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JOURNAL

OF THE

HOUSE OF ASSEMBLY

OF THE

PROVINCE

OF

NEW-BRUNSWICK

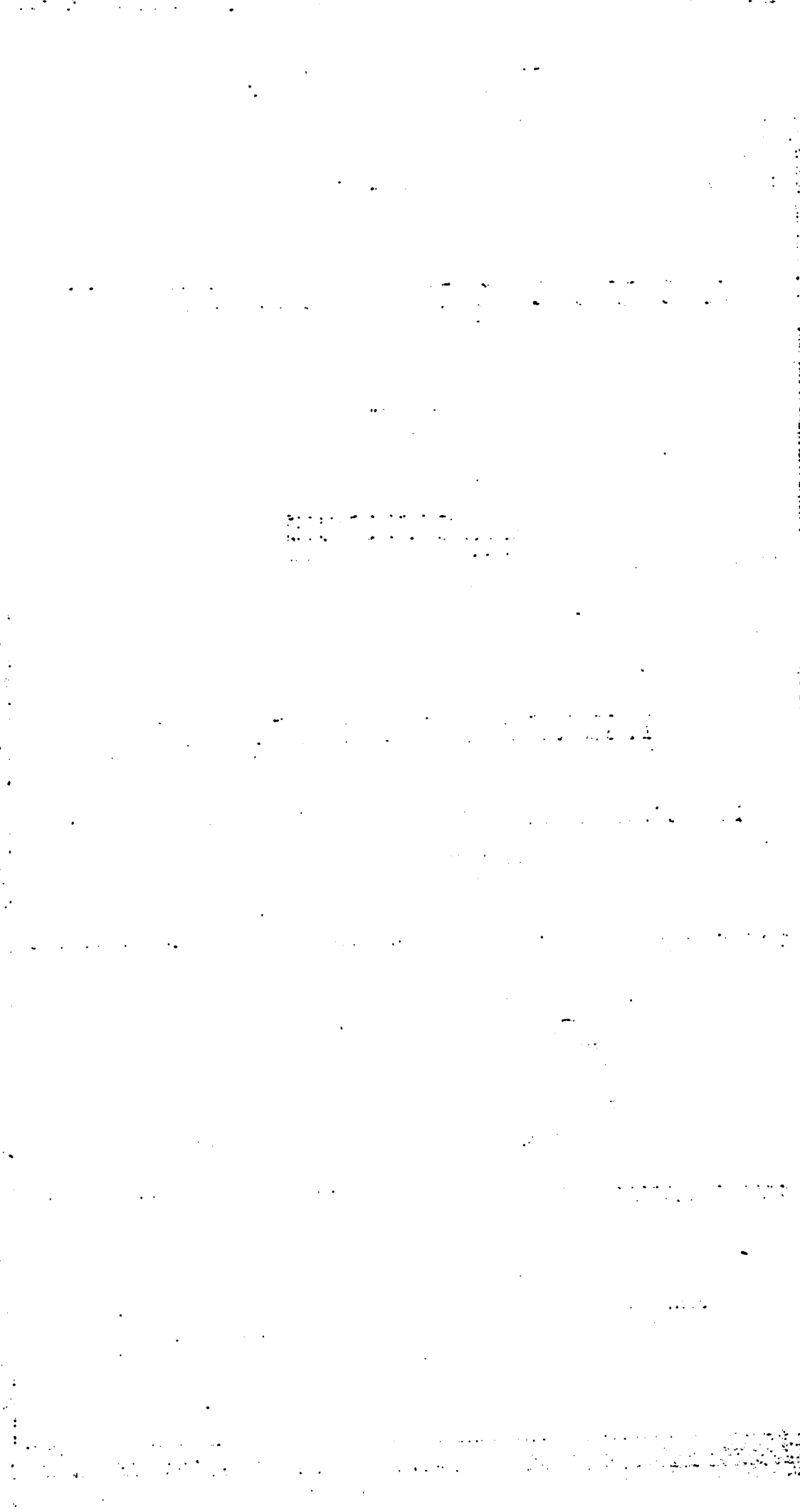
FROM THURSDAY, THE 3RD DAY OF MAY, TO MONDAY, THE
7TH DAY OF MAY, 1832.



FREDERICTON:

JOHN SIMPSON, PRINTER TO THE KING'S MOST EXCELLENT MAJESTY.

