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JOURNAL
AND
VOTES
OF THE
HOUSE of ASSEMBLY
FOR THE
Province of *Nova-Scotia.*

Saturday, *October 22d*, 1768.

The House being met, a Message came from his Excellency the Governor, requiring the Attendance of the House in the Council-Chamber.

The House met,

Mr. Speaker and the House attended accordingly, and being returned,

Mr. Speaker reported, that the House had attended his Excellency in the Council-Chamber, where his Excellency was pleased to make the following Speech to both Houses; of which he had obtained a Copy, which he read to the House, and is as follows:

GENTLEMEN of the COUNCIL and HOUSE of ASSEMBLY:

THE most material Business which I have to recommend to your Consideration during this Session, is to provide such Means as shall most easily and effectually strengthen and support the Province Funds, in such Branches as have already suffered, or as you apprehend may suffer any Deficiency hereafter,

Speech of the Governor.

Gentlemen of the House of Assembly;

I have His Majesty's Commands to signify to you His gracious Approbation of the dutiful Disposition of

of His Subjects in this Province; and that they may rely on His Majesty's Grace and Favour in every Thing that can be done, to promote their Happiness and Interest, and to support and improve the Commerce and Cultivation of so important a Part of His Majesty's Dominions.

And I am to acquaint you, that His Majesty has graciously granted a considerable Sum of Money this Year, towards the Continuation of Roads through the Province: A Bounty, of which, by steadily persevering in the Conduct of dutiful Subjects, I trust you will not fail to gain a further Grant, from a Sovereign so earnest in promoting the Good of his People, and solicitous to reward the Well-deserving.

Gentlemen of the Council and House of Assembly.

You may be assured I earnestly wish your Welfare; every Measure to an End so desirable, shall have my utmost Attention; and I shall have singular Satisfaction in every happy Event.

Ordered, That Mr. *Hinsbelwood*, Mr. *Salter*, and Mr. *Butler*, be a Committee to prepare an Address in Answer to his Excellency's Speech.

Mr. *John Fillis*, returned as a Member of this House for the County of *Halifax*, took the Oaths and his Seat.

Then adjourned till Monday Morning 11 o'Clock.

Monday *October* 24th 1768.

Address reported.

The Committee appointed to prepare an Address in Answer to the Speech of his Excellency the Governor, *reported* an Address prepared by them accordingly, which being read,

Ordered, That it be committed;

And the said Address having been committed accordingly,

accordingly, the same was reported agreed to with Amendments.

Ordered, That it be engross'd.

Mr Speaker and the Members waited on his Excellency the Governor, and presented their Address as follows:

To his Excellency the Right Honorable

LORD WILLIAM CAMPBELL,

Captain General, and Governor in Chief, in and over His Majesty's Province of *Nova-Scotia*, &c. &c. &c.

The Humble ADDRESS of the *House of Assembly*.

May it please your Excellency.

‘ **W** E His Majesty's most dutiful and loyal Subjects the Representatives of this Province, beg leave to congratulate your Excellency on your safe Return to your Government, and to present our sincere Thanks for your Speech from the Chair. Address.

‘ The present State of the Province Funds, and the Load of Debt already incurred, afford Matter of high Concern to us, and (as it is absolutely Necessary) we will immediately take the same into our serious Consideration, and use our utmost Endeavours to adopt such Measures as may tend to lessen the Provincial Debt, as well as to provide for the Support of Government.

‘ It is with the highest Pleasure and Satisfaction, that we receive his Majesty's most gracious Approbation of the dutiful Disposition of His Subjects in this Province, we are well assured of their Continuance in Loyalty and Affection towards His Majesty's Person and Government. And we flatter ourselves

ourselves they will continue to merit that Favour and Protection, which His Majesty out of his paternal Goodness has at all Times been so ready to afford them. On our Parts, it shall be our constant Study to promote the Happiness of our Constituents, not only by inculcating the Principles of Duty and Obedience; but also by every Encouragement in our Power for Improving their Commerce and the Cultivation of their Lands.

‘ We cannot sufficiently commend your Excellency’s zealous Endeavours for promoting so useful and necessary a Work as the Continuation of the Publick Roads thro’ the Country, and we do most gratefully acknowledge His Majesty’s Bounty in ordering this Year a considerable Sum of Money to be apply’d for so good a Purpose, and we hope the constant dutiful Behaviour of His Majesty’s Subjects within this Province, will always insure to them His Majesty’s Favour and Beneficence.

‘ We doubt not of your Excellency’s good Disposition to promote the Welfare and Interest of this Province, and you may be assured of the Exertion of our utmost Abilities in co-operating with you in all necessary Measures to support the Faith and Reputation of Government.

WILLIAM NESBITT, Speaker.’

To which his Excellency was pleased to make the following Answer;

GENTLEMEN,

I Return you Thanks for your very affectionate Address and Congratulations on my Return to this Province.

Your Endeavours to regulate the Provincial Fund on such a Foundation as to answer the Support of Government, cannot but prove highly advantageous to the whole Community; as the Recommendation of a dutiful

dutiful Behaviour to your Constituents, must secure to them the Continuance of the Royal Protection, at a Crisis when every British Subject should endeavour to stand foremost in his Demonstrations of Loyalty.

Permit me to assure you, Gentlemen, you shall always find me ready to furnish every Assistance in my Power, which may promote the Welfare of this Province.

WILLIAM CAMPBELL,

November 1st, 1768.

Mr. Speaker and the Members having returned to the House;

The House adjourn'd till To-morrow Morning 11 o'Clock.

Tuesday *October 25th*, 1768.

The House met, and adjourn'd till To-morrow Morning
11 o'Clock.

Wednesday *October 26*, 1768.

Ordered, That Mr. *Hinsbelwood*, Mr. *Butler*, and Mr. *Smith*, be a Committee to examine such Laws as are expired or are near expiring, and report thereon to the House.

The House adjourned till To-morrow Morning 11 o'Clock.

Thursday *October 27th*, 1768.

The House met, and adjourn'd till To-morrow Morning
10 o'Clock.

Friday *October 28th*, 1768.

Upon a Motion, *Ordered* that Leave be given to bring

Leave given to bring in a Bill, in Addition to Act for preventing Trespasses.

bring in a Bill in further Addition to the *Act for preventing Trespasses*, and that Mr. *Day* and Mr. *Morris*, do prepare and bring in the same.

Consideration of the State of the Province Debt.

The House proceeded to take into Consideration the State of the Provincial Debt, and after some Time spent therein ;

Message to the Council.

Resolved and ordered, that a Message be sent to His Majesty's Council, to desire a Conference thereon by Committee, and a Message having been sent accordingly, and the Council having agreed to the said Conference :

Committee appointed.

Ordered, That Mr. *Butler*, Mr. *Salter*, Mr. *Day*, Mr. *Morris*, and Mr. *Tonge*, be a Committee of this House to confer with the Council accordingly.

Petition from *Simon Patrick Haly*.

A Petition from Mr. *Simon Patrick Haly*, was presented to the House, complaining of an undue Election for the Town of *Liverpool*, and the same was Read ;

Ordered that it lie on the Table.

The House adjourned till To-morrow 12 o'Clock at Noon.

Saturday October 29th 1768.

Report of the Committee of Conference.

Mr. *Salter*, from the Committee appointed to confer with a Committee of His Majesty's Council on the State of the provincial Debt, reported to the House, the Proceedings of the said joint Committee therein, and which were proposed for the Consideration of the House, and the same were read.

Ordered, That the said Proceedings of the joint Committee be taken into Consideration on Monday Morning.

Then adjourn'd till Monday Morning 10 o'Clock.

Monday October 31st, 1768.

Mr. *Smith*, from the Committee to whom it was referred to consider of such of the Laws as are expired or are near expiring; *Reported*, that the Committee had examined the same, and find

Report on the Laws that are expired, or near expiring.

That the Licence Act is expired.

And that the Act for prescribing the Form of Writs and the Manner of issuing the same;

The Act to prevent the Multiplicity of Law-Suits;

The Act concerning Bail;

And the Act for Establishment of Fees;

Will expire after this Session of the *General-Assembly*, and also that the Act for granting to His Majesty a Duty on Wines and Playing Cards, will expire on the 1st Day of *December* next.

Ordered, That Mr. *Brenton* and Mr. *Deschamps* be a Committee for preparing and bringing in such Bills as are necessary for continuing and amending the said several Acts.

