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SEVENTH REPORT
OF THE
BUREAU OF ARCHIVES
FOR THE
PROVINCE OF ONTARIO

BY
ALEXANDER FRASER, LL.D., F.S.A. (Scot.) etc.
Provincial Archivist

1910

PRINTED BY ORDER OF
THE LEGISLATIVE ASSEMBLY OF ONTARIO



289/12
22-6-33

TORONTO:
Printed and Published by L. K. CAMERON, Printer to the King's Most Excellent Majesty
1911

Printed by
WILLIAM BRIGGS,
29-37 Richmond Street West,
TORONTO.

1916

To His Honour COL. SIR JOHN MORISON GIBSON, K.C.M.G., K.C., LL.D.,
etc., etc.,

Lieutenant-Governor of the Province of Ontario.

MAY IT PLEASE YOUR HONOUR:

I have the pleasure to present herewith for the consideration of Your Honour
the Report of the Bureau of Archives of Ontario for 1910.

Respectfully submitted,

ARTHUR J. MATHESON,
Provincial Treasurer.

TORONTO, 1911.



LIEUT. COL. THE HONOURABLE ARTHUR JAMES MATHESON, K.C., M.P.P.,
etc., *Treasurer of Ontario.*

SIR,—I have honour to submit to you the following Report in connection
with the Bureau of Archives for the Province of Ontario.

I have the honour to be, Sir,

Your obedient servant,

ALEXANDER FRASER,
Provincial Archivist.

Toronto, 31st December, 1910.

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MOTTO:

“The collection of original documents, like any other collection, is a matter of slow, careful, and systematic labour. In no place is there a greater division of positive work. The accumulation of a mass of any material, say money, and then theorize upwards or downwards as you will, is an art of itself requiring special capacity.

“When the effort is a collection of National Archives you have to establish what is required, what is indispensably necessary, to know where to seek for it and to take the means to obtain it, and to be careful not to pay twice over for the same commodity. The second stage is to assort all this matter, to classify it, to place it in such a form, and to give it such reference that on necessity immediately it can be found. The third condition is to draw up a calendar of it, describe it, and in short make it available to the ordinary inquirer.”

—KINGSFORD.

Report

of the

Ontario Bureau of Archives

PREFATORY

These journals are complementary to those of the Legislative Assembly of Upper Canada, issued as the Sixth Report of the Ontario Archives (1909) and with them complete the record of Parliament for the years covered.

Since the appearance of the Sixth Report it has been suggested that the Journals ought to be accompanied by a more or less extensive commentary. It should be borne in mind, however, that the object in view is not to furnish an annotated copy, and having regard to the strictly official character of these records, the Provincial Archivist does not feel he would be justified in departing from the rule generally observed in such cases. The text will be found to be fairly free from obscure passages requiring explanations. Even in the case of different spellings of the same personal name—an age honoured practice—a text, as a rule, should be reproduced in its original form.

The relations to each other of the two branches of the Parliament, the Legislative Assembly and the Legislative Council, as disclosed in the Journals, will be found of special interest at the present time of constitutional changes within the British Empire.

For the greater convenience of reference the following highly interesting documents bearing on the constitution of the Legislative Assembly, the Legislative Council and the Executive Council, are here reproduced:

DOCUMENT 1

(24th Aug. 1791)

UPPER AND LOWER CANADA FORMED.

ORDER IN COUNCIL BY WHICH THE PROVINCE OF QUEBEC WAS DIVIDED INTO TWO SEPARATE GOVERNMENTS OF UPPER AND LOWER CANADA, TWENTY-FOURTH AUGUST, 1791.

AT THE COURT OF ST. JAMES'S THE 24TH OF AUGUST, 1791.

Present, the King's most Excellent Majesty in Council:—

WHEREAS there was this day read at the Board a report from the Right Honorable the Lords of the Committee of Council dated the 19th of this instant in the words following, (viz.):—

Your Majesty having been pleased by your order in Council, bearing date the 17th of this instant to refer unto this Committee a letter from the Right Honorable Henry Dundas, one of your Majesty's Principal Secretaries of State

to the Lord President of the Council, transmitting a printed copy of an act passed in the last session of Parliament entitled "An act to repeal certain parts of an act passed in the fourteenth year of His Majesty's reign entitled an act for making more effectual provision for the government of the Province of Quebec, in North America, and to make further provision for the government of the said province, and also copy of a paper presented to Parliament previous to the passing of the said act describing the line proposed to be drawn for dividing the Province of Quebec into two separate Provinces agreeable to your Majesty's Royal intention signified by message to both Houses of Parliament to be called the Province of Upper Canada, and the Province of Lower Canada, and stating that by section forty-eight of the said act It is provided that by reason of the distance of the said Provinces from this country, and of the change to be made by the said act in the government thereof it may be necessary that there should be some interval of time between the notification of the said act to the said Provinces respectively, and that it should be lawful for your Majesty with the advice of your Privy Council to fix and declare or to authorize the Governor or Lieutenant-Governor of the Province of Quebec, or the person administering the government there to fix and declare the day of the commencement of the said act within the said Provinces respectively; *Provided* That such day shall not be later than the 31st of December, 1791. The Lords of the Committee in obedience to your Majesty's said order of reference this day took the said letter into their consideration together with the act of Parliament therein referred to and likewise copy of the said paper describing the line proposed to be drawn for separating the Province of Upper Canada and the Province of Lower Canada and their Lordships do thereupon agree humbly to report as their opinion to your Majesty that it may be advisable for your Majesty by your order in Council to divide the Province of Quebec into two distinct provinces by separating the Province of Upper Canada and the Province of Lower Canada according to the said line of division described in the said paper (copy of which is hereunto annexed). And the Lords of the Committee are further of opinion that it may be advisable for your Majesty by warrant under your sign manual to authorize the Governor or Lieutenant-Governor of the Province of Quebec or the person administering the government there to fix and declare such day for the commencement of the said before mentioned act within the said two Provinces of Upper and Lower Canada respectively, as the said Governor or Lieutenant-Governor of the Province of Quebec or the person administering the government there shall judge most advisable provided that such day shall not be later than the 31st day of December in the present year, 1791.

The proposed line of division. To commence at a stone boundary of the north bank of the Lake St. Francis at the Cove west of Pointe au Bodêt, in the limit between the township of Lancaster and the Seigneurie of New Longueuil, running along the said limit in the direction of north thirty-four degrees west to the westernmost angle of the said Seigneurie of New Longueuil thence along the north-western boundary of the Seigneurie of Vaudreuil running north twenty-five degrees east until it strikes the Ottawa river to ascend the said river into the Lake Tomis Canning, and from the head of the said Lake by a line drawn due north until it strikes the boundary line of Hudson's Bay including all the territory to the westward and southward of the said line to the utmost extent of the country commonly called or known by the name of Canada.

His Majesty this day took the said report into his royal consideration and approving of what is therein proposed is pleased by and with the advice of his

Privy Council to order as it is hereby ordered that the Province of Upper Canada and the Province of Lower Canada be divided by separating the said two Provinces according to the following line of division, viz.: To commence at a stone boundary on the north bank of the Lake St. Francis at the Cove west of Pointe au Bodét in the limit between the township of Lancaster and the Seigneurie of New Longueuil running along the said limit in the direction of north thirty-four degrees west to the westernmost angle of the said Seigneurie of New Longueuil thence along the north-western boundary of the Seigneurie of Vaudreuil running north twenty-five degrees east until it strikes the Ottawa river to ascend the said river into Lake Tomis Canning, and from the head of the said Lake by a line drawn due north until it strikes the boundary line of Hudson's Bay including all the territory to the westward and southward of the said line to the utmost extent of the country commonly called or known by the name of Canada. Whereof the Governor, Lieutenant-Governor or Commander in Chief of the Province of Quebec and all other His Majesty's officers in the said Provinces and all whom it may concern are to take notice and yield due obedience to His Majesty's pleasure hereby signified.

Whereas there was this day read at the Board a report from the Right Honorable the Lords of the Committee of Council dated the 19th of this instant in the words following, viz.:

Memorandum. [Here the Committee report for dividing the Province of Quebec into two distinct Provinces to be called Upper Canada and Lower Canada and a paper proposing the line of division for separating the said Provinces was inserted at length as in the preceding order.]

His Majesty this day took the said report into his royal consideration and approving of what is proposed was pleased by and with the advice of his Privy Council to order that the Province of Quebec be divided into distinct Provinces to be called the Province of Upper Canada and the Province of Lower Canada by separating the said two Provinces according to the line of division inserted in the said orders.

And His Majesty is hereby further pleased to order that the Right Honorable Henry Dundas one of His Majesty's Principal Secretaries of State do prepare a warrant to be passed under His Majesty's Royal Sign Manual to authorize the Governor or Lieutenant-Governor of the Province of Quebec or the person administering the government there to fix and declare such day as they shall judge most advisable for the commencement within the Province of Upper Canada and the Province of Lower Canada respectively of the said act passed in the last session of Parliament entitled, "An Act to repeal certain parts of an act passed in the fourteenth year of His Majesty's reign, entitled 'An Act for making more effectual provision for the government of the Province of Quebec in North America, and to make further provision for the government of the said Province.'" Provided that such day so to be fixed and declared for the commencement of the said act within the said two Provinces respectively shall not be later than the thirty-first day of December, 1791.

DOCUMENT 2

(25 Aug. 1791.)

ALURED CLARKE, ACTING GOVERNOR-IN-CHIEF.

A Proclamation by His Excellency Alured Clarke, Esquire, Lieutenant-Governor & Commander in Chief, Province of Quebec, &c., &c.

Whereas His Most Gracious Majesty has been pleased to grant leave of absence to His Excellency, the Right Honorable Guy Lord Dorchester, Capt.-General & Governor in Chief of the Province, in Consequence of whose departure the Command of the said Province devolved upon me, And whereas it is necessary for the peace and good Government of the said Province, that all His Majesty's officers within the same should continue in their several offices & employments I have thought fit, by and with the advice of His Majesty's Council to issue this Proclamation hereby authorizing the said Officers to continue in their said offices & employments. Of which all persons Concerned are required to take notice & govern themselves accordingly.

Given under my hand at Quebec, this 25th day of August, in the 31st year of His Majesty's Reign 1791.

ALURED CLARKE.

By His Excellency's Command, HUGH FINDLAY, Secy. Acting.

DOCUMENT 3

(12 Sept. 1791.)

SIMCOE'S COMMISSION.

GEORGE THE THIRD by the Grace of God of Great Britain, France and Ireland, King, Defender of the Faith, etc.:

To our Trusty and Well beloved John Graves Simcoe, Esquire,—Greeting.

We, reposing especial trust and confidence in your loyalty, integrity and ability, do by these presents constitute and appoint you to be Our Lieutenant-Governor of our Province of Upper Canada in America. To have, hold, exercise and enjoy the said place and office during our Pleasure, with all rights, privileges, profits, perquisites and advantages to the same belonging or appertaining, and further, in case of his death or during the absence of Our Captain General and Governor in Chief of Our said Province of Upper Canada, now and for the time being, we do hereby authorize and require you to exercise and perform all and singular the powers and directions contained in Our Commission to Our said Captain General and Governor in Chief according to such Instructions as he hath already received from Us, and such further Orders and Instructions as he or you shall hereafter receive from us, and we do hereby command all and singular Our Officers, Ministers and loving subjects in Our said Province, and all others whom it may concern, to take due notice hereof and to give their ready obedience accordingly. Given at Our Court of St. James's, the Twelfth day of September, 1791, in the Thirty-first year of Our Reign.

By His Majesty's Command. (Signed) HENRY DUNDAS.

DOCUMENT 4

(12 Sept. 1791.)

DORCHESTER'S COMMISSION.

(Fiat Recorded in the Office of Enrollment of Quebec, the 20th day of January, 1792, in the first Register of Commissions from His Majesty, folio 1. Hugh Findlay, Acting Registrar.)

GEORGE THE THIRD, by the Grace of God, of Great Britain, France and Ireland, King, Defender of the Faith and so forth:

To Our Right Trusty and Well-beloved Guy, Lord Dorchester, Knight of the Most Honourable Order of the Bath,—Greeting.

WHEREAS, We did by Our Letters Patent, under Our Great Seal of Great Britain, bearing date the Twenty-second day of April, in the Twenty-sixth year of Our Reign, constitute and appoint you, Guy Lord Dorchester, (then Sir Guy Carleton) to be our Captain General and Governor in Chief in and over Our Province of Quebec in America, comprehending all Our Territories, Islands and countries in North America, then bounded as in Our said recited Letters Patent was mentioned or expressed. Now know ye, that we have revoked and determined, and by these presents Do revoke and determine the said recited Letters Patent and every clause, article or thing therein contained. And whereas We have thought fit by Our Order made in our Privy Council, on the Nineteenth day of August, One thousand seven hundred and Ninety-one, to divide Our said Province of Quebec, into two separate Provinces to be called the Province of Upper Canada and the Province of Lower Canada, by a line to commence at a stone Boundary on the North Bank of Lake Saint Francis, at the cove west of Pointe au Bodét, in the limit between the Township of Lancaster and the Seigneurie of New Longueuil, running along the said limit in the direction of North thirty-four degrees west to the Westernmost angle of the said Seigneurie of New Longueuil, thence along the North Western Boundary of the Seigneurie of Vaudreuil, running North twenty-five degrees East, until it strikes the Ottawa River to ascend the said River into the Lake Tommiscanning, and from the head of the said Lake, by a line drawn due North until it strikes the Boundary Line of Hudson's Bay, the Province of Upper Canada to comprehend all such lands, Territories and Islands lying to the westward of the said line of division as were part of Our said Province of Quebec, and the Province of Lower Canada, to comprehend all such Lands, Territories and Islands lying to the Eastward of the said line of division as were part of Our said Province of Quebec.

AND WHEREAS, by an Act in the present year of Our Reign, intituled an Act to repeal certain parts of an Act passed in the Fourteenth year of His Majesty's Reign intituled "An Act for making more effectual provision for the Government of Quebec in North America, and to make further provision for the Government of the said Province," further provision is thereby made for the Good Government and prosperity of Our said Provinces of Upper Canada and Lower Canada.