1832.





*By His Excellency Major General Sir ARCHIBALD
CAMPBELL, G. C. B. Lieutenant Governor
and Commander in Chief of the Province of New-
Brunswick, &c. &c. &c.*

ARCHIBALD CAMPBELL.

A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to the first Monday in June next, and it is expedient, for special reasons, that a Meeting of the said General Assembly should be sooner held for the Despatch of Business; I have therefore thought it fit to summon the said General Assembly, and the same is hereby summoned, to meet at Fredericton on Thursday the third day of May next, for the Despatch of Business.

*Given under my Hand and Seal at Fredericton, the eighteenth
day of April, in the Year of Our Lord One thousand
eight hundred and thirty two, and in the Second Year
of His Majesty's Reign.*

By His Excellency's Command.

WM. F. ODELL, Sec'y.



JOURNAL

OF

THE HOUSE OF ASSEMBLY

OF THE

PROVINCE

OF

NEW-BRUNSWICK.

*His Excellency Major General Sir ARCHIBALD CAMPBELL, Baronet, G. C. B.
Lieutenant Governor and Commander-in-Chief.*

FREDERICTON, THURSDAY, 3rd MAY 1832.

HIS Excellency the Lieutenant Governor having been pleased to Summon by Proclamation a meeting of the General Assembly at this day, and the House being met—

A Message from His Excellency the Lieutenant Governor requiring the attendance of the House in the Council Chamber.

The House attended, and being returned—

Mr. Simonds moved for leave to bring in a Bill to alter and amend an Act, intituled “An Act for raising a Revenue in the Province.”

Leave granted.

Mr. Speaker then reported that His Excellency the Lieutenant Governor had been pleased to make a Speech to both Houses, of which he had procured a Copy, which he read to the House, and is as follows :—

“*Mr. President, and Honorable Gentlemen of His Majesty's Council,
“Mr. Speaker, and Gentlemen of the House of Assembly,*

“**G**UIDED by considerations which have appeared to me of much moment and importance, as affecting the happiness and comfort of a large portion of the People of this Province, in the least of whose sufferings I will ever sympathize, I have felt it to be my duty to call you again together, at, I fear, a most inconvenient season

season of the year ; but I am well assured that personal convenience will never weigh with the Members of either House, in any case involving the general interests of the Country, or the welfare of any part of the Community.

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

“ Strong representations have been made to me from some of the most populous places in the Province, that certain clauses in the Revenue Bill passed at the close of the last Session, are found in their operation to bear with peculiar hardship on the Provincial Trade, and to press with great severity upon the poor and labouring classes ; threatening, on the one hand, the extinction of Commercial Intercourse with our Sister Colonies, and, on the other, much misery and privation in quarters where all must wish that comfort and plenty may abound :—Evils such as these, would at any time have induced me to appeal to the collective wisdom of the Legislature for a remedy, but on the present occasion I am relieved from the duty of urging upon you the repeal of those Enactments, which are so generally felt to be a grievance, by the assurances I have so largely received, that it was not the intention of the House of Assembly in framing the Bill, that its provisions should receive that construction, which in the opinion of the Law Officers of the Crown, they clearly bear, and under which the Provincial Treasurer has necessarily acted :—I rely, therefore, with confidence on your making such alterations and amendments in the Bill in question, as may meet the actual circumstances of the Country, and as a wise and equal regard for all the various interests of society may demand.

*“ Mr. President, and Honorable Gentlemen of His Majesty’s Council,
“ Mr. Speaker, and Gentlemen of the House of Assembly.*

“ I shall have great pleasure in directing to be laid before you, a communication I have lately received from His Majesty’s Principal Secretary of State for the Colonies, recommending for our adoption certain precautionary measures against the introduction into New-Brunswick of that fearful scourge, with which it has pleased Divine Providence to visit so many Nations of the Earth :—The document alluded to, with the pecuniary aid placed at the disposal of the Executive, for the purpose of averting (as far as human means may reach,) the spreading calamity from our shores, evince on the part of His Majesty’s Government, a solicitude for our welfare so warm and so paternal, that I cannot but promise myself that the communication will be received with that affectionate gratitude which it so justly merits.

