trustees of the Presbyterian Church at Elliot River, Township Number Sixty-five.

An Act to Incorporate Victoria Lodge, No. 383, R. S. of Free and Accepted Masons of Charlottetown, in Prince Edward Island.

An Act to Incorporate the Roman Catholic Bishop in Charlottetown.

An Act to change the Constitution of the Legislative Council, by rendering the same Elective.

An Act to authorize Grants of the Shores of this Island.

An Act to authorize the Government to prohibit the exportation of Military or Naval Stores and Provisions.

An Act for the prevention and punishment of Vice and Immorality in the City of Charlottetown.

An Act for vesting all Estates and Property occupied by or for the Naval Service of the United Kingdom of Great Britain and Ireland in the Lord High Admiral, or the Commissioners for executing the office of Lord High Admiral of the said United Kingdom for the time being.

An Act relating to Electric Telegraph communication with this Island.

Assent to these Bills was severally pronounced by His Excellency the Lieutenant Governor in the words following :

“ In Her Majesty’s name, I assent to this Bill.”

Then the Speaker of the House of Assembly addressed His Excellency as follows :

MAY IT PLEASE YOUR EXCELLENCY ;

On behalf of Her Majesty’s faithful Commons of Prince Edward Island, I have now to present the following Bills of Aid and Supply, voted to Her Majesty during the present Session, to which I have humbly to request your Excellency’s assent, viz :—

An Act to promote Vaccination.

An Act to alter and amend the Act relating to the recovery of Small Debts.

An Act to further alter and amend the Laws regulating the sale, by License, of Spirituous Liquors.

An Act to consolidate and amend the Laws relating to Statute Labor, and the Expenditure of Public Moneys on the Highways.

An Act for raising a Revenue.

An Act for appropriating certain Moneys therein mentioned for the service of the year of our Lord One thousand eight hundred and sixty-two.

To each of which His Excellency was pleased, in Her Majesty’s name, to give his assent.

And then His Excellency was pleased to make the following Speech to both Houses :—

*Mr. President and Honorable Gentlemen of the Legislative Council ;*

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

I have forwarded your Address of Condolence with Her Majesty on the Death of His Royal Highness the Prince Consort, to be laid at the foot of the Throne. In it you have offered to your Sovereign the assurance of your heart-

felt sympathy in Her sorrow, and of your estimation of the noble character of the Prince whose Death we so deeply lament.

During the Session, now brought to a close, you have bestowed a patient and careful attention on many measures both of general and of local interest.

A copy of the Report of the Land Commissioners has been forwarded to me by Her Majesty's Secretary of State for the Colonies, and has been laid before you. The two Acts passed by you, the one to confirm their Award and the other to facilitate its operation, shall be duly transmitted for Her Majesty's confirmation.

You have adopted with promptitude the suggestions offered by the Colonial Minister on the subject of the Act which you passed last Session to change the Constitution of the Legislative Council. I trust that the Act to which I have just given my assent may be the means of establishing a popular and effective Upper Chamber.

I thank you for the grant which you have placed at my disposal for the maintenance of the Volunteer Force. I observe with great satisfaction a considerable increase in the strength of this Force, and its rapid progress in discipline and efficiency. It is my earnest desire to foster the spirit of self-reliance and patriotism which characterizes it.

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

I thank you for the Supplies which you have granted for the Public Service.

*Mr. President and Honorable Gentlemen of the Legislative Council ;*

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

I now release you from your Legislative duties, confident that you will continue to exert the influence which your position gives you, to secure the prosperity and welfare of the people of this Island.

After which, the President of the Council said :

“ Honorable Gentlemen of the Legislative Council, and

“ Gentlemen of the House of Assembly :

It is the will and pleasure of His Excellency the Lieutenant Governor that this General Assembly be prorogued until Tuesday the Twenty-seventh day of May next ; and this General Assembly is accordingly prorogued until Tuesday the Twenty-seventh day of May next, to be then here holden.

J. BARRETT COOPER,  
Clerk of the Legislative Council. ;

**End of the Fourth Session.**



APPENDIX

TO

THE JOURNAL

OF THE

LEGISLATIVE COUNCIL

OF

PRINCE EDWARD ISLAND,

FOR THE SESSION COMMENCING THE TWENTIETH DAY OF FEBRUARY,  
AND ENDING ON THE SEVENTEENTH DAY OF APRIL,

1862.





# APPENDIX No. 1.

(See Page 23.)

## Despatches from Secretary of State to Lieutenant Governor, with correspondence; viz:—

No. 63.—April 10, 1861.—On the subject of the Act to authorize grants of the Shores of this Island.

No. 63. [COPY.]

DOWNING STREET,

10th April, 1861.

Sir;

I have to acknowledge the receipt of your despatch, No. 7, of the 1st of February last, enclosing a report from the Attorney General of Prince Edward Island, on the subject of the Act intituled "An Act to authorize grants of the Shores of this Island."

I approve of your intention to amend the Act in such a way as to confine its operation, unambiguously, to land between high and low water mark.

As thus amended, its principle will be unobjectionable; but I think, however, that the powers granted to the Lieutenant Governor and Council, should be so exercised as not to inflict injury on owners of land on the sea-shore, by cutting them off from access to the sea, or by erecting any constructions which might be injurious to them, or a nuisance.

And while amending the Act in other respects, I think you would do well to insert a provision for the protection of the interests of

Proprietors adjoining any sea-shore, which may be granted, or for assigning them compensation, if the public interests should require that any portion of the sea-shore in front of their property should be appropriated in a manner to cause them damage.

I have, &c., &c.,

(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,

George D. Atkinson, Private Sec'y.

Circular.—May 16, 1861.—Enclosing Proclamation of neutrality as regards War in the United States.

[COPY.]

Prince Edward Island.

(Circular.) DOWNING STREET,  
16th May, 1861.

Sir;

I transmit to you enclosed the Queen's Proclamation for the maintenance of Neutrality pending the Hostilities which have broken out between the Government of the United States of America, and certain States, which have seceded from that confederation; and I have

to desire that you will give the utmost publicity to the said Proclamation.

I have the honor, &c., &c.,

(In the absence of the Duke of Newcastle,)

C. FORTESCUE.

Lieut. Governor Dundas, &c., &c.



BY THE QUEEN.

**A PROCLAMATION.**

VICTORIA R.

**W**HEREAS We are happily at Peace with all Sovereigns, Powers and States :

And whereas hostilities have unhappily commenced between the Government of the United States of America and certain States styling themselves the Confederate States of America :

And whereas we being at peace with the Government of the United States, have declared our Royal determination to maintain a strict and impartial neutrality in the contest between the said contending parties :

We, therefore, have thought fit, by and with the advice of our Privy Council, to issue this Our Royal Proclamation :

And We do hereby strictly charge and command all Our loving subjects to observe a strict Neutrality in and during the aforesaid Hostilities, and to abstain from violating or contravening either the Laws and Statutes of the Realm in this Behalf, or the Law of Nations in relation thereto, as they will answer to the contrary at their Peril :

And whereas in and by a certain Statute made and passed in the Fifty-ninth year of His Majesty King George the Third, intituled "An Act to "prevent the enlisting or Engagement of His Majesty's Subjects to serve in "a Foreign Service, and the fitting out or equipping, in His Majesty's "Dominions, Vessels for Warlike Purposes, without His Majesty's Licence," it is amongst other things declared and enacted as follows :—

"That if any natural-born Subject of His Majesty, His Heirs and Successors, without the Leave or Licence of His Majesty, His Heirs or Successors, for that Purpose first had and obtained, under the Sign Manual of His Majesty, His Heirs or Successors, or signified by Order in Council, or by Proclamation of His Majesty, His Heirs or Successors, shall take or accept, or shall agree to take or accept, any Military Commission, or shall otherwise enter into the Military Service as a Commissioned or Non-commissioned Officer, or shall enlist or enter himself to enlist, or shall agree to enlist or to enter himself to serve as a Soldier, or to be employed, or shall serve in any Warlike or Military Operation in the Service of or for or under or in aid of any Foreign Prince, State, Potentate, Colony, Province, or Part of any Province or People, or of any Person or Persons exercising or assuming to exercise the Powers of Government in or over any Foreign Country, Colony, Province, or Part of any Province or People, either as an Officer or Soldier, or in any other Military Capacity ; or if any natural-born Subject of His Majesty shall, without such Leave or Licence as aforesaid, accept, or agree to take or accept, any Commission, Warrant, or Appointment as an Officer, or shall enlist or enter himself, or shall agree to enlist or enter himself, to serve as a Sailor or Marine, or to be employed, or engaged, or shall serve in and on board any Ship or Vessel of War, or in and on board any Ship

APPENDIX No. 1.

or Vessel used or fitted out, or equipped or intended to be used for any Warlike Purpose, in the Service of or for or under or in aid of any Foreign Power, Prince, State, Potentate, Colony, Province, or Part of any Province or People, or of any Person or Persons exercising or assuming to exercise the Powers of Government in or over any Foreign Country, Colony, Province, or Part of any Province or People; or if any natural-born Subject of His Majesty shall, without such Leave and Licence as aforesaid, engage, contract, or agree to go, or shall go to any Foreign State, Country, Colony, Province, or Part of any Province, or to any place beyond the Seas, with an Intent or in order to enlist or enter himself to serve, or with Intent to serve in any Warlike or Military Operation whatever, whether by Land or by Sea, in the Service of or for or under or in aid of any Foreign Prince, State, Potentate, Colony, Province, or Part of any Province or People, or in the Service of or for or under or in aid of any Person or Persons exercising or assuming to exercise the Powers of Government in or over any Foreign Country, Colony, Province, or Part of any Province or People, either as an Officer or a Soldier, or in any other Military Capacity, or as an Officer or Sailor, or Marine in any such Ship or Vessel as aforesaid, although no Enlisting Money or Pay or Reward shall have been or shall be in any or either of the Cases aforesaid actually paid to or received by him, or by any Person to or for his Use or Benefit; or if any Person whatever, within the United Kingdom of Great Britain and Ireland, or in any part of His Majesty's Dominions elsewhere, or in any Country, Colony, Settlement, Island, or Place belonging to or subject to His Majesty, shall hire, retain, engage, or procure, or shall attempt or endeavor to hire, retain, engage, or procure, any Person or Persons whatever to enlist, or to enter or engage to enlist, or to serve or to be em-

ployed in any such Service or Employment as aforesaid, as an Officer, Soldier, Sailor, or Marine, either in Land or Sea Service, for or under or in aid of any Foreign Prince, State, Potentate, Colony, Province, or Part of any Province or People, or for or under or in aid of any Person or Persons exercising or assuming to exercise any Powers of Government as aforesaid, or to go or agree to go or embark from any Part of His Majesty's Dominions, for the Purpose or with Intent to be so enlisted, entered, engaged, or employed as aforesaid, whether any Enlisting Money, Pay, or Reward shall have been or shall be actually given or received, or not; in any or either of such Cases, every Person so offending shall be deemed guilty of a Misdemeanor, and upon being convicted thereof, upon any Information or Indictment, shall be punishable by Fine and Imprisonment, or either of them, at the Discretion of the Court before which such Offender shall be convicted."