Further, Know Ye, that We, reposing especial Trust and confidence in the prudence, courage and Loyalty of you, the said Guy, Lord Dorchester of our especial Grace, certain Knowledge and mere motion have thought fit to constitute and appoint you the said Guy Lord Dorchester to be Our Captain General and

Governor in Chief of Our said Province of Upper Canada and of Our said Province of Lower Canada respectively, bounded as hereinbefore described. And we do hereby require and command you to do and execute all things in due manner, that shall belong to your said command and the trust We have reposed in you according to the several powers, provisions and directions granted or appointed you by virtue of this present commission and by virtue of the above recited Act, passed in the present year of Our Reign, and of such Instructions and Authorities herewith given unto you or which may from time to time be given you in respect to the said Provinces or either of them under Our Signet or Sign Manual as by Our order in Our Privy Council, and according to such laws as shall hereafter be made and established within Our said Provinces of Upper Canada and Lower Canada, under and by virtue of such powers, provisions and directions as aforesaid. And Our Will and pleasure is that you, the said Guy Lord Dorchester as soon as may be after the publication of these Our Letters Patent do take the oaths appointed to be taken by an Act passed in the first year of the reign of King George the First, intituled "An Act for the further security of His Majesty's person and Government, and the Succession of the Crown in the Heirs of the Late Princess Sophia, being Protestants and for extinguishing the hopes of the pretended Prince of Wales and his open and secret Abettors," all altered and explained by an Act passed in the Sixth year of Our reign intituled, "An Act for altering the Oath of Abjuration and the assurance and for amending so much of Act of the Seventh year of her late Majesty Queen Anne intituled, "An Act for the improvement of the Union of the two Kingdoms as after the time therein limited requires the delivery of certain Lists and Copies therein mentioned to persons indicted of Treason or misprision of Treason," as also that you make and subscribe the Declaration mentioned is an Act of Parliament made in the Twenty-fifth year of the reign of King Charles the Second, intituled "An Act for preventing dangers which may happen from Popish Recusants," and likewise that you take the usual Oath for the due Execution of the Office and trust of our Captain General and Governor in Chief of Our said Province of Upper Canada and our said Province of Lower Canada, and for the due and impartial administration of Justice. And further, that you take the oath required to be taken by Governors of Plantations to do their utmost that the several Laws relating to Trade and the Plantations be observed, all which said Oaths and Declarations the Executive Councils of Our said Provinces of Upper Canada and Lower Canada respectively, or any three or more of the members of either of them have hereby full power and Authority and are required to tender and Administer unto you and in your absence to Our Lieutenant Governor if there be any upon the place, all of which being duly performed, You the said Guy Lord Dorchester, or in your absence Our Lieutenant Governors of the said Provinces or persons administering the Respective Governments therein shall administer unto each of the Members of such Executive Councils as aforesaid, the Oaths mentioned in the said first recited Act of Parliament altered as above, as also cause them to make and subscribe the aforementioned Declaration and administer to them the Oath for the due execution of their places and trusts, and you shall also administer the above mentioned Oaths and Declarations to Our Lieutenant Governor if there be any within the said provinces wherein you shall reside. And Whereas, We may find it convenient for Our Service, that, certain Offices or places within Our said Provinces of Upper Canada and Lower Canada, should be filled by Our Subjects who may have become such by being naturalized by Act of the British Parliament.

or by the conquest and session of the Province of Canada, and who may profess the religion of the Church of Rome. It is therefore Our will and Pleasure, that in all cases where such persons shall or may be admitted into any such office or place, the Oath prescribed in and by an Act of Parliament, passed in the Fourteenth year of Our Reign, intituled "An Act for making more efficient provision for the Government of the Province of Quebec in North America," and also the usual Oath, for the due Execution of their places and Trusts respectively shall be duly administered to them. And We do further give and grant unto you the said Guy Lord Dorchester, full authority from time to time hereafter by yourself or by any other to be authorized by you in that behalf to administer and give the Oaths mentioned in the aforesaid Acts to all and every such person and persons as shall at any time or times, pass into Our said provinces of Upper Canada and Lower Canada, or shall be resident or abiding there. And We do hereby Authorize and empower you to keep and use the publick Seals of Our said Provinces of Upper Canada and Lower Canada for sealing all things whatsoever that shall pass the Seal of Our said Provinces respectively, and in case of your absence from either of Our said Provinces to deliver the same into the charge and custody of Our Lieutenant Governor or person administering the Government there for the purposes above mentioned until We shall think fit to authorize you by an Instrument under Our Royal sign Manual to commit the custody thereof to such person or persons as may be appointed by us for that purpose. And Whereas, by the said recited Act passed in the present year of Our Reign, it is enacted, that there shall be within each of Our said Provinces of Upper Canada and Lower Canada respectively a Legislative Council and an Assembly to be composed and constituted in the manner in the said Act described and that in the said Provinces, We, Our Heirs, and Successors shall have a power during the continuance of the said Act by and with the advice and consent of the Legislative Councils and Assemblies to make laws for the peace, Welfare and good Government of the said Provinces respectively, such Laws not being repugnant to the said Act, and that all such laws being passed by the said Legislative Councils and Assemblies and being assented to by us, Our Heirs and Successors, or assented to in Our name by such person as We, Our Heirs or Successors shall from time to time appoint to be Governor or Lieutenant Governor of the said Provinces respectively, or by such person as We, Our Heirs or Successors shall from time to time appoint to administer the Government within the same are by the said Act declared to be by virtue of and under the Authority of the said Act valid and binding to all intents and purposes whatever within the said Provinces.

We do hereby give and grant unto you the said Guy Lord Dorchester, full power and Authority to issue writs of Summons and Election, and to call together the Legislative Councils and Assemblies of Our said Provinces of Upper Canada and Lower Canada in such manner as is in the said Act authorized and directed, subject to the provisions and regulations therein contained in that behalf and to such Instructions and Authorities as shall herewith or at any time hereafter be given unto you by us, in that behalf under Our Signet and sign manual or by Our Order in Our Privy Council.

And further for the purpose of electing the Members of the Assemblies of Our said Provinces of Upper Canada and Lower Canada, We do hereby give and grant unto you the said Guy Lord Dorchester full power and Authority to issue a Proclamation dividing Our said Provinces of Upper Canada and Lower Canada

into Districts or Countries or Circles and Towns or Townships and appointing the limits thereof and declaring and appointing the number of Representatives to be chosen by each such Districts or Countries or Circles and Towns or Townships respectively within Our said Provinces of Upper and Lower Canada, and from time to time to nominate and appoint proper persons to execute the office of Returning Officer in each of the said Districts or Countries or Circles and Towns or Townships respectively subject to the provisions, directions and regulations of the said last mentioned Act in that behalf and to such Instructions and Authorities as shall be herewith or at any time hereafter given by us unto you in that behalf under Our Signet and Sign Manual or by Our order in Our Privy Council. And We do hereby give and grant unto you the said Guy Lord Dorchester full power and authority to fix the time and place of holding the said Elections for the said Districts or Countries or Circles and Towns or Townships within Our said Provinces of Upper Canada and Lower Canada, and the times and places of holding the first and every other Session of the Legislative Councils and Assemblies of Our said Provinces of Upper Canada and Lower Canada and to prorogue the same from time to time, and to dissolve the same by Proclamation or otherwise, subject nevertheless to the Regulations, provisions and directions of the said last mentioned Act and to such Instructions and Authorities as in respect of the premises may be herewith or at any time hereafter given by us unto you under Our Signet and Sign Manual or by Our Order in Our Privy Council.

We do by these presents authorize and empower you from time to time, with the Advice of the Executive Councils appointed by us for the Affairs of Our said Provinces of Upper Canada and Lower Canada respectively from time to time to form, constitute and erect Townships or Parishes within Our said Provinces and also to constitute and erect within every Township or Parish which now or hereafter may be formed, constituted or Erected within Our said Provinces one or more Parsonage or Rectory or Parsonages or Rectories according to the Establishment of the Church of England and from time to time by an Instrument under the Seal of Our said Provinces respectively to endow every such Parsonage or Rectory with so much or such part of the Lands so allotted and appropriated as by the said Last recited Act is in that behalf mentioned in respect of any Lands within such Township or Parish which shall have been granted subsequent to the commencement of the same Act or of such Lands as may have been allotted and appropriated for the same purpose by or in virtue of any Instruction which may be given by us in respect of any Lands granted by us before the commencement of the last mentioned Act, as you with the advice of Our said Executive Council of such Province shall judge to be expedient under the then existing circumstance of such Township or Parish subject nevertheless to such Instructions touching the premises as shall or may be given you by us under Our Signet and Sign Manual or by Our Order in Our Privy Council. And We do also by these Presents authorize and empower you to present, subject to the Provisions in the above mentioned Act in that behalf to every such Parsonage or Rectory and to every Church, Chapel or other Ecclesiastical Benefice, according to the Establishment of the Church of England within either of Our said Provinces an Incumbent or Minister of the Church of England, who shall have been duly ordained according to the rites of the said Church and to supply from time to time such vacancies as may happen to Incumbents or Ministers of the said Parsonages, Rectories, Churches, Chapels or Benefices or any of them respectively.

And we hereby give and grant unto you the said Guy Lord Dorchester by yourself or by your Captains and Commanders by you to be authorized full power and authority to levy, arm, muster, command and employ all persons whatsoever residing within Our said Provinces of Upper Canada and Lower Canada and as occasion shall serve to march from one place to another or to embark them for the resisting and withstanding of all enemies, pirates and rebels, both at Land and at Sea, and to transport such forces to any of Our Plantations or any of them, and if it shall so please God, to vanquish, apprehend and take them and being taken according to Law, put to death or keep and preserve them alive at your discretion and to execute martial law in time of Invasion or at other times when by law, it may be executed and to do and execute all and every other thing or things which to Our Captain General and Governor in Chief doth or ought of right to belong.

And We do hereby give and grant unto you full power and authority, subject, nevertheless to such instructions as We may at any time be pleased to give unto you under Our Signet and Sign Manual, or by Our Order in Our Privy Council with the advice of the Executive Councils appointed by us for Our Provinces of Upper Canada and Lower Canada respectively to erect, raise and build in Our said Provinces such and so many forts and platforms, castles and fortifications as you, by the advice aforesaid shall judge necessary and the same or any of them to fortify and furnish with Ordnance ammunition and all sorts of Arms fit and necessary for the security and defence of Our said Provinces and by the advice aforesaid, the same again or any of them to demolish or dismantle as may be most convenient.

And for as much as divers mutinies and disorders may happen by persons shipped and employed at sea, during the time of war and to the end that such shall be shipped and employed at Sea, during the time of war may be better Governed and Ordered, We do hereby give and grant unto you the said Guy Lord Dorchester, full power and authority to constitute and appoint Captains, Lieutenants, Masters of Ships and other Commanders and Officers, and to grant unto such captains, lieutenants, masters of ships and other commanders and officers commissions to execute the Law-martial during the time of war, according to the direction of an Act passed in the twenty-second year of the Reign of Our late Royal Grand Father, intituled "An Act for Amending, explaining and reducing into one Act of Parliament, the Laws relating to the Government of His Majesty's Ships, Vessels and forces by Sea," as the same is altered by an Act passed in the Nineteenth year of Our Reign, intituled "An Act to explain and amend An Act made in the Twenty second year of the Reign of His Late Majesty King George the Second, intituled 'An Act for amending, explaining and reducing into One Act of Parliament the Laws relating to the Government of His Majesty's Ships, vessels and forces by sea,'" and to use such proceedings, authorities, punishments and executions upon any offender or offenders who shall be mutinous, seditious, disorderly or any way unruly either at sea or during the time of their abode or residence in any of the ports, harbours or bays of Our said Provinces of Upper Canada and Lower Canada, as the case shall be found to require, according to the Martial Law and the said directions during the time of war as aforesaid.

Provided, that nothing herein contained shall be construed to the enabling you or any by your authority to hold, plea or have any jurisdiction of any offence, cause, matter or thing committed or done upon the high seas or within

any of the Havens, Rivers or Creeks of either of Our said Provinces, under your Government by any Captain, Commander, Lieutenant, Master, Officer, Seaman, Soldier or person whatsoever who shall be in Our actual service and pay, in or on board any of Our Ships of War or other Vessels acting by immediate Commission or warrant from our Commissioners for executing the Office of High Admiral or from Our High Admiral of Great Britain for the time being under the seal of Our Admiralty, but that such Captain, Commander, Lieutenant, Master, Officer, Seaman, Soldier or other person so offending, shall be left to be proceeded against and tried as their offences shall require, either by commission under Our Great Seal of Great Britain, as the statute of the Twenty-eighth of Henry the Eighth directs or by commission from Our said Commissioner for executing the office of Our High Admiral or from our High Admiral of Great Britain for the time being, according to the aforementioned Act intituled "An Act for explaining, amending, and reducing into one Act of Parliament the Laws relating to the Government of His Majesty's Ships, Vessels and forces by Sea," As the same is altered by An Act passed in the Nineteenth year of Our Reign intituled "An Act to explain and amend An Act made in the Twenty-Second year of His late Majesty King George the Second, intituled, An Act for amending, explaining and reducing into one Act of Parliament the Laws relating to the Government of His Majesty's Ships, Vessels and forces by sea;"

Provided, nevertheless, that all disorders and misdemeanors committed on shore by any Captain, Commander, Lieutenant, Master, Officer, Seaman, Soldier or other person whatsoever belonging to any of Our Ships of War or other vessels acting by immediate Commission or warrant from Our said Commissioners for executing the office of Our High Admiral or from Our High Admiral of Great Britain for the time being under the Seal of Our Admiralty may be tried and punished according to the laws of the place where any such disorders, offences or misdemeanors shall be committed on shore, notwithstanding such offender be in Our actual service and borne on Our pay on board any such our ships of war or other vessels acting by immediate Commission or warrant from Our said Commissioners for executing the office of High Admiral or Our High Admiral of Great Britain for the time being aforesaid, so as he shall not receive any protection for the avoiding of Justice for such offences committed on shore from any pretence of his being employed in Our service at Sea.

You are to give warrants under your hand for the issuing of public monies for all public services, and We particularly require you to take care that regular accounts of all receipts and payments be duly kept, and that there be transmitted, every half year or oftener, copies thereof, properly audited, to Our Commissioners of Our Treasury, or to Our High Treasurer for the time being, to the end that we may be satisfied of the right and due application of the Revenue of Our said Provinces. with the probability of the increase or diminution of it under every head and article thereof.

And We do further give to you, the said Guy, Lord Dorchester, full power and authority when and so often as any Bill which has been passed by the Legislative Council and by the House of Assembly of either of Our said Provinces of Upper Canada or Lower Canada shall be presented unto you for Our Royal Assent, to declare according to your discretion (but subject, nevertheless, to the provisions contained in the said recited Act, passed in the present year of Our Reign, and subject also to such instructions, directions and authorities as We shall herewith

or at any time hereafter give unto you in that behalf, under Our Signet and Sign Manual or by Our Order in Our Privy Council) that you assent to such Bill in Our Name, or that you withhold Our Assent from such Bill, or that you reserve such Bill for the signification of Our Royal pleasure thereon.

And we do by these presents give and grant unto you, the said Guy, Lord Dorchester, full power and authority, with the advice of the Executive Councils appointed by Us, for the affairs of Our said Provinces of Upper Canada and Lower Canada, but subject, nevertheless, to the provisions of the said Act, and to such further powers, Authorities, and instructions as We may herewith or at any time hereafter give to you in that behalf, under Our Signet and Sign Manual, or by Our Order in Our Privy Council, to erect, constitute, and establish such court or courts of Judicature and public justice within Our said Provinces as you and they shall think fit and necessary for the hearing and determining of all cases, as well Criminal as Civil, according to Law and Equity, and for awarding execution thereupon with all reasonable and necessary powers, authorities, fees and privileges belonging thereunto, as also to appoint and commission fit persons in the several parts of your said Government to administer the several Oaths hereinbefore mentioned, as also to tender and administer the aforesaid Declaration unto such persons belonging to the said Courts as shall be obliged to take the same. And We do hereby authorize and empower you to constitute and appoint Judges, and in cases requisite, Commissioners of Oyer and Terminer, Justices of the Peace, and other necessary Officers and Ministers in Our said Provinces of Upper Canada and Lower Canada, for the better administration of Justice and putting the Laws into execution, and to administer, or cause to be administered, unto them such Oath or Oaths as are usually taken for the execution and performance of offices and places and for the clearing of Truth in Judicial causes.