Mr. *John Hicks*, return'd Member of this House for the Township of *Granville*, took the Oaths and his Seat.

The House proceeded to take under Consideration the Report presented to the House on Saturday from the joint Committee of both Houses, on the Ways and Means to ease the Province Debt, and after some Time spent therein,

Report of the joint Committee consider'd.

Resolved, That there be a Tax for one Year, on all Lands granted in this Province, at the Rate of one Eighth of a Penny per Acre, to commence from the 1st *January*, 1769.

Resolution thereon.

Ordered, That Mr. *Brenton*, Mr. *Hinchelwood*, Mr. *Smith*, Mr. *Tonge* and Mr. *Butler*, be a Committee

mittee

mittee, to prepare and bring in a Bill for that Purpose.

Bill in further Addition to Act for preventing Trespasses

The Committee appointed to bring in a Bill in further Addition to the Act for preventing Trespasses, presented to the House a Bill for that Purpose, and the same was received and read a first Time.

Ordered that it lye on the Table.

Then the House adjourned till 10 o'Clock Tomorrow Morning.

Tuesday *November 1st*, 1768.

Mr. *Deschamps* presented to the House (according to Order) a Bill for suppressing unlicensed Houses and granting to His Majesty a Duty on Persons to be licensed, and the said Bill was received and read a first Time, and being taken into Consideration,

Bill for suppressing unlicensed Houses, presented. Committed. Reported.

Ordered, That the Bill be committed, and the same having been committed accordingly, was reported agreed to with Amendments, and a Motion being made that the Bill be read a 2d Time, a Debate arose on some of the Amendments, and the Question being put, it passed in the Affirmative, that the Bill do lye on the Table for further Consideration.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Wednesday *November 2d*, 1768.

The House resumed the Consideration of the Amendments proposed to be made to the Bill for suppressing unlicensed Houses, and granting to His Majesty a Duty on Persons to be licensed, and after some Debate thereon, the Question was put, and it

Consideration of Amendments proposed to Licence Bill.

was

was carried that the House do receive the said Amendments.

Ordered, That the said Bill with the Amendments be engross'd and sent to His Majesty's Council.

Read a 2d Time, the Bill in further Addition to the Act for preventing Trespasses.

Ordered that it be engross'd.

Mr. Deschamps, presented to the House (according to Order) a Bill intituled an Act for altering, amending and continuing an Act made in the 6th Year of His present Majesty's Reign, intituled, *An Act concerning Bail*.

Bills presented to the House.
Bail.
Writs.
Law-Suits.

Also a Bill for altering, amending and continuing an Act made in the 6th Year of His present Majesty's Reign, intituled, *an Act for prescribing the Forms of Writs and the Manner of issuing the same*;

And a Bill for continuing an Act made in the 6th Year of His present Majesty's Reign, intituled, *An Act to prevent the Multiplicity of Law-Suits*.

And the said Bills were received and read a first Time.

Ordered that they lye on the Table.

Upon a Motion, Leave was given to *Mr. Day*, to bring in Heads of a Bill in Addition to and Amendment of an Act passed in the 2d Year of His present Majesty's Reign, intituled, *An Act for Regulating and Maintaining an House of Correction or Work-House within the Town of Halifax, and for binding out poor Children*; and the same were received and read.

Bill for Addition and Amendment of Act for Regulating and Maintaining House of Correction, &c.

Received and read.

Ordered that they lye on the Table.

The Committee appointed to prepare a Bill for granting a Tax upon certain granted Lands within this Province,

Bill for granting a Tax on Lands.

Province, presented to the House a Bill for that Purpose, and the same was received and read.

Resolved that this House will To-morrow Morning resolve itself into a Committee of the whole House thereon.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Thursday November 3d, 1768.

Bill to empower Justices to hold Special Sessions at Onslow.

Upon a Motion, Leave was given to *Mr. Morris*, to bring in a Bill for empowering the Justices of the Peace for the County of *Halifax*, to hold a Court of special Sessions of the Peace at *Onslow* in the said County, for the Townships of *Truro*, *Onslow*, and *Londonderry*, and the same was received and read;

Received and read

Ordered that it lye on the Table.

Bill for continuing the Act concerning Form of Writs &c.

Read a 2d and 3d Time, and passed, the Bills for altering, amending, and continuing the Act for prescribing the Forms of Writs &c.

The Act concerning Bail.

The Act concerning Bail;

The Act to prevent the Multiplicity of Law-Suits.

And for continuing the Act to prevent the Multiplicity of Law-Suits:

And in Addition to Act for preventing Trespasses.

Also the Act in further Addition to the Act for preventing Trespasses.

Passed & sent up.

Ordered, That the said Bills be sent to His Majesty's Council for their Concurrence.

The order of the Day being read,

Bill for granting Tax on Lands, committed.

The House in a Committee of the whole House, proceeded to take into Consideration, the Bill for granting to His Majesty a Tax upon certain Lands granted within the Province of *Nova-Scotia*, and after some Time spent therein, Mr. Speaker resumed the Chair, and Mr. *Salter* reported, that the

Report thereon.

Committee

Committee had made some Progress therein, and acquainted the House, that he was directed by the Committee to move, that they may have leave to sit again.

Ordered, That the Committee do resume the Consideration of the said Bill Tomorrow Morning.

His Majesty's Council sent down a Bill intituled, *An Act for the Rating and Levying the Charges for conveying Malefactors and Offenders to the Goal*; to which they desire the Concurrence of this House,

Bill from Council for levying Charges for conveying Malefactors to Goal.

Ordered, That the Bill do lie on the Table.

Then the House adjourned till 10 o'Clock Tomorrow Morning.

Friday November 4th, 1768.

The Bill sent from His Majesty's Council, for rating and levying the Charges for conveying Malefactors and Offenders to Goal, was read, and having been taken into Consideration was agreed to, with an Amendment.

Bill for levying Charges for conveying Malefactors &c. to Goal, Read. Agreed to with Amendments.

Ordered, That the Bill with the Amendment be sent to the Council for their Concurrence.

Sent up.

A Message came from his Honor the Lieutenant-Governor, requiring the Attendance of the House in the Council-Chamber; accordingly Mr. Speaker and the Members went up to attend his Honor, and being return'd, Mr. Speaker reported, that the House had attended his Honor in the Council-Chamber, where his Honor was pleased to make the following Speech to both Houses, of which he had obtained a Copy, which he read to the House, and is as follows.

Message from His Honor the Lieut. Governor.

The House attended in the Council Chamber.

Speech of His Honor.

GENTLEMEN of the Council and House of Assembly,

MY Lord WILLIAM CAMPBELL, the Governor, having on some Affairs of Importance, this Day sailed in the Romney for Boston, where his Stay

Stay will be a few Days only, I have to desire that you will continue your Deliberations on those Matters recommended to you by his Lordship ; and at the same Time I assure you of my Concurrence with you in every Measure that shall tend to the public Good.

Council-Chamber,
4th Nov. 1768.

MICH. FRANCKLIN.

Message to the
Council.

Upon a Motion, *Resolved*, That a Conference be desired with his Majesty's Council by Committee, to deliberate about sending to *England* one or more Agents to solicit a Permission for establishing a Loan and Paper Currency in this Province, as requested in the Petition transmitted from both Houses in the Year 1766, to be laid before his Majesty.

Ordered, That a Message be sent up accordingly.

The Order of the Day being read, *Resolved*, That the further Consideration of the Bill for granting to his Majesty a Tax upon certain Lands granted within the Province, be put off till To-morrow Morning.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Saturday November 5th 1768.

Bill for continuing
Act for Establishment
of Fees.

A Bill intituled an Act for continuing an Act made in the 6th Year of the Reign of His present Majesty, intituled, *An Act for the Establishment of Fees*, as regulated by the Governor and Council at the Request of the House of Assembly,

Presented,
Read.

Was presented to the House and read.

Ordered that it lye on the Table.

The Order of the Day being read.

The

The House in a Committee resumed the Consideration of the Bill for granting to His Majesty a Tax upon certain Lands granted in this Province,

Consideration of the Bill for Tax on Lands, resumed.

And after some Time spent therein, Mr. Speaker resumed the Chair, and Mr. *Butler* reported from the Committee, that they had gone through the Bill and made some Amendments thereunto; which they had directed him to report, when the House will please to receive the same:

Reported.

Ordered, That the said Report be received on Monday Morning next.