And it is in and by the said Act further enacted,—

“ That if any Person, within any Part of the United Kingdom, or in any Part of His Majesty's Dominions beyond the Seas, shall, without the Leave and Licence of His Majesty for that Purpose first had and obtained as aforesaid, equip, furnish, fit out, or arm, or attempt or endeavor to equip, furnish, fit out, or arm, or procure to be equipped, furnished, fitted out, or armed, or shall knowingly aid, assist, or be concerned in the equipping, furnishing, fitting out, or arming, of any Ship or Vessel, with Intent or in order that such Ship or Vessel shall be employed in the Service of any Foreign Prince, State, or Potentate, or of any Foreign Colony, Province, or Part of any Province or People, or of any Person or Persons exercising or assuming to exercise any Powers

APPENDIX No. 1.

of Government in or over any Foreign State, Colony, Province, or Part of any Province or People, as a Transport or Store Ship, or with Intent to cruise or commit Hostilities against any Prince, State, or Potentate, or against the Subjects or Citizens of any Prince, State, or Potentate, or against the Persons exercising or assuming to exercise the Powers of Government in any Colony, Province, or Part of any Province or Country, or against the Inhabitants of any Foreign Colony, Province, or part of any Province or Country, with whom His Majesty shall not then be at War; or shall, within the United Kingdom, or any of His Majesty's Dominions, or in any Settlement, Colony, Territory, Island, or Place belonging or subject to His Majesty, issue or deliver any Commission for any Ship or Vessel, to the Intent that such Ship or Vessel shall be employed as aforesaid, every such Person so offending shall be deemed guilty of a Misdemeanor, and shall, upon Conviction thereof upon any Information or Indictment, be punished by Fine and Imprisonment, or either of them, at the Discretion of the Court in which such Offender shall be convicted; and every such Ship or Vessel, with the Tackle, Apparel, and Furniture, together with all the Materials, Arms, Ammunition, and Stores, which may belong to or be on board of any such Ship or Vessel, shall be forfeited; and it shall be lawful for any Officer of His Majesty's Customs or Excise, or any Officer of His Majesty's Navy, who is by Law empowered to make Seizures for any Forfeiture incurred under any of the Laws of Customs or Excise, or the Laws of Trade and Navigation, to seize such Ships and Vessels aforesaid, and in such Places and in such manner in which the Officers of His Majesty's Customs or Excise and the Officers of His Majesty's Navy are empowered respectively to make Seizures

under the Laws of Customs and Excise, or under the Laws of Trade and Navigation; and that every such Ship and Vessel, with the Tackle, Apparel, and Furniture, together with all the Materials, Arms, Ammunition, and Stores which may belong to or be on board of such Ship or Vessel, may be prosecuted and condemned in the like manner,"

A true copy,

GEORGE D. ATKINSON.

No. 72.—May 30, 1861.—In answer to Address of Condolence from the Legislative Council and House of Assembly, on the death of Her Royal Highness the Duchess of Kent.

Prince Edward Island.

No. 72. DOWNING STREET,  
30th May, 1861.

Sir;

I have the honor to acknowledge the receipt of your Despatch, No. 35, of the 29th of April last, enclosing a joint Address of Condolence to the Queen, from the Legislative Council and House of Assembly of Prince Edward Island, on the death of H. R. H. the Duchess of Kent.

I have laid the address before the Queen, and I am commanded to express Her Majesty's sense of the feelings of loyalty and of sympathy, by which it has been dictated.

I have, &c. &c.

NEWCASTLE.

A true copy,

George D. Atkinson.

APPENDIX No. 1.

(Circular.)—1st June, 1861.—On the subject of Hostilities in the United States of America.

[COPY.]

Prince Edward Island.

(Circular.) DOWNING STREET,  
1st June, 1861.

Sir ;

You are already aware that the Queen is desirous of observing the strictest neutrality in the contest which appears imminent between the United States and the so-styled Confederate States of North America. I have now to inform you that in order to give full effect to this principle, Her Majesty has been pleased to interdict the Armed Ships, and also the Privateers of both parties from carrying prizes made by them, into the ports, harbors; roadsteads or waters of the United Kingdom, or of any of Her Majesty's Colonies or Possessions abroad.

It is Her Majesty's desire that this prohibition should be forthwith notified to all proper authorities within Her Majesty's Dominions; and I am to desire that you take measures to secure its effectual observance within the limits of your Government.

I have the honor to be,  
Sir,  
&c., &c., &c.,  
(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,  
George D. Atkinson, Private Sec'y.

2

No. 77.—July 10th, 1861.—Announcing that 4 Brass Guns and 50 Swords are to be sent out as a free gift to the Colony.

[COPY.]

No. 77. DOWNING STREET,  
10th July, 1861.

Sir ;

I referred to the Secretary of State for War, the request contained in your despatch, No. 14, of the 1st of March, that four light brass guns and fifty small swords might be supplied to the Colonial Volunteer Corps; and I have the pleasure to acquaint you that in order to encourage the spirit of self-reliance which has been shown by the Inhabitants of Prince Edward Island, Lord Herbert has given directions for sending out four six-pounder brass guns complete, with 46 rounds of ammunition, per gun; and 50 swords to be presented to the Colony, as a free gift.

I have, &c., &c.,  
(Signed) NEWCASTLE.

A true copy,  
George D. Atkinson, Private Sec'y.

No. 80.—August 19, 1861.—Refusing to submit for Her Majesty's assent "An Act to incorporate the Roman Catholic Bishop of Prince Edward Island in his Diocese.

[COPY.]

No. 80. DOWNING STREET,  
19th August, 1861.

Sir ;

I have had under my consideration an Act passed by the Legislature of Prince Edward Island, intituled

APPENDIX No. 1.

“An Act to incorporate the Roman Catholic Bishop of Charlottetown in his Diocese.”

This Act is not to take effect till Her Majesty's assent thereto is signified.

I regret to say that this Act is drawn with such unusual carelessness, and might possibly have such extraordinary and unintended effects (if indeed it would have any at all) that I have been unable to advise that Her Majesty should assent to it.

The first clause provides that the Roman Catholic Bishop shall be incorporated by the name of “the Roman Catholic Episcopal Congregation” (meaning I presume Corporation) “for the Diocese of Charlottetown in Prince Edward Island,”—and enables him very properly to hold for the use of his Church Lands in Prince Edward Island not exceeding the value of Three Thousand Pounds per annum.

The second clause is, I suppose, intended to vest in the Bishop, in his corporate character, all property (including especially Churches, Chapels and Burial Grounds) already held by him, or by any other person as Trustees, for certain Diocesan purposes in Charlottetown.

But the clause is so worded as to raise a variety of most inconvenient doubts.

What is meant by putting in the words “the soil, and freehold, as well as the fee”? The Fee includes the soil and freehold.

What is meant by specifying particularly “all Burial Grounds and Churches and Chapels?”—they seem sufficiently included in the the term “lands, tenements or hereditaments.”

Is it by accident or design, that no express provision is made for lands now held otherwise than in fee, as e.g. on leases for lives or long terms of years?

Is the term “belonging to” intended to include such interests? If so, it should be more unequivocally expressed.

Further, what is the object of requiring that the Lands should not only “belong to” the

Bishop or his Church, but also that it should be “used, held, occupied, possessed or enjoyed” by him, or the Church as a condition of its vesting in the Episcopal Corporation.

I need hardly point out that if it was intended to enact that land heretofore only “occupied” or possessed by him, without a strictly legal title, or right of property should, by force of this Act, become vested in him in fee, such a provision would be wholly inadmissible.

It would almost seem, however, as if the framers of the Act had entertained some floating idea of this kind.

What is the meaning of “his Church?” Neither the Roman Catholic Church generally, nor the Diocese of Charlottetown in particular, are at present capable of having lands in Prince Edward Island “belonging to” them *co nomine*.

What is meant by providing that the fee of “all Churches and Chapels now being erected, or to be hereafter erected,” in his (“the Bishop's) Diocese” should by virtue of this Act be vested in the proposed Corporation?

The provision being without any qualification, would extend to all Churches and Chapels of whatever denomination, and on whatever land, public or private, they may be built. Of course this was not the intention of those who framed the Act. But what was the intention? This should be clearly ascertained, and, if unobjectionable, the clause so worded as to express it.

Lastly, the 5th clause provides that “nothing herein contained shall affect or be construed to affect in any manner or way, the rights of any person or persons whomsoever.”

What the effect of this comprehensive saving may be on the previous provisions of the Bill, I confess myself unable to conjecture, but it alone would, (I imagine) furnish sufficient reason why those who are interested in the Act should not wish it to be brought into operation in its present shape.

APPENDIX No. 1.

I have, therefore, been unable to advise that Her Majesty's assent should be given to this Bill. But I wish it to be understood that I have no objection whatever to its principle, and I shall readily recommend for the Royal sanction an amended Act calculated to effect what I suppose to be the very proper object of those who have promoted the Bill—the object of enabling the Bishop to act in the easiest and most convenient way as Trustee for his own Church in Prince Edward Island.

I have, &c., &c., &c.,  
(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,  
George D. Atkinson, Private Sec'y.

No. 81.—Respecting an Act of the local Legislature, (1861) “to provide for the organization of a Volunteer Force, &c.”

[COPY.]

No. 81. DOWNING STREET,  
29th August, 1861.

Sir;

I have the honor to acquaint you that the Act (copy of which was enclosed in your despatch, No. 59, of the 8th July) passed by the Legislature of Prince Edward Island in April last, intituled, No. 1077, Cap. XI., “An Act to provide for the organization of a Volunteer Force for the defence of this Island,” has been referred for the consideration of the Military authorities, and that H. R. H. the Commander-in-Chief, has expressed his opinion with refer-

ence to the 4th clause of the Act, that the Cavalry would require more drill than the Infantry, and ought therefore to be called out, at least as often, viz:—eight days.

With respect to the 10th Section of the Act, it is the rule in this country, that Field Officers of the Regular and Militia Forces should always be senior to Field Officers of Volunteers, or in other words, that a Major of the Regular Army should command a Volunteer Lieut. Colonel. But the seniority involving the relative precedence of Officers of Her Majesty's Regular Army and others, should not be defined by an Act of the Colonial Legislature, but should be left to be determined by Her Majesty.

The 10th Section of this Act should therefore be repealed.

I have, &c., &c.,  
(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy.  
G. D. ATKINSON.

No. 82.—September 17, 1861.—In answer to application for further supply of Arms for Volunteer Corps, (with the Lieut. Governor's answer thereto.)

[COPY.]

Prince Edward Island.

No. 82. DOWNING STREET,  
17th September, 1861.

Sir;

I referred to the Secretary of State for War, your Despatch, No. 65, of the 22d of July, re-

APPENDIX No. 1.

porting that the One-thousand Stand of Rifles issued to the Colonial Government in 1859, have been distributed amongst the various Corps in Prince Edward Island, and requesting that a further supply may be granted.

In reply, I have the honor to inform you that Sir G. Lewis has given directions for having four hundred Rifles, together with a supply of ammunition, sent out for the use of the Volunteers; but it must be understood that the Rifles are issued on loan, and that the accoutrements and ammunition must be paid for by your Government.

I have the honor to be, &c.,  
(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,  
GEORGE D. ATKINSON.

PRINCE EDWARD ISLAND,  
Government House,  
October 14, 1861.

No. 91.—Military.

My Lord Duke;

I have the honor to acknowledge the receipt of Your Grace's Despatch, No. 82, of date 17th September, 1861, in which Your Grace informs me that Sir George Cornewall Lewis has given directions that a supply of Rifles, accoutrements and ammunition be sent out for the use of the Volunteers in this Colony, on the understanding that the Rifles are to be regarded as a loan, and that the accoutrements and ammunition are to be paid for by my Government.

2. My Government, not anticipating a charge of this nature, has not provided funds

to meet the cost of the accoutrements and ammunition. I am not, therefore, enabled to accept the offer made by the Secretary at War, until such time as I have ascertained whether the House of Assembly will vote a sum sufficient for that purpose.

3. With this view, I shall lay Your Grace's Despatch before the Legislature at its assembling next Session.

I have, &c., &c., &c.,  
GEORGE DUNDAS,  
Lieutenant Governor.

His Grace the Duke of Newcastle,  
&c., &c., &c.

A true copy,  
GEORGE D. ATKINSON.

[COPY.]

Prince Edward Island.

No. 83. DOWNING STREET,  
30th September, 1861.

Sir;

Having referred for the consideration of the Lords Commissioners of the Treasury, the Act (Cap. 4) passed by the Legislature of Prince Edward Island in its last Session, intituled "An Act to incorporate the Gulf Express and Telegraph Company," I have received from their Lordships a letter in answer, of which I enclose you, herewith, a copy.

You will observe that their Lordships, disapproving exclusive privileges, specially require information as to the extent and object of the monopoly proposed to be created by this Act.



APPENDIX No. 1.

I have, therefore, to request, that you will supply me with the information which is wanted, pending the receipt of which, the Queen's decision upon the Act will be suspended.

I have, &c., &c., &c.,  
(Signed) NEWCASTLE.

Lieut. Governor Dundas, &c., &c.

A true copy,  
George D. Atkinson.

(Copy of Enclosure in No. 83.)

TREASURY CHAMBERS,  
20th September, 1861.

Sir ;

With reference to your letter of the 24th ultimo, enclosing copy of an Act of the Legislature of Prince Edward Island, passed in the month of April last, entitled No. 1070 "An Act to incorporate the Gulf Express and Telegraph Company," I am directed by the Lords Commissioners of H. M's Treasury to acquaint you for the information of the Duke of Newcastle, that this Act does not clearly express what is the extent or object of the proposed monopoly of Telegraphic communication.