And We do hereby give and grant unto you full power and Authority, where you shall see cause, or shall judge any offender or offenders in Criminal matters, or for any fines or forfeitures due unto Us, fit subjects of Our Mercy, to pardon all such offenders, and to remit all such offences, fines and forfeitures, Treason and wilful murder only excepted, in which case you shall likewise have power upon extraordinary occasions to grant reprieves to the offenders until and to the intent that Our Royal pleasure may be known therein.

And we do likewise give and grant unto you full power and authority, with the advice of Our Executive Councils for the affairs of Our said Provinces of Upper Canada and Lower Canada, to grant Lands within the said Provinces respectively, which said grants are to pass and be sealed with Our Seal of such Province and being entered upon Record by such Officer or officers as shall be appointed thereunto, shall be good and effectual, in Law against Us, Our Heirs and Successors. Provided, nevertheless, that no grants or Leases of any of the Trading ports in Our said Provinces shall, under colour of this authority, be made to any person or persons whatsoever until Our pleasures therein shall be signified to you.

And We do hereby give you, the said Guy, Lord Dorchester, full power to order and appoint Fairs, Marts and Markets, as also such and so many Ports, Harbours, Bays, Havens and other places for the convenience and security for shipping, and for the better Loading and unloading of Goods and Merchandize within Our said Provinces of Upper Canada and Lower Canada as by you, with the advice of Our Executive Council for Our said Provinces respectively, shall be thought fit and necessary for the same.

And We do hereby require and command all Our Officers and Ministers, Civil and Military, and all other Inhabitants of Our said Provinces of Upper Canada and Lower Canada to be obedient, aiding and assisting unto you, the said Guy, Lord Dorchester, in the execution of this Our commission, and of the powers and authorities herein contained, and in case of your death or absence out of Our said Province of Upper Canada or Our Province of Lower Canada, to be obedient, aiding and assisting unto such persons as shall be appointed by us to be our Lieutenant Governor or Commander in Chief of such Province respectively, to whom We do therefore by these Presents, in case of your death or absence from such Province, give and grant all and singular the powers and Authorities herein granted to be by him executed and enjoyed during Our pleasure or until your arrival within such Province respectively.

And if, upon your death or absence out of Our said Provinces of Upper Canada or Lower Canada, or either of them, there be no person upon the place commissioned and appointed by Us to be our Lieutenant Governor or appointed by Us to administer Our Government within the said Province in case of the death or absence of you and of our Lieutenant Governor of the said Province, Our Will and Pleasure is that the oldest member of Our Executive Council for Our said Province of Upper Canada or Our said Province of Lower Canada, being a Natural born subject of Great Britain, Ireland or Our Colonies and Plantations and professing the Protestant Religion who shall then be residing within such of Our said Provinces, shall take upon him the Administration of the Government and Execute Our said Commission and Instructions and the several powers and Authorities therein contained and to all intents and purposes as other Our Governors, Lieutenant Governors or persons administering Our Governments until Our further pleasure be known therein.

Nevertheless, as it may happen in case of the death, absence or removal or suspension of Our Lieutenant Governor of either of the Provinces above mentioned, that the succession of such oldest member as aforesaid to the Administration of the Government may not be for the good of Our Service and the welfare of such Province, We do hereby authorize and empower you in case of such death, absence or removal if it shall appear to you, that it would not be expedient for such oldest Councillor in succession to administer the Government, to nominate and appoint by a commission under the Seal of such Province, you being yourself at the time of such appointment personally resident in it, any member of the Executive Council by Us appointed for Our said Province of Upper Canada or Our Province of Lower Canada respectively, whom you shall judge the most proper and fitting to be Our Lieutenant Governor thereof, such person being a Natural born subject of Great Britain, Ireland or of Our Colonies and Plantations and professing the Protestant Religion until Our pleasure thereupon shall be known, and you are to transmit to us by the first opportunity through one of Our Principal Secretaries of State your reasons for such Appointment.

And we do hereby give and grant unto you the said Guy, Lord Dorchester, full power and Authority in case any person or persons commissioned or appointed by Us to any Office or Offices within Our said Provinces of Upper Canada or Lower Canada from which they may be liable to be removed by Us, shall in your opinion be unfit to continue in Our Service to suspend or remove such person or persons from their several employments, without stating to him or them your reasons for such suspension or removal and We do hereby declare, Ordain and

appoint that you the said Guy Lord Dorchester, shall and may hold, execute and enjoy the office and Place of Our Captain General and Governor in Chief in and over Our said Provinces of Upper Canada and Lower Canada, with all its rights, members and appurtenances whatsoever, together with all and singular the Powers and Authorities hereby granted unto you for and during Our Will and Pleasure.

In Witness Whereof, We have caused these Our Letters to be made Patent, Witness:

Ourselves at Westminster the Twelfth day of September, in the Thirty-first year of Our Reign.

By the King Himself

(Signed) YORKE.

DOCUMENT 5

(18 Nov. 1791.)

DELIMITATION OF BOUNDARIES.

A PROCLAMATION.

ALURED CLARKE.

GEORGE the THIRD, by the Grace of God, of *Great Britain, France, and Ireland*, KING, Defender of the Faith, and so forth. To all Our loving Subjects whom these presents may concern, GREETING:

WHEREAS WE have thought fit, by and with the Advice of Our Privy Council, by Our Order in Council dated in the Month of *August* last, to order that Our Province of *Quebec* should be divided into two distinct Provinces, to be called the Province of *Upper Canada* and the Province of *Lower Canada*, by separating the said two Provinces according to the following Line of Division, viz. "To commence at a Stone Boundary on the North Bank of the Lake *St. Francis*, "at the Cove West of *Pointe au Bodet*, in the Limit between the Township of "*Lancaster* and the Seigneurie of *New Longueuil*, running along the said Limit "in the direction of North thirty-four Degrees West to the westernmost Angle "of the said Seigneurie of *New Longueuil*, thence along the North-western boundary "of the Seigneurie of *Vaudreuil*, running North twenty-five Degrees, East until "it strikes the *Ottawas* River, to ascend the said River into the Lake *Tomiscanning*, "and from the Head of the said Lake by a Line drawn due North until it strikes "the boundary Line of *Hudson's Bay*, including all the Territory to the Westward "and Southward of the said Line to the utmost Extent of the Country commonly "called or known by the name of *Canada*." AND WHEREAS by an Act passed in the last Session of Parliament intituled, "An Act to repeal certain Parts of "an Act passed in the fourteenth Year of His Majesty's Reign, intituled, "An "Act for making more effectual Provision for the Government of the Province of "*Quebec*, in *North America*, and to make further Provision for the Government "of the said Province," it is provided, that by reason of the Distance of the said Provinces from *Great-Britain*, and the Change to be made by the said Act in the Government thereof, it may be necessary that there should be some interval of Time between the Notification of the said Act to the said Provinces respectively, and the Day of its commencement within the said Provinces respectively; and that it should be lawful for Us, with the Advice of Our Privy Council to fix and declare, or to authorize the Governor or Lieutenant-Governor of Our Province of *Quebec*, or the Person administering the Government there, to fix and declare

the Day of the Commencement of the said Act within the said Provinces respectively, provided that such Day shall not be later than the thirty-first Day of *December* One thousand seven hundred and ninety-one. AND WHEREAS in pursuance of the said Act, We have thought fit by another Order in Council bearing Date the twenty-fourth Day of *August* last, to authorize Our Governor, or in his absence, Our Lieutenant Governor or the person administering the Government of Our said Province of *Quebec*, to fix and declare such day as he should judge most advisable for the Commencement of the said Act within the Province of *Upper Canada* and the Province of *Lower Canada* respectively, and to that Effect have by Our Warrant to Our Right Trusty and Well-beloved, Guy Lord Dorchester, Captain-General and Governor in Chief in and over Our said Province of *Quebec*, or in his Absence to Our Lieutenant-Governor or Commander in Chief of Our said Province for the time being, under Our Signet and Royal Sign Manual bearing Date at *St. James's* the twelfth Day of *September* last, signified Our Will and Pleasure that he take the necessary Measures accordingly. KNOW YE THEREFORE, that Our Trusty and Well-beloved Alured Clarke, Esquire, Our Lieutenant-Governor of Our said Province of *Quebec*, in the Absence of Our said Governor thereof, hath judged it most advisable to fix upon *Monday* the twenty-sixth Day of *December* next, for the Commencement of the said Act within the Provinces aforesaid respectively, and it is accordingly hereby declared, that the said Act of Parliament, intituled, "An Act to repeal certain Parts of an Act passed in the fourteenth Year of His Majesty's Reign, intituled, An Act for making more effectual Provision for the Government of the Province of *Quebec* in *North America*, and to make further Provision for the Government of the said Province," shall commence within the said Provinces of *Upper Canada* and *Lower Canada* respectively, on *Monday* the said twenty-sixth Day of *December* in this present Year One thousand seven hundred and ninety-one, OF WHICH, all Our loving Subjects, and all others concerned, are to take notice and govern themselves accordingly. IN TESTIMONY WHEREOF, We have caused these Our letters to be made Patent, and the Great Seal of Our said Province of *Quebec* to be hereunto affixed. WITNESS Our Trusty and Well-beloved Alured Clarke, Esquire, Our Lieutenant-Governor and Commander in Chief of Our said Province of *Quebec*, Major-General commanding Our Forces in *North America*, &c., &c., &c., at Our Castle of *St. Lewis*, in the City of *Quebec*, this eighteenth Day of *November* in the Year of Our Lord One thousand seven hundred and ninety-one, and in the thirty-second Year of Our Reign.

A. C.

HUGH FINLAY, Acting Secretary.

DOCUMENT 6

31 Geo. III. c. xxxi. (1791.)

CONSTITUTION OF THE LEGISLATIVE COUNCIL.

The following clauses from the Statute 31 Geo. III. c. XXXI, set forth the conditions and qualifications governing the appointment of the Legislative Councillors:—

3. And be it further enacted by the authority aforesaid, That for the purpose of constituting such legislative council as aforesaid; in each of the said provinces respectively, it shall and may be lawful for his Majesty, his heirs or successors, by an instrument under his or their sign manual, to authorize and direct the governor

or lieutenant-governor, or person administering the government in each of the said provinces respectively, within the time hereinafter mentioned, in his Majesty's name, and by an instrument under the great seal of such province, to summon to the said legislative council, to be established in each of the said provinces respectively, a sufficient number of discreet and proper persons being not fewer than seven, to the legislative council of the province of Upper Canada, and not fewer than fifteen to the legislative council for the province of Lower Canada; and that it shall also be lawful for his Majesty, his heirs or successors, from time to time, by an instrument under his or their sign manual, to authorize and direct the governor or lieutenant-governor, or person administering the government in each of the said provinces respectively, to summon to the legislative council of such province, in like manner, such other person or persons as his Majesty, his heirs or successors, shall think fit; and that every person who shall be so summoned to the legislative council of either of the said provinces respectively, shall thereby become a member of such legislative council to which he shall have been so summoned.

4. Provided always, and be it enacted by the authority aforesaid, That no person shall be summoned to the said legislative council, in either of the said provinces, who shall not be of the full age of 21 years, and a natural born subject of his Majesty, naturalized by act of the British Parliament, or a subject of his Majesty, having become such by the conquest and session of the province of Canada.

5. And be it further enacted by the authority aforesaid, That every member of each of the said legislative councils shall hold his seat therein for the term of his life, but subject, nevertheless, to the provisions hereinafter contained for vacating the same, in the cases hereinafter specified.

6. And be it further enacted by the authority aforesaid, That whenever his Majesty, his heirs or successors, shall think proper to confer upon any subject of the crown of Great Britain, by letters patent under the great seal of either of the said provinces, any hereditary title or honor, rank, or dignity of such province, descendible according to any course of descent limited in such letters patent, it shall and may be lawful for his Majesty, his heirs or Successors, shall so think fit, by the said letters patent, if his Majesty, his heirs or successors, shall so think fit, an hereditary right of being summoned to the legislative council of such province, descendible according to the course of descent so limited with respect to such title, rank, or dignity; and that every person on whom such right shall be so conferred, or to whom such right shall severally so descend, shall thereupon be entitled to demand from the governor, lieutenant-governor, or person administering the government of such province, his writ of summons to such legislative council, at any time after he shall have attained the age of 21 years, subject nevertheless to the provisions hereinafter contained.

7. Provided always, and be it further enacted by the authority aforesaid, That when and so often as any person to whom such hereditary right shall have descended, shall, without the permission of his Majesty, his heirs or successors, signified to the legislative council of the province by the governor, or person administering the government there, have been absent from the said province for the space of four years continually, at any time between the date of his succeeding to such right and the time of his applying for such writ of summons, if he shall have been of the age

of 21 years or upwards at the time of his so succeeding, or at any time between the date of his attaining the said age and the time of his so applying, if he shall not have been of the said age at the time of his so succeeding; and also when and so often as any such person shall at any time before his applying for such writ of summons, have taken any oath of allegiance or obedience to any foreign prince or power, in every such case such person shall not be entitled to receive any writ of summons to the legislative council by virtue of such hereditary right, unless his Majesty, his heirs or successors, shall at any time think fit, by instrument under his or their sign manual, to direct that such person shall be summoned to the said council; and the governor, lieutenant-governor, or person administering the government in the said provinces respectively, is hereby authorized and required, previous to granting such writ of summons to any person so applying for the same, to interrogate such person upon oath touching the said several particulars, before such executive council as shall have been appointed by his Majesty, his heirs or successors, within such province, for the affairs thereof.

8. Provided also, and be it further enacted by the authority aforesaid, That if any member of the legislative councils of either of the said provinces respectively shall leave such province, and shall reside out of the same for the space of four years continually, without the permission of his Majesty, his heirs or successors, signified to such legislative council by the governor or lieutenant-governor, or person administering his Majesty's government there, or for the space of two years continually, without the like permission, or the permission of the governor, lieutenant-governor, or person administering the government of such province, signified to such legislative council in the manner aforesaid; or if any such member shall take any oath of allegiance or obedience to any foreign prince or power, his seat in such council shall thereby become vacant.

9. Provided also, and be it further enacted by the authority aforesaid, That if every case where a writ of summons to such legislative council shall have been lawfully withheld from any person to whom such hereditary right as aforesaid shall have descended, by reason of such absence from the province as aforesaid, or of his having taken an oath of allegiance or obedience to any foreign prince or power, and also in every case where the seat in such council of any member thereof, having such hereditary right as aforesaid, shall have been vacated by reason of any of the causes hereinbefore specified, such hereditary right shall remain suspended during the life of such person, unless his Majesty, his heirs or successors, shall afterwards think fit to direct that he be summoned to such council; but that on the death of such person such right, subject to the provisions herein contained, shall descend to the person who shall next be entitled thereto, according to the course of descent limited in the letters patent by which the same shall have been originally conferred.

10. Provided also, and be it further enacted by the authority aforesaid, That if any member of either of the said legislative councils shall be attained for treason in any court of law within any of his Majesty's dominions, his seat in such council shall thereby become vacant, and any such hereditary right as aforesaid then vested in such person, or to be derived to any other persons through him, shall be utterly forfeited and extinguished.