“ Measures, you are aware, have already been adopted at the different seaports, with a due regard to safety, and to commerce, for the prevention of this dreaded visitation :—To these measures, I should now strongly recommend to you the expediency of establishing, by suitable enactments, Boards of Health in the different sections of the Country, with the power of making such local regulations, as may, from time to time, be necessary, to guard against the introduction and extension of Cholera, and other infectious diseases.

“ I would at the same time desire most particularly to draw your attention to the state of the internal police of the different towns and villages of the Province : Wherever population is condensed, there infection is most liable to spread ; and all experience both in Europe and in Asia, teaches that rigid police regulations for the promotion and maintenance of cleanliness in Streets and public places, are among the surest and most effectual methods of guarding our Homes from the fatal inroads of contagion and disease. The Law of Statute Labour, as it now stands, is wholly inapplicable to the present purpose, and I therefore earnestly recommend, in all places where the Population exceeds a certain number, the expediency of requiring the amount of labour to which each Inhabitant is liable, to be paid in money ; placing the direction of the work under responsible authorities, with such other provisions as to your wisdom may seem proper and expedient.”

On motion of Mr Chandler,

Resolved, That an Humble Address be presented to His Excellency in answer to His Speech at the opening of this Session.

Ordered,

Ordered, That Mr. Chandler, Mr. Partelow, and Mr. Allen, be a Committee to prepare the Address.

Mr. Simonds, pursuant to leave, brought in a Bill to alter and amend an Act intituled "An Act for raising a Revenue in the Province."

Which was read a first time,

On motion of Mr. Partelow,

Ordered, That One hundred and fifty copies of His Excellency's Speech be forthwith printed for the use of the Legislature.

Mr. Simonds, by leave, presented a Petition from William H. Street, Esquire, of the City of Saint John, Wine Merchant, praying an alteration of the Revenue Law, relating to drawback on Wine.

Which he read.

Ordered, That the said Petition be received, and lie on the Table,

On motion of Mr. Taylor,

Ordered, That the Journals of this House be daily printed, or as soon as a Copy thereof can be prepared by the Clerk, and that the Printer do furnish One hundred and fifty copies thereof for the use of the Legislature.

On motion of Mr. Allen,

Ordered, That the House do to-morrow go into Committee of the whole, in consideration of His Excellency's Speech.

Mr. Simonds, by leave, presented a Petition from the Rev. Alexander M'Lean, Minister of the Scotch Church in the Town of Saint Andrews, praying an Act passed in 1826 for incorporating the said Church, may be repealed.

Which he read.

Ordered, That the said Petition, be received, and lie on the Table.

Mr. Simonds moved for leave to bring in a Bill to repeal an Act intituled "An Act to incorporate the Minister and Elders of the Kirk of Scotland in the Town of Saint Andrews."

And upon the question for granting leave, the House divided
Yeas 8. Nays 16.

And it was therefore decided in the negative.

On motion of Mr. Partelow,

Resolved, That a Committee be appointed to whom may be referred all matters which may hereafter arise, that may in any way be supposed to affect the Privileges of this House.

Upon the question for sustaining the Resolution, the House divided
Yeas 6. Nays 18.

And it was therefore decided in the negative.

On motion of Mr. Simonds,

A Bill to alter and amend an Act intituled "An Act for raising a Revenue in the Province" was read a second time, and,

On motion of Mr Partelow,

Ordered, That Fifty copies of the said Bill be forthwith printed for the use of the Members of this House.

FRIDAY, 4th MAY 1832.

Prayers.

Mr. Wyer, by leave, presented a Petition from Peter Stubs, Esquire, and others. Magistrates of the County of Charlotte, praying an Act may pass authorizing the sale of a certain piece of Land in the Town of Saint Andrews, the proceeds to be vested in the purchase of other Lands, for the purpose of erecting a Gaol thereon.

Which he read.

Ordered, That the said Petition be received, and lie on the Table.

Mr. Taylor, by leave, presented a Petition from Edward W. Miller Esquire, and others, inhabitants of the Parish of Fredericton, praying an amendment in the Law regulating the expenditure of the Statute Labour, so far as relates to the said Parish of Fredericton.

Which he read.

Ordered, That the said Petition be received, and lie on the Table.

Mr. Speaker laid before the House a Petition from the Chamber of Commerce of Saint John, as also a Petition from the Inhabitants of Saint Andrews, accompanied by a letter from the Province Treasurer upon the subject of some of the Provisions in the Revenue Law, passed at the last Session ; the same having been placed in his hands by the Provincial Secretary, by order of His Excellency, to be read before the House.