His Majesty's Council acquainted the House by Message, that they agreed to the Conference proposed by the House Yesterday.

Message from the Council.

Ordered, That Mr. *Day*, Mr. *Tonge*, and Mr. *Butler*, be a Committee of this House to meet the Committee of Council accordingly.

His Majesty's Council acquainted the House by Message, that they desire a Conference by Committee on the subject Matter of the Bill in Addition to the Act for preventing Trespasses; to which the House having agreed,

Ordered, That Mr. *Tonge*, Mr. *Day*, and Mr. *Butler*, be a Committee for the said Conference.

His Majesty's Council acquainted the House by Message, that they agree to the Amendment proposed by this House, to the Bill for the rating and levying of the Charges for conveying Malefactors and Offenders to Goal.

The House adjourned till Monday Morning 10 o'Clock.

Monday *November 7th*, 1768.

Read a 2d and 3d Time, and passed, the Bill for continuing the Act for the Establishment of Fees.

Bill for Establishment of Fees.

Ordered,

Ordered, That it be sent to His Majesty's Council for their Concurrence.

Sent up.

Report of Committee of Conference.

The Committee of this House appointed to meet a Committee of His Majesty's Council on the Subject of the Message sent up on Friday last, *reported*, that it is the Opinion of the joint Committee, that an Agent or proper Person be appointed in *London*, for the several Purposes therein mentioned.

Message to the Lieut. Governor.

Resolved, That Mr. *Smith*, and Mr. *Fillis*, be a Committee to wait on his Honor the Lieutenant-Governor, to desire he will please to order to be laid before this House an Account of the Monies received and paid by the Treasurer of the Province, since the 18th of *June* last.

Letter from *Joshua Mauger, Esq;* Reported.

Mr. Speaker reported to the House, a Letter from *Joshua Mauger, Esq;* dated *London*, the 15th *May*, 1768, desiring Mr. Speaker to acquaint the House, that on Account of his distant Place of Residence from *London*, and his Attendance in Parliament, he is prevented from giving that constant and steady Attention necessary, as Agent to this Province.

Resolution thereon.

Upon which, *Resolved*, That Mr. Speaker do acquaint Mr. *Mauger*, that this House is highly sensible of his kind and friendly Disposition for the Good of this Province, and to return him Thanks for the constant and unwearied Attention he has shewn for its Interest and Welfare.

Message from the Council. Bills agreed to.

His Majesty's Council acquainted the House by Message, that they agree to the Bill for continuing an Act for the Establishment of Fees; to the Bill for continuing an Act to prevent the Multiplicity of Law Suits ;

And to the Bill for altering, amending and continuing an Act concerning Bail :

And that they also agree to the Bill in further Addition.

Addition to and Amendment of the Act for preventing Trespasses, with an Amendment; to which Amendment they desire the Concurrence of this House, and the said Amendment having been read and taken into Consideration, was agreed to by the House.

Mr. Butler, (according to Order) reported, from the Committee of the whole House, to whom it was referred, to consider of the Bill for granting to His Majesty a Tax upon certain Lands granted in the Province of *Nova-Scotia*, that the Committee had gone thro' the Bill, and made some Amendments thereto, and the said Amendments being read, were agreed to by the House:

Report from the Committee on the Bill for Tax on Lands.

Ordered, That the Bill with the Amendments be ingros'd.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Tuesday November 8th 1768.

Read a 3^d Time and pass'd, the Bill for granting to his Majesty a Tax upon certain Lands granted in the Province of *Nova-Scotia*;

Bill for Tax on Lands, pass'd.

Ordered, That it be sent to his Majesty's Council for their Concurrence.

Sent up.

Resolved, That a Message be sent to His Majesty's Council, to desire they will appoint a Committee to confer with a Committee of this House on the Nomination of a proper Person to whom Instructions may be sent, for representing to his Majesty the present distress'd State of the Province for Want of a Medium of Trade, and such other Matters as shall be thought necessary for its Interest.

Message to the Council.

And his Majesty's Council having agreed to the said Conference,

Ordered,

Committee appointed for a Conference.

Ordered, That *Mr. Salter, Mr. Tonge, Mr. Day, and Mr. Butler*, be a Committee of this House for that Purpose.

Accounts presented by the Treasurer.

The Treasurer of the Province, presented to the House, pursuant to their Request to his Honor the Lieutenant-Governor,

A contingent Account from the 18th June, 1768,

A Road Ditto - - from Ditto.

A general State of the Provincial Funds between the 18th June and the 22d of October, 1768.

Ordered, That the said Accounts do lye on the Table to be perused by the Members of the House.

Bill in Addition and Amendment to Act to enable Townships to maintain their Poor.

Upon a Motion, Leave was given to *Mr. Smith*, to bring in a Bill in further Addition to and Amendment of an Act made in the 3d Year of his present Majesty's Reign, intituled, *An Act to enable the Inhabitants of the several Townships within this Province to maintain their Poor*;

Presented. Read.

And the same was presented accordingly, and read a 1st and 2d Time;

Ordered, That the said Bill be ingross'd.

Bill for Special Sessions at Onslow, Passed.

Read a 2d and 3d Time, and pass'd, *the Bill for empowering the Justices of the Peace for the County of Halifax, to hold a Court of Special Sessions at Onslow, &c.*

Ordered, That it be sent to his Majesty's Council for their Concurrence.

Bill for Excise on Wines. Presented. Read.

A Bill for granting to His Majesty an Excise on Wines sold within this Province, was presented to the House, and read a 1st Time;

Ordered, That it lye on the Table.

Mr. Salter reported from the Committee of Conference, that they had met a Committee of his Majesty's

Majesty's Council, and that he was directed to report to the House, that it is the Opinion of the joint Committee, that as *Richard Cumberland, Esq;* has already been appointed Agent to the Province by his Majesty, and has made a Tender of his Services, proper Instructions be sent him, in order to his soliciting Relief for the Province ;

Report from Committee of Conference.

And the said Report having been taken into Consideration, was agreed to by the House ; and a Committee from his Majesty's Council, and of the House, having waited on his Honor the Lieutenant Governor to request his Concurrence in the sending Instructions to Mr. *Cumberland* accordingly,

His Honor was pleased to answer, that he will take the same into Consideration.

Then the House adjourned till Monday Morning 10 o'Clock.

Wednesday *November 9th, 1768.*

A Memorial of the Overseers of the Poor of the Town of *Halifax*, was presented to the House and read, setting forth, that they have advanced several Sums of Money for the necessary Support of the Poor, and that there are also considerable Sums due to the Widow of the late Keeper, and to the present Keeper of the *Poor-House*, amounting in the whole, to £186. 9. 6. That although the Memorialists did obtain in the last Session of the *General-Assembly*, a Vote for the Loan of £168. 8. being the Sum then due, they have never received any Part thereof, nor any Order on the Treasury for the same, they therefore pray that they may have a Warrant for the full Sum now due, payable in Cash.

Memorial of Overseers of the Poor.

Voted, That in lieu of the Sum of £168. 8. which was voted to the said Overseers last Session of the *General*

Vote thereon.

General-Assembly, there be paid to Mr. *Francis White*, for the Use of the said *Overseers*, the Sum of
- - - - - £41. 12. 8.

To the *Widow Harris*, the Sum of - £61. 3. 10.

And to *Tho. Fitzpatrick*, the Sum of - £83. 9. 0.

In the whole, £186. 5. 6.

To discharge the several Sums above mentioned, advanced by them.

Ordered, That the said *Vote* be sent to His Majesty's Council for their Concurrence.

Petition from
James Monk.

A *Petition* from Mr. *James Monk*, Clerk to his Majesty's Supreme Court, was presented to the House and read, setting forth, *That the Petitioner has, during the Course of the Summer past, attended three Special Courts of Goal Delivery, twice to Horton, and once to Liverpool, on which he was necessarily detained 42 Days, that he is required from the Nature of the Office, to complete the Acts of said Courts, and make the proper Records and Rolls of the Proceedings, which requires great Attention and Trouble, and, and that, as he humbly conceives, the Stipend allow'd him is for his Services in said Court, in the Town of Halifax; He prays the House will be pleased to allow him such Compensation for those Services, as to this House shall seem meet.*

Vote thereon.

Voted, That the Sum of *Ten Pounds* be paid to Mr. *James Monk*, as a Consideration for his Services in attending *Three Special Courts of Goal Delivery*, and making up the proper *Records and Rolls of the Proceedings*.