11. Provided also, and be it further enacted by the authority aforesaid, That whenever any question shall arise respecting the right of any person to be summoned

to either of the said legislative councils respectively, or respecting the vacancy of the seat in such legislative council of any person having been summoned thereto, every such question shall, by the governor or lieutenant-governor of the province, or by the person administering the government there, be referred to such legislative council, to be by the said council heard and determined; and that it shall and may be lawful either for the person desiring such writ of summons, or respecting whose seat such question shall have arisen, or for his Majesty's attorney-general of such province, in his Majesty's name, to appeal from the determination of the said council, in such case, to his Majesty in his parliament of Great Britain; and that the judgment thereon of his Majesty in his said parliament shall be final and conclusive to all intents and purposes whatever.

As in the case of the Journals of the Legislative Assembly, so with respect to the Journals of the Legislative Council those for many of the early years are missing. In this volume all known thus far to exist, are given. It is to be hoped the missing ones will be found and the Bureau of Archives will gratefully welcome help in its continued search.

The names of the members of the Legislative Council of Upper Canada, (1792-1819) as found in the Journals with pagination, are as follows:

Allcock, Hon. Henry, 175, 203.

Baby, Hon. James, 1, 15, 41, 70, 92, 123, 166, 175, 206, 235, 262, 275, 300, 342, 367, 401, 461.

Cartwright, Hon. Richard, 1, 15, 41, 58, 81, 103, 123, 157, 178, 203, 235, 257, 275, 300, 339, 371, 410, 437.

Clark, Hon. Thomas, 463.

Claus, Hon. Wm., 402, 435, 461.

Dickson, Hon. William, 461.

Duncan, Hon. Richard, 21, 58, 129, 205.

Elmsley, Hon. John, 81, 101, 123, 253.

Fraser, Thomas, 466.

Grant, Hon. Alexander, 1, 15, 49, 72, 91, 101, 123.

Hamilton, Hon. Robert, 1, 15, 37, 70, 81, 102, 123, 163, 175, 203, 235, 262.

McGill, Hon. John, 57, 81, 101, 123, 153, 179, 203, 237, 262, 275, 297, 337, 367, 401, 461.

Munro, John, 1, 29, 45, 105.

Osgoode, Hon. Wm., 1, 15, 37.

Powell, Wm. Dummer, 461.

Russell, Hon. Peter, 1, 15, 37, 101, 123, 153, 175, 203, 235, 257, 275, 297.

Scott, Hon. Thomas, 275, 297, 337, 367, 401, 446, 461.

Shaw, Hon. Aeneas, 42-3, 57, 81, 101, 123, 153, 175, 203, 235, 257, 275, 297, 337, 367, 401.

The first officers of the Upper Canada Executive Council were: —

Secretary of the Executive Council: WM. JARVIS.

Clerk of the Executive Council: JOHN SMALL.

Clerk of the Crown: EDWARD BURNS.

First Secretary of the Lieutenant-Governor: E. B. LITTLEHALES.

ALEXANDER FRASER,

PROVINCIAL ARCHIVIST.

ERRATUM.

Page 183, 8th line from top, instead of: defend, read: suspend.

The Journals

OF THE

LEGISLATIVE COUNCIL

OF

Upper Canada

FOR THE YEARS

1792, 1793, 1794, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805,
1806, 1807, 1808, 1810, 1811, 1812, 1814, 1819

Ontario Archives, 1910

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL
OF THE
Province of Upper Canada
1792

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,
1792.

Newark, Monday, 17th September, 1792.

Prayers were read by the Rev. Mr. Stewart.

Present:—The Honorable William Osgoode, James Baby, Robert Hamilton, Richard Cartwright, Jr., John Munro, Alexander Grant, and Peter Russell, who severally produced their Writ of Summons to the Legislative Council under the Great Seal of the Province.

The Honorable William Osgoode produced an instrument under the Great Seal of the Province, appointing him Speaker to the Legislative Council, which was read.

Edward B. Littlehales, Esquire, produced an authority under the seal and hand of His Excellency the Lieutenant-Governor in pursuance of the Act 31 Geo. III., intituled an Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled an Act for making more effectual provision for the government of the Province of Quebec in North America, and to make further provision for the government of the said Province, authorizing him to administer a certain oath therein mentioned.

Which oath was taken and subscribed by the Honorable William Osgoode, James Baby, Robert Hamilton, Richard Cartwright, Jr., John Munro, Alexander Grant and Peter Russell.

At one o'clock His Excellency the Governor came to the House.

The Clerk of the Legislative Council was sent with a message to the House of Assembly, acquainting them with His Excellency's arrival, and requesting their attendance at the Upper House.

The Members of the Assembly attended, when His Excellency addressed the two Houses in the following speech:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

I have summoned you together under the authority of an Act of the Parliament of Great Britain, passed in the last year, and which has established the British Constitution and also the forms which secure and maintain it, in this distant country.

The wisdom and beneficence of our Most Gracious Sovereign and the British Parliament have been eminently proved, not only in the imparting to us the same

form of Government but also in securing the benefit of the many provisions that guard this memorable Act; so that the blessings of our invaluable constitution, thus protected and amplified, we may hope will be extended to the remotest posterity.

The great and momentous trusts and duties which have been committed to the Representatives of this Province in a degree infinitely beyond whatever till this period have distinguished any other colony, have originated from the British nation upon a just consideration of the energy and hazard with which the inhabitants of this Province have so conspicuously supported and defended the British constitution.

It is from the same patriotism you are now called upon to exercise with due deliberation and foresight the various offices of civil administration that your fellow subjects of the British Empire expect the foundation of that union of industry and wealth of commerce and power which may last through all succeeding ages.

The natural advantages of the Province of Upper Canada are inferior to none on this side of the Atlantic; there can be no separate interests through its whole extent; the British form of government has prepared the way for its speedy colonization, and I trust that your fostering care will improve the favorable situation, and that a numerous and agricultural people will speedily take possession of a soil and climate which, under the British laws, and the munificence with which His Majesty has granted the lands of the Crown, offers such superior advantages to all who live under its government.

After His Excellency had withdrawn, the House was formed.

His Excellency's speech was then read.

The House resolved itself into a Committee to consider His Excellency's speech. Mr. Russell in the Chair.

Mr. Cartwright made a motion that an Address of thanks should be presented to His Excellency for his most gracious speech. It was seconded by Mr. Hamilton.

Ordered, that Mr. Cartwright, Mr. Hamilton and Mr. Baby be a committee to prepare an Address of thanks and report the same to-morrow.

The House was resumed, and adjourned till to-morrow at twelve o'clock.

Tuesday, 18th. September, 1792.

The Order of the Day being read,

The Committee appointed to prepare an Address in answer to His Excellency's speech reported a draught thereof, which being read was ordered to be taken into consideration in Committee of the whole House.

House in Committee, Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said address, and had agreed to the same with amendments, which Report was accepted, and the said address being read was agreed to as amended, and ordered to be engrossed.

On motion made and seconded, it is ordered that Mr. Russell and Mr. Munro do wait upon His Excellency to know when His Excellency will be pleased to receive the address of this House; and that they report the same to-morrow.

Mr. Cartwright moved for leave to bring in a Bill to legalize marriages heretofore contracted within the Province of Upper Canada.

The motion was seconded by Mr. Hamilton.

Leave was given, and the said Bill was read.

Ordered for the second reading on Friday next.

The House resolved itself into Committee to consider how many Members should be present to constitute a House. Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the same, and had agreed that three Members and the Speaker should constitute a House. Ordered, that the said Report be accepted.

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

Wednesday, 19th. September, 1792.

The Order of the Day being read,

The committee appointed to wait upon His Excellency reported that His Excellency had appointed two o'clock this day to receive the address of this House.

The said address was read as engrossed and signed by the Speaker.

At two o'clock the Speaker, attended by the Members of the House, waited on His Excellency the Lieutenant-Governor with their address, as follows, to wit:

To His Excellency John Graves Simcoe, Esquire, Lieutenant-Governor and Commander in Chief of the Province of Canada, &c.

May it please Your Excellency to permit the Legislative Council to express their congratulations to Your Excellency upon your arrival in this Province and taking upon yourself the superintendence of affairs, and also to offer their dutiful acknowledgments to His Majesty for having appointed a character of such tried loyalty and known attachment to the British Constitution and all the forms which serve and maintain it to represent his authority upon the first establishment of the Province.

We acknowledge with admiration and gratitude that the wisdom and beneficence of our Most Gracious Sovereign and the British Parliament have been eminently proved, not only in imparting to us the same form of government, but also in securing the many provisions that guard this memorable Act, so that the blessings of our invaluable Constitution, thus protected and amplified, we may hope will be extended to the remotest posterity.

We are gratified in being apprized that the great and momentous trusts and duties which have been committed to the Representatives of this Province in a degree infinitely beyond whatever till this period have distinguished any other colony have originated from the British nation upon a just consideration of the energy and hazard with which its inhabitants have so conspicuously supported and defended the British Constitution.

We hope to exert the same spirit of patriotism in the various offices of the civil administration, and that our fellow subjects of the British Empire may not be disappointed in their expectations of that union of industry and wealth of commerce and power which may last through all succeeding ages.

We hope that the experience of future years will show that the natural advantages of the Province of Upper Canada are inferior to none on this side of the Atlantic and there can be no separate interest through its whole extent.

The British form of government having prepared the way for its speedy colonization we persuade ourselves that our fostering care will improve the favourable situation, and that a numerous and agricultural people will speedily take

possession of a soil and climate which under the British laws, and the munificence with which His Majesty has granted the lands of the Crown offers such manifest and peculiar encouragements.

To which His Excellency was pleased to make the following answer:

Mr. Speaker and Honorable Gentlemen of the Legislative Council: The sentiments of duty towards His Majesty, and attachment to the British Constitution which you have expressed give me the most sincere satisfaction.

I beg leave to return my thanks for your congratulations on my arrival to take upon me the government of the Province, and for the obliging manner in which you have expressed thereon.

The House adjourned until Friday next at twelve o'clock.

Friday, 21st. September, 1792.

The Order of the Day being read,

Mr. Cartwright moved for leave to withdraw his motion for the second reading of a Bill to legalize marriages heretofore contracted in the country now comprized in the Province of Upper Canada. Leave was granted accordingly.

Was brought in by leave and read the first time, a Bill "For introducing the English law relative to property and civil rights, and for establishing the trial by jury," and ordered for the second reading on Monday next.

The House adjourned until Monday next at twelve o'clock.

Monday, 24th. September, 1792.

The Order of the Day being read,

Read the second time a Bill "For introducing the English law relative to property and civil rights, and for establishing the trial by jury."

The House resolved itself into Committee to consider of the said Bill.

Mr. Russell in the Chair.

Mr. Speaker resumed the Chair.

The Committee reported that they had gone into the consideration of the said Bill, and had agreed to the same with amendments, intituled "A Bill to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled 'An Act for making more effectual provision for the government of the Province of Quebec in North America' and to introduce the English law as the rule of decision in all matters of controversy relative to property and civil rights."

Ordered that the said Report be accepted, and that the third reading be appointed for to-morrow.

Adjourned until to-morrow at twelve o'clock.

Tuesday, 25th. September, 1792.

The Order of the Day being read,

Was read the third time a "Bill to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled 'An Act for making more effectual provision for the government of the Province of Quebec in North America,' and to introduce the English law as the rule of decision in all matters of controversy relative to property and civil rights."

The House resolved itself into a Committee to reconsider the said Bill. Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments, which Report was accepted.

And the said Bill being read was agreed to and ordered to be engrossed.

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

Wednesday, 26th. September, 1792.

The Order of the Day being read,

Read as engrossed, "A Bill to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled 'An Act for making more effectual provision for the government of the Province of Quebec in North America,' and to introduce the English law as the rule of decision in all matters of controversy relative to property and civil rights."

Ordered, that the said Bill be sent to the House of Assembly for their concurrence, which was sent accordingly by the Clerk of the Legislative Council.

Mr. Hamilton moved for leave to bring in a Bill for erecting a gaol and court house in every District within this Province. Seconded by Mr. Cartwright. Leave was granted to bring in the said Bill.

The House adjourned until Monday at twelve o'clock.

Monday, 1st. October, 1792.

The Order of the Day being read,

A Bill to establish the trial by jury was read the second time.

The House resolved itself into a Committee to consider the said Bill, Mr. Russell in the Chair.

The Speaker resumed the Chair.

Took into consideration a Bill to establish the trial by jury.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments, which Report was accepted.

A Bill for erecting a gaol and court house in every District within the Province was read the second time.

The House resolved itself into a Committee to consider of the said Bill. Mr. Russell in the Chair.

Took into consideration "A Bill for erecting a gaol and court house in every District within this Province."

The Speaker resumed the Chair.

The Chairman reported the said Bill with amendments, by the title of "A Bill for building a gaol and court house in every District within this Province, and for altering the names of the said Districts."

Ordered, that the said Report be accepted, and that the third reading of the said Bill be appointed for to-morrow.

A message from the House of Assembly, informing the House that they had concurred in passing a Bill "To repeal certain parts of an Act passed in the four-

teenth year of His Majesty's reign, intituled, 'An Act for making more effectual provision for the Province of Quebec in North America,' and to introduce the English Law as the rule of decision in all matters of controversy relative to property and civil rights," without any amendment.

Read, as sent from the House of Assembly, a Bill "for establishing the Winchester weights and measures throughout the Province of Upper Canada."

And "A Bill to give a summary jurisdiction to Justices of the Peace in each county of this Province in all actions of debt under and amounting to Forty Shillings; and ordered for the third reading to-morrow."

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

Tuesday, 2nd October, 1792.

The Order of the Day being read,

Mr. Cartwright moved for leave to bring in "A Bill to abolish the summary proceedings of the Court of Common Pleas in actions under ten pounds sterling."

It was seconded by Mr. Hamilton.

Leave was granted.

A Bill "for establishing the trial by jury" was read the third time with amendments.

Ordered, that the said Bill pass as amended.

The House resolved itself into a Committee to reconsider a Bill "for building a gaol and courthouse in every District within this Province, and for altering the names of the said Districts."

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same.

Which report was accepted, and the Bill ordered to be engrossed.

Was read the second time, "A Bill for establishing Winchester weights and measures throughout this Province."

The House resolved itself into a Committee to consider the said Bill. Mr. Russell in the Chair.

Took into consideration "A Bill for establishing the Winchester weights and measures throughout this Province."

The Speaker resumed the Chair.

The Chairman reported that this Committee had gone into the consideration of the said Bill, and had directed him to report a progress, and requested leave to sit again. Ordered, that the said Report be accepted, and that the consideration of the said Bill be again resumed to-morrow.

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

Wednesday, 3rd. October, 1792.

The Order of the Day being read,

Read the first time, "A Bill to abolish summary proceedings of the courts of Common Pleas in actions under ten pounds sterling." Ordered to be read the second time to-morrow. House in Committee. Mr. Russell in the Chair.

Went again into the consideration of "A Bill for establishing the Winchester weights and measures throughout this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments, by the title of "A Bill to establish the Winchester weights and measures throughout this Province," which Report was accepted, and the said Bill being read as amended was agreed to as amended. Ordered, that the said Bill be read the third time to-morrow.