Ordered, Therefore, that the several documents lie on the Table.

Mr. Chandler, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, in answer to His Speech at the opening of the Session, reported a draft thereof, which he read, and it being again read at the Clerk's Table, was ordered to be accepted.

On motion of Mr. Partelow,

The House went into Committee of the whole, on the draft Address reported by the select Committee.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having gone into consideration of the Address referred to them, had agreed to the same, without making any amendments thereto.

The Address being then agreed to by the House,

On motion of Mr. Simonds,

Resolved unanimously, That the same be engrossed, signed by the Speaker, and presented to His Excellency the Lieutenant Governor by the whole House.

Ordered, Thereupon, that Mr. Smith, Mr. J. Humbert, and Mr. Scott, be a Committee to wait upon His Excellency, to know when he will be pleased to receive the House with the Address.

A Message from His Excellency the Lieutenant Governor.

Mr. Shore, acting Secretary, by command of His Excellency, laid before the House the despatch from Lord Goderich, His Majesty's Principal Secretary of State for the Colonies, accompanied by other papers upon the subject of the Cholera, as referred to in His Excellency's Speech.

And he also delivered the following Message :—

New-Brunswick.

Message to the House of Assembly, 4th May, 1832.

ARCHIBALD CAMPBELL.

THE Lieutenant-Governor informs the House of Assembly, that great inconvenience and frequent injury to the public service having been found to arise from the residence of the Province Treasurer not being at the Seat of Government, by which he is prevented from giving that constant information which is required by the Executive,

it

it has become necessary to require that Officer to remove to Fredericton, and to make other arrangements for collecting the Duties at Saint John ; for which purpose the Lieutenant Governor recommends to the House to make the requisite provision.

The Lieutenant Governor also directs to be laid before the House, a Letter from the Treasurer on this subject, by which the House will perceive the necessity of the change, were it only from the great increase of business, which prevents that Officer from exercising the requisite supervision over the affairs of the Treasury Department throughout the Province.

A. C.

On motion of Mr. Chandler,

The House, according to the Order of the Day, went into Committee of the whole on His Excellency the Lieutenant Governor's Speech at the opening of the Session.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that they had gone into consideration of the matter referred to them, and passed two resolutions, which he read, and they being handed in at the Clerk's Table, were there again severally read and agreed to by the House, and are as follow :—

1. *Resolved*, That in the opinion of this Committee, the recommendation contained in His Excellency's Speech, upon the subjects of further enactments for the prevention of infectious diseases be referred to a Select Committee, to report thereon to the House by Bill or otherwise.

2. *Resolved*, As the opinion of the Committee, that that part of His Excellency's Speech, relative to the Statute Labour Law be referred to a Select Committee, to report thereon to the House by Bill or otherwise.

Ordered, That Mr. Partelow, Mr. Simonds, Mr. Chandler, Mr. Smith and Mr. Wyer, be a Committee to take into consideration that part of His Excellency's Speech relative to Cholera.

Ordered, That Mr. Allen, Mr. End, Mr. Taylor, and Mr. Brown, be a Committee to take into consideration that part of His Excellency's Speech relative to the Statute Labour Law.

On motion of Mr. Simonds,

The House went into Committee of the whole, on a Bill to alter and amend an Act intituled "An Act for raising a Revenue in the Province."

Mr. Vail in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that they had gone into consideration of the Bill referred to them, and agreed to the same with amendments.

Ordered, That the report be accepted, and the Bill engrossed as amended.

Mr. Smith from the Committee appointed to wait upon His Excellency the Lieutenant Governor, to know when he would be pleased to receive the House with their Address, reported, that His Excellency was pleased to say he would receive the Address this day at Government House.

The House waited upon His Excellency, and presented the following Address.

To His Excellency Major-General Sir ARCHIBALD CAMPBELL, Baronet, Knight Grand Cross of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander-in-Chief in and over His Majesty's Province of New-Brunswick, &c. &c. &c.

THE HUMBLE ADDRESS OF THE HOUSE OF ASSEMBLY.

MAY IT PLEASE YOUR EXCELLENCY,

WE, the Representatives of His Majesty's Loyal Subjects, the People of New-Brunswick, thank Your Excellency for the Speech which you have been pleased to make at the opening of the present Session.