Ordered that the said *Vote* be sent to His Majesty's Council for their Concurrence.

Bill for Excise on
Wines passed.

Read 3^d Time and passed, the Bill for granting to His Majesty an *Excise on Wines*.

Ordered,

Ordered, That it be sent to His Majesty's Council for their Concurrence.

A Petition from several Persons whose Names are thereto subscribed, Cordwainers in the Town of *Halifax*, was read, setting forth, that the Petitioners labour under great Disadvantages in their Business for want of proper Inspectors and Sealers of Leather, and praying that a Law may be passed for preventing the Abuses now practised in the Sale of Leather.

Petition from the Cordwainers.

Ordered, That a Bill be prepared for the Purposes aforesaid.

His Majesty's Council acquainted the House by Message, that they agree to the Bill for holding Special Sessions of the Peace at *Onslow*.

Then the House adjourned till 10 o'Clock Tomorrow Morning.

Thursday *November 10th*, 1768.

Read a 3d Time and pass'd, the engross'd Bill in further Addition to and Amendment of *An Act to enable the Inhabitants of the several Townships to maintain their Poor*.

Bill in further Addition to and Amendment of Act for maintaining Poor, passed.

Ordered, That it be sent to His Majesty's Council for their Concurrence.

Mr. *Deschamps* presented to the House (according to Order) a Bill relating to Searchers and Sealers of Leather.

Bill relating to Searchers and Sealers of Leather, presented.

And the same was received and read:

Read.

Resolved that the Bill do pass, and be sent to His Majesty's Council.

Passed.

Answer of the
Lieut. Governor to
the Request of the
8:h.

The Committee who waited on his Honor the Lieutenant-Governor the 8th Instant, *reported*, that his Honor was pleased to give in Answer to the Request of His Majesty's Council and of this House, "that he will be glad to avail himself of every Opportunity to concur with his Majesty's Council and this House, in any Measure that may tend to promote the true Interest of the Province, but as an Application has already been made to His Majesty for Leave to issue a Paper Currency, and as *Lord William Campbell* will in all Probability be returned to his Government before the End of this Session, who may have had an Opportunity of knowing the King's Pleasure thereupon, his Honor apprehends it would be proper to defer the Matter until his Arrival."

Bill for Payment
of the Members
Ordered.

Upon a Motion, *Resolved*, that each County shall for the future be assessed to pay the Representatives for such County and the Towns within the same, for their Attendance in *General-Assembly*.

Ordered, That *Mr. Tonge*, *Mr. Smith*, and *Mr. Morris* be a Committee to prepare and bring in a Bill for that Purpose.

Message to the
Council.

Upon a Motion, *Resolved*, that *Richard Cumberland*, Esq; be appointed Agent for this Province, and that his Majesty's Council be desired to join with the House in the said Appointment.

Answer.

And a Message having been sent up accordingly, his Majesty's Council returned for Answer, "That as *Mr. Cumberland* has been appointed by His Majesty, Agent for the Affairs of this Province, they acknowledge him as such, and are ready to join with the House of Assembly in transmitting to *Mr. Cumberland* any Matter that may be for the Service of this Province, to be by him laid before the Ministry."

Upon which, *Resolved* and *Ordered*, that *Mr. Salter*,

Salter, Mr. Tonge, Mr. Day, Mr. Butler, and Mr. Morris, be a Committee, to join a Committee of His Majesty's Council in preparing such Instructions as are necessary to be transmitted to Mr. Cumberland.

Committee appointed.

His Majesty's Council sent down the Bill for laying an Excise on Wines, with some Amendments thereto; to which they desire the Concurrence of this House;

Bill for Excise on Wines sent down,

And the House having taken the said Amendments into Consideration, agreed to the same, except one.

with Amendments.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Friday November 11th, 1768.

Upon a Motion, That *Whereas this Province from its Situation, labours under very great Inconveniences for Want of proper Officers being appointed to enter and clear Vessels in such Ports and Places as have not without great Difficulty a Communication with Halifax;*

Motion for an Address to the Lieutenant-Governor.

Resolved, That an Address be presented to his Honor the Lieutenant-Governor, setting forth these Grievances.

Ordered, That Mr. Butler and Mr. White, be a Committee to prepare an Address accordingly.

Mr. Smith, (according to Order) presented to the House, a Bill to enable the several Counties within this Province to raise Money for Payment of their Representatives, and the same was received and read;

Bill for Payment of Representatives, presented, read.

Ordered, That it lye on the Table.

His Majesty's Council acquainted the House by Message,

Message from the Council on the Bill for Tax on Lands.

Message, that they desire a Conference by Committee, on the Bill for granting a Tax on Lands, to which the House having agreed; *ordered*, that *Mr. Butler, Mr. Tonge, Mr. Day, Mr. Brenton, and Mr. Smith*, be a Committee of this House for that Purpose.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Saturday *November* 12th, 1768.

Report of joint Committee.

Mr. Brenton, from the Committee appointed Yesterday to confer with a Committee of Council on the Bill for granting a Tax on certain Lands in the Province, *reported*, that it is the Opinion of the said joint Committee, that the Revenue arising from the said Tax will not be sufficient to answer the Exigencies of Government; and propose, that in addition thereto, a Bill be prepared for levying a Tax of 3s. upon the Polls of all Males from 16 to 60, throughout the Province, and for granting to His Majesty a Tax of 1s in the Pound on the annual Rents of all tenanted or occupied Houses in the Province.

And the House having taken the said Report into Consideration;

Resolution thereon.

Resolved, That it is the unanimous Opinion of this House, that they cannot agree to any further Tax at present, as the Country is unable to bear it.

Adress to the Lieutenant-Governor, reported,

The Committee appointed Yesterday to prepare an Address to his Honor the Lieutenant-Governor, *reported* an Address prepared by them accordingly, which being read, was agreed to with some Amendments:

presented.

Ordered, That the said Address be presented by *Mr. Butler, Mr. White, Mr. Smith, Mr. Fillis, and Mr. Danks*, and is as follows:

To

To the HONORABLE

MICHAEL FRANCKLIN, Esqr;

Lieutenant-Governor and Commander in Chief, in
and over the Province of *Nova-Scotia*, &c.

The humble Address of the House of Assembly.

May it please your Honor.

“ WE His Majesty’s most dutiful and loyal Subjects the Representatives of this Province, met in *General-Assembly*, from the many Complaints made by the Trading People, think it our Duty to represent to your Honor, the Situation of this Province, surrounded by the Atlantic Ocean, the *Bay of Fundy*, and the *Gulph of St. Lawrence*, and interspersed by many Rivers and Creeks, which render it particularly commodious for Fishery, but the want of Roads, which the Province in its present Circumstances is unable to make, is a great Inconvenience, and prevents a Communication by Land with many of its Harbors, and just as we have some Hopes that this Province may be able to carry on a Fishery with some Advantage, and a Prospect opens for exporting from it Lumber and other Parts of its Produce, we have the Mortification to find that great Difficulties are thrown in the Way of our Navigation, for want of proper Officers (being stationed at such Places as are commodious for shipping off Fish and Lumber, and the Produce of the Colony) to enter and clear Vessels; this is a Matter of such Consequence, that without some Relief is granted, this Province, already in a most distressed State, cannot subsist, nor be on a footing in respect to Trade, with any of the other Colonies.

“ The Fishery particularly labours under many Disadvantages; its being carried on in many small Harbors both to the *Eastward* and *Westward* of *Halifax*, to which the People employ’d in it must transport their Supplies, and bring from thence
the

the Fish when cured, and the obliging these small Vessels to enter and clear every Time they go in and out of the Harbor is a great Obstruction and Expence in the carrying on that valuable Branch of Business.

“ The Town of *Halifax* is also greatly distressed by the unusual Fees taken at the Custom-House from small Vessels and Boats which bring Roots and Greens to Market, from the neighbouring Towns and Villages, whose Freight will not bear the Expence, and thereby those People have no Sale for this Kind of Produce.