"A Bill to give a summary jurisdiction to Justices of the Peace within each county in this Province in all actions of debts under and amounting to forty shillings currency."

The House resolved itself into a Committee to consider the said Bill. Mr. Russell in the Chair.

The Committee took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments by the title of "A Bill for the more easy and speedy recovery of small debts," which Report was accepted, and, ordered, that the said Bill be read again to-morrow.

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

Thursday, 4th. October, 1792.

The Order of the Day being read,

A Bill to abolish summary proceedings of the courts of Common Pleas in actions for debt under ten pounds sterling, was read the second time.

The House resolved itself into a Committee to consider the said Bill. Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same, which Report was accepted, and the said Bill being read was agreed to, and, ordered to be engrossed.

On motion made and seconded, the House resolved itself into a Committee to reconsider a "Bill for building a gaol and court house in every District within this Province, and for altering the names of the said Districts." Mr. Russell in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments, which Report was accepted, and the said Bill, being read, was agreed to, and, ordered to be engrossed.

"A Bill to establish the Winchester measure and a standard for other weights and measures throughout this Province," was read as engrossed, and, ordered that the same do pass.

The House resolved itself into a Committee to consider of a "Bill for the more easy and speedy recovery of small debts." Mr. Russell in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments, which report was accepted. Ordered, that the said Bill be read again to-morrow.

A Message from the House of Assembly brought up for the concurrence of this House "a Bill to prevent accidents by fire," and "a Bill for raising certain monies by way of duty on spirituous liquors and wines."

Read as sent from the House of Assembly, "a Bill to prevent accidents by fire," and ordered to be read again to-morrow.

Read as sent from the House of Assembly, "a Bill for raising certain monies by way of duties on spirituous liquors and wines," and ordered for the second reading on Monday next.

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

Friday, 5th. October, 1792.

The Order of the Day being read,

Read as engrossed, "a Bill for building a gaol and court house in every District within this Province, and for altering the names of the said Districts," and "a Bill for the more easy and speedy recovery of small debts." Ordered that the said Bills be sent to the House of Assembly for their concurrence.

Read the second time "a Bill to prevent accidents by fire in this Province."

The House resolved itself into a Committee to consider the said Bill, Mr. Russell in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill and had agreed to the same with amendments; which Report was accepted, and the said Bill was agreed to as amended. Ordered that the said Bill do pass.

The Legislative Council returned to the House of Assembly the following Bills with amendments, to wit:

"A Bill to establish the trial by jury."

"A Bill for the more easy and speedy recovery of small debts."

"A Bill to establish the Winchester measure, and a standard for other weights and measures throughout this Province."

"A Bill to prevent accidents by fire in this Province."

Sent to the House of Assembly for their concurrence:

"A Bill for building a gaol and court house in every District within this Province, and for altering the names of the said Districts," and "a Bill to abolish the summary proceedings of the courts of Common Pleas in actions under ten pounds sterling."

The House adjourned until Monday next at twelve o'clock.

Monday, 8th. October, 1792.

On motion made and seconded,

The Order of the Day being read,

That the consideration of the "Bill for raising certain monies by way of duty on spirituous liquors and wines," be postponed for three months. Ordered that the consideration of the said Bill be postponed for three months.

A message from the House of Assembly with "a Bill to establish certain regulations for the amendment of His Majesty's highways," and "a Bill for regulating auctions and auctioneers, and for laying a duty on the same," and "a Bill to regulate the toll to be taken in mills"; which Bills were read the first time, and the House of Assembly returned without any amendment the following Bills:—

"A Bill to establish the trial by jury."

“ A Bill for the more easy and speedy collection of small debts.”

“ A Bill to establish the Winchester measure and a standard for other weights and measures throughout this Province.”

“ A Bill to prevent accidents by fire,” and

“ A Bill to abolish the summary proceedings of the courts of Common Pleas in actions under ten pounds sterling.”

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

Tuesday, 9th October, 1792.

The Order of the Day being read,

“ A Bill to establish regulations for the amendment of His Majesty's highways,” was read the second time.

The House resolved itself into a Committee to consider the said Bill. Mr. Russell in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had made a progress therein; and requested leave to sit again. Ordered that the said report be accepted.

Read the second time, “ a Bill for regulating auctions and auctioneers, and for laying a duty on the same.”

The House resolved itself into a Committee to consider the same Bill. Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had made a progress therein, and requested leave to sit again. Ordered that the said Report be accepted.

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

Wednesday, 10th October, 1792.

The Order of the Day being read,

“ A Bill to regulate the toll to be taken in mills ” was read the second time.

The House resolved itself into a Committee to consider the said Bill. Mr. Russell in the Chair. Took into consideration “ a Bill to regulate the toll to be taken in mills.”

The Speaker resumed the Chair.

The Committee reported that they had gone into the consideration of the said Bill, and had made a progress therein, and requested leave to sit again. Ordered that the said Report be accepted.

On motion made and seconded, That the consideration of “ a Bill for regulating auctions and auctioneers,” and “ for laying a duty on the same,” be postponed for three months. Ordered accordingly.

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

Thursday, 11th October, 1792.

The Order of the Day being read,

The House resolved itself into a Committee.

Went again into consideration of “ a Bill to regulate the toll to be taken in mills,” Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments. Ordered that the said report be accepted and that the said Bill do pass as amended, which was returned to the House of Assembly with amendments.

A Message from the House of Assembly returned "a Bill for building a gaol and court house in every District within this Province, and for altering the names of the said Districts."

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

Friday 12th October, 1792.

A Message was received from the House of Assembly, requesting that the Legislative Council would appoint a committee to meet a committee of the House of Assembly for the purpose of having a conference on "a Bill to regulate the toll to be taken in mills."

Ordered that Mr Russell, Mr. Grant and Mr. Munro be a committee to meet a committee of the House of Assembly, to have a conference on "a Bill to regulate the toll to be taken in mills," and that the said committee report the same on Monday next.

The House adjourned until Monday next at eleven o'clock.

Monday 15th October, 1792.

The Order of the Day being read,

The committee appointed to meet a committee of the House of Assembly reported that they had taken into consideration in a committee of both Houses "a Bill to regulate the toll to be taken in mills," and had agreed to the same.

At twelve o'clock His Excellency the Lieutenant-Governor came to the House.

The Clerk of the Legislative Council was sent with a message to the House of Assembly, acquainting them with His Excellency's arrival, and requiring their attendance at the Upper House.

The House of Assembly having attended accordingly, His Excellency was pleased to give his assent to the following Acts, to wit:—

An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled "An Act for making more effectual provision for the government of the Province of Quebec in North America" and to introduce the English law as the rule of decision in all matters of controversy relative to property and civil rights.

An Act to establish trial by jury.

An Act to establish the Winchester measure and a standard for other weights and measures throughout this Province.

An Act to abolish the summary proceedings of the courts of Common Pleas in actions under ten pounds sterling.

An Act for building a gaol and court house in every District within this Province, and for altering the names of the said Districts.

An Act to prevent accidents by fire in this Province.

An Act for the more easy and speedy recovery of small debts.

An Act to regulate the toll to be taken in mills.

After which His Excellency was pleased to make the following speech to both Houses:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: It is with very great satisfaction I have considered those Acts which you have found it expedient to frame, and which in consequence of the power delegated to me I have this day given my assent that they shall become laws of the Province of Upper Canada.

As the divisions which His Majesty in his wisdom thought proper to make of the late Province of Quebec obviated all inconveniences, and laid the foundation of the establishment of the English law in this Province, it is natural to presume that you would seize the first opportunity to impart that benefit to your fellow subjects; and by the Act to establish trials by jury, and by that which makes the English law the rule of decision in all matters of controversy relative to property and civil rights, you have fully justified the public expectations.

His Majesty in his benevolence having directed a seventh from such lands as shall be granted to be reserved to the Crown for the public benefit, it will become my duty to take those measures which shall appear to be necessary to fulfil his gracious intentions; and I make no doubt but that as the citizens and magistrates you will give every assistance in your power to carry into full effect a system from which the public and posterity must derive such peculiar advantages.

Honorable Gentlemen and Gentlemen, I cannot dismiss you without earnestly desiring you to promote by precept and example among your respective counties the regular habits of piety and morality; the surest foundations of all private and public felicity; and at this juncture I particularly recommend to you to explain that this Province is singularly blessed, not with a mutilated constitution, but with a constitution which has stood the test of experience, and is the very image and transcript of that of Great Britain, by which she has long established and secured to her subjects as much freedom and happiness as is possible to be enjoyed under the subordination necessary to civilized society.

Then the Speaker, by His Excellency's command, declared both Houses to be prorogued to Monday the 31st day of December next.

[Certified to be true copies
from the Records in the
Colonial Office.

(signed) GEO. MAYER,
Librarian and Keeper of the Records.]

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada.

From Friday the thirty-first day of May

TO

Tuesday the ninth day of July,

1793.

And in the thirty-third year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
1793.

Newark, Friday, 31st May, 1793.

The Legislative Council being prorogued to this day met accordingly.

Present:—William Osgoode, Peter Russell, Alexander Grant, Richard Cartwright, James Baby, and Robert Hamilton.

His Excellency the Lieutenant-Governor came to the Council chamber at one o'clock.

The Clerk of the Legislative Council was then sent with a message to the House of Assembly, informing them of His Excellency's being come, and requiring the Members of that House to give their attendance at the Council chamber.

Which they did accordingly, and both Houses were then addressed by His Excellency in the following speech, to wit:

Honourable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: The persons who at present exercise the superior authority in France, having declared war against His Majesty, I think it proper to recommend to your early attention the new modelling of a militia Bill, which the more urgent business of the last session prevented you from accomplishing.

I have the firmest reliance that it will be framed in a manner suitable to the principles of the British Constitution, so as to unite the interest and convenience of individuals with an establishment necessary to the public protection.

It is with great satisfaction that I am able to communicate to you that the insidious attempts of those who envy the prosperity of the British nation, or are avowedly disaffected to the principles of its constitution, have been completely counteracted and defeated by the wisdom of His Majesty's Council, and by the affectionate attachment and spirited resolves of all ranks and descriptions of His Majesty's subjects; and it is manifest that upon this important occasion, Britons have acted with that unanimity and loyalty which might be expected from men who know how to estimate the vain assumptions of innovators, and from the virtue, the wisdom, the struggles and experience of their ancestors inherit those civil and religious blessings which are derived under a free constitution; equally abhorrent of absolute monarchy, arbitrary aristocracy or tyrannical democracy.

The principles on which those who exercise authority over the French nation support the war which they have so unjustly begun against His Majesty's allies, cannot fail to call to your recollection how often it has been necessary for Great Britain to stand forth as the protector of the liberties of mankind; and we may

entertain a pious confidence, that under the guidance of the Almighty Giver of all victory His Majesty's armies directed to the security of his allies will ultimately be crowned with success; and that it will be the felicity of the British Empire to maintain the independency of Europe against all modern aggressions, upon the equitable principles which our ancestors so wisely contributed to establish.

I am happy to congratulate you on the success which has attended His Majesty's armies, in the protection of his allies in the East Indies, and I am sure you will readily concur in the observation that a war which has been carried on with consummate vigour and ability under the conduct of Marquis Cornwallis, so prosperous and decisive in its events, should be terminated with such justice and moderation is a fresh proof to the universe of that magnanimity which has so long characterized the British nation.

Honourable Gentlemen and Gentlemen: I have to recommend to you to proceed in that laudable course of unanimity with which you have begun your legislative functions, and to continue in all your consultations to advance the interests and happiness of this colony, by making those provisions for the due support of public justice, for the encouragement of morality and the punishment of crimes, which are so necessary to the existence of society.

In all these measures that may promote the real welfare of His Majesty's subjects in this Province, and which may tend to the most intimate union with every part of the British Empire, you cannot fail of meeting with His Majesty's paternal and beneficent approbation; and you may always be assured that my best endeavours will be exerted to forward the public prosperity; not only from the duty which I owe to the King, but from the most sincere attachment which I bear to the inhabitants of this Province.

His Excellency then retired, immediately after which the House was reassembled.

The speech of His Excellency was then read.

Mr. Baby moved that an humble address be made to His Excellency in answer to his speech. Mr. Russell seconded the motion. Ordered that Mr. Baby and Mr. Russell be a committee to draw up the said address, and that they make a report thereof to-morrow.

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

Saturday, 1st June, 1793.

The House met pursuant to adjournment. Prayers were read by the Rev. Mr. Stewart.

James Clark, Esquire, produced and read a Commission from His Excellency the Lieutenant-Governor, giving him the appointment of Clerk to the Legislative Council.

The Order of the Day being read. Mr. Russell informed the House that an address to His Excellency had been prepared according to order, which he produced, and the same, being read, was ordered to be taken into consideration in Committee of the whole House.

House in Committee. Mr. Grant in the Chair.

The speaker resumed the Chair.

The Chairman reported that the Committee had considered the said speech, and that they had approved thereof. Which report was accepted.

On question put, it was ordered that Mr. Russell and Mr. Baby do wait on His

Excellency to know when it will be his pleasure to receive this House with their address, and that they report the same on Monday next.

The House adjourned until Monday next at twelve o'clock.

Monday, 3rd June, 1793.

The House met pursuant to adjournment. Prayers were read by the Rev. Mr. Stewart.

The Order of the Day being read, the Members appointed to wait upon His Excellency reported:

That His Excellency would receive their address at half an hour past twelve o'clock this day. Accordingly, the Speaker by order, having signed the address, at half an hour past twelve o'clock,

The Speaker of the Legislative Council, attended by the Members, waited on His Excellency with their address, and is as follows, to wit:

To His Excellency, John Graves Simcoe, Esq., Lieutenant-Governor of the Province of Upper Canada, and Commander-in-Chief of His Majesty's forces within the same, etc.

We, His Majesty's most dutiful and loyal subjects, the Legislative Council of the Province of Upper Canada, in Legislature assembled, beg leave to return our humble thanks for Your Excellency's speech.

Although in the course of our deliberations the expediency of new modelling a militia Bill, suited to the condition of the Province, was manifest; yet your Excellency's recommendation on account of the war which has been declared against His Majesty, by the persons who at present exercise the supreme authority in France, will direct our immediate attention to that subject.

It is with peculiar satisfaction we hear of the beneficial effects resulting from the wisdom of His Majesty's Councils and the spirited resolves of our fellow subjects when exerted in defence of our established form of government; a system which having been tempered by frequent struggles, and cleared from the hurtful extremes of the powers that composed it, has by long experience been found to confer every civil advantage that human policy can bestow; and, therefore, will be able to withstand the insidious attempts, as well as the open attacks, of those unsettled projectors, who, having perplexed themselves, are desirous of disturbing the nations of the earth with their wild and visionary innovations.

When we call to mind how often it has been necessary for Great Britain to stand forth for the protection of her allies against the inroads of ambitious potentates, we trust that the same assistance will be equally efficacious when extended to repel the unprovoked aggressions of a misguided people.

We receive with due sensibility Your Excellency's congratulations on the success of His Majesty's armies in the East Indies, and do joyfully concur in the observation that a war, which has been so prosperously conducted by the vigour and ability of the Marquis Cornwallis, should be terminated with such justice and moderation, is a fresh proof to the universe of that magnanimity which has so long characterized the British nation.