It would appear, however to extend to the line between Charlottetown and Summerside; and to the communication between the latter place and any Submarine Telegraph which is in direct communication with New Brunswick; but it is not clear whether as regards the last communication the monopoly applies only to stations within 10 miles of Summerside or to stations at a greater distance.

It does not appear, whether the monopoly is such as would affect the internal communication of Prince Edward Island only, or whether it

would or might also affect those to or from the Colony, or passing through or over it.

In the absence of precise information on these points, My Lords can only express their objections to all monopolies of this description, and as they are unable to form a satisfactory opinion, as to the way in which the interests of Prince Edward Island, or of other parts of the Empire may be affected by this Act of the Legislature, they would suggest to the Secretary of State the propriety of suspending the decision of the Crown upon it until further and satisfactory information on these points shall be obtained.

I am, &c., &c., &c.,  
(Signed) GEO. A. HAMILTON.

Sir F. Rogers, Bart.,  
&c., &c., &c.

Prince Edward Island.

No. 97.—Legislative.

GOVERNMENT HOUSE,  
November 11th, 1861.

My Lord Duke ;

1. I have the honor to acknowledge Your Grace's Despatch, No. 83, of date the 30th September, 1861, enclosing a letter from the Lords Commissioners of the Treasury, with reference to an Act of the Local Legislature, "to incorporate the Gulf Express and Telegraph Company," (24 Vic., Cap. 4.)

2. I, herewith, transmit copy of a statement by the Attorney General, with regard to the object, and extent of this Act.

3. I would submit to Your Grace, that the case under consideration is a peculiar one, to

APPENDIX No. 1.

which the general condemnation of monopolies ought not to extend.

4. The sharers in this monopoly are engaged in an enterprize highly beneficial to the public, but one from which they can expect no immediate return. It could not, therefore, be expected, that persons would be willing to incur the expense of an enterprize of this nature without either an exclusive privilege for a limited period, or a subsidy from the Local Government, which, in the present case, it would not seem desirable to grant.

5. The Company incorporated by the Act in question have recently completed the Telegraphic communication between Charlottetown and Summerside, anticipating no further difficulty, after the passing of this Act by the Local Legislature.

I have, &c., &c., &c.,  
 GEORGE DUNDAS,  
 Lieut. Governor.

His Grace the Duke of Newcastle,  
 &c., &c., &c.

A true copy,  
 George D. Atkinson.

Enclosure in Lieut. Governor Dundas's Despatch to His Grace the Duke of Newcastle, No. 97,—Legislative.

ATTORNEY GENERAL'S OFFICE,  
 Charlottetown,  
 26th October, 1861.

Sir ;

I have perused the Despatch of His Grace the Duke of Newcastle, No. 83, of date the

30th September last, also the letter from the Lords Commissioners of H. M's Treasury, of the date of the 20th of the same month, with reference to the Act 24th Vic. Cap. 4, entitled "An Act to incorporate the Gulf Express and Telegraph Company."

For the information of the Lords Commissioners of H. M's Treasury, I beg to state, that the Act was passed for the purpose of furthering an enterprize highly beneficial to the Public generally, but which did not promise immediate remunerative returns for capital invested.

It was the intention of the Legislature, that the monopoly of the contemplated line should extend to all Telegraphic communication between Summerside and Charlottetown in direct communication with New Brunswick, by means of a Submarine Telegraph, and also between Summerside and any other Office also in communication with the said Province by the means above mentioned.

The monopoly conferred by the Act under consideration was not intended to apply to any line, where station or office was distant more than ten miles from Summerside.

It is conceived that the monopoly would affect the internal communication between Charlottetown and Summerside, although such communication be unconnected by Submarine Telegraph with New Brunswick, but it would not, in my opinion affect Telegraphic wires merely passing through, or over any part of the country, within ten miles of Summerside, provided no station connected with such line be established within the prohibited distance for the purpose of transmitting messages, &c.

I may remark, that where it has been thought conducive to the public interests, as it was in this case. Monopolies of a similar character to the one created by this Act, have been allowed,

APPENDIX No. 1.

such as Acts to encourage the establishment of Ferries, &c.,— such encouragement being in the nature of a subsidy.

I have the honor to be,  
&c., &c., &c.,

(Signed) FREDK. BRECKEN,  
Attorney General.

Prince Edward Island.

No. 92. DOWNING STREET,  
19th January, 1862.

Sir ;

I have received and have had under my consideration an Act passed by the Legislature of Prince Edward Island in the month of April last, and transmitted to me in your Despatch No. 59, 8th July, 1861.

I have reported to Her Majesty in Council my opinion, that the said Act should be left to its operation, and I have the honor to transmit to you, herewith, an Order of Her Majesty in Council, my opinion that the said Act should be left to its operation, and I have the honor to transmit to you, herewith, an Order of Her Majesty in Council, dated the 6th instant, approving that Report.

I have, &c., &c.,  
(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.,

A true copy,  
George D. Atkinson.

At the Court at Osborne House, Isle of Wight,  
the 6th day of January, 1862.

PRESENT :

The Queen's Most Excellent Majesty.  
Lord President, Duke of Newcastle,  
Sir George Grey, Bart.

WHEREAS the Lieutenant Governor of Her Majesty's Island, Prince Edward with the Council and Assembly of the said Island, did, in the month of April, 1861, pass an Act, which has been transmitted, entitled as follows, viz :

No. 1070. " An Act to Incorporate the Gulf Express and Telegraph Company."

And whereas the said Act has been laid before Her Majesty, in Council, together with a letter to the Lord President of the Council, from the Most Noble the Duke of Newcastle, one of Her Majesty's Principal Secretaries of State, recommending that the said Act should be left to its operation ; Her Majesty was, thereupon, this day pleased, by and with the advice of Her Privy Council, to approve the said recommendation. Whereof the Governor, Lieutenant Governor, or Commander-in Chief for the time being, of Her Majesty's Prince Edward Island, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

ARTHUR HELPS.

Prince Edward Island.

DOWNING STREET,  
No. 85. 22nd October, 1861.

Sir ;

I have received and have had under my consideration, 31 Acts passed by the Legislature of Prince Edward Island, in the month of April

APPENDIX No. 1.

last, and transmitted to me in your Despatches, No. 59, 8th July; 73, 19th August; 75, 2nd September, 1861, noted in the margin.

I have reported to Her Majesty in Council my opinion that the said Acts should be left to their operation, and I have the honor to transmit to you herewith an order of Her Majesty in Council, dated the 11th instant, approving that report.

I have, &c., &c., &c.

(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,

GEORGE D. ATKINSON.

At the Court at Balmoral, the 11th day of  
October, 1861.

PRESENT :

The Queen's Most Excellent Majesty.  
His Royal Highness the Prince Consort.  
Lord Privy Seal.  
Sir George Grey, Baronet.

**W**HEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did, in the month of April, 1861, pass 31 Acts, which have been transmitted, entitled as follows, viz :—

No. 1068. " An Act to authorize John Hunter to take the additional name of Duvar."

No. 1069. " An Act to amend the Act to provide for the revising and reprinting of the Laws of this Island."

No. 1071. " An Act in amendment of and addition to the Acts relating to Judgments entered of Record in the Supreme Court of Judicature."

No. 1072. " An Act for raising a Revenue."

No. 1073. " An Act for the preservation of the Alewives Fisheries in this Island."

No. 1075. " An Act to further amend the Act for the transfer of the Inland Posts within Prince Edward Island."

No. 1076. " An Act to consolidate and amend the Laws relating to Grand and Petit Jurors in this Island."

No. 1079. " An Act to authorize the appointment of Hog Reeves in certain Districts in this Island, and to prevent the going at large of Swine within the same."

No. 1080. " An Act to incorporate the Trustees of the Presbyterian Church at Covehead."

No. 1081. " An Act to amend the Act to incorporate the Town of Charlottetown."

No. 1082. " An Act to repeal a certain Act therein mentioned relating to the prevention of Smuggling."

No. 1083. " An Act to prevent Congregations being disturbed or disquieted during the performance of Public Worship."

No. 1084. " An Act to consolidate and amend the Laws relating to the conveyance of Real Estate by Married Women during their coverture."

No. 1085. " An Act to authorize the Trustees of the Georgetown Schools to sell the present School site therein, and to appropriate a portion of the Public Square as a School site in lieu thereof."

No. 1086. " An Act to repeal a certain Act therein mentioned relating to Statute Labor for Charlottetown, its Common and Royalty, and also to nuisances in and about the same."

No. 1087. " An Act relating to the Land Assessment at present imposed by Law on the Town and Royalty of Princetown."

APPENDIX No. 1.

No. 1088. "An Act for the punishment of persons who shall be guilty of the Trespasses therein mentioned."

No. 1089. "An Act to continue certain Acts therein mentioned."

No. 1090. "An Act to incorporate the Trustees of Saint Dunstan's College, in Queen's County, and for other purposes therein mentioned."

No. 1091. "An Act to continue an Act relative to accidents by fire, and for the improvement of property in Georgetown, and for the removal of nuisances from the streets and squares thereof."

No. 1092. "An Act to continue the Act relating to Packets sailing between this Island and the Provinces of Nova Scotia and New Brunswick."

No. 1093. "An Act relating to the punishment of certain cases of Felony and Misdemeanor."

No. 1094. "An Act to exempt certain Bills of Exchange, Promissory Notes, Contracts and Agreements from the operation of the Laws relating to Usury."

No. 1095. "An Act for the protection of Copyright."

No. 1096. "An Act to alter and amend the Act incorporating the Crapaud Dredging Machine Company."

No. 1097. "An Act to give summary protection to persons employed in the publication of Parliamentary Papers."

No. 1098. "An Act to alter and amend the Act intituled "An Act to incorporate sundry persons by the name of the Cascumpec Marine Railway Company."

No. 1099. "An Act to authorize the exportation of the Horse 'Saladin' from this Island, and to repeal a certain Act therein mentioned."

No. 1101. "An Act to raise funds for the purposes of Education by imposing an additional assessment on Land in this Island, and on Real Estate in Charlottetown and Common, and Georgetown and Common."

No. 1102. "A Bill for appropriating certain monies therein mentioned for the service of the year of Our Lord one thousand eight hundred and sixty-one."

No. 1103. "An Act to consolidate and Amend the several Laws relating to Education."

And whereas the said Acts have been laid before Her Majesty in Council, together with letters to the Lord President of the Council, from the most noble the Duke of Newcastle, one of Her Majesty's principal Secretaries of State, recommending that the said Acts should be left to their operation; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to approve the said recommendation; Whereof the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

EDMUND HARRISON.

Prince Edward Island.

No. 86. DOWNING STREET,  
22d October, 1861.

Sir; I have received, and have had under my consideration an Act (No. 1100) passed by the Legislature of Prince Edward Island in the month of April last, and transmitted to me in your Despatch, No. 73, 19th August.

APPENDIX No. 1.

I have reported to Her Majesty in Council, my opinion that the said Act should be specially confirmed, and I have the honor to transmit to you, herewith, an Order of Her Majesty in Council, dated the 11th instant, approving that Report.

I have, &c., &c., &c.,

(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.,

A true copy,  
George D. Atkinson.

At the Court at Balmoral the 11th day of  
October, 1861.

PRESENT :

The Queen's Most Excellent Majesty.  
His Royal Highness the Prince Consort.  
Lord Privy Seal.  
Sir George Grey, Baronet.

**W**HEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did in the month of April, 1861, pass an Act, which has been transmitted, entitled as follows, viz :—

No. 1100. An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof."

And whereas the said Act has been laid before Her Majesty in Council, together with a letter to the Lord President of the Council, from the most noble the Duke of Newcastle, one of Her Majesty's principal Secretaries of State, recommending that the said Act should

receive Her Majesty's special confirmation; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to declare Her special confirmation of the said Act, and the same is hereby specially confirmed, ratified, and finally enacted accordingly : Whereof, the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

EDMUND HARRISON.

No. 89.

DOWNING STREET,

5th December, 1861.

Sir ;

I have received and have had under my consideration an Act (No. 1046) passed by the Legislature of Prince Edward Island in the month of May, 1860, and transmitted in your Despatch, No. 66, 20th November, 1860.