“ Great are also the Difficulties the trading Part of the Province labour under from Vessels being obliged to come from *Canso*, *Louisbourg*, and all the Harbors to the *Westward* of the Port of *Halifax*, to enter and clear here, being attended with great Risk from Gales of Wind in the Fall of the Year on this dangerous Coast, besides adding greatly to the Merchants Expence, and may also be attended with great Damage to so perishable a Cargo, and ruin the Voyage by the Vessels arriving too late to a Foreign Market; as likewise the Risk of the Vessels being blown off the Coast, and liable to be seized by any of His Majesty's Ships or Vessels, for want of such Papers as could not be procured at the Place of Loading, and as to the Situation of the *Bay of Fundy*, whose Navigation is so difficult even in Summer, owing to Fogs and strong Currents, that Vessels need not have any other Disadvantages to delay them, or prevent their proceeding to the Place of their Destination, such of the Rivers which have a Communication by Land with *Halifax*, are at a great Distance from it, and the Roads bad, so that the Expence and Delay to the Master of a Vessel in coming to enter and clear at *Halifax* would take away great Part of his Freight.

“ The House is also informed, that suppose Deputies are appointed, all Ships and Vessels from
Europe

Europe must come to *Halifax* to enter; this Restriction, particularly to such Vessels as bring Salt and Supplies to the Fishery, is a great Grievance, as great Part of the Fishing Season which is but short, may be lost, while they are beating up to *Halifax*, and going from thence to *Canso*, *Louisbourg*, or to the Ports to the *Westward*, and thereby the Voyage may be ruin'd.

“ We are humbly of Opinion, that to effectually remedy these great Evils, there should at least be Deputy Collectors appointed at *Cumberland*, for that Branch of the *Bay of Fundy*, at *Windsor* for the several Rivers within the *Basin of Mines*, at *Annapolis*, at *St. John's River*, at *Liverpool* for the *Western Coast*, between *Halifax* and *Cape-Sable*, at *Canso*, at *Louisbourg*, and at the Island of *St. John*; at all which Places we make no doubt but there may be found Persons of Trust, who will execute the Office for a small Consideration, and give such Security as is required, which will more effectually secure His Majesty's Revenues.

“ We therefore do most earnestly entreat your Honor, to take this so interesting a Matter into Consideration, and that you will please to represent our Situation and Circumstances where and in such Manner as you shall judge proper, for obtaining Relief to the Province.

Wm. NESBITT, Speaker.”

November 12th, 1768.

And the Committee having presented the said Address accordingly, at their return, reported, that his Honor was pleased to say in Answer to the same, that he would take the several Matters therein contained into Consideration.

Then adjourn'd till Monday Morning 10 o'Clock.

Monday

Monday November 14th, 1768.

Bill in Amendment of Act for County Charges.

A Bill in Amendment of an Act made in the 5th Year of his present Majesty's Reign, intituled, *An Act for the raising Money by Presentment on the several Counties in this Province, for the defraying certain County Charges therein mentioned,*

Presented.

Was presented to the House and read:

Passed.

Resolved, That the said Bill do pass, and be sent to His Majesty's Council,

His Majesty's Council acquainted the House by Message, that they agree to the Bill in further Addition and Amendment of an Act to enable the Inhabitants of the several Townships to maintain their Poor.

Bill to prevent Members of the General-Assembly from being Collectors, &c.

Upon a motion, Leave was given to Mr. *Day* to bring in a Bill to prevent the Members of the *General-Assembly* of this Province from being Collectors or Farmers of the Provincial Revenues;

And the said Bill having been presented accordingly, was received and read:

Ordered, That it be engross'd.

Message from the Council.

A Message came from His Majesty's Council to desire a Conference Tomorrow Morning on the Bill for granting a Tax on Lands in this Province; To which the House agreed.

Then the House adjourned till 10 o'Clock Tomorrow Morning.

Tuesday November 15th, 1768.

Bill to prevent Members of the General-Assembly from being Collectors.

The engross'd Bill, intituled, *An Act to prevent the Members of the General-Assembly of this Province, from being Collectors and Farmers of the Provincial Revenues,* was read;

Resolved,

Resolved, That the Bill do pass, and be sent to Passed.
His Majesty's Council.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Wednesday *November 16th, 1768.*

It having been represented to the House, that Mr. *Emanuel Weight*, Surveyor of Mills, has been prevailed upon to remain in the Province, and to continue his Assistance and Services in that Business, and as the same is of publick Utility ;

Voted, That the yearly Allowance of £25. be continued to the said *Emanuel Weight*, from the 1st of *July* last. Vote in favour of Mr. Weight.

A Message came from his Honor the Lieutenant-Governor, requiring the Attendance of the House in the Council-Chamber. Message from the Lieut. Governor.

Mr. Speaker and the House having attended accordingly, and being returned,

Mr. Speaker reported, that the House had attended his Honor in the Council-Chamber, where his Honor was pleased to give his Assent to

“ *A Bill in further Addition to and Amendment of an Act made in the 3d Year of His present Majesty's Reign, intituled, An Act to enable the Inhabitants of the several Townships within this Province to maintain their Poor.*” Bill passed.

Then adjourned till To-morrow Morning 10 o'Clock.

Thursday *November 17th, 1768.*

The House met, and adjourn'd till To-morrow Morning 10 o'Clock.

Friday

Friday *November* 12th, 1768.

His Majesty's Council acquainted the House by Message, that they agree to the Bill relating to Searchers and Sealers of Leather.

His Majesty's Council sent down the Bill for granting to His Majesty a Tax upon certain Lands granted in this Province, with some Amendments, to which they desire the Concurrence of this House.

Bill for Tax on
Lands sent down
with Amendments.

And the House having resolved itself into a Committee of the whole House, upon the said Amendments, after some Time spent therein, Mr. Speaker resumed the Chair, and Mr. *Brenton* reported from the Committee, that they had made some Progress therein, and acquainted the House, that he was directed by the Committee, to move that they may have Leave to sit again:

Committed.

Ordered, That the House do in a Committee, resume the Consideration of the said Amendments Tomorrow Morning.

Lieut. Governor's
Answer to Address
of the 12th Instant.

His Honor the Lieutenant-Governor sent the following Answer to the Address of this House of the 12th Instant:

GENTLEMEN,

“ ON a former Application of the Merchants
“ and Traders in this Town, I had con-
“ sidered the several Matters represented in your
“ Address, and laid them before the Commission-
“ ers of His Majesty's Customs, the Result of which
“ you will see by a Copy of their Letter to the Col-
“ lector with this.

“ A Letter from the Collector, will satisfy you
“ as to that Part of your Address, which relates
“ to the taking of unusual Fees at the Custom-
“ House at *Halifax*, and I shall take such other
“ Steps

“ Steps to remove all Inconveniencies and Obstruc-
“ tions to the Trade and Commerce of this Pro-
“ vince, as on the best Consideration shall seem
“ most fit and proper.”

MICH. FRANCKLIN.

Resolved, That Mr. Butler, Mr. White and Mr. Smith be a Committee to wait on his Honor the Lieutenant-Governor, “ to return him Thanks for
“ his early Attention for the Good of the Trade
“ and Commerce of this Province, and for his con-
“ tinued Zeal and Endeavours for removing the In-
“ conveniencies and Obstructions which remain,
“ and which are so distressing to the People of this
“ Province.”

Committee wait on
Lieutenant Govern-
or.

Then adjourned till To-morrow Morning 10 o’Clock.

Saturday *November 19th*, 1768.

The Order of the Day being read,

The House in a Committee resumed the further Consideration of the Amendments proposed by His Majesty’s Council, to the Bill for granting a Tax on Lands, and after some Time spent therein, Mr. Speaker having resumed the Chair, Mr. Brenton reported from the Committee, that they had gone through the said Amendments, and agreed to some of them.

Amendments to
Land tax Bill,
considered.

Reported.

Resolved, That the House do agree to the Amend-ments proposed by His Majesty’s Council, to the said Bill, except one.

Ordered, That a Message be sent up according-ly; and His Majesty’s Council having proposed a further Amendment to the said Bill, the House agreed to the same.

Further Amend-
ment proposed.

Ordered,

Ordered, That the Bill with the Amendments be engros'd anew.

Bill to prevent Members of General-Assembly being Collectors, &c. sent down not agreed to.

His Majesty's Council sent down the Bill, intituled, *An Act to prevent the Members of the General-Assembly of this Province, from being Collectors or Farmers of the Provincial Revenues,* not agreed to.

Bill for suppressing unlicensed Houses, sent down with Amendments.

His Majesty's Council sent down the Bill *for suppressing unlicensed Houses, &c.* with Amendments, which were read:

Ordered, That the Bill with the Amendments do lye on the Table.

Then adjourn'd till Monday Morning 11 o'Clock.

Monday November 21st, 1768.