The House of Assembly deeply regret that certain clauses in the Revenue Act

passed at the late Session, were capable of an interpretation, which differed so much from the intention of the Legislature, and which, in their operation, bear peculiarly hard on the Trade as well as the laboring Classes of the Province, and they offer their warmest acknowledgments for the prompt and constitutional steps taken by Your Excellency to remedy the evils resulting from the construction given to the Act, by the Law Officers of the Crown; and we assure Your Excellency that although our present meeting is at an extremely inconvenient season of the year, yet no personal considerations can weigh with us in a matter involving the general interest and welfare of our Constituents.

Your Excellency may rely on our making such alterations and amendments in the Revenue Law, as the circumstances of the Province and a liberal Commercial intercourse with our Sister Colonies may require.

We shall accept with affectionate gratitude, the communication which Your Excellency has lately received from His Majesty's Principal Secretary of State for the Colonies, on the subject of precautionary measures against one of the most dreadful scourges with which it has pleased Divine Providence to visit many nations of the earth: and we most gratefully acknowledge that the pecuniary aid which His Majesty's Government has been pleased to place at Your Excellency's disposal, for the purpose of averting this fearful calamity from our shores, is among the many proofs of the warm and affectionate solicitude with which the welfare of this Province has ever been viewed by the Paternal Government.

Your Excellency's recommendations on the subject of further Enactments for the prevention of infectious diseases, shall receive our immediate attention; and should the present existing Acts relating to this subject be found defective or insufficient, we shall make such further regulations as may be required.

We agree with Your Excellency that the present Law in regard to Statute Labour on the Roads, is in many particulars inapplicable to large and populous Towns, and Your Excellency's recommendation on this subject shall have our respectful consideration.

To which His Excellency was pleased to make the following reply.

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

I receive this Address with great satisfaction.

The sentiments it expresses are, in every respect, such as I anticipated from your loyalty and patriotism, and are worthy of Representatives having the happiness and prosperity of their Constituents at heart.

The House adjourned until to-morrow morning at 10 o'clock.

SATURDAY, 5th MAY 1832.

Prayers.

Mr. Allen from the Committee to whom was referred that part of His Excellency's Speech which related to the Laws respecting Statute Labour, reported, that they had had the subject under consideration, and that he was directed to present the following Report, which he read.

"Your Committee are fully aware that rigid regulations for the promotion and maintenance of cleanliness in Streets and public places are highly necessary, and they respectfully submit that the provisions of the fourth Section of the Act of the first of William the Fourth, Chapter the thirty-third, are sufficient (if strictly acted upon) to ensure the safety of the Inhabitants and the cleanliness of the Streets and Highways in the several Towns and Parishes of the Province.

"In the opinion of your Committee the encumbered and filthy state of the Streets and Highways are mainly attributable to the neglect of duty and carelessness of the persons usually appointed as Commissioners and Surveyors of Highways, in the several

veral Counties of this Province, as well as from the want of an expeditious and easy mode of punishing Commissioners of Highways when guilty of neglect of duty.

“Your Committee recommend that in all places where the population exceeds a certain number, a Road Tax payable in money, should be adopted in lieu of the Statute labour at present required.

JOHN ALLEN,
WILLIAM END,
WILLIAM TAYLOR,
JAMES BROWN, Jr.

The Report being handed in at the Clerk's Table, was there again read; and upon the question for accepting the said Report, it was decided in the negative.

Mr Partelow from the Committee to whom was referred that part of His Excellency's Speech upon the subject of further Enactments for the prevention of infectious distempers, reported, that they had the same under consideration, and had prepared a Bill under the title of “A Bill to prevent the spreading of Infectious or Pestilential Distempers,” which he was directed to present to the House.

Ordered, That the report be accepted.

The Bill, as reported by the Committee, was handed in at the Clerk's Table and read a first and second times.