I have reported to Her Majesty in Council my opinion that the said Act should be specially confirmed, and I have the honor to transmit to you herewith an Order of Her Majesty in Council, dated the 20th ultimo, approving that Report.

I have the honor to be,  
&c., &c., &c.

(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,  
George D. Atkinson.

APPENDIX No. 1.

At the Court at Windsor, the 20th day of November, 1861.

PRESENT :

The Queen's Most Excellent Majesty,  
His Royal Highness the Prince Consort,  
Lord President, Viscount Palmerston,  
Lord Privy Seal, Sir George C. Lewis, Bt.  
Duke of Somerset, Mr. Milner Gibson,  
Duke of Newcastle, Mr. Charles Villiers.

**W**HEREAS the Lieutenant Governor of Her Majesty's Island Prince Edward, with the Council and Assembly of the said Island, did, in the month of May, 1860, pass an Act, which has been transmitted, entitled as follows, viz :—

No. 1046. "An Act to enable the Comptroller of Navigation Laws, in this Island, to grant and issue Fishery Licenses to citizens of the United States for vessels built in Prince Edward Island and owned by them."

And whereas the said Act has been laid before Her Majesty in Council, together with a letter to the Lord President of the Council, from the Most Noble the Duke of Newcastle, one of Her Majesty's principal Secretaries of State, recommending that the said Act should receive Her Majesty's special confirmation; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to declare Her special confirmation of the said Act, and the same is hereby specially confirmed, ratified, and finally enacted accordingly. Whereof the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

ARTHUR HELPS.

Prince Edward Island.

(Circular.)

DOWNING STREET,

10th December, 1861.

Sir ;

I transmit to you herewith for your information a copy of a Proclamation, which has been issued by Her Majesty, bearing date the 30th of November, 1861, prohibiting Gunpowder, Saltpetre, Nitrate of Soda, and Brimstone, from being exported from the United Kingdom, or from being carried coastwise, and also a copy of an order in Council of the same date, prohibiting the exportation of the like articles from the Islands of Jersey, Guernsey, Alderney, and Sark, and the Isle of Man.

I also enclose a copy of a further proclamation, issued by Her Majesty on the 4th December, instant, prohibiting Arms, Ammunition, and Military Stores, (including Percussion Caps and Tubes) and also Lead, from being exported from the United Kingdom, or from being carried coastwise, together with a copy of an order in Council of the same date, prohibiting the exportation of the like Articles from the Channel Islands, and the Isle of Man.

If in the Colony under your Government there shall be no law in force to the effect of the provision granted in H. M's Proclamation from the Customs Consolidation Act of 1853, Her Majesty's Government are desirous that you should submit to your Legislature the propriety of passing such a law, in order that you may be in a position to prevent with promptitude the exportation of Arms and Military Stores, in case circumstances should render such a measure necessary.

I have, &c., &c., &c.  
(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,  
George D. Atkinson.



BY THE QUEEN.

## A PROCLAMATION.

VICTORIA R.

**W**HEREAS in and by a certain Statute made and passed in the Parliament in the sixteenth and seventeenth years of Our reign, and intituled "The Customs Consolidation Act, 1853," it is, amongst other things, declared and enacted as follows, that is to say:—

"The following Goods may, by Proclamation or Order in Council, be prohibited either to be exported or carried coastwise: Arms, Ammunition and Gunpowder, Military and Naval Stores, and any Articles which Her Majesty shall judge capable of being converted into, or made useful in increasing the quantity of Military or Naval Stores, Provisions, or any sort of Victual, which may be used as food by man; and if any Goods so prohibited shall be exported from the United Kingdom, or carried coastwise, or be water-borne to be so exported or carried, they shall be forfeited."

And whereas we have thought fit, by and with the advice of Our Privy Council, to prohibit either to be exported or carried coastwise, the Articles hereinafter mentioned; (being Articles which We judge capable of being converted into, or made useful in increasing the quantity of Military or Naval Stores:) We, therefore, by and with the advice of Our Privy Council, and by this Our Royal Proclamation, do order and direct that from and after the date hereof, all Gunpowder, Saltpetre, Nitrate of Soda and Brimstone shall be and the same

are hereby prohibited either to be exported from the United Kingdom or carried coastwise.

Given at Our Court at Windsor this Thirtieth day of November, in the Year of Our Lord One thousand eight hundred and sixty-one, and in the 25th of Our reign.

GOD SAVE THE QUEEN!

At the Court at Windsor, the 30th day of November, 1861.

PRESENT:

The Queen's Most Excellent Majesty  
in Council.

**W**HEREAS it has appeared expedient and necessary to Her Majesty, by and with the advice of Her Privy Council, to prohibit the articles hereinafter mentioned to be exported or carried coastwise from the Islands of Jersey, Guernsey, Alderney and Sark, and the Isle of Man respectively, except as hereinafter provided. Her Majesty is, therefore, pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, that from and after the publication of the Order in the said Islands respectively, the following Articles, namely—

Gunpowder,  
Saltpetre,  
Nitrate of Soda, and  
Brimstone,

shall be and the same are hereby prohibited to be exported, or carried coastwise from the said Islands of Jersey, Guernsey, Alderney and Sark, and the Isle of Man respectively, except



with the license of the Lieut. Governor, or other officer administering the Government of said Islands respectively, for that purpose first had and obtained.

And the Lieutenant Governors of Her Majesty's Islands of Jersey, Guernsey, Alderney and Sark, and the Isle of Man, respectively, for the time being, are to give the necessary directions herein as to them may appertain.

ARTHUR HELPS.



BY THE QUEEN.

**A PROCLAMATION.**

VICTORIA R.

**W**HEREAS in and by a certain Statute made and passed in the Parliament held in the sixteenth and seventeenth years of Our reign, and intituled "The Customs Consolidation Act, 1853," it is, amongst other things, declared and enacted as follows; that is to say:

"The following Goods may, by Proclamation or Order in Council, be prohibited either to be exported or carried coastwise: Arms, Ammunition and Gunpowder, Military and Naval Stores, and any articles which Her Majesty shall judge capable of being converted into or made useful in increasing the quantity of Military or Naval Stores, provisions, or any sort of victual which may be used as food by man, and if any Goods so prohibited shall be exported from the United Kingdom or carried coastwise, or be waterborne to be so exported or carried, they shall be forfeited."

And whereas We have thought fit, by and with the advice of Our Privy Council, to prohibit either to be exported or carried coastwise, the articles hereinafter mentioned; that is to say: Arms, Ammunition, and Military Stores, (including Percussion Caps and Tubes,) and also Lead, (being an article which We judge capable of being converted into or made useful in increasing the quantity of Military or Naval Stores,) We, therefore, by and with the advice of Our Privy Council, and by this Our Royal Proclamation, do order and direct that, from and after the date hereof, all Arms, Ammunition, and Military Stores, (including Percussion Caps and Tubes,) and also Lead, shall be, and the same are hereby prohibited either to be exported from the United Kingdom, or carried coastwise.

Given at Our Court, at Windsor, this fourth day of December, in the year of our Lord one thousand eight hundred and sixty-one, and in the twenty-fifth of Our reign.

GOD SAVE THE QUEEN.

At the Court at Windsor, the 4th day of December, 1861,

PRESENT:

The Queen's Most Excellent Majesty  
in Council.

**W**HEREAS it has appeared expedient and necessary to Her Majesty, by and with the advice of Her Privy Council, to prohibit the Articles hereinafter mentioned to be exported or carried coastwise from the Islands of Jersey, Guernsey, Alderney and Sark, and the

APPENDIX No. 1.

Isle of Man respectively, except as hereinafter provided : Her Majesty is therefore pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, that from and after the publication of this Order in the said Islands respectively, the following Articles, namely,

Arms, Ammunition, and Military Stores (including Percussion Caps and Tubes), and also Lead,

shall be and the same are hereby prohibited to be exported or carried coastwise from the said Islands of Jersey, Guernsey, Alderney and Sark, and the Isle of Man respectively, except with the license of the Lieutenant-Governor or other Officer administering the government of such Islands respectively for that purpose first had and obtained.

And the Lieutenant-Governors of Her Majesty's Islands of Jersey, Guernsey, Alderney and Sark, and the Isle of Man respectively for the time being, are to give the necessary directions herein as to them may appertain.

ARTHUR HELPS.

Correspondence relative to the Establishment of a Free Commercial Inter-course or Reciprocal Free Trade between the British North American Provinces.

GOVERNMENT HOUSE,  
QUEBEC,

1st February, 1862.

Sir ;

I have the honor to enclose for the consideration of your Excellency, and of your Constitutional advisers, a minute of the Executive

Council of this Province, 23rd November, 1859, which was approved of by my predecessor Sir E. Head.

Upon the transmission of this document to England, exception was taken by the Board of Trade to the course proposed to be pursued. This led to a correspondence which extended over several months, and has caused the delay in bringing the matter before your notice.

Your Excellency will perceive by the last Despatch, No. 2, November 5, 1861, from the Colonial Office, that Her Majesty's Government have withdrawn their objection to the plan for the establishment of Free Commercial Inter-course between the different Provinces of British North America, and I shall be very glad to hear from you whether you think proposals for the purpose from the Government of this Province would be favorably received by your advisers.

I have the honor to be,  
&c., &c., &c.

(Signed) MONCK.

Lieut. Governor Dundas,  
&c., &c., &c.,

A true copy,  
(Signed) GEORGE D. ATKINSON.

*Copy of a Report of a Committee of the Honorable the Executive Council, approved by His Excellency the Governor General in Council, on the 23rd November, 1859.*

On a communication dated, 21st inst., of the Hon. the Minister of Finance, stating that it is desirable to extend the arrangements whereby certain productions of the several B. N. A. Provinces are reciprocally admitted Free. So

APPENDIX No. 1.

as to include all articles either produced or manufactured within the said Provinces.

That it would also be important to ascertain, how far it might be practicable to assimilate the Tariffs of the several Provinces, so as to permit entire Free Trade between them, and he recommends that your Excellency be requested to communicate with the Lieutenant Governors of New Brunswick, Nova Scotia, Newfoundland and Prince Edward Island, for the purpose of ascertaining whether the Governments of those Provinces are prepared to unite with Canada, in recommending Legislation for the purpose of establishing the reciprocal free interchange of all productions and manufactures of the respective Provinces, and further to enquire how far it might be practicable to assimilate the Tariffs of the several Provinces so as to permit entire Free Trade between them.

The Committee concur in the recommendation of the Minister of Finance, and submit the same for your Excellency's approval.

Certified,

Wm. H. LEE, C. E. C.

[COPY.]

CANADA.  
No. 2.

DOWNING STREET,  
5th November, 1861.

My Lord ;

I think it right to inform you, that I have not overlooked the important subject of the minute of the Executive Council, forwarded to me by Sir E. Head in his Despatch, No. 2, of the 2nd January, relative to the establishment of a reciprocal Free Trade between the British Provinces of North America, and an assimilation of their Tariffs.

The Government of Canada thought it desirable to make an attempt to accomplish these ends, and wished to know, whether there would be any objection on the part of the Imperial Government.

I have the honor to inform you that Her Majesty's Government feel no wish to offer an obstacle to any endeavour, which may be made by the respective Provincial Governments to bring about a free Commercial Intercourse between the North American Provinces.

I have, &c., &c., &c.  
(Signed) NEWCASTLE,

Viscount Monck.

&c., &c., &c.,

## APPENDIX No. 2.

(See Page 24.)

[COPY.]

Prince Edward Island.

No. 93.

DOWNING STREET,

4th February, 1862.

Sir ;

The Bill "to change the Constitution of the Legislative Council, by rendering the same elective," which was transmitted in your Despatch, No. 64, of the 22nd July last, is of so much constitutional importance that I have been desirous to give it a very careful consideration, and I think that the consequent delay will not have been disadvantageous if it cause the question to be reconsidered in some of its details without any of that temporary excitement, which usually accompanies the first agitation of a question of this kind. Before proceeding to notice these details, I will shortly remark upon the objections to the Bill which have reached me.

I do not think it necessary to examine whether the institution of an Elective Chamber, which has been already sanctioned by Her Majesty in Canada, Victoria, South Australia and Tasmania, is adapted to the circumstances of Prince Edward Island. On this point I accept without hesitation the opinion of the Legislature, representing, I am bound to assume, that of the Colonists.