The new engros'd Bill for granting a Tax on Lands in the Province, was read;

Ordered, That it be sent to His Majesty's Council.

Amendments to License Bill, Considerd. Agreed to.

The House proceeded to take into Consideration the Amendments propos'd by His Majesty's Council to the Bill for *suppressing unlicensed Houses,* and having agreed to the same;

Ordered, That the Bill be new engros'd, and sent to His Majesty's Council.

His Majesty's Council sent down a Bill, intituled, *An Act to impower the Supream Court in their stated Sittings in the Town of Halifax, to try Offenders who may be guilty of Felonies in other Counties in this Province;* with a Message, that they desire the Concurrence of this House to the same:

And the said Bill was read;

Resolved, That this House do agree to the same.
His

His Majesty's Council sent down a Bill, intituled, *An Act for establishing the Times for holding the Supream Court*; with a Message, that they desire the Concurrence of this House to the same :

And the said Bill was read :

Resolved, That this House do agree to the same.

His Majesty's Council sent down a Bill, intituled, *An Act in Addition to an Act made in the 33^d Year of His late Majesty's Reign, intituled, An Act for Regulating Petit Juries and declaring the Qualification of Jurors*; with a Message that they desire the Concurrence of this House to the same: Bill
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And the said Bill was read ;

Resolved, That this House do agree to the same.

As it appears to the House, that several of the Collectors of the Outports are deficient in making regular Returns and Remittances of the Monies which they have received, to the Treasurer of the Province :

Resolved, That a Committee do wait on his Honor the Lieutenant-Governor with the humble Request of this House, " That he will be pleased " to give Orders, that the Accounts of the Collec- Re-
Co-
min.
the
" tors of the Outports be strictly examined in-
" to, and that he will please to remove such
" Collectors as may be found to have neglected
" their Duty, or been unfaithful in the Discharge
" of their Trust."

Ordered, That Mr. Butler and Mr. Day be the said Committee.

And the Committee having waited on his Honor accordingly, at their Return reported, that his Honor was pleased to say that he would lay the same before his Majesty's Council, and that he would order

order the Accounts to be examined, agreeable to the Request of the House.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Tuesday November 22d, 1768.

His Majesty's Council sent down the Bill in Addition to and Amendment of an Act made in the 5th Year of his Majesty's Reign, for raising Money by Presentment on the several Counties, for defraying County Charges, with Amendments, for the Concurrence of this House :

And the said Amendments were read and agreed to.

Then adjourned till 10 o'Clock Tomorrow Morning.

Wednesday November 23d, 1768.

His Majesty's Council sent down the Bill in further Addition to, and in Amendment of the Act for preventing Trespasses, with a further Amendment, for the Concurrence of this House;

Which being read, was agreed to.

His Majesty's Council sent down a Bill in Addition to and Amendment of An Act made in the 1st Year of his Majesty's Reign, for the repairing and mending Highways, Roads, Bridges, and Streets, and for appointing Surveyors of Highways; for the Concurrence of this House ;

And the said Bill was read, and having been taken into Consideration;

Ordered, That it be returned to the Council, not agreed to.

Then adjourn'd till To-morrow Morning 10 o'Clock.

Thursday

Thursday *November 24th*, 1768.

His Majesty's Council sent down the Bill for altering, amending, and continuing the Act for prescribing the Forms of Writs and the Manner of issuing the same, with Amendments, for the Concurrence of this House, and the said Amendments were read :

Ordered, That the Bill with the Amendments do lye on the Table.

Then adjourn'd till To-morrow Morning 11 o'Clock.

Friday *November 25th*, 1768.

The House proceeded to take into Consideration, the Amendments proposed by His Majesty's Council, to the Bill, intituled, *An Act for altering, amending and continuing, the Act for prescribing the Forms of Writs and the Manner of issuing the same.*

Amendments to Bill for altering, &c. Act prescribing Form of Writs, &c. considered.

And thereupon *ordered*, That a Message be sent to His Majesty's Council, to desire a Conference by Committee on the said Amendments; and a Conference having been held accordingly, the Alterations made by the joint Committee to the said Amendments, were reported, and agreed to by His Majesty's Council and the House :

Ordered, That the Bill be new engross'd and sent to His Majesty's Council.

His Majesty's Council acquainted the House by Message, that they agree to the Vote of this House to the Overseers of the Poor.

A Letter from *Henry Newton*, Esq; Collector of His Majesty's Customs for the Port of *Halifax*, directed to Mr. Speaker, was read, setting forth, " That the unusual Fees taken from small Vessels that

Letter from Collector *Newton*.

“ bring Roots and Greens from the neighbouring
 “ Harbours, was in consequence of an Instruction,
 “ that no Goods whatsoever should be shipped or
 “ landed without a Sufferance, that the Charge was
 “ introduced in his Absence, and that he had from
 “ the Poverty of such Traders, directed, that such
 “ Sufferances should be granted without Fee, and
 “ that he will be ready on every other Occasion, to
 “ ease and encourage the Trade of the Province.”

Resolved and ordered, That Mr. Speaker do acquaint Mr. *Collector Newton*, that the House is well satisfied with the Reasons set forth by him concerning the unusual Fees taken for the entry and clearance of small Vessels from the neighbouring Harbours, and his Promise to redress the Grievance complained of, and doubt not of his Readiness to ease and encourage the Trade of the Province.

Petition from the
 Keeper of the Goal.

A Petition from *William Carstaffin*, Keeper of the Goal in *Halifax*, was presented to the House and read, setting forth, that he has no Salary nor Allowance made him for Firewood and Candles, and that he is at a great Expence for those Articles, particularly in keeping a proper Watch by Night.

Vote.

Voted, That there be allowed and paid to said *William Carstaffin*, the Sum of *Ten Pounds per Annum*, in lieu of Fuel and Candles for the Goal, to commence from the 1st of *July* last, and that there be also paid to him, *£5.* for his Expences on that Account, before the said 1st Day of *July* last.

Ordered, that this Vote be sent to His Majesty's Council for Concurrence.

Then adjourned till To-morrow Morning 10 o'Clock.

Saturday *November 26th*, 1768.

Resolved and Ordered, That a Message be sent to His Majesty's Council, to desire they will join in an Application

Application to his Honor the Lieutenant-Governor for a Recess by adjournment, to Monday the 12th Day of *December*, and that in the mean Time the joint Committee may continue to meet, and prepare the Instructions proposed to be sent to Mr. *Cumberland*.

Ordered, That Mr. *Brenton* be added to the said Committee.

A Message came from his Honor the Lieutenant-Governor, requiring the Attendance of the House in the Council-Chamber; accordingly Mr. Speaker with the House went up to attend his Honor, and being returned, Mr. Speaker reported, that the House had attended his Honor in the Council-Chamber, where his Honor was pleased to give his Assent to the following Bills, viz.

An Act for continuing an Act made in the 6th Year of his present Majesty's Reign, intituled, *an Act to prevent the Multiplicity of Law-Suits*.

An Act for the rating and levying Charges for conveying Malefactors and Offenders to the Goal.

An Act for continuing an Act made in the 6th Year of the Reign of his present Majesty, intituled, *an Act for the Establishment of Fees, as regulated by the Governor and Council, at the Request of the House of Assembly*.

An Act for altering, amending, and continuing an Act made in the 6th Year of his present Majesty's Reign, intituled, *an Act concerning Bail*.

An Act for granting to His Majesty an Excise on Wines sold within, or brought into this Province.

An Act for empowering the Justices of the Peace for the County of Halifax, to hold a Court of Special Session of the Peace at Onslow in the said County, for the Towns of Truro, Onslow, and Londonderry.

An Act relating to Searchers and Sealers of Leather.

An Act for altering, amending, and continuing an Act made in the 6th Year of his present Majesty's Reign, intituled, *an Act for prescribing the Forms of Writs and the Manner of issuing the same.*

An Act for suppressing unlicensed Houses, and for granting to His Majesty a Duty on Persons hereafter to be licensed.

An Act for establishing the Times of holding the Supream Court.

An Act in addition to and amendment of an Act made in the 5th Year of his present Majesty's Reign, intituled, *an Act for the raising Money by Presentment on the several Counties in this Province, for the defraying certain County Charges therein mentioned,*

An Act in further addition to, and in amendment of an Act made in the 32d Year of his late Majesty's Reign, intituled, *an Act for preventing Trespasses.*

An Act in addition to an Act made and passed in the 33d Year of his late Majesty's Reign, intituled, *an Act in addition to an Act for Regulating Petit Juries and declaring the Qualification of Jurors.*

An Act to empower the Supream Court, at their stated Sittings in the Town of Halifax, to try Offenders who may be guilty of Felonies in other Counties in this Province.