On motion of Mr. Partelow,

Whereas the following Committees were appointed during the last Session:—

A Committee to examine a new line of Road from the lower Falls of Magaguadavic to join the main Road from Saint John to Saint Andrews, as per Journal, page 74:

A Committee to examine the accounts of the late Attorney General Wetmore, and the Petition of Richard Samuel Clarke, Esquire, High Sheriff of the County of Northumberland, as per Journal, page 103:

A Committee to take into consideration the prayer of the Petition of the Mayor, Aldermen and Commonalty of the City of Saint John, complaining of improper obstructions in the Harbour, as per Journal, page 124:

All which Committees were required to report thereon at the next Session; and whereas from the present unexpected meeting of the Legislature, the several matters and things referred to the said Committees have not had that proper attention as to enable them to report thereon to the House:—Therefore Resolved, That the time for making the said reports be extended to the next Session of the Legislature, and that the Committees appointed at the last Session be continued for the purpose:—And further Resolved, That the time allowed for the several Supervisors and Commissioners of Roads, for producing affidavits to their accounts, as detailed in the Journals, pages 106 & 107:—also for Perry Dumaresqu' and James Blackhall to answer the matters stated in the Petition of John Young, as per Journal, page 69—and also for taking into consideration the Petition of Thomas Sandall, as per Journal, page 124, be extended to the next Session.

Mr. Taylor moved for leave to bring in a Bill, to amend the Law relative to Statute labour, so far as the same relates to the Parish of Fredericton in the County of York.

Upon the question for granting leave, the House divided,

Yeas 14. Nays 10.

And it was carried in the affirmative.

The said Bill being then brought in, was read a first and second times.

Mr. Simonds moved for leave to bring in a Bill, to repeal an Act to incorporate the Minister and Elders of the Kirk of Scotland, in the Town of Saint Andrews.

Upon the question for granting leave, the House divided.

Yeas 13. Nays 9.

And it was carried in the affirmative.

The said Bill being then brought in, was read a first and second times.

Mr. End moved for leave to bring in a Bill, in addition to an Act intituled “An Act for establishing a Tender in all Payments to be made in this Province.”

Upon the question for granting leave, the House divided.

Yeas 7. Nays 15.

and

And it was decided in the negative.

Mr. Wyer moved for leave to bring in a Bill, to authorize and empower the Magistrates of the County of Charlotte to sell a certain piece of Land in the Town of Saint Andrews, and to vest the proceeds in purchasing another piece of Land, for the purpose of erecting a County Gaol thereon in said Town.

Upon the question for granting leave, the House divided,
Yeas 12 Nays 10.

And it was carried in the affirmative.

The said Bill being then brought in, was read a first and second times.

Read a third time, as engrossed, a Bill to alter and amend an Act intituled "An Act for raising a Revenue in the Province."

Resolved, That the Bill do pass.

Ordered, That Mr. Simonds take the said Bill to the Council, and desire their concurrence thereto.

On motion of Mr Taylor,

The House went into Committee of the whole, on a Bill to amend the Law relative to Statute Labour, so far as the same relates to the Parish of Fredericton in the County of York.

Mr. J. Humbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that they had gone into consideration of the Bill referred to them, and agreed to the same with an amendment.

Ordered, That the report be accepted, and the Bill engrossed as amended.

On motion of Mr. Partelow,

The House went into Committee of the whole, on a Bill to prevent the spreading of Infectious or Pestilential Distempers.

Mr. Smith in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that they had gone into consideration of the Bill referred to them, and agreed to the same with an amendment.

Ordered, That the report be accepted, and the Bill engrossed as amended.

On motion of Mr. Wyer,

The House went into Committee of the whole, on a Bill to authorize and empower the Magistrates of the County of Charlotte, to sell a certain piece of Land, in the Town of Saint Andrews, and to vest the proceeds in purchasing another piece of Land, for the purpose of erecting a County Gaol thereon in said Town.

Mr. J. Humbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that they had gone into consideration of the Bill referred to them, and agreed to the same.

Ordered, That the report be accepted, and the Bill engrossed.

On motion of Mr. Simonds,

The House went into Committee of the whole, on a Bill to repeal an Act to incorporate the Minister and Elders of the Kirk of Scotland, in the Town of Saint Andrews.

Mr. Vail in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that they had gone into consideration of the Bill referred to them, and agreed to the same.

Ordered, That the report be accepted, and the Bill engrossed.

Read a third time, as engrossed, a Bill to repeal an Act to incorporate the Minister and Elders of the Kirk of Scotland, in the Town of Saint Andrews.

Resolved, That the Bill do pass.

Ordered, That Mr. Taylor take the said Bill to the Council, and desire their concurrence thereto.

Read

Read a third time as engrossed, a Bill to amend the Law relative to Statute Labour so far as the same relates to the Parish of Fredericton in the County of York.