Nor do I think it in any way objectionable, but the contrary, that the Council should (as in the above mentioned Colonies) be incapable of being dissolved by the Governor. An Upper Chamber is valuable as an element of stability, and the principal value of an Elective Upper

Chamber I conceive to be this,—that while, in virtue of its elective character, it may claim equally with the Assembly to speak the voice of the community, it may yet be so composed as to reflect their settled wishes and principles rather than their transitory impulses. But this advantage would be wholly lost, if the whole body were chosen or could be removed under the influence of such an impulse.

The first of these dangers is obviated (or intended to be so) by providing, that half only of the Council shall be elected at one time. The second, by giving to each Councillor a fixed tenure of office, independent of any popular or governmental influence.

This independence may no doubt produce inconvenience. But to avoid those inconveniences by making the whole body subject to dissolution by the Governor, acting of course under pressure from the Lower Chamber, would frustrate the whole plan.

I do not think it at all necessary that the present Councillors should be allowed to retain their places in the newly constituted body.

In calling these gentlemen to the places which they now occupy, the Crown must not be considered as having conferred upon them a property, but as having invested them with a trust, which the Legislature may properly call on them to transfer to other hands, if in their opinion the public interest shall require such a transfer.

But though I do not attach any weight to the objections which have been urged against the principle or fundamental enactments of the Bill, I find some provisions which in my opinion

the Prince Edward Island Legislature will do well to reconsider.

To the first, and second clauses I have no objection.

The just distribution of the Members between the Electoral Districts is a matter of purely local cognizance. I can therefore express no opinion upon the propriety of the 3rd, 4th, 5th and 6th clauses.

The seventh, ninth and tenth clauses, (the 8th being one of mere form,) are those which call in my judgment for reconsideration.

In a popular Assembly the numbers, and the practical energy, and (as I have said) the immediate desires of the community find a ready expression. But an Upper Chamber is generally intended to represent not only the settled principles, and what on a large scale is called the traditionary policy of the country; but also, to a certain extent, its property, experience and education. With this view, the British Colonies are unanimous in requiring that an elective Councillor shall be 30 years of age, and in requiring a property qualification, either from the candidate or from the elector, or from both. In South Australia and Tasmania, a tolerably high qualification is required from electors, but none whatever from the elected.

By the Prince Edward Island Act, on the contrary, (copying that of Canada,) the elector's qualification is the same as that for the Assembly. But the qualification of a candidate is one which will materially limit the choice of the constituencies. He must have resided in the Colony for five years. He must possess six hundred pounds (£600) sterling worth of land, and (what is most unduly restrictive,) his residence or his property qualification must be within the district for which he is elected.

Moreover, he will lose his seat if he lose his Property Qualification, (Sect. 13.) i.e., if he exchanges his farm from one electoral district to another.

I entertain a strong opinion that these provisions are most injudicious, and that, in order to make a Council what it ought to be, the property qualification should be applied not to the candidate but to the voter.

Speaking broadly, a well chosen constituency will choose a good representative, and any limitation upon its choice can only operate by occasionally preventing them from choosing the best. An ill-chosen constituency, on the contrary, will tend to choose an indifferent representative. But this tendency will not be controlled by any property qualification, which can never be so stringent as to prevent their finding within the prescribed limits some such man as they may desire.

And in the same way, if it is desired that the two chambers shall somewhat differ in character from each other, the one supplying what the other may be supposed in some degree to want, this object (it appears to me) can only be effected by creating two somewhat different constituencies, and unreservedly trusting each of them to elect that person, whatever his property or station, whom they may deem the most able and trustworthy representative of their views.

In Prince Edward Island, I would enforce a tolerably high property qualification in the case of the electors, but of the candidates I would only require that he should be a British subject, resident in the Colony, and 30 years of age.

It might, however, very properly be enacted, that protracted absence from the Colony or non-attendance at meetings of the Council might vacate a seat.

I also think it worth while to point out that the rotation clauses are less precisely drawn than is desirable in so important an enactment.

I annex some draft clauses, which appear to me to embody the intentions of the Legislature, and to define certain points on which any ambiguity must prove inconvenient.

On the remaining provisions of the Act I

APPENDIX No. 2.

have no observations to make. I do not doubt that they have been carefully framed.

I wish you to communicate this Despatch to your Government, and (if you think it expedient) to the Legislature. They will, I am sure, perceive that the observations which it contains are not made in any spirit of antagonism, still less in order to serve any imperial or party interest, but with the sincere desire to bring to their aid the experience of the Home Government in the construction of a Legislature which may be at once popular and effective.

I have, &c., &c., &c.

(Signed) NEWCASTLE.

A true Copy,

GEORGE D. ATKINSON.

DRAFT CLAUSES IN SUBSTITUTION FOR 15, 16,  
17, 18, 19, 20.

The periodical election of a Member of Council for the Electoral District of Charlottetown shall take place every 8th year, and the periodical election of one Member for each of the other Electoral Districts shall take place every fourth year, dating from the first Election of the Council; and every such Election shall be made within \_\_\_\_\_ days of the anniversary of the day on which this Act shall have come into operation.

In order to such periodical Election, one of the Members for each Electoral District, except

that of Charlottetown, to be determined by lot during the first Session of the Council, shall be deemed to have been elected for four years, more or less, and all other Members of Council (except as hereinafter mentioned) shall be deemed to have been elected for eight years, more or less, from the date of his Election; provided that every such Member shall retain his seat until the Election of his successor.

Any Legislative Councillor may resign his seat by writing under his hand and seal, addressed to the Governor of the Colony.

In case any seat in the Council shall from any cause become vacant, more than three months before the same would have become vacant by periodical retirement, the President and several Members of the Council shall have the same powers and duties, in respect to the election of a new Member to supply such accidental vacancy, as the Speaker and several Members of the House of Assembly in respect to any accidental vacancy in that House.

Provided that the Writs for such Election shall be made returnable within 50 days at furthest from the issue thereof.

Provided also, that every such new Member shall vacate his seat in the Council at the time when it would have been vacated in course of periodical retirement by the Member whose place he occupies.

## APPENDIX No. 3.

(See Page 34.)

**Despatch from His Grace the Duke of Newcastle, Her Majesty's Principal Secretary of State for the Colonies, to His Excellency George Dundas, Esquire, Lieutenant Governor, transmitting the Report of the Commissioners appointed to enquire into the land tenures of Prince Edward Island.**

[COPY.]

Prince Edward Island.

No. 94.

DOWNING STREET,

7th February, 1862.

Sir ;

I have the honor to acknowledge the receipt of your Despatch, No. 3, of the 10th of January, requesting that you may be furnished with a copy of the Report of the Commissioners appointed to enquire into the Land Tenures of Prince Edward Island.

I have much pleasure in being able to comply with your request, and I forward to you a copy of the Report, with this Despatch. I am desirous, at the same time, to express my appreciation of the painstaking, able and impartial Report which the Commissioners have furnished,—a Report which must derive additional weight from its unanimity, and which is the result of an investigation so complete, that it has exhausted the materials for inquiry into the facts of the case. The difficulties that remain are those which are inherent in the subject, and which have for a long course of years baffled every attempt at solution.

I fear that I cannot hold out to you the prospect of an Imperial guaranty to a loan of (£100,000) one hundred thousand pounds in order to buy up the Estates of Prince Edward Island from their present owners ; and on the other hand, there appear to me insuperable objections to that multiplicity of separate local arbitrations which would be the effect of the alternative measure alluded to in the Commissioners' Report. I shall be very glad if I shall find it possible, at a future opportunity, to offer any fresh suggestions for meeting the difficulties of the case ; but, in the meanwhile, I forward the Report, accompanied by the foregoing general remarks, which are all that it is, at present, in my power to make, in order that you may be able to lay the document before the Legislature as soon as possible after its meeting.

I have, &c., &c.,

(Signed) NEWCASTLE.

A true copy,

George D. Atkinson,

Private Secretary.

## APPENDIX No. 4.

(See Page 40.)

### Report of the Superintendent of the Lunatic Asylum.

CHARLOTTETOWN,  
January 31, 1862.

Gentlemen ;

The Medical Superintendent of the Asylum for the Insane, in compliance with the requirements of his prescribed duties, has the honor to present to your Board the accompanying Report, as the result of the annual operations of the Institution for the year ending January 31, 1862.

The number of patients remaining at last Report was 15 males and 10 females, amounting to 25. There have been admitted during the year 2 males and 5 females, making a total of 32. The number discharged has been 10, viz., 4 males and 6 females.

During the past year 3 deaths have occurred — one from general atrophy and exhaustion ; another from chronic disease of the bowels, and a third from bronchial consumption.

The unimproved cases amount to 6 ; 5 have improved ; 13 much improved ; 7 have regained their reason ; and 22 yet remain under treatment, as shown by the accompanying statistical chart.

Of 11 cases admitted during the last fourteen months, 7 have recovered, — furnishing a powerful motive for early admission to treatment.

The Institution having lately undergone a thorough repair in the various details of furnishing, painting, warming, clothing and bedding, with improved regimenal and disciplinary appliances, it is with much satisfaction that I am

now enabled to report to your Board the greatly improved appearance of the interior of the building, the general comfort of the patients with respect to clothing, bedding and mitigated means of restraint on the unruly, by which we have been enabled to discard the strait-jacket and adopt the simple belt and wrist-bands. This contrivance allows the patients to take exercise within or out of doors, and prevents any injury they may be disposed to inflict on themselves or others.

We only adopt seclusion as a means of restraint with patients during a paroxysm, and the constant presence and watchfulness of the attendants maintain a uniform harmony in the common halls.

At no remote period, an application must be made to our Representatives for a moderate sum to enlarge the present building according to a plan I have to propose, to raise its elevation to 2 storeys throughout. By this alteration 18 new bed-rooms can be obtained in addition to the present 6, the patients removed from the cellar, more conveniently classified, and the great original blunder of associating an Alms-house with a Lunatic Hospital partially obviated.

We have long felt the want of a small Library, to instruct, amuse and occupy the attention of the patients. By the united efforts of two benevolent ladies, who kindly undertook to solicit subscriptions to found a small Library, we have been presented with a number of well-selected volumes, Solitaire and Draught-boards, &c., to the amount of upwards of £7 currency.



APPENDIX No. 4.

The proprietors of the "Islander" and "Protestant" have also gratuitously furnished us with their Journals; and a lady interested in the welfare of the inmates, with two papers, for which we here beg to tender our grateful acknowledgments.

It is remarkable with what interest and avidity the news of the day is sought after by the patients; and even our most hopeless maniac is now seldom seen in the halls without some book in his hand.

The paupers are 8 in number, chiefly old men, whose united ages amount to 517 years. They continue to enjoy a fair proportion of health, and no deaths have diminished their number during the past year.

7

The attendants on the patients are kind, strict and attentive to their duties, and the Institution, I am thankful to state, is in thorough good working order.

I herewith respectfully submit to the consideration of your Board this my "Twelfth Annual Report."