Then the House, by Leave of his Honor the Lieutenant-Governor, adjourned till Monday the 12th Day of December next, at 11 o'Clock in the Morning.

Monday *December 12th*, 1768.

The House being met according to Adjournment, a Message came from His Excellency the Governor, requiring the Attendance of the House in the Council-Chamber; accordingly Mr. Speaker with the House went up to attend His Excellency; and being return'd,

The House met:
Message from the Governor.
The House attend His Excellency in the Council-Chamber.

Mr. Speaker reported, that the House had attended His Excellency in the Council-Chamber, where his Excellency was pleased to acquaint the House, that since his Return from *Boston*, the Bill for a Tax on Lands had been laid before him, and that he had it under Consideration.

In the mean time his Excellency recommended to the House, that they should proceed on such Business as was before them unfinished.

His Excellency's Recommendation to the House.

Then the House adjourned till To-morrow Morning 10 o'Clock.

Tuesday, *December 13th*, 1768.

Resolved, That whereas the House have before them Business of the greatest Importance to the Good of the Province, there be a Call of the House on Monday the 23d Day of *January* next.

Resolution for a Call of the House.

Order'd, That Mr. Speaker do write circular Letters to acquaint the absent Members thereof, and to require their Attendance.

Resolv'd and *Order'd*, That a Message be sent to his Majesty's Council to desire they will join in an Application to his Excellency the Governor, for a Recess by Adjournment, to Monday the 23d Day of *January* next, and a Message having been sent

Message to the Council.

up

up accordingly, his Majesty's Council returned for Answer, that they agree to the same.

Message from the Governor.

A Message came from his Excellency the Governor, requiring the Attendance of the House in the Council-Chamber, accordingly Mr. Speaker with the House went up to attend His Excellency, and being return'd, Mr. Speaker reported that the House had attended his Excellency in the Council-Chamber, where his Excellency was pleased to declare, That he could not give his Assent to the *Bill for granting a Tax upon certain Lands granted in the Province of Nova-Scotia*; and also that his Excellency was pleased to make the following Speech to both Houses, of which he had obtained a Copy, which he read to the House, and is as follows :

The House attend His Excellency in the Council Chamber.

Gentlemen of the Council and House of Assembly,

His Excellency's Speech.

Representation having been made to His Majesty, That two Acts made and passed in the General Assembly of this Province, in August 1767, for explaining and amending the several Laws relating to the Duties of Impost and Excise, are prejudicial to the true Interest of this Colony, tend to discourage the Commerce and Fishery thereof, to lessen the Revenue, and to injure the public Credit;

I am therefore commanded by His Majesty to require you in His Name, to pass a Law or Laws for repealing the said Acts passed in August 1767, and for establishing the Duties of Impost and Excise upon the same Foot on which they stood antecedent to the passing the said Acts.

Resolved, That the House will 'To-morrow Morning take into Consideration his Excellency's Speech to his Majesty's Council and this House.

Vote from the Council in Favour of Mr. Dupont,

His Majesty's Council sent down a Vote in Favour of Mr. DUPONT, for the Sum of Twenty Pounds, for his Services in preparing several Bills to
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be passed into Laws during the last Session of the General Assembly, in making Abstracts of the several Laws passed the last Session, to be published in the Gazette, and in preparing Copies of those Laws for the Press, and correcting the Press with the same.

To which the House agreed.

And the House adjourn'd till To-morrow Morning Ten o'Clock.

Wednesday *December 14th*, 1768.

The House proceeded to take into Consideration his Excellency the Governor's Speech to both Houses Yesterday.

The House take into Consideration His Excellency's Speech.

Resolved, That an Address be presented to his Excellency to acquaint him, that the House have had under Consideration his Excellency's Speech of Yesterday, to his Majesty's Council and this House, and as they had before desired his Majesty's Council to join with them in desiring a Recess by Adjournment to the 23d Day of *January* next, to which his Majesty's Council had agreed, and at which Time the House had resolved there should be a Call of the House, and have therefore thought it expedient to postpone the Consideration of the Requisition contained in his Excellency's Speech, to the said 23d Day of *January* next; and humbly pray his Excellency will be pleased to give them leave to adjourn until the said Day.

Address to His Excellency.

Order'd, That the said Address be presented by Mr. *Brenton*, Mr. *Smetburst*, and Mr. *White*.

Then the House adjourn'd till To-morrow Morning Ten o'Clock.

Thursday

Thursday *December 15th*, 1768.

Vote to the Messenger and Door-keeper.

Voted, That the Sum of Eight Pounds Five Shillings be paid by the Treasurer of of the Province, out of the public Money in the Treasury, to Mr. *John Kent*, Messenger and Door-keeper of this House, for his Services to this Day inclusive.

His Excellency's answer to the Address of Yesterday.

His Excellency the Governor sent to the House the following Answer to their Address of Yesterday.

“ The Governor would have been glad that the
“ House of Assembly had proceeded on the Business laid before them by him Yesterday from
“ the King.

“ But as he was satisfied that they had agreed to
“ apply for an Adjournment before that Business
“ had been communicated to them, and as they appear so desirous of a Recess, he would agree, that
“ they adjourn to *Monday* the Twenty-third of
“ next Month.

The House accordingly adjourned to *Monday* the Twenty-third Day of *January* next, at Twelve o'Clock at Noon.

Monday *January 23d*, 1769.

The House met, and adjourn'd till Ten o'Clock Tomorrow Morning.

Tuesday *January 24th*, 1769.

The House met, and adjourn'd till To-morrow Morning Ten o'Clock.

Wednesday *January 25th*, 1769.

The Speech of his Excellency the Governor, of the 13th of *December*, to both Houses, was read, and

Speech of his Excellency of the 13th December, consider'd.

and the same being taken into Consideration ;

Order'd, That Bills be prepared for the Repeal of the two Acts made in the 7th Year of his Majesty's Reign, relating to the Duties of Impost and Excise on Rum and other Spirits, and for establishing the Duties on the same footing they were before the making of the said Acts.

Bills ordered;

And that Mr. *Butler*, Mr. *Hinsbekwood*, and Mr. *Brenton*, do prepare and bring in the same.

Resolved, That an Address in Answer to the Speech of his Excellency the Governor, of the 13th *December*, to both Houses, be prepared: And *Ordered*, That Mr. *Salter*, Mr. *Smethurst*, and Mr. *Smith*, do prepare the same.

Address to His Excellency, in Answer to his Speech of the 13th *December*, Ordered.

Then the House adjourned till To-morrow Mornin
10 o'Clock.

Thursday *January 26th*, 1769.

The House met, and adjourn'd till Ten o'Clock To-morrow Morning.

Friday *January 27th*, 1769.

The House met, and adjourn'd till To-morrow Morning
Ten o'Clock.

Saturday *January 28th*, 1769.

The Committee appointed to prepare Bills for repealing the two Acts made in the 7th Year of His Majesty's Reign, relating to the Duties of Impost and Excise on Rum and other Spirits, and for establishing the Duties on the same Footing they were

Bills presented.

were before the making the said Acts; presented to the House the following Bills, *viz.*

A Bill for repealing so much of an Act made in the 7th Year of His Majesty's Reign, intituled, *An Act to explain, amend, and reduce into one Act the several Laws now in force, relating to the Duties of Excise on Rum and other distilled Spirituous Liquors sold in this Province, as relates to the Duties of Excise on Rum and other distilled Spirituous Liquors sold, brought in, and distilled in this Province.*

A Bill for repealing so much of an Act made in the 7th Year of His Majesty's Reign, intituled, *An Act to explain, amend, and reduce into one Act the several Laws now in force relating to the Duties of Impost on Beer, Rum, and other distilled Spirituous Liquors, as relates to the Duties of Impost on Rum and other distilled Spirituous Liquors :*

Read,

And the said Bills were read a 1st Time; *Ordered*, That they be read a 2d Time on *Tuesday* next.

Then the House adjourn'd till *Tuesday* Morning next, at Ten o'Clock.

Tuesday January 31st, 1769.

Bills for Repeal of two Acts relating to Duties on Rum, &c.