As the tendency of the measures of the different branches of the Legislature can only be directed towards the attainment of the public good, so we hope there will be no great diversity of opinion on the means to be adopted for procuring that desirable end; and we are ready to admit as fixed principles those salutary provisions suggested by your Excellency for the support of public justice, for the encouragement of morality, and the punishment of crimes.

The duty and allegiance we owe to His Majesty, and the interest we have in the general prosperity of all British subjects, would induce us to cultivate the most intimate union with every part of the British Empire. But when we recollect the many instances we have received of the Royal bounty, we confess that we are engaged by more than common ties to endeavor to merit His Majesty's paternal approbation. And from the experience we have had of Your Excellency's personal exertions in a rigorous season, unmindful of inconvenience and fatigue, to extend your views and acquire local knowledge of parts almost unexplored, we have manifest proof that Your Excellency's regard to the public prosperity does not rest in professions merely; and from your liberal patronage of every useful institution we have a positive pledge of Your Excellency's attachment to the particular welfare of this Province.

His Excellency was pleased to give the following reply thereto:

Honourable Gentlemen: Your approbation of my endeavours to be of service to the country cannot fail to give me the greatest pleasure; and you may be certain in all situations of my unremitting exertions for the welfare and prosperity of the Province.

The Members having returned to the Council chamber and the Chair resumed. Mr. Cartwright moved for leave to bring in "a Bill to confirm and make valid certain marriages heretofore contracted in the country, now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same."

Ordered that Mr. Cartwright have leave to bring in the said Bill, and on motion made and seconded, it was ordered that the same be read the first time on Monday next.

The House adjourned until Wednesday next, at twelve o'clock.

Wednesday, 5th June, 1793.

The House met pursuant to adjournment.

Mr. Russell gave notice, that on Friday next he should bring in "a Bill to establish a court of Probate within this Province, and also a Surrogate court in every District thereof."

On motion made, and seconded, ordered that Mr. Russell have leave to bring in the said Bill, and that the same be read for the first time on Friday next.

The Order of the Day being read: Was read the first time "a Bill to confirm and make valid certain marriages heretofore contracted in the country, now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriage within the same." and ordered for a second reading on Friday next.

The House adjourned until Friday next at twelve o'clock.

Friday, 7th June, 1793.

The House met pursuant to adjournment.

Mr. Cartwright gave notice that on Monday next he should bring in "a Bill to enable His Majesty's court of Common Pleas established in and for any District of this Province to compel the attendance of witnesses resident in any other District or Districts thereof."

On motion made and seconded, ordered that Mr. Cartwright have leave to bring in the said Bill, and that the same be read for the first time on Monday next.

The Order of the day being read: Was read a second time "a Bill to confirm and make good certain marriages heretofore contracted in the country, now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same."

On motion made and seconded, ordered that the whole House do resolve itself into a Committee on Monday next, to take the said Bill into consideration.

Was read the first time, "a Bill to establish a court of Probate within this Province, and also a Surrogate court in every District thereof," and ordered for a second reading on Monday next.

The House adjourned until Monday next at eleven o'clock.

Monday, 10th June, 1798.

The House met pursuant to adjournment.

The Order of the Day being read: Was read the first time "a Bill to enable His Majesty's court of Common Pleas, in and for any District of this Province, to compel the attendance of witnesses resident in any other District or Districts thereof," and appointed for a second reading to-morrow.

Read a second time, "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof."

The House then resolved itself into a Committee upon "a Bill to confirm and make valid certain marriages heretofore contracted in the country, now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same," Mr. Russell in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had made a progress, and requested leave to sit again on the said Bill. Which Report was accepted, and leave granted to sit again to-morrow.

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

Tuesday, 11th June, 1798.

The House met pursuant to adjournment.

The Order of the Day being read, on motion made and seconded was read the second time "a Bill to enable His Majesty's court of Common Pleas in and for any District within this Province to compel the attendance of witnesses resident in any other District or Districts thereof." Which said Bill was ordered to be engrossed and read the third time on Thursday next.

The House resolved itself into a Committee to make further researches into "a Bill to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same." Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the said Bill, and requested leave to sit again. Which Report was accepted and leave granted.

The House again went into Committee to take further consideration of "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every district thereof." Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had proceeded in the consideration of the said Bill, and therefore requested leave to sit again. Which report was accepted, and leave granted accordingly. The House was ordered in Committee for that purpose on Thursday next.

The House adjourned until Thursday next at eleven o'clock.

Thursday, 13th June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read: Was read and engrossed "Bill to enable His Majesty's court of Common Pleas established in and for any District of this Province to compel the attendance of witnesses resident in any other District or Districts thereof," and the question being put that this Bill do now pass, it was resolved in the affirmative.

The House resolved itself into Committee to take further consideration of a Bill to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to make provision for the future solemnization of marriages within the same. Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had made several amendments. Which Report was accepted, and the said Bill was ordered to be engrossed and read the third time on Friday next.

The House went again into Committee. Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof," and that they were progressed therein, and requested leave to sit again. Which Report was accepted, and leave accordingly granted.

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

Friday, 14th June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read,

Read as engrossed, "a Bill to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages in the same" and the question being put that this Bill do now pass, it was resolved in the affirmative.

The House then resolved itself into a Committee to consider further "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof." Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that a progress had been made in the said Bill, and requested leave to sit again. Which report was accepted and leave granted accordingly.

The Clerk of the Legislative Council was sent to the House of Assembly with the following Bills for their concurrence:

A Bill to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same, and

A Bill to enable His Majesty's court of Common Pleas established in and for any District of the Province to compel the attendance of witnesses resident in any other District or Districts thereof.

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill to provide for the appointment of returning officers for the several counties within this Province," which Bill being by order read a first time was directed for a second reading on Monday next.

The House adjourned until Monday next at eleven o'clock.

Monday, 17th June, 1793.

The House met pursuant to adjournment.

The Honorable Richard Duncan, Esquire, appeared and produced his Writ of Summons to the Legislative Council, which being read, and the necessary oaths being by him taken and subscribed, he took his seat accordingly.

The Order of the Day being read: Read a second time, "a Bill to provide for the appointment of returning officers for the several counties within this Province," and the same being fixed on for the third reading to-morrow.

The House resolved itself into a Committee of the whole House to consider further "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof." Mr. Russell in the Chair.

The Speaker resumed the Chair.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills:

A Bill to prevent the increase and growth of certain pernicious weeds, and

A Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province.

Which Bills were read a first time, and ordered to be read a second time to-morrow.

The House went again into Committee on the consideration of "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof." Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the said Bill had been fully considered, and was agreed to by the Committee, which Report being accepted: Ordered that the same be engrossed and read a third time to-morrow.

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

Tuesday, 18th June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, was read a third time "a Bill to provide for the appointment of returning officers for the several counties within this

Province." On the question being put that the Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly without any amendment.

Read as engrossed, "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof." On the question being put that this Bill do now pass, it was resolved in the affirmative.

Was read a second time, "a Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province."

On motion made for the second reading of "a Bill to prevent the increase and growth of certain pernicious weeds," it was moved and carried that the second reading of this Bill be postponed for three months.

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill to encourage the destroying of wolves and bears in different parts of this Province," which was read a first time.

The House resolved itself into a Committee of the whole House. Mr. Russell in the Chair.

The Committee went into the consideration of "a Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province."

The Speaker resumed the Chair.

The Chairman reported that a progress had been made in the said Bill; that it required further consideration; and therefore requested leave to sit again. The said Report being accepted leave was granted accordingly.

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

Wednesday, 19th June, 1793.

The House met pursuant to adjournment.

On motion made and seconded: Ordered, that "a Bill to encourage the destroying of wolves and bears in different parts of this Province," be read a second time, which was read accordingly and taken into the consideration of the House and amended.

The Order of the Day being read: The House resolved itself into a Committee for the purpose of considering further "a Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province." Mr. Russell in the Chair.

The Committee went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that several amendments had been made in the said Bill; that it required further consideration, and thereupon requested leave to sit again, which Report was accepted and leave was given accordingly. Ordered that the said Bill stand committed for Friday next.

The House adjourned until Friday next at eleven o'clock.

Friday, 21st June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read: On motion made and seconded, was read and amended, "a Bill to encourage the destroying of wolves and bears in certain parts of this Province." Ordered that the said Bill do pass.

The Clerk of the Legislative Council was sent to acquaint the House of Assembly that this House had agreed to "a Bill to provide for the appointment of Returning Officers for the several counties within this Province," without amendment, and also that this House had agreed to "a Bill to encourage the destroying of wolves and bears in different parts of this Province," with amendments.

The Clerk likewise carried down "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof."

House in Committee. Mr. Russell in the Chair.

Took into consideration "a Bill to regulate the laying out, amending and keeping in repair the public highways of this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had made a further progress in the consideration of the said Bill; that it required further consideration, and therefore requested leave to sit again. Which report being accepted, leave was granted, and ordered that the same stand committed for Monday next.

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill for the better securing of creditors against fraudulent debtors." Which was read a first time, and ordered for a second reading on Monday next.

The said deputation also returned with a rider annexed "a Bill to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same."

The House adjourned until Monday next, at eleven o'clock.

Monday, 24th June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, Mr. Cartwright moved for leave to bring in "a Bill to facilitate the alienation of landed property and to make real estates liable to simple contract debts in the hands of heirs or devisees." Mr. Hamilton seconded the motion, and leave was granted.

Read a second time, "a Bill for the better securing of creditors against fraudulent debtors."

House in Committee. Mr. Russell in the Chair.

Went into the consideration of a Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, that several amendments had been added, and that with the same the said Bill had been agreed to. Which Report was accepted, and ordered, that the said Bill be read to-morrow as amended.

On motion made and seconded, ordered that the rider annexed as an amendment to the "Bill to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same," be read. Which was read accordingly, and on motion made and seconded,

Ordered that Mr. Cartwright, Mr. Russell and Mr. Grant be appointed a committee for the purpose of conferring with a committee of the House of Assembly upon the subject of the said rider.

The Clerk of the Legislative Council was sent down to the House of Assembly requesting the said conference, which they acceded to.

Read a first time, "a Bill to facilitate the alienation of landed property, and to make real estate liable to simple contract debts in the hands of heirs or devisees." Which was ordered to be read a second time to-morrow.

A deputation from the House of Assembly returned to this House without any amendment "a Bill to establish a court of Probate in this Province, and also a Surrogate court in every District thereof."

Another deputation from the House of Assembly returned to this House with amendments "a Bill to enable His Majesty's court of Common Pleas established in and for any District of this Province to compel the attendance of witnesses resident in any other District or Districts thereof."

The same deputation also brought up for the concurrence of this House "a Bill for the better regulation of the militia of this Province," which was read a first time and ordered for a second reading to-morrow.

The Committee appointed to confer upon the rider annexed to the "Bill to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same," reported that they had agreed to its being taken off. Which Report was accepted and ordered accordingly.

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

Tuesday, 25th June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read: Read as amended "a Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province." The question being put, that this Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly with amendments.

Was read a second time, "a Bill for the better regulation of the militia of this Province." Ordered that the said Bill be committed.

House in Committee, Mr. Russell in the Chair. Took into consideration "a Bill for the better regulation of the militia of this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had entered upon the consideration of the said Bill, and had directed him to report a progress, and requested leave to sit again, which report was accepted and leave granted.

Ordered that to-morrow the House do again resolve itself into a Committee for that purpose.

Mr. Hamilton moved for leave to bring in "a Bill for the relief of dissenters from the Church of England in the article of marriage." Leave was granted.

The House was adjourned until to-morrow at eleven o'clock.

Wednesday, 26th June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, on motion made and seconded the "Bill for the relief of dissenters from the Church of England in the article of marriage" was read a first time.

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill to limit and restrain to a determined period of time the operation of certain parts of an Act passed in the Parliament of Great Britain in the thirtieth year of His Majesty's reign, intituled, 'An Act for encouraging new settlers in His Majesty's colonies and plantations in America,' and to effect and accomplish the gradual suppression and abolition of slavery from this Province." Which was read a first time.

The House then resolved itself into a Committee upon the further consideration of "a Bill for the better regulation of the militia of this Province." Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had proceeded in the consideration of the said Bill; that it required further consideration, and thereupon requested leave to sit again. Which Report was accepted and leave granted.

The Clerk of the Legislative Council, by direction, returned to the House of Assembly with amendments "a Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province."

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

Thursday, 27th June, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, Mr. Hamilton moved for leave to withdraw the "Bill for the relief of dissenters from the Church of England in the article of marriage." Leave was granted accordingly.

The House went into Committee for the purpose of considering further "a Bill for the better regulation of the militia of this Province." Mr. Russell in the Chair.

The Speaker resumed the Chair.

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill to authorize the appointment of proper officers in the several Districts throughout the Province, and within the respective divisions thereof, for the better preservation of good order, and the more regular execution of the laws." Which was read a first time, and ordered for a second reading to-morrow.

House in Committee. Mr. Russell in the Chair. Went again into the consideration of "a Bill for the better regulation of the militia of this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had agreed to the same with amendments, which report was accepted, and ordered that the said Bill as amended be read to-morrow.

On motion made and seconded, ordered that a Bill to facilitate the alienation of landed property and to make real estates liable to simple contract debts in the hands of heirs and devisees."

And "a Bill to limit and restrain to a determined period of time the operation of certain parts of an Act passed in the Parliament of Great Britain in the thirtieth year of His Majesty's reign, intituled 'An Act for encouraging new settlers in His Majesty's colonies and plantations in America,' and to effect and accomplish the gradual suppression of slavery from this Province" be read a second time. Which Bills were read accordingly.

The House resolved itself into a Committee upon the consideration of

"a Bill to limit and restrain to a determined period of time the operation of certain parts of an Act passed in the Parliament of Great Britain in the thirtieth year of His Majesty's reign, intituled 'An Act for encouraging new settlers in His Majesty's colonies and plantations in America,' and to effect and accomplish the gradual suppression and abolition of slavery from this Province." Mr. Russell in the Chair.

The Speaker resumed the Chair.

A deputation from the House of Assembly requesting an appointment of three members of this House to confer with the same number of members of the Lower House in committee upon the "Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province." Ordered that Mr. Cartwright, Mr. Hamilton and Mr. Duncan be a committee to manage the same.

House in Committee. Mr. Russell in the Chair.

Went again into the consideration of "a Bill to limit and restrain to a determined period of time the operation of certain parts of an Act passed in the Parliament of Great Britain in the thirtieth year of His Majesty's reign, intituled 'An Act for encouraging new settlers in His Majesty's colonies and plantations in America,' and to effect and accomplish the gradual suppression and abolition of slavery from this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had been progressive in the consideration of the said Bill,

And thereupon requested leave to sit again.

Which report was accepted and leave granted.

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

Friday, 28th June, 1793.

The House met pursuant to adjournment.

The Order of the Day having being read: Was read a second time "a Bill to authorize the appointment of proper officers in the several Districts throughout this Province, and within the respective divisions thereof, for the better preservation of good order, and the more regular execution of the laws." Ordered that the said Bill be committed.

House in Committee. Mr. Cartwright in the Chair. Took into consideration the Bill to authorize the appointment of proper officers in the several Districts throughout this Province, and within the respective divisions thereof, for the better preservation of good order, and the more regular execution of the laws.

The Speaker resumed the Chair.