I have the honor to be,

Gentlemen,

Your obed't Servant,

J. MACKIESON,  
Medical Superintend't,

To the Board of Trustees }  
Lunatic Asylum. }

TWELFTH AN-

Exhibiting in a Tabular form the Admissions, Discharges, forms treatment in the

NAMES.	SEX.		AGE. Years	BIRTH-PLACE.	OCCUPATION.	CIVIL CON- DITION.		HOW LONG INSANE.	PROBABLE CAUSE OF DISEASE.
	Males	Females				Single	Married		
Marin Pineau	1		39	P. E. Island	Farmer	1		23 years	Hereditary
Alexander Finlayson	1		70	Scotland	Farmer	1		40 "	Blow on the head
John McPhee	1		43	P. E. Island	Farmer	1		12 "	Disputed property
David Bryde	1		42	Ireland	Shoemaker	1		10 "	Inebriation
Margaret Ferguson		1	39	P. E. Island	Spinster	1		20 "	Disappointed love
William Blatch	1		62	England	Farmer	1		28 "	Hereditary
Allan McSwain	1		29	P. E. Island	Farmer	1		8 "	Heats and colds
John Callahan	1		55	Ireland	Farmer		1	8 "	Unknown
William Donovan	1		44	Ireland	Shoemaker	1		7 1/2 "	Intemperance
Christina Brown		1	62	Scotland	Farmer's wife		1	14 "	Unknown
Euphemia Whelan		1	72	Scotland	Farmer's wife		1	24 "	Loss of husband
Ann McKenna		1	40	Ireland	Spinster	1		6 1/2 "	Family disputes
Margaret McCarthy		1	47	P. E. Island	Spinster	1		24 "	Hereditary
Roderick McLeod	1		26	P. E. Island	Farmer	1		14 "	Unknown
John Livingston	1		46	P. E. Island	Farmer		1	8 "	Intemperance
Arthur Woods	1		50	Ireland	Laborer	1		21 "	Unknown
John Reid	1		55	Ireland	Cooper	1		5 "	Unknown
Catherine Murphy		1	72	Ireland	Spinster	1		33 "	Congenital
Donald McCormack	1		34	P. E. Island	Farmer	1		2 1/2 "	From a beating
Donald McNeill	1		43	P. E. Island	Farmer	1		12 "	Hereditary
John Winsloe	1		35	England	Farmer		1	2 "	Alcoholism
Elizabeth Towan		1	27	P. E. Island	Spinster	1		5 months	Cold and wet
Margaret Nicholson		1	30	P. E. Island	Idiotic	1		30 years	Congenital
Mary Burns		1	52	Ireland	Trader's wife		1	11 "	Alcoholism
Mary McQuillan		1	51	Ireland	Spinster	1		8 months	Unknown
Simon Murchison	1		45	P. E. Island	Shipwright	1		1 year	Unknown
Michael Comsky	1		28	Ireland	Farmer		1	1 month	Wants his lease
Mrs. Margaret Douglass		1	40	P. E. Island	Farmer's wife		1	2 "	
Mrs. Adah McWilliams		1	60	Nova Scotia	Farmer's wife		1	10 years	Family troubles
Elizabeth Montgomery		1	30	P. E. Island	Spinster	1		5 "	Unknown
Mrs. Margaret Johnston		1	30	P. E. Island	Shoemaker's w.		1	2 months	Mania a potu
Mrs. Susan White		1	39	Scotland	Blacksmith's w.		1	1 year	Alcoholism
	17	15	32			21	11		

NUAL REPORT:

of Disease, and Remedial Results of the Cases of Insanity under Asylum near Charlottetown.

FAVORITE PURSUIT OR HOBBY.	FORM OF MENTAL DISEASE.	SUBJECT TO WHAT OTHER DISEASES.	WHEN ADMITTED.	WHEN DISCHARGED.	Died	Unimproved.	Improved.	Much improv'd	Recovered.	Remaining.
Wants to get home	Mania Furibunda	Epileptic Fits	Dec. 2d, 1850					1		1
Chewing tobacco	Amentia		March 27, 1849				1			1
Indolent	Polymania mitis		March 5, 1852				1			1
	Pantomania		April 26, 1852					1		1
Indolent	Mania Iracunda		May 26, 1852					1		1
Farming, &c.	Polymania mitis		Dec. 5, 1853					1		1
Indolent	Polymania mitis	Epilepsy	March 16, 1854					1		1
Quarrelsome	Polymania	Fastings	July 20, 1854	March 10, 1861	1					
Indolent	Dementia		Dec. 27, 1854			1				1
Indolent	Polymania mitis	Gastrodynia	June 9, 1855					1		1
Knitting & Sewing	Melancholia agitata	Gastrodynia	Sept. 24, 1855	Aug. 9, 1861	1		1			
Scrubbing & sewing	Moral insanity	Chronic hipotitis	Jan. 23, 1856						1	1
Scrubbing, &c.	Amentia congenita		Feb. 24, 1857					1		1
Reading	Mania Furibunda	Epilepsy	April 11, 1857					1		1
Farming	Moral insanity		April 22, 1858					1		1
	Mania mitis		April 23, 1858					1		1
Indolent	Hypochondriasis		July 14, 1858					1		1
Knitting, &c.	Moral insanity		Dec. 21, 1858			1				1
Talking and cursing	Mania Iracunda		July 13, 1859					1		1
Prisoner in chains	Mania Iracunda	Bronchitic consumpt'n	Nov. 7, 1859	April 20, 1861	1	1				
Indolent	Mania mitis		Aug 20, 1860	Sept. 9, 1861				1		
	Pantomania Furibund.		Oct. 12, 1860	Feb. 26, 1861					1	
Helpless	Amentia	Dumb	Nov. 29, 1860					1		1
Sewing, &c.	Moral insanity	Chronic hipotitis	Nov. 4, 1860						1	1
Despouding	Tristamania	Afraid of punishment	Jan. 12, 1861	Aug. 22, 1861					1	
Sawing wood	Polymania mitis		Feb. 20, 1861					1		1
	Melancholia agitata		May 6, 1861	June 1, 1861					1	
	Melancholia religiosa		June 12, 1861	Aug. 14, 1861					1	
Sewing & knitting	Moral insanity	Tertiary Syphilis	July 3, 1861						1	1
Reading & sewing	Polymania mitis		July 8, 1861	Nov. 29, 1861				1		
Talking & singing	Dipsomania		Aug. 30, 1861						1	
Longs for home	Dipsomania		Nov. 8, 1861	Nov. 11, 1861		1				1
	32		32	10	3	6	5	13	7	22







# INDEX

TO

## THE JOURNAL.

**A** BORIGINAL INHABITANTS: For a grant in favor of. Petition, 46.

*Acts of local Legislature*: Despatches, &c., leaving to their operation and specially confirming, laid before the House, 22. *Vide* Appendix, No. 1.

### ADDRESSES :

#### *To His Excellency the Lieutenant Governor.*

- 1.—In answer to his Speech from the Throne. Committee appointed to draft same, 9. Address reported; to be committed to a Committee of the whole House on Monday next, 11. Motion, that the Order of the Day for the committal of, be discharged, and made the Order of the Day for tomorrow, negatived on a division; committed to a committee of the whole House, and reported without amendment, 13. To be engrossed, 11. Read a third time, 15. Passed; to be presented by the whole House, 16. Certain Members appointed, to know when it would be received, 16. Their report, 16. Address presented, 17. His Excellency's reply thereto, 17.

#### *To Her Majesty (Joint):*

- 2.—Address of Condolence, on the death

#### *Addresses (continued).*

of His Royal Highness the Prince Consort. Committee to prepare draft of, 9. Message from the House of Assembly acquainting this House that they have appointed a Committee to join a Committee of the Legislative Council to prepare Address, 11. So much of yesterday's proceedings as relates to, expunged, 11. Committee to join Committee of the House of Assembly, 11. Draft Address from Joint Committee of both Houses reported, 19. Agreed to, 20.

#### *To His Excellency the Lieutenant Governor.*

- 3.—Message from the House of Assembly, acquainting this House that they have appointed a Committee to join a Committee of the Legislative Council to prepare an Address to the Lieutenant Governor, requesting His Excellency to be pleased to transmit the Joint Address of Condolence of both Houses to Her Majesty the Queen, (Address No. 2), on the death of His Royal Highness the Prince Consort, 20. Committee to join the Committee of the House of Assembly to prepare the said Address, 20. Reported, 20. Agreed to, 21. Delivery reported, 21. His Excellency's reply, 22.

## INDEX TO

### Addresses (continued).

#### To Her Majesty (Joint) :

- 4.—Message from the House of Assembly, acquainting this House that they have appointed a Committee to join a Committee of the Legislative Council to prepare an Address to Her Majesty the Queen, praying that Her Majesty's Government will be pleased to communicate with His Imperial Majesty the Emperor of the French, by conveying the earnest desire of this Legislature that the like privileges which have been recently extended by the Government of His Imperial Majesty to Canadian-built ships in French ports, and other articles the growth and production of that Province, may also be extended to this Island, 73. Committee to join Committee of the House of Assembly, 73. Draft Address reported and agreed to, 77.

#### To His Excellency the Lieutenant Governor.

- 5.—Message from the House of Assembly, acquainting this House that they have appointed a Committee to join a Committee of the Legislative Council to prepare an Address to the Lieutenant Governor, requesting His Excellency to be pleased to transmit the foregoing Address to Her Majesty (Address No. 4), 78. Committee to join Committee of the House of Assembly, 78. Address reported and agreed to, 79.

*Agriculture*: Committee to examine and report on all petitions relating to, 25.

*Aliens*: Bill for the Naturalization of. *Vide* Bills, No. 2.

*Anderson, Hon. Mr.*: Obtains leave of absence until 10th March, 17. Clerk directed to write to, requesting his immediate attendance, 40.

### Appendix. Documents contained in, viz :

No. 1.—Despatches, Orders in Council, &c., from Her Majesty's Secretary of State for the Colonies, viz :

No. 63.—April 10, 1861.—On the subject of an Act to authorize Grants of the Shores of this Island.

Circular.—May 16, 1861.—Enclosing Proclamation of Neutrality, as regards War in the United States.

No. 2.—Despatch from His Grace the Duke of Newcastle, dated "Downing Street, 4th February, 1862, containing certain suggestions relative to the Bill "to change the Constitution of the Legislative Council, by rendering the same elective."

No. 3.—Despatch from His Grace the Duke of Newcastle to His Excellency the Lieutenant Governor, dated "Downing Street, 7th February, 1862," transmitting a copy of the Report of the Commissioners appointed to inquire into the Land Tenures of Prince Edward Island."

No. 4.—Twelfth Annual Report of the Medical Superintendent of the Lunatic Asylum.

No. 5.—Two Despatches from His Grace the Duke of Newcastle, viz :

No. 96, dated "Downing Street, 21st March, 1862," relative to the remuneration of the Royal Commissioners appointed to settle the Land Question.

No. 97, dated "Downing Street, 21st March, 1862," on the subject of the Appendix to the Report of the Royal Commissioners.

*Appropriation*: Bill of, for the service of the year 1862. *Vide* Bills, No. 24.

*Award of Land Commissioners*: Laid before the House, 34. Despatch relative to Appendix to, 57. *Vide* Appendix, Nos. 3, 5; Bills, Nos. 16, 27.

**B**AGNALL, Hon. Mr.: Letter from, reported by the President, 19.

*Bedeque*: From inhabitants of, praying for an alteration of Small Debt Act. Petition, 49. *Vide* Bills, No. 19.

*Bedeque Presbyterian Church*: Bill to Incorporate Minister and Trustees of. *Vide* Bills, No. 9.

*Bickford A. C.*: Petition, 40. Referred, 40.

**BILLS:**

1.—*Savings' Bank Bill*:

Presented by Mr. Simpson, 23. Read for the first time, 23. Read a second time and committed, 24. Reported; to be engrossed, 25. Read a third time, passed, and sent down to the Assembly, 27.

2.—*Naturalization of Aliens Bill*:

Brought up, 25. Read for the first time, 25. Read a second time; committed; reported with an amendment, 26. Amendment agreed to; to be engrossed, 27. Read a third time, passed, and Assembly acquainted, 29. Assembly agree to amendment, 35. Assent of Lieutenant Governor, 89.

3.—*Volunteer Force Bill*:

Brought up, 27. Read for the first time, 27. Read a second time, committed, and reported, 29. Read a third time, passed, and Assembly acquainted, 31. Assent of Lieutenant Governor, 42.

*Bills* (continued).

4.—*Several Acts (Continuation) Bill*:

Brought up, 31. Read for the first time, 31. Read a second time, committed, and reported, 34. Read a third time, passed, and Assembly acquainted, 37. Assent of Lieutenant Governor, 89.

5.—*Standard Weight of Grain and Pulse Bill*:

Brought up, 31. Read for the first time, 31. Read a second time, committed, and progress reported, 34. Again committed; reported with an amendment; amendment agreed to; to be engrossed, 35. Read a third time, passed, and Assembly acquainted, 37. Assembly agree to amendment, 45. Assent of Lieutenant Governor, 89.

6.—*Brookfield Presbyterian Church (Incorporation) Bill*:

Brought up, 35. Read for the first time, 35. Read a second time, committed, and reported with several amendments, 37. Amendments agreed to; to be engrossed, 38. Read a third time, passed, and Assembly acquainted, 39. Assembly agree to amendments, 45. Assent of Lieutenant Governor, 89.

7.—*Limited Partnerships Bill*:

Brought up, 35. Read for the first time, 35. Read a second time, committed, and reported, 39. Read a third time, passed, and Assembly acquainted, 40. Assent of Lieutenant Governor, 89.