Read a 2d and 3d Time the Bills presented to the House the 8th Instant, for repealing so much of the Impost and Excise Acts passed in the 7th Year of His Majesty's Reign, as relates to the Duties of Impost and Excise on Rum and other Spirits.

Passed;

Resolved, That the said Bills do pass, *Ordered*, that they be sent to His Majesty's Council, with a Message, that this House doth desire their Concurrence to the said Bills.

The

The Committee appointed to prepare an Address to his Excellency the Governor, in Answer to his Speech of the 13th *December*, presented an Address prepared by the said Committee, and the same was read; and being referred to the Consideration of a Committee of the whole House, the said Address was reported, agreed to, with Amendments.

Address prepared

Consider'd;

Ordered, That the said Address be presented To-morrow, by Mr. *Smethurst*, Mr. *White*, and Mr. *Smith*.

And is as follows :

To His EXCELLENCY the RIGHT HONORABLE

LORD WILLIAM CAMPBELL,

Captain General, and Governor in Chief in and over His Majesty's Province of NOVA SCOTIA,
 &c. &c. &c.

The humble Address of the HOUSE OF ASSEMBLY :

Address;

May it please your Excellency :

THE House of Assembly have taken into Consideration your Excellency's Speech of the 13th *December*, to both Houses, and have agreed to Bills for repealing the two Acts passed in *August* 1767, for explaining and amending the several Laws relating to the Duties of Impost and Excise, and have put the Duties upon the same Footing on which they stood antecedent to the passing of the said Acts. But the House are sorry to find it has been represented to His Majesty, that the said Acts are prejudicial to the true Interests of the Colony, tend to discourage the Commerce and Fishery thereof, to lessen the Revenue, and to injure the publick Credit; when they are conscious the whole End of their Consultation was to endeavour the encreasing the Revenue, and of course strengthening the public

‘ public Credit of the Province, and they believe
‘ that, upon Trial, it has appeared that the Ope-
‘ ration of these Acts have not had the bad Effects
‘ that have been suggested.’

Then the House adjourn'd till To-morrow Morning Ten
o'Clock.

Wednesday, *February 1st*, 1769.

Bill in Amendment
of Partition Law,
sent down.

His Majesty's Council sent down a Bill, intituled
*an Act in Amendment of an Act made in the 7th
Year of His Majesty's Reign, intituled an Act for
Partition of Lands in Coparcenary, Jointenancy,
and Tenancy in Common, and thereby for the more
effectual collecting His Majesty's Quit Rents, in the
Colony of Nova Scotia.*

And the same having been taken into Consideration,

Agreed to.

Resolved, that this House do agree to the same.

Message from the
Council.

A Message came from His Majesty's Council, to
desire a Conference, by a Committee, on the Bills
sent up by the House the 31st *January*, to which
the House having agreed,

Committee of Con-
ference.

Ordered, That Mr. *Hinsbelwood*, Mr. *Brenton*,
and Mr. *Deschamps* be the Committee of this House
for the said Conference.

Report.

Mr. *Brenton* from the Committee of Conference
with a Committee of His Majesty's Council, Re-
ported the Opinion of the said Committee, that
the Bills prepared by this House do not fully com-
ply with the Requisition of His Majesty relative to
the Repeal of the said Acts.

And the House having taken the same into
Consideration,

Resolved,

Resolved, That a Bill be prepared for repealing the two Acts made in the 7th Year of His Majesty's Reign, relating to the Duties of Impost and Excise, and that two Bills be prepared for establishing the Duties of Impost and Excise on the same footing they were before the making of the said Acts.

Bills ordered to be prepared.

Then the House adjourn'd till To-morrow Morning Ten o'Clock.

Thursday *February 2d*, 1769.

The House met, and adjourn'd till Ten o'Clock To-morrow Morning.

Friday *February 3d*, 1769.

A Bill intituled *an Act for repealing two Acts made in the 7th Year of His Majesty's Reign, relating to the Duties of Impost and Excise*, was presented to the House. And also,

Bill for Repeal of Impost and Excise Acts presented.

A Bill intituled "An Act to amend, render more effectual, and reduce into one Act the several Laws made by the General Assembly of this Province, relating to the Duties of Impost on Beer, Rum, and other distilled Spirituous Liquors;" and the said Bills were read :

New Impost Bill presented.

Read:

Resolved, That the said Bills do pass, and be sent to His Majesty's Council, with a Message, that this House doth desire their Concurrence to the same.

Passed.

Sent up.

Then the House adjourned till To-morrow Morning 10 o'Clock.

Saturday.

Saturday *February 4th*, 1769.

New Excise Bill
presented.

A Bill intituled, “ An Act to amend, render
“ more effectual, and reduce into one Act, the se-
“ veral Laws made by the General Assembly of
“ this Province, relating to the Duties of Excise
“ on Rum and other distilled Spirituous Liquors,”
was presented to the House and read:

Read.

Passed.
Sent up.

Resolved, That the said Bill do pass, and be sent
to His Majesty’s Council, with a Message, that this
House doth desire their Concurrence to the same.

Message from the
Council.

His Majesty’s Council by Message acquainted the
House, that they agree to the Bill sent up Yester-
day for repealing the two Acts made in the 7th
Year of His Majesty’s Reign, relating to the Du-
ties of Impost and Excise.

And also to the Bill to amend, render more ef-
fectual, and reduce into one Act, the several Laws
relating to the Duties of Impost on Beer, Rum,
and other Spirits.

Motion relating to
a Duty on Melasses.

A Motion was made by Mr. *Salter*, for Leave to
bring in a Bill for laying a Duty of Impost on Me-
lasses, and a Debate having arose thereon, the Ques-
tion was put, and it was carried in the Negative.

Message from the
Council.

His Majesty’s Council by Message acquainted the
House, that they agree to the Bill sent up this Day,
to amend, render more effectual, and reduce into
one Act the several Laws relating to the Duties of
Excise on Rum and other Spirits.

Then the House adjourn’d till To-morrow Morning Ten
o’Clock.

Monday, *February 6th*, 1769.

Voted That the Sum of Seven Pounds Nineteen
Shillings be paid by the Treasurer of the Province,
out

out of the public Money in the Treasury, to Mr. *John Kent*, Messenger and Door-keeper of this House, for his Services to this Day inclusive.

Voted, That the Sum of Twenty Pounds three Shillings and seven Pence be paid by the Treasurer of the Province, out of the Public Money in the Treasury, to Mr. *Robert Fletcher*, for Printing the Votes and Journals of this House, and Stationary supplied.

Resolved, That Mr. Speaker do in the Name of this House (when his Excellency is in the Chair) acquaint His Excellency, that as the Season of the Year is very severe, and it is very difficult to make a Quorum of the House, many Members being at a great Distance, and others sick, the House find it impracticable to proceed upon the important Consideration of the State of the Province Funds this Session, and therefore pray His Excellency will be pleased to grant them a Recess.

A Message came from his Excellency the Governor, requiring the Attendance of the House in the Council-Chamber, accordingly Mr. Speaker with the House went up to attend His Excellency, who was pleased to give his Assent to the following Bills, *viz.*

Message from His
Excellency.

Bills assented to;

A Bill intituled *An Act for repealing two Acts made in the 7th Year of His Majesty's Reign, relating to the Duties of Impost and Excise.*

A Bill intituled *An Act to amend, render more effectual, and reduce into one Act, the several Laws made by the General Assembly of this Province, relating to the Duties of Impost on Beer, Rum, and other distilled Spirituous Liquors.*

A Bill intituled, *An Act to amend, render more effectual, and reduce into one Act the several Laws made by the General-Assembly of this Province, relating*

relating to the Duties of Excise on Rum and other distilled Spirituous Liquors.

A Bill intituled *An Act in Amendment of An Act made in the 7th Year of His Majesty's Reign, intituled An Act for Partition of Lands in Coparcenary, Jointenancy, and Tenancy in common, and thereby for the more effectual collecting His Majesty's Quit Rents in the Colony of Nova-Scotia.*

Then the Clerk of the Council, by His Excellency's Command, declared the GENERAL ASSEMBLY prorogued unto *Monday the 27th Day of March* next, and the same was prorogued accordingly.

*A True Copy of the Journals and Proceedings of the House of Assembly for the Province of Nova Scotia, between the twenty second Day of October 1768. and the sixth Day of February following, Extracted from the Records of the House of Assembly. By order of the Speaker
J. Deschamps cth.*