Resolved, That the Bill do pass.

Ordered, That Mr. Taylor take the said Bill to the Council, and desire their concurrence thereto.

Read a third time, as engrossed, a Bill to authorize and empower the Magistrates of the County of Charlotte to sell a certain piece of Land in the Town of Saint Andrews, and to vest the proceeds in purchasing another piece of Land, for the purpose of erecting a County Gaol thereon in said Town.

Resolved, That the Bill do pass.

Ordered, That Mr. Wyer take the said Bill to the Council; and desire their concurrence thereto.

Read a third time, as engrossed, a Bill to prevent the spreading of Infectious or Pestilential Distempers.

Resolved, That the Bill do pass.

Ordered, That Mr. Partelow take the said Bill to the Council, and desire their concurrence thereto.

On motion of Mr. End,

Resolved, That three hundred copies of the printed documents respecting Cholera, laid before this House by order of His Excellency the Lieutenant Governor, be immediately struck off, and sent to the Clerk's of the Peace of the several Counties in this Province, to be distributed as the Court of General or Special Sessions may direct.

On motion of Mr. Partelow,

Whereas in and by the 28th Section of an Act made and passed in the 60th year of the Reign of His Majesty King George the Third, intituled "An Act to incorporate sundry persons by the name of the President, Directors and Company of the Bank of New-Brunswick," it is provided, that any joint Committee thereafter to be appointed by the Honorable the Legislative Council and the House of Assembly, for the purpose of examining into the proceedings of the said Corporation, shall either during the Session or Prorogation of the General Assembly, have free access to all the Books and Vaults of the same; and whereas it is considered proper that the object contemplated by the said recited Section, should be carried into effect.— Thereupon *Resolved*, that a Committee of this House be appointed to join such Committee of the Council as may be appointed by them, for the purpose of examining during the recess, the proceedings and Vaults of the said Corporation, and that the said Committee do report such examination at the next Session of the Legislature.

Ordered, That Mr. Partelow and Mr. Chandler be a Committee of this House, to join such Committee as the Council may appoint for carrying the object of the said Resolution into effect.

And further Ordered, That Mr. Partelow communicate the said Resolution to the Council, and acquaint them with the appointment of the Committee.

On motion of Mr. Partelow,

Whereas in and by the 28th Section of an Act made and passed in the sixth year of the Reign of His late Majesty King George the Fourth, intituled "An Act to incorporate sundry persons by the name of the President, Directors and Company of the Charlotte County Bank," it is provided that any joint Committee thereafter to be appointed by the Honorable the Legislative Council and the House of Assembly, for the purpose of examining into the proceedings of the said Corporation, shall either during the Session, or Prorogation of the General Assembly, have free access to all the Books and Vaults of the same; and whereas it is considered proper that the object contemplated by the said recited Section should be carried into effect:—

Thereupon *Resolved*, That a Committee of this House be appointed to join such

Committee of the Council as may be appointed by them, for the purpose of examining, during the recess, the proceedings and Vaults of the said Corporation, and that the said Committee do report such examination at the next Session of the Legislature.

Ordered, That Mr. Partelow and Mr. Barlow be a Committee of this House, to join such Committee as the Council may appoint, for carrying the object of the said Resolution into effect.

And further Ordered, That Mr. Partelow communicate the said Resolution to the Council, and acquaint them with the appointment of the Committee.

On motion of Mr. Hayward,

The House went into Committee of the whole, in consideration of the Messages from His Excellency the Lieutenant Governor.

Mr. J. Humbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that having gone into consideration of the matters referred to them, they had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the report be accepted, and leave granted.

The House adjourned until Monday morning next at 10 o'Clock.

MONDAY, 7th MAY, 1832.

Prayers.

On motion of Mr. Chandler,

The House went into Committee of the whole, in further consideration of the Messages of His Excellency the Lieutenant Governor.

Mr. Smith in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that in the Committee the following resolution was passed:—

Resolved, As the opinion of this Committee, that the additional expense consequent on the removal of the Provincial Treasurer's Office to Fredericton, and the many difficulties and inconveniences, which, under the present Revenue Law, would result to the Province at large from such a measure, renders it inexpedient to make the provision recommended by His Excellency the Lieutenant Governor on this subject.

Ordered, That the report be accepted.

A Message from His Majesty's Council.