8.—*Vaccination Bill*:

Presented by Mr. Johnson, 42. Read for the first time, 42. Read a second time, committed, and progress reported, 43. Again committed, and further progress reported, 44, 45. Again committed, and reported with



## INDEX TO

### *Bills (continued).*

amendments, 47. Amendments agreed to; to be engrossed, 48. Read a third time, passed, and sent down to the Assembly, 51.

#### 9.—*Bedeque Presbyterian Church (Incorporation) Bill:*

Brought up, 44. Read for the first time, 44. Read a second time, committed, and reported, 46. Read a third time, passed, and Assembly acquainted, 47. Assent of Lieutenant Governor, 89.

#### 10.—*Proof of certain Documents (Foreign Corporations' Bill):*

Brought up, 44. Read for the first time, 44. Read a second time, committed, and progress reported, 46. Again committed, and reported with amendments, 50. Amendments agreed to; to be engrossed, 50. Read a third time, passed, and Assembly acquainted, 51. Assembly agree to amendments, 61. Assent of Lieutenant Governor, 89.

#### 11.—*Statute Labor (Consolidation) Bill:*

Brought up, 52. Read for the first time, 52. Read a second time and committed, 53. Progress reported, 54. Again committed, and further progress reported, 54, 55. Conference desired, 55. Conference held and reported, 58. Further Conference desired, 68. Conference held and reported, 69. Bill again committed; reported; read a third time, and passed, 69. Assembly acquainted, 70. Assent of Lieutenant Governor, 90.

#### 12.—*Elliot River Presbyterian Church (Incorporation) Bill:*

Brought up, 52. Read for the first time,

### *Bills (continued).*

52. Read a second time, committed, and reported, 55. Read a third time and passed, 56. Assembly acquainted, 57. Assent of Lieutenant Governor, 89.

#### 13.—*Victoria Lodge (Masonic) Incorporation Bill.*

Brought up, 52. Read for the first time, 53. Read a second time, committed, and reported, 56. Read a third time, passed, and Assembly acquainted, 57. Assent of Lieutenant Governor, 89.

#### 14.—*Elective Legislative Council Bill.*

Brought up, 54. Read for the first time, 54. Second reading made the Order of the Day, 54. Read a second time, 57. Committed, and progress reported, 59. Again committed, 59. Further progress reported, 60. Again committed, and further progress reported, 60, 62. Again committed, 63. Reported with amendments, 64. Amendments agreed to, 67. Motion to re-commit Bill, for the purpose of further amending the same, negatived on a division, 67. Amendments to be engrossed, 67. Read a third time, passed, and Assembly acquainted, 74. Conference desired, 82. Conference held and reported, 83. Further Conference desired, 83. Conference held and reported, 85. Assent of Lieutenant Governor, 89.

#### 15.—*Spirituuous Liquors (Amendment) Bill.*

Brought up, 58. Read for the first time, 58. Read a second time, committed, and progress reported, 61. Again committed and reported, 62. Read a third time, passed, and Assembly acquainted, 68. Assent of Lieutenant Governor, 90.

*Bills (continued).*

16.—*Land Commissioners' Report (Confirmation) Bill:*

Brought up, 58. Read for the first time, 58. Second reading made the Order of the Day, 59. Read a second time, 71. Committed, and progress reported, 74. Again committed, and further progress reported, 76. Again committed and reported, 76. Motion, that the report be received, agreed to on a division, 76. Read a third time, passed, and Assembly acquainted, 80. Assent of Lieutenant Governor, 88.

17.—*Military or Naval Stores Bill:*

Brought up, 60. Read for the first time, 60. Read a second time, committed, and reported, 62. Read a third time, passed, and Assembly acquainted, 69. Assent of Lieutenant Governor, 89.

18.—*Vice and Immorality (Prevention) Bill:*

Brought up, 60. Read for the first time, 60. Read a second time, committed, and reported, 63. Read a third time, passed, and Assembly acquainted, 69. Assent of Lieutenant Governor, 89.

19.—*Small Debts Amendment Bill:*

Brought up, 61. Read for the first time, 61. Read a second time, committed, and reported, 70. Read a third time and passed, 71. Assembly acquainted, 72. Assent of Lieutenant Governor, 90.

20.—*Naval Service Estates Bill:*

Brought up, 62. Read for the first time, 62. Read a second time, committed, and reported, 72. Read a third time, passed, and Assembly acquainted, 75. Assent of Lieutenant Governor, 90.

*Bills (continued).*

21.—*Inland Posts Amendment Bill:*

Brought up, 63. Read for the first time, 63. Read a second time, committed, and reported, 70. Read a third time, passed, and Assembly acquainted, 72. Assent of Lieutenant Governor, 89.

22.—*Elective Telegraph Communication Bill:*

Brought up, 63. Read for the first time, 63. Read a second time, committed, and reported with an amendment, 72. Amendment agreed to; to be engrossed, 73. Read a third time, passed, and Assembly acquainted, 75. Assembly agree to amendment, 82. Assent of Lieutenant Governor, 90.

23.—*Steam Navigation Bill:*

Presented by Mr. Palmer, 70. Read for the first time, 70. Read a second time, committed, and reported, 74. Read a third time, passed, and sent down to the Assembly, 79.

24.—*Appropriation Bill:*

Brought up, 71. Read for the first time, 71. Read a second time, committed, and reported, 73. Read a third time, passed, and Assembly acquainted, 75. Assent of Lieutenant Governor, 90.

25.—*Revenue Bill:*

Brought up, 76. Read for the first time, 76. Read a second time, committed, and reported, 78. Read a third time, passed, and Assembly acquainted, 80. Assent of Lieutenant Governor, 90.

26.—*Prince of Wales' College Bill:*

Presented by Mr. Palmer, 77. Read for the first time, 77. Motion, that Bill be read a second time "this day three

## INDEX TO

### *Bills (continued).*

months," negatived on a division, 81. Bill read a second time, 81. Motion, that Bill be committed to a Committee of the whole House, negatived on a division, 81.

#### 27.—*To Facilitate Operation of Land Commissioners' Award Bill :*

Brought up, 77. Read for the first time, 77. Read a second time, committed, and reported, 79. Read a third time, passed, and Assembly acquainted, 80. Assent of Lieutenant Governor, 88.

#### 28.—*Grants of the Shores of this Island Bill :*

Brought up, 79. Read for the first time, 79. Read a second time, committed, and progress reported, 82. Again committed, and reported with an amendment, 84. Amendment agreed to ; to be engrossed, 85. Read a third time, passed, and Assembly acquainted, 85. Assembly agree to amendment, 88. Assent of Lieutenant Governor, 89.

#### 29.—*Roman Catholic Bishop's (Incorporation) Bill :*

Brought up, 80. Read for the first time, 81. Read a second time, 83. Committed and reported, 84. Read a third time, passed, and Assembly acquainted, 86. Assent of Lieutenant Governor, 89.

#### 30.—*Vaccination (Promotion) Bill :*

Brought up, 81. Read for the first time, 82. Read a second time, committed, and reported, 84. Read a third time, passed, and Assembly acquainted, 86. Assent of Lieutenant Governor, 90.

*Bishop (Roman Catholic) :* Despatch relative to the Act to incorporate, laid before the House, 22. *Vide* Appendix, No. 1.

*Blue Book :* Copy of, for the year 1860, presented and laid on the table, 34.

*Bourke, W. C. :* Petition praying for a grant to enable him to put a new Steamboat on the Hillsborough, 36. Referred, 36.

*Bourke, W. C. & Henry Pope Walsh :* Petition praying compensation for services of extra Steamer, last Summer, on the Hillsborough Ferry, 36. Referred, 36.

*Brass Guns, &c. :* Despatch announcing that four brass guns and fifty swords had been sent out as a free gift to the Colony, 22. *Vide* Appendix, No. 1.

*Breakwater :* For a grant in aid of the extension of, at Souris. Petition, 31. Referred, 31.

*Brookfield Presbyterian Church :* For an Act to Incorporate Minister and Trustees of, Petition, 33. *Vide* Bills, No. 6.

**C**ALLS OF THE HOUSE: Members present and absent at the, 57.

*Census of the Population :* Abstract of, taken in the year 1861, laid before the House, 86.

*Charlottetown :* From inhabitants of, praying for a grant in favor of aboriginal inhabitants. Petition, 46.

— *Ferry :* For a grant for new Steamboat on. Petition, 36. Referred, 36.

*City Council (Charlottetown) :* For a law authorising Executive Government to guarantee payment of Debentures to be granted by the City for the erection of a Market House. Petition, 38. Referred, 38.

*Clerk of the Council* : Directed to write to Mr. Dingwell, requesting his immediate attendance, 23. Directed to write to Messrs. Anderson and McLaren, requesting their immediate attendance, 40.

— Account of, for printing, stationery, &c., 87.

— Committee to certify salary of, 87.

— Resolution relative to inadequacy of salary of, 88.

*Connely, Mary* : Petition, 36. Referred 37.

**D**EAN, W. B., and others : For the establishment of a Small Debt Court at Cascumpec Cross Roads, Lot 4. Petition, 36. Referred, 36.

*Debates and Proceedings* : Motion, that Committee be appointed to receive Tenders for publication of, negatived, 14.

*Desmond, Denis* : Petition, 41. Referred, 41.

*Dingwell, Hon. Mr.* : Excuse for being absent without leave received, 13. Clerk instructed to write to, requesting his immediate attendance, 23. Obtains leave to absent himself until the 29th March, 30. Motion, that a special messenger be sent to, to require his immediate attendance, carried on a division, 50. In his place, apologizes for his recent absence without leave, 53. Resolution thereon, 53.

*Donnelly, Mary* : Petition, 36. Referred, 37.

*Duchess of Kent* : Answer to Address of Condolence on the death of Her Royal Highness ; laid before the House, 22. *Vide Appendix, No. 1.*

**E**DUCATION : Committee to examine and report on all petitions relating to, 25. Report, 86.

*Electric Telegraph Communication* : Bill relating to. *Vide Bills, No. 22.*

*Elliot River Presbyterian Church* : For an Act to Incorporate Minister and Trustees of. Petition, 33. *Vide Bills, No. 12.*

*Emperor of the French* : Address to Her Majesty the Queen, praying Her Majesty's Government to communicate with the Government of His Imperial Majesty relative to certain privileges recently conceded to Canadian-built ships in French ports, &c., presented and agreed to, 77. *Vide Addresses, No. 4.*

*Engrossed Bills* : Committee to examine, 9.

*Estimates* : Laid before the House, 52.

*Expenditure of the House* : Committee to regulate, 10.

*Expiring Laws* : Committee to report on, 9. Their report, 29.

*Exportation of Arms, &c.* : Order in Council prohibiting, laid before the House, 22. *Vide Appendix, No. 1.*

**F**ISHING AND SHIPPING BUSINESS : From inhabitants interested in, praying for a Light at North Cape of this Island. Petition, 47. Referred, 47.

*Foreign Corporations* : Bill to regulate proof of certain documents to which they are parties, 44. *Vide Bills, No. 10.*

*Free Trade* : Despatch, &c., relative to, laid before the House, 22. *Vide Appendix No. 1.*

*Furlong, Patrick* : Allowance for his services as Messenger, and for sundry disbursements, 88.

**G**ARDINER, Hon. Mr. : Obtains leave of absence, 17, 67.

## INDEX TO

*Georgetown* : From inhabitants of. Petition, 41. Referred, 41.

*Good Correspondence* : Message from House of Assembly relative to, 12. Committee to join Committee of Assembly to keep up, 12.

*Government House* : Member added to Joint Committee having charge of, 40.

*Grain and Pulse* : For an alteration in the present mode of weighing, &c. Petition, 33. *Vide* Bills, No. 5.

*Gulf Express and Telegraph Company* : Despatch relative to Act to incorporate, and Governor Dundas's answer thereto, 22. Also, Despatch leaving said Act to its operation, 22. *Vide* Appendix, No. 1.

**HIGHWAYS** : Bill to regulate expenditure of public moneys on. *Vide* Bills, No. 11.

*His Royal Highness the Prince Consort* : Despatch communicating intelligence of the death of, laid before the House, 19. Address of Condolence to Her Majesty on the death of, reported, 19. Agreed to 20. *Vide* Addresses, No. 2.

*Hobbs, John* : Allowance for his services as Doorkeeper, 88.

*Hostilities in the United States of America* : Circular on the subject of, laid before the House, 22. *Vide* Appendix, No. 1.