The Chairman reported that the said Bill was amended and agreed to by the title of "a Bill to provide for the nomination and appointment of parish and town officers within this Province." Which Report was accepted, and ordered that the said Bill be read as amended on Monday next.

House in Committee. Mr. Russell in the Chair.

Took into further consideration "a Bill to limit and restrain to a determined period of time the operation of certain parts of an Act passed in the Parliament of Great Britain in the thirtieth year of His Majesty's reign, intituled 'An Act for encouraging new settlers in His Majesty's colonies and plantations in America,'"

and to effect and accomplish the gradual suppression and abolition of slavery from this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the further consideration of the said Bill, and that a progress had been made therein, and requested leave to sit again. Which Report was accepted and leave granted.

Ordered that on Monday next the House do resolve itself into a Committee for the purpose of taking into further consideration the said Bill.

The House then adjourned until Monday next at eleven o'clock.

Monday, 1st July, 1793.

The House met pursuant to adjournment.

The committee appointed to confer with a committee of the House of Assembly reported that they had gone into consideration in committee of the two Houses of "a Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province." And as they had not finally agreed requested leave to sit again. Ordered that the said Report be accepted.

The Order of the Day being read: Read as amended "a Bill for the better regulation of the militia of this Province." On question being put that the Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly with amendments.

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace, and the courts of Common Pleas, within the several Districts of this Province." Which was read a first time, and ordered for a second reading to-morrow.

On motion made and seconded, ordered that "a Bill to provide for the nomination and appointment of parish and town officers within this Province," be re-committed.

House in Committee, Mr. Cartwright in the Chair. Took into consideration "a Bill to provide for the nomination and appointment of parish and town officers within this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had with amendments agreed to the said Bill. Which report was accepted, and the same being read as amended, and the question being put, that the Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly with amendments.

House in Committee. Mr. Russell in the Chair.

Went again into the consideration of "a Bill to limit and restrain to a determined period the operation of certain parts of an Act passed in the Parliament of Great Britain in the thirtieth year of His Majesty's reign, intituled 'An Act for encouraging new settlers in His Majesty's colonies and plantations in America,' and to effect and accomplish the gradual suppression and abolition of slavery from this Province."

The Speaker resumed the Chair.

The Chairman reported several amendments to the Bill, under the title of "a Bill to prevent the further introduction of slaves, and to limit the term of contract for servitude within this Province." Which report was accepted and the

same being read as amended, and the question being put that this Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly with amendments.

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

Tuesday, 2nd July, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, "A Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace, and the courts of Common Pleas, within the several Districts of this Province," was read a second time, and, ordered to be committed.

House in Committee. Mr. Duncan in the Chair. Took into consideration "a Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace, and the courts of Common Pleas, within the several Districts of this Province.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had made a progress therein, and requested leave to sit again. Which report was accepted, and leave granted.

The Committee appointed to confer with a committee of the House of Assembly upon the "Bill to regulate the laying out, amending and keeping in repair the public highways and roads within this Province," reported that they had agreed upon a certain clause to be hereunto annexed, which report was accepted, and the said clause being read was ordered to be engrossed, and to be sent down to the House of Assembly.

The Clerk of the Legislative Council was sent down to the House of Assembly to return them the following Bills with amendments:—

A Bill for the better regulation of the militia of this Province.

Also a Bill to provide for the nomination and appointment of parish and town officers within this Province.

A Bill to prevent the further introduction of slaves and to limit the term of contracts for servitude within this Province.

The House adjourned until Thursday next, at eleven o'clock.

Thursday, 4th July, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, The House resolved itself into a Committee upon the further consideration of the "Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace, and the courts of Common Pleas, within the several Districts of this Province. Mr. Duncan in the Chair.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills.

A Bill to establish a fund for paying the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof.

And a Bill to establish further a fund for paying the salaries of the officers of the Legislative Council and House of Assembly, and for defraying the contingent expenses thereof.

The said deputation also requested the appointment of three of the members of this House to meet the same number of the members of the House of Assembly, to confer in Committee upon the amendments made to the "Bill for the better regulation of the militia of this Province."

Ordered that Mr. Russell, Mr. Munro and Mr. Duncan be appointed to manage the same, and that the said conference be held at the rising of this House to-day, of which the Clerk of the Legislative Council was sent to acquaint the House of Assembly.

House in Committee. Mr. Duncan in the Chair. Went again into the consideration of a "Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace, and the courts of Common Pleas, within the several Districts of this Province."

The Speaker resumed the Chair.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills.

"A Bill to enable the Lieutenant-Governor to appoint proper persons to receive the revenue collected in Lower Canada for the use of this Province."

And a Bill to provide a fund for defraying the expenses of building a court house and gaol in every District within this Province, and for other purposes therein mentioned.

House in Committee. Mr. Duncan in the Chair. Went again into consideration of "a Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace, and the courts of Common Pleas, within the several Districts of this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had amended and agreed to the said Bill under the title of "a Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace, within the several Districts of this Province," which report was accepted. And the said Bill being read as amended, and the question being put, that the Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly with amendments.

On motion made and seconded, ordered, that the consideration of the "Bill for the better securing of creditors against fraudulent debtors" be postponed for three months.

"A Bill to establish a fund for paying the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof."

"A Bill to establish a further fund for paying the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof."

"A Bill to enable the Lieutenant-Governor to appoint proper persons to receive the revenue collected in Lower Canada for the use of this Province."

And "a Bill to provide a fund for defraying the expenses of building a court house and gaol in every District within this Province, and for other purposes therein mentioned," were read a first time, and ordered for a second reading to-morrow.

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

Friday, 5th July, 1793.

The House met pursuant to adjournment.

The committee appointed to manage the conference upon the amendments made to the "Bill for the better regulation of the militia of this Province," reported that they had come to an accommodation thereupon. Which report was accepted.

The Order of the Day being read, "A Bill to provide a fund for defraying the expenses of building a gaol and court house in every District within this Province, and for other purposes therein mentioned," was read a second time, and ordered to be committed.

House in Committee. Mr. Hamilton in the Chair. Took into consideration "a Bill to provide a fund for defraying the expenses of building a gaol and court house in every District within this Province, and for other purposes therein mentioned."

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the consideration of the said Bill, and that they had amended and agreed to the same, under the title of "a Bill to authorize and direct the laying and collecting of assessments and rates in every District of this Province, and to provide for the payment of wages to the Members of the House of Assembly," which report was accepted, and the said Bill was accepted, and the said Bill was read as amended.

On motion made and seconded, ordered that the said Bill do stand over until to-morrow.

"A Bill to enable the Lieutenant-Governor to appoint proper persons to receive the revenue collected in Lower Canada for the use of this Province," was read a second time, and on motion, made and seconded, ordered that the title of the said Bill be amended by the title of "a Bill to authorize the Lieutenant-Governor to nominate and appoint certain commissioners for the purposes herein mentioned." Which Bill was read a third time, and the question being put, that this Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly with amendments.

"A Bill to establish a fund for paying the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof"

Was read a second and third time. On motion made and seconded, ordered that the said Bill do stand over until to-morrow.

The Clerk of the Legislative Council was sent down to return to the House of Assembly with amendments "a Bill to fix the times and places of holding the courts of General Quarter Sessions of the Peace within the several Districts within this Province."

And also carried down as engrossed, the clause agreed upon to be annexed to the "Bill to regulate the laying, amending and keeping in repair the public highways and roads within this Province."

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

Saturday, 6th July, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, and on motion made and seconded,

Ordered that the consideration of "a Bill to establish a fund for paying the

salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof," be postponed for three months.

On the question being put, that "a Bill to establish a fund for paying the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof,"

And "a Bill to authorize and direct the laying and collecting of assessments and rates in every District of this Province, and to provide for the payment of wages to the Members of the House of Assembly," do now pass, it was resolved in the affirmative, and that they be sent back to the House of Assembly.

On motion made and seconded: Resolved that an humble address be presented to His Majesty upon the present situation of public affairs, and that notice thereof be given to the House of Assembly, and ordered that Mr. Russell and Mr. Munro be a committee to draw up the said address, and that they make a report thereof on Monday next.

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill for increasing the revenue of this Province." Which Bill was read a first and second time, and ordered to be committed.

House in Committee—Mr. Munro in the Chair.

Took into consideration "a Bill for increasing the revenues of this Province." The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and that they had amended and agreed to the same under the title of "a Bill to establish a further fund for the payment of the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof." Which report was accepted, and the said Bill being read as amended, and the question being put that the Bill do now pass, it was resolved in the affirmative, and that it be sent back to the House of Assembly with amendments.

The Clerk of the Legislative Council was sent down to return to the House of Assembly the following Bills, to wit:

A Bill to establish a fund for paying the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof.

A Bill to authorize the Lieutenant-Governor to nominate and appoint certain commissioners for the purposes herein mentioned.

A Bill to authorize and direct the laying and collecting of assessments and rates in every district of this Province, and to provide for the payment of wages to the Members of the House of Assembly.

And a Bill to establish a further fund for the payment of the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof.

The House adjourned until Monday next at eleven o'clock.

Monday, 8th July, 1793.

The House met pursuant to adjournment.

The Order of the Day being read, the committee appointed to draw up an address to His Majesty reported a draft thereof, which being read was taken into consideration by the House, and accepted, and which by order was engrossed and signed by the Speaker.

At one o'clock the Speaker, attended by the Members of the House, waited on His Excellency the Lieutenant Governor, and presented him the said Address,

in order that he should be pleased to lay the same before His Majesty, which is as follows, to wit:—

To the King's Most Excellent Majesty:

The Humble Address of the Legislative Council of the Province of Upper Canada:

We, your Majesty's most dutiful and loyal subjects, the Legislative Council of your Province of Upper Canada in Legislature assembled, most humbly presume to express our unfeigned attachment to your Majesty in the present situation of public affairs.

It is with astonishment and grief that we have marked the progress of that unruly spirit of innovation and turbulence which has actuated the conduct of a prevailing party of France.

The introduction of a reform of government mutually accepted and sanctioned by the most solemn obligations seems to have been the signal for unfixing established opinions, and bringing forward those delusive projects which in all ages have been held out to the multitude by their insidious leaders for affording pretences to a party, who having propagated their sentiments by assassination and slaughter, and familiarized their nation to scenes of horror, have finally led them to the murder of a mild and beneficent Sovereign.

With scorn and indignation we have heard of attempts to introduce the same levelling spirit, and to justify these atrocious measures in Great Britain and Ireland. And we beg leave to assure your Majesty that the prompt and zealous exertions of our fellow subjects at home in resisting these wild encroachments produced emotions of most grateful sympathy among the loyal inhabitants of this remote Province.

The impulse of British sentiment against such attempts has we doubt not been communicated to the most distant parts of the British Empire, and from our own feelings we are convinced that all Your Majesty's people are influenced by a strong and uniform principle of attachment to your Majesty's sacred person and government, and of detestation against the perpetrators of those foul deeds which have brought a lasting disgrace on their country.

Satisfied as we are that by our free constitution we enjoy all the benefits that human policy can bestow, our first prayer is that we may long continue to receive them under your Majesty's paternal influence, our next is that the miseries of civil discord in France may give way to the blessings of regular government, and tranquility be restored to Europe.

The Members having returned to the Council chamber,

The Speaker resumed the Chair and the House formed.

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

Tuesday, 9th July, 1793.

The House met pursuant to adjournment.

On motion made and seconded: Resolved that the several officers of the Legislative Council are and shall be entitled to receive an equal sum for their respective salaries as those of the House of Assembly.

His Excellency the Lieutenant Governor came to the Council chamber at half an hour past twelve o'clock.

The Clerk of the Legislative Council was sent with a message to the House

of Assembly, acquainting them with His Excellency's arrival, and requiring their attendance at the Council chamber.

The House of Assembly having attended accordingly, His Excellency was pleased to give his assent to the following Acts, to wit:

An Act for the better regulation of the militia of this Province.

An Act to establish a court of Probate in this Province, and also a Surrogate court in every District thereof.

An Act to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriages within the same.

An Act to provide for the appointment of returning officers for the several counties within this Province.

An Act to encourage the destroying of wolves and bears in different parts of this Province.

An Act to regulate the laying out, amending and keeping in repair the public highways and roads within this Province.

An Act to prevent the further introduction of slaves, and to limit the term of contracts for servitude within this Province.

An Act to provide for the appointment and nomination of parish and town officers within this Province.

An Act to fix the times and places of holding the courts of General Quarter Sessions of the Peace within the several districts of the Province.

An Act to establish a fund for paying the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof.

An Act to authorize the Lieutenant Governor to nominate and appoint certain commissioners for the purposes therein mentioned.

An Act to authorize the laying and collecting of assessments and rates in every District of this Province, and to provide for the payment of wages to the members of the House of Assembly, and

An Act to establish a further fund for the payment of the salaries of the officers of the Legislative Council and Assembly, and for defraying the contingent expenses thereof.

After which His Excellency was pleased to address both Houses in the following Speech:—

Honourable Gentlemen and Gentlemen: It gives me great satisfaction that by your unremitting diligence the public business of the Session has been so far transacted that I am enabled to consult your personal convenience, and to dismiss you at an early period to your several residences.

It is with pleasure I perceive that agreeably to my recommendation you have now modelled a militia Bill, and provided such salutary laws as are suitable for the present condition of the Province.

The Act for the gradual abolition of slavery in this colony, which it has been thought expedient to frame, in no respect meets from me a more cheerful concurrence than in that provision which repeals the power heretofore held by the Executive Branch of the Constitution, and precludes it from giving sanction to the importation of slaves, and I cannot but anticipate with singular pleasure that such persons as may be in that unhappy condition which sound policy and humanity unite to condemn added to their own personal protection from all undue severity by the law of the land, may from henceforth look forward with certainty to the emancipation of their offspring.

Honourable Gentlemen and Gentlemen: Should the necessity of any further revision or amendments of the ordinances of the late Province of Quebec attract your notice during recess, I doubt not but in the next Session by carrying such improvements into execution you will exemplify that distinguishing excellence of the British Constitution of which we daily experience the benefit, and which has been transmitted to us by our ancestors as the firmest security of the public prosperity.

And then the Speaker, by His Excellency's command, declared both Houses to be prorogued to Thursday, the twenty-sixth day of September next.

[Certified to be true copies in the Colonial Office from the original Records.

(Signed) GEO. MAYER,

Librarian and Keeper of the Records.

Downing Street, 2nd September, 1837.]

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

From Monday the 2nd day of June

TO

Monday the 7th day of July

1794.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

1794.

Newark, Monday, 2nd June, 1794.

The Legislature having been prorogued to this day, the House met accordingly. Present the Honorables William Osgoode, Peter Russell, Robert Hamilton, Esquires.

His Excellency the Lieutenant-Governor came to the Council Chamber at one o'clock.

The Clerk of the Legislative Council was sent with a message to the House of Assembly, acquainting them with His Excellency's arrival and requiring their attendance at the Council chamber.

The Members of the House of Assembly attended.

When His Excellency was pleased to make the following speech to both Houses:

Honorable Gentlemen, and Gentlemen: It is with great satisfaction that I meet you at a period when the most important successes have been announced, as obtained by His Majesty's arms in the West Indies; and which promise to this Province an extension of those benefits which her increasing agriculture must speedily command, and her union with the parent state necessarily establish.