Mr. Bliss, Master in Chancery, informed the House that the Council had agreed to the following Bills, without any amendments:—

A Bill to alter and amend an Act, intituled "An Act for raising a Revenue in the Province:"

A Bill to repeal an Act to Incorporate the Minister and Elders of the Kirk of Scotland in the Town of Saint Andrews:

A Bill to amend the Law relative to Statute Labour, so far as the same relates to the Parish of Fredericton, in the County of York:

A Bill to authorize and empower the Magistrates in the County of Charlotte to sell a certain piece of Land in the Town of Saint Andrews, and to vest the proceeds in purchasing another piece of Land, for the purpose of erecting a County Gaol thereon in said Town: and

A Bill to prevent the spreading of Infectious and Pestilential Distempers.

And he further informed the House that he was directed to communicate the following:—

" Council Chamber, 7th May 1832.

" *Ordered*, That the Honorable Mr. Richard Simonds be a Committee to join the Committee

Committee appointed by the Assembly, to examine, during the recess, the Proceedings and Vaults of "The President, Directors and Company of the Bank of New-Brunswick," and to report such examination at the next Session of the Legislature.

Wm. F. ODELL.

" Council Chamber, 7th May 1832.

" Ordered, That the Honorable Mr. Peters be a Committee to join the Committee appointed by the Assembly, to examine, during the recess, the Proceedings and Vaults of "The President, Directors and Company of the Charlotte County Bank," and to report such examination at the next Session of the Legislature.

Wm. F. ODELL.

On motion of Mr. Vail,

Whereas several Bridges have been carried away by the late floods, on that part of the road leading from Saint John to the Nova Scotia Line, between Andrew Henegar's and Hayward's Mills on the Peticodiac Portage, since the last Session of the General Assembly, and the sum appropriated to be expended on that part of the road being insufficient to replace them and make the remainder of the Road passable :

Therefore resolved, That this House will, at their next Session, grant such sum as may be expended by the Supervisor or Supervisors, on that district, over and above the sum already granted for the purpose of making the Road passable, provided the same does not exceed the sum of Two hundred Pounds.

A Message from His Excellency the Lieutenant Governor by the Gentleman Usher of the Black Rod, requiring the immediate attendance of the House in the Council Chamber.

The House attended and being returned,

Mr. Speaker reported, that he had addressed His Excellency to the following effect.

" May it please Your Excellency,

" The House of Assembly have passed a Bill in amendment of the Revenue Law, which they now present to your Excellency on behalf of the faithful Commons of New Brunswick, and to which they pray your Excellency's assent."

That His Excellency was then pleased to give His assent to the Bill presented by the House,

A Bill to alter and amend an Act intituled, " An Act for raising a Revenue in the Province,"

And also to the following :

A Bill to repeal an Act to Incorporate the Minister and Elders of the Kirk of Scotland in the Town of Saint Andrews :

A Bill to amend the Law relative to Statute Labour, so far as the same relates to the Parish of Fredericton in the County of York :

A Bill to authorize and empower the Magistrates of the County of Charlotte, to sell a certain piece of Land in the Town of Saint Andrews, and to vest the proceeds in purchasing another piece of Land, for the purpose of erecting a County Gaol thereon in said Town :

A Bill to prevent the spreading of Infectious or Pestilential Distempers.

After which His Excellency was pleased to make the following Speech to both Houses.

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

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

THE urgent object which rendered this special Meeting of the Legislature necessary, having now been most satisfactorily provided for—I have lost not a moment in giving my assent to the several Bills which you have passed, in order that you may be enabled to return as quickly as possible to your homes, where, I am well aware, your presence must be particularly required at this advanced and busy season of the Year.

I have only therefore to thank you for the promptitude with which you have answered

swered the call that has been made upon you ; and I cannot doubt that the zeal and alacrity which you have displayed on this occasion, will be at once gratifying to your own feelings, and most acceptable to His Majesty's loyal subjects in New-Brunswick, as affording another strong and pleasing proof of your devotion to the Public Service.

And that His Honor the Chief Justice then said,

" Honorable Gentlemen of His Majesty's Council,

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

" It is His Excellency the Lieutenant Governor's will and pleasure, that this General Assembly be prorogued until the fourth Tuesday in July next; and this General Assembly is accordingly prorogued until the fourth Tuesday in July next, then here to holden."