*Hughes, F.W.* : His Tender for printing and binding Journal accepted, 14. Allowance for, 88.

*Hunt, Charles Stewart* : Petition, praying to be reimbursed certain sums paid, &c. in the years 1859-61, as Deputy Sheriff of Prince County, 31.

**IMPOST AND EXCISE** : Accounts of the Collectors of, for Charlottetown, &c., laid before the House, 42.

*Inland Posts* : Bill to amend Act for the transfer of. *Vide* Bills, No. 21.

*Intoxicating Liquors* : For an alteration in the system at present in operation for the sale of. Petition, 46. *Vide* Bills, No. 15.

**JENKINS, Rev. Dr.** : Allowance for his services as Chaplain, 87.

*Johnson, Hon. Mr.* : Is added to Joint Committee appointed to take charge of Government House, &c., 40.

*Journal* : Committee to revise, 9.

—— Eighty copies of, to be printed, 10.

—— Committee to receive Tenders for printing, 10. Their report, 14.

**KELLY, MARY** : Petition, 30. Referred, 30.

**LAND TENURES OF P. E. ISLAND** : Despatch transmitting copy of the Report of the Commissioners appointed to inquire into, laid before the House, 34. *Vide* Appendix No. 4.

*Lee, Newton* : Petition, 40. Referred, 40.

*Legislative Council* : President of, directs Gentleman Usher of the Black Rod to let the Assembly know, "It is His Excellency's pleasure they attend him immediately in this House," 7. Reports speech of His Excellency the Lieutenant Governor, at the opening of the present Session, 9. Lays before the House a communication from the President of the Charlottetown Reading Room. Also, Letter from the Colonial Secretary of New Zealand, transmitting copy of the Statistics of

that Province for the year 1860, 13. Reports delivery of Address in answer to His Excellency's speech at the opening of the Session, 17. Informs the House that Mr. Bagnall had tendered the resignation of his seat in this House, to the Lieutenant Governor,—which resignation had been accepted by his Excellency,—and also that he had received a Letter from Mr. Bagnall, taking leave of the Legislative Council, &c., 18, 19. Presents petition of Grand and Subordinate Divisions of the Sons of Temperance, for renewal of Act of Incorporation, 30. Presents petition of holders of Marsh land near Mount Stewart, 38. Lays before the House the 12th Annual Report of the Medical Superintendent of the Lunatic Asylum, 40. Calls attention of the House to the absence, without leave, of the Hons. Messrs. Anderson and McLaren, 40. Presents various petitions, 41, 43, 44, 46. Acquaints the House that he had received a Letter from the Hon. Mr. McLaren, intimating that he had tendered the resignation of his seat as a member of this House to His Excellency the Lieutenant Governor, 71. Acquaints the House that it is the intention of His Excellency the Lieutenant Governor to prorogue the Legislature, 87. Declares Legislature prorogued, 91.

— Bill to change the Constitution of. *Vide* Bills, No. 14.

*Library (Legislative)*: Member added to Joint Committee having charge of, 41.

*Lieutenant Governor*: Comes to the Council Chamber, and commands the attend-

ance of the Members of the House of Assembly, 7, 42, 88.

— Opens the Session by a Speech from the Throne, 8.

— Addresses to the. *Vide* Addresses, Nos. 1, 2, 5.

— Messages from the. *Vide* Messages.

— Proclamations of the. *Vide* Proclamations.

— Gives his assent to certain Bills, 42, 88, 89, 90.

— Speech of the, at the Prorogation, 90.

— President, by command of, prorogues the Legislature, 91.

*Lunatic Asylum*: Twelfth Annual Report of the Medical Superintendent of, laid before the House, 40. *Vide* Appendix, No. 4.

— For an additional grant in aid of. Petition, 41. Referred, 41.

**M**ACCANN, ELIZABETH: Petition, 31. Report 31.

*McLaren, Hon. Mr.*: Clerk directed to write to, requesting his immediate attendance, 40. Apologizes for being absent without leave; excuse received, 49.

*McRory, Nancy*: Petition, 37. Referred, 37.

*Martin, Mary*: Petition, 37. Referred, 37.

*Messages*:

1. From the House of Assembly, acquainting this House that they have appointed a Committee, to join a Committee of the Legislative Council to prepare an Address of Condolence with Her Majesty the Queen, on the death of His Royal Highness the

## INDEX TO

### *Messages, (continued).*

- Prince Consort, 11. *Vide* Addresses, No. 2.
2. From the same, acquainting this House that they have appointed a Committee, to keep up a good Correspondence between the two branches of the Legislature, 12.
  3. From the same, informing this House that they have appointed a Committee, to join a Committee of the Legislative Council, to prepare an Address to the Lieutenant Governor, requesting His Excellency to transmit the Joint Address of Condolence to Her Majesty the Queen, 20. *Vide* Addresses, No. 3.
  4. From the Lieutenant Governor, transmitting copies of various Despatches, &c., 22. *Vide* Appendix, No. 1.
  5. From the House of Assembly, acquainting this House that they have appointed a Committee, to join a Committee of the Legislative Council to prepare an Address to Her Majesty the Queen, praying that Her Majesty's Government will be pleased to communicate to the Government of His Imperial Majesty the Emperor of the French the desire of this Legislature, that the like privileges which have been recently extended to Canadian-built ships in French ports, &c., may also be extended to this Island, 73. *Vide* Addresses, No. 4.
  6. From the same, acquainting this House that they have appointed a Committee, to join a Committee of the Legislative Council to prepare an Address to the Lieutenant Governor, requesting His Excellency to transmit the foregoing Address to Her Majesty (No. 4), 78. *Vide* Addresses, No. 5.

*Middleton*: From inhabitants of, for the establishment of a Post Office. Petition, 36. Referred, 36.

*Military and Naval Stores, &c.*: Bill to prohibit the exportation of. *Vide* Bills, No. 17.

*Minor School District (Derrynean, Lot 66)*: From Trustees of. Petition, 49. Referred, 49.

*Miscellaneous Subjects*: Committee to examine and report on all petitions relating to, 26. Report, 87.

*Mitchell, Samuel William*: Petition, 26. Referred, 26.

*Morrison, Margaret*: Petition, 30. Referred, 30.

*Mount Stewart*: From holders of marsh land near. Petition 37.

*Mullins, Mary*: Petition, 38. Referred, 38.

**N**AVAL SERVICE OF UNITED KINGDOM: Bill for vesting all Estates, &c., occupied by or for, in the Lord High Admiral, &c. *Vide* Bills, No. 20.

*Neutrality*: Proclamation of, as regards War in the United States, laid before the House, 22. *Vide* Appendix, No. 1.

*New London*: From inhabitants of, praying for certain alterations in Small Debt Act. Petition, 49. *Vide* Bills, No. 19.

*New Zealand*: Letter from E. W. Stafford, Colonial Secretary of, laid before the House, 13.

**O**LD TOWN ROAD SCHOOL: From Trustees of. Petition, 49. Referred, 49.

**P**ALMER, HENRY, Esq.: Allowance for his services as Usher of the Black Rod and Sergeant-at-Arms, 87.

*Palmer, Hon. Mr.* : Lays before the House Despatch from His Grace the Duke of Newcastle, dated Dec. 16, 1861, communicating intelligence of the death of His Royal Highness the Prince Consort, 19. Lays before the House a Message from His Excellency the Lieut. Governor, transmitting copies of various Despatches, &c., 22. Also, Accounts of the Colonial Treasurer, 23. Presents copy of Despatch, dated 4th February, 1862, containing suggestions relative to Bill to change the Constitution of the Legislative Council, 24. Also, Public Accounts for the past year, 24.

— Is added to Joint Committee appointed to take charge of Government House, &c., 40. Also, to Joint Committee appointed to take charge of Legislative Library, 41.

— Lays before the House Accounts of Collector of Excise for Charlottetown, &c., 42. Estimates for the current year, 52. Copies of two Despatches, 57. Annual Report of the Visitor of Schools, 85. Abstract of the Census taken in 1861, 86.

*Partnerships (Limited)* : Bill relating to. *Vide* Bills, No. 7.

*Paupers* : Committee to examine and report on all petitions relating to, 26. Report, 87.

*Port Hill and Vicinity* : From inhabitants of, praying for certain alterations in Small Debt Act. Petition, 49. *Vide* Bills, No. 19.

*Postage* : To be charged to Contingent Account of the House, 14.

*President* : Acquaints House that he had received a communication from Mr. James

Ramsay, tendering his services as Reporter, 10. *Vide* Legislative Council ; Ramsay, James.

*Preston, John* : Petition, 36. Referred, 36.

*Prince County* : From inhabitants of, praying for certain alterations in Small Debt Act. Petition, 49. *Vide* Bills, No. 19.

*Prince of Wales' College* : Bill to explain certain parts of the Act for the establishment of. *Vide* Bills, No. 26.

*Pringle, Lucretia* : Petition, 40. Referred, 40.

*Proclamations* : Proroguing and summoning Parliament, 3, 4, 5, 6.

*Public Furniture* : Member added to Joint Committee having charge of, 40.

**Q**UORUM : Adjournments of House for want of, 21, 27, 28, 32, 33, 48.

**R**AMSAY, JAMES : Appointed Reporter for the Session, 10. Instruction to, 14. Allowance for his services, 88.

*Ramsay, Hon. Mr.* : Obtains leave of absence, 25.

*Revenue* : Bill for raising. *Vide* Bills, No. 25.

*Ross, Rev. William and others* : Petition of, praying, for an Act of Incorporation, 33. *Vide* Bills, No. 12.

*Royal Commissioners* : Report of, on the Land Tenures of P. E. Island, laid before the House, 34. *Vide* Appendix, No. 3 ; Bills, Nos. 16, 27.

— Despatch relative to the Appendix to the Report of; also, on the subject of the remuneration of, laid before the House, 57. *Vide* Appendix, No. 5.

**S**AVINGS BANK : Committee to consider the propriety of establishing, in this Island, 18. *Vide* Bills, No. 1.



## INDEX TO

*Scantlebury, Annie* : Petition, 51. Referred, 51.

*Shea, Mary Ann* : Petition, 36. Referred, 37.

*Shores of this Island* : Despatch relative to the Act to authorize grants of, laid before the House, 22. *Vide* Appendix, No. 1 ; Bills, No. 28.

*Simpson, Hon. Mr.* : Obtains leave of absence, 25.

*Small Debt Act* : For an alteration in. Petitions, 49. *Vide* Bills, No. 19.

*Smith, Alexander* : Petition, 43. Referred, 43.

*Sons of Temperance* : Petition of Grand and Subordinate Divisions of, 30. Referred, 30. *Vide* Bills, No. 4.

*Souris, Bay Fortune, &c.* : Petition of inhabitants of, praying for a grant in aid of Breakwater on the eastern side of Souris harbor, 31. Referred, 31.

*Speaker* : *Vide* House of Assembly.

*Spirituous Liquors* : Bill to amend the Laws regulating the sale of. *Vide* Bills, No. 15.

*Standing Order* : Thirty-seventh Standing Order, as amended, to be published in the newspapers, 10.

*Statute Labour* : Bill to consolidate and amend the Laws relating to. *Vide* Bills, No. 11.

*Steam Navigation* : Bill relating to. *Vide* Bills, No. 23.

**T**EMPERANCE : From divers friends of, praying for an alteration of the present license system. Petition, 46. *Vide* Bills, No. 4.

*Townships, Nos. 1 and 2* : From inhabitants of, praying for an alteration of Small Debt Act. Petition, 49. *Vide* Bills, No. 19.

**V**ACCINATION : To promote. *Vide* Bills, Nos. 1, 8.

*Vice and Immorality* : Bill for the prevention and punishment of. *Vide* Bills, No. 18.

*Victoria Lodge, No. 383* : For an Act of Incorporation. Petition, 44. *Vide* Bills, No. 13.

*Visitor of Schools* : Annual Report of, laid before the House, 85.

*Volunteer Force* : Despatch relative to the Act to provide for the organization of, laid before the House, 22. Also, in answer to application for supply of arms for, and Governor Dundas's answer thereto, 22. *Vide* Appendix, No. 1. Bills, No. 3.

**W**ALKER, Hon. Mr. : Informs the House that the Hon. Mr. Dingwell, absent without leave, had returned to the Island, and would attend in his place in a few days, 13.

*Warrant Book* : Copy of, for the past year, presented and laid on the table, 34.