You must have observed with sincere pleasure that the success of the allied arms in Europe against those who exercise the most severe despotism in France has been such, due consideration being had to the events of a war of great extent and magnitude, as to give the most favorable hopes that this contest, in which all is involved that is sacred in society or on which public freedom can repose in security under the Divine protection, will finally be terminated in the restoration of the tranquility of Europe.

As the Colonists of a great empire, whose prosperity depends on its maritime industry being secured by maritime power, we cannot but rejoice at the destruction of the naval force of France in the Mediterranean.

At a distance from the scene of contest, it must be our fervent hope that the malignity of the principles which actuate those men who now tyrannize over the French nation, and who, notwithstanding their pretences to establish universal freedom, have formally decreed the destruction of all existing governments, may have no influence to endanger the tranquility of this Province.

But it is our duty to provide against all exigencies, and to place ourselves in a capacity to resist all innovations whatever, flowing from modern and unjustifiable principles, which may be speciously adopted as the basis of universal justice, by such persons as endeavor covertly to destroy those means of national prosperity which have been too firmly established by the fortitude and industry of our ancestors to be openly invaded.

In this view, I recommend to your attention to consider in what manner the force of this country, its militia, may be modified, as in case of emergency to give efficacy to the natural defences by land and by water, which the British provinces so eminently possess.

Gentlemen of the House of Assembly:

I daily expect to receive communication from the Province of Lower Canada which may tend to the accomplishment of those measures which were proposed in the course of last session, respecting the commercial intercourse between the two Provinces, and the revenues that depend thereon.

Honorable Gentlemen, and Gentlemen: I have witnessed with great pleasure in the former sessions the harmony which has been the result of your deliberations, and the great facility which such a temper has given to the despatch of public business. I make no doubt but a similar disposition will be manifest in all your future consultations, and should the prevailing party in France succeed in what they have adopted in the system of their national measures of policy, the propagating of their principles by insidious measures and open aggressions in this quarter of the globe, from the tenor of your conduct, I have the firmest reliance that the inhabitants of this Province will universally resist all such machinations, and unite with every subject of the British Empire in the course of repelling such unjustifiable hostilities.

His Excellency then withdrew,

And the House formed.

The Honorable the Speaker first read His Excellency's speech, which was read *pro forma* by the Clerk. On motion made and seconded, ordered, that Mr. Russell and Mr. Hamilton be a committee to prepare an address of thanks in answer to His Excellency's speech, and to report the same on Wednesday next.

The House adjourned until Wednesday next at eleven o'clock.

Wednesday, 4th June, 1794.

The House met pursuant to adjournment.

The Order of the Day being read, the committee appointed to prepare an address in answer to His Excellency's speech reported a draught thereof, which, being read, was taken into consideration of the House, and accepted and ordered to be engrossed.

On motion made and seconded, ordered that Mr. Hamilton and Mr. Russell do wait on His Excellency to know when he will be pleased to receive this House with their address.

The address of the House in answer to His Excellency the Lieutenant-Governor's speech was read and engrossed, and signed by the Speaker.

The committee appointed to wait upon His Excellency the Lieutenant-Governor, having returned to the Council chamber,

Reported that His Excellency will receive the House with their address at twelve o'clock this day.

The Speaker, attended by the Members of the House, at the hour appointed, waited upon His Excellency with the said address, and is as follows, to wit:

To His Excellency, John Graves Simcoe, Esquire, Lieutenant-Governor of the Province of Upper Canada and Commander in Chief of His Majesty's Forces, within the same.

May it please your Excellency, we, His Majesty's ever dutiful and loyal subjects, the Legislative Council of the Province of Upper Canada, in Legislature assembled, beg leave to return our humble thanks for your Excellency's speech.

We are too deeply interested in the prosperity of Great Britain not to be sincerely rejoiced by every success attending His Majesty's arms, and we are of course more particularly gratified by the late conquests in the West Indies, where every additional acquisition in that quarter opens new marts for the produce of these Provinces and increases the supply of the various commodities we draw from thence. Nor are we less happy to hear that the allied armies in Europe are likely to be successful in the very important contest in which they are engaged, a contest on whose events, under the Divine protection, absolutely depends the laws, properties and freedom of its inhabitants, all that is sacred in society, and the misery or happiness of millions.

We earnestly hope that no attempts may ever be made to propagate in this distant Province those wicked, delusive doctrines which are now desolating France, and though we trust that little encouragement will be found for the dissemination of such baneful principles among a people of approved loyalty; yet we agree with your Excellency that it is our duty to provide against exigencies.

And to that end we shall cordially join with your Excellency in considering in what manner the militia of this Province may be so modified as (in case of emergency) to give efficacy to the natural defences by land and by water which these British Provinces so eminently possess.

We shall not fail to cherish the same spirit of union and harmony which your Excellency has noticed in our former deliberations, being sensible of their great importance towards the despatch of all public business; and your Excellency may be assured that should the prevailing party in France extend their desire of propagating their nefarious principles by either insidious measures or open aggression to this quarter of the globe, our most strenuous efforts will not be wanting to animate the inhabitants of this Province to resist universally all such machinations and to unite with every subject of the British Empire in the common cause of repelling such unjustifiable hostilities.

To which His Excellency was pleased to return the following answer:

Honorable Gentlemen: I am to return thanks for your answer to my speech. I make no doubt that we are all truly sensible in our several stations of this duty which circumstances of the times demand of us to oppose every effort of those who may wish to subvert, openly or insidiously, the growing prosperity of this Province.

The Members having returned to the Council chamber, and the Chair being taken,

The House adjourned until Friday next at twelve o'clock.

Friday, 6th June, 1794.

The House met pursuant to adjournment.

A deputation from the House of Assembly brought up for concurrence of this House.

A Bill to provide for the accounting for all fines, forfeitures and penalties hitherto reserved to His Majesty to and for the uses of this Province, which was read for the first and second times, and appointed for the third time of reading on Monday next.

The House adjourned until Monday next, at twelve o'clock.

Monday, June 9th, 1794.

The House met pursuant to adjournment.

Mr. Russell gave notice that on Wednesday next he should bring in "a Bill to establish a Superior court of civil and criminal jurisdiction, and to regulate the court of Appeal."

The Order of the Day being read,

Read the third time "A Bill to provide for the accounting for all fines, forfeitures and penalties hitherto reserved to His Majesty to and for the uses of this Province."

And the question being put, that this Bill do now pass, it was resolved in the affirmative.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to regulate the practice of physic and surgery within this Province,"

Which was read for the first time, and appointed for the second reading on Wednesday next.

The House adjourned until Wednesday next, at twelve o'clock.

Wednesday, 11th June, 1794.

The House met pursuant to adjournment.

Mr. Russell, by leave, brought in his "Bill to establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal," which was read the first time, and appointed for the second reading on Monday next.

A deputation from the House of Assembly brought up for the concurrence of the House,

"A Bill to repeal certain parts of an Act passed in the seventeenth year of His present Majesty, and to prevent persons leaving the Province at certain times without taking out a pass previous to their leaving the same," which was read a first time, and appointed for the second reading on Friday next.

The Order of the Day being read,

"A Bill to regulate the practice of physic and surgery within this Province," was read the second time, and ordered to be committed.

The House resolved itself into a Committee of the whole, Mr. Russell in the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments. Ordered that the said report be accepted, and that the said Bill be read as amended on Friday next.

The House adjourned until Friday next at eleven o'clock.

Friday, 13th June, 1794.

The House met pursuant to adjournment.

The Order of the Day being read, Mr. Hamilton made a motion that the "Bill to regulate the practice of physic and surgery within the Province be re-committed." Mr. Cartwright seconded the motion.

Thereupon ordered that the House do resolve itself into a Committee for the purpose of resuming the consideration of the said Bill.

House in Committee, Mr. Russell in the Chair.

Resumed the consideration of the "Bill to regulate the practice of physic and surgery within the Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill and had amended and agreed to the same: Which report was accepted, and the same Bill being read as amended was agreed to, and the question being put, that this Bill do now pass; it was resolved in the affirmative.

Mr. Cartwright moved for leave to bring in, "A Bill to enable the magistrates of the respective Districts to regulate the police of the several towns within this Province."

Leave was given, and on motion made and seconded, the said Bill was read the first and second times, and ordered for commitment on Wednesday next.

Read the second time "A Bill to repeal certain parts of an Act passed in the seventeenth year of His present Majesty, and to prevent persons leaving the Province at certain times of the year without taking out a pass previous to their leaving the same."

On motion made and seconded, ordered that the consideration of the said Bill be postponed for three months.

A deputation from the House of Assembly brought up for the concurrence of the House,

"A Bill to repeal certain parts of an Act passed in the second session of the Legislature of this Province," entitled "An Act to regulate the laying out, amending and keeping in repair the public highways and roads within this Province, and to make further provision respecting the same," which was read the first time, and appointed for the second reading on Wednesday next.

The House adjourned until Monday next at eleven o'clock.

Monday, 16th June, 1794.

The House met pursuant to adjournment.

The Order of the Day being read,

"A Bill to establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal," was read the second time; and the question being put, that this Bill be now committed,

Mr. Cartwright moved that the consideration of the said Bill be taken in Committee of the Whole House three months hence.

Mr. Hamilton seconded the motion, upon which the House divided, and it was carried by the non-contents.

Thereupon ordered that the said Bill be taken into consideration in Committee of the whole House.

House in Committee, Mr. Baby in the Chair,

Went into consideration of "A Bill to establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report a progress; and requested leave to sit again. Ordered that the said report be accepted, and that the consideration of the said Bill be again resumed on Wednesday next.

The House adjourned until Wednesday next at eleven o'clock.

Wednesday, 18th June, 1794.

The House met pursuant to adjournment.

The Order of the Day being read,

"A Bill to repeal certain parts of an Act passed in the second session of the Legislature of this Province," entitled "An Act to regulate the laying out, amending and keeping in repair the public highways and roads within this said Province, and to make further provision respecting the same,

Was read the second time, and ordered to be committed.

House in Committee, Mr. Baby in the Chair.

Took into consideration "A Bill to repeal certain parts of an Act passed in the second session of the Legislature of this Province," entitled "An Act to regulate the laying out, amending and keeping in repair the public highways and roads within this Province, and to make future provision respecting the same."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill and directed him to report a progress, and requested leave to sit again. Ordered that the said report be accepted.

Conformably to the Order of the Day, the House resolved into a Committee upon the consideration of "A Bill to enable the magistrates of the respective Districts to regulate the police of the several towns within this Province." Mr. Hamilton in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had made a progress therein, and requested leave to sit again. Ordered that the said report be accepted.

The House went again into a Committee upon the consideration of the "Bill to establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal." Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone again into the consideration of the said Bill, and had directed him to report that they had made no further progress therein, and thereupon requested leave to sit again. Ordered that the said report be accepted.

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

Thursday, 19th June, 1794.

The House met pursuant to adjournment.

The Honorable Æneas Shaw appeared and produced his Writ of Summons to the Legislative Council, which was duly read.

William Jarvis, Esquire, Secretary of the Province, produced an Instrument, under the hand and Privy Seal of His Excellency the Lieutenant-Governor, authorizing him to administer certain oaths, which was also read, and is as follows, to wit:

George the Third, by the Grace of God, of Great Britain, France and Ireland, King, Defender of the Faith, and so forth.

To our loving subject, William Jarvis, Esquire, Secretary of our Province of Upper Canada:

Greeting, Know ye that having confidence in your integrity, fidelity and ability, you, we have assigned, constituted and authorized, and do hereby assign, constitute and authorize, to tender and administer [the oaths] to be taken from all and every person or persons whomsoever, being in office, within the Province of Upper Canada, and all such oaths, declarations and subscriptions, as any such officer shall desire to take and make, and the law doth require, to enable him to exercise and perform the office he may hold and sustain by virtue of our commission or any authority to him, by us given and granted, and the rolls and records to keep, and the same to certify to our Governor or keeper of the Great Seal of our said Province for the time being to have and to hold the authority and power to you, the said William Jarvis, hereby granted for and during pleasure.

Witness our trusty and well beloved John Graves Simcoe, our Lieutenant-Governor and Colonel Commanding our Forces in our said Province, at Navy Hall, this eighteenth day of June and in the year of Our Lord one thousand seven hundred and ninety-four, and of our reign the thirty-fourth.

Whereupon, the necessary oath was duly and regularly administered by the said William Jarvis, Esquire, unto the said Honorable Æneas Shaw, and the said oath being by him duly taken and subscribed, he took his seat accordingly.

The House then resolved itself into Committee, Mr. Hamilton in the Chair.

Went again into the consideration of "a Bill to enable the magistrates of the respective Districts to regulate the police of the several towns within this Province.

The Speaker resumed the Chair.

The Chairman reported that the Committee had ordered or directed him to report a further progress in the consideration of the said Bill, and thereupon requested leave to sit again.

Ordered that the said report be accepted.

House in Committee, Mr. Baby in the Chair,

Went again into consideration of "A Bill to establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal."

The Speaker resumed the Chair.

The Chairman reported that the Committee had been further progressive in the consideration of the said Bill, and thereupon requested leave to sit again Ordered that the said report be accepted.

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

Friday 20th June, 1794.

The House met pursuant to adjournment.

The Order of the Day being read, the House went into Committee upon the further consideration of "A Bill to repeal certain parts of an Act passed in the second session of the Legislature of this Province," entitled "An Act to regulate the laying out, amending and keeping in repair the public highways and roads

within this Province and to make further provision respecting the same." Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into consideration of the said Bill, and had agreed to the same with amendment; which report was accepted, and the said Bill being read was agreed to as amended, and the question being put, that this Bill do now pass, it was resolved in the affirmative.

A deputation from the House of Assembly brought up for the concurrence of this House, the following Bills, to wit:

"A Bill to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," and

"A Bill to amend certain parts of an Act passed in the thirty-third year of the reign of His present Majesty, entitled "An Act to authorize and direct the laying and collecting of assessments and rates in every District within this Province, and to provide for the payment of wages to the Members of the House of Assembly."

Which Bills were read a first time.

The Clerk of the Legislative Council was sent with a message to the House of Assembly to return them the following Bills, with amendments, to wit:

"A Bill to regulate the practice of physic and surgery within this Province; and

"A Bill to repeal certain Acts passed in the second session of the Legislature of this Province," entitled "An Act to regulate the laying out, amending and keeping in repair the public highways and roads within this Province, and to make further provision respecting the same."

House in Committee.

Went again into consideration of a "Bill to establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal."

The Speaker resumed the Chair.

The Chairman reported that the Committee had been further progressive in the consideration of the said Bill, to be again resumed to-morrow.

A deputation from the House of Assembly came up requesting that the Legislative Council would appoint a committee of the Members to meet the like number of the Members of the House of Assembly in a committee of conference, upon "A Bill to repeal certain parts of an Act passed in the second session of the Legislature of this Province," entitled "An Act to regulate the laying out, amending and keeping in repair, the public highways and roads within this Province, and to make further provision respecting the same."

Ordered that Mr. Russell, Mr. Hamilton and Mr. Cartwright, at the rising of the House to-day, do meet a committee of the House of Assembly, for the purpose of managing the conference required, and that the Clerk of the Legislative Council do make the House of Assembly acquainted therewith, which he did accordingly.

Read the second time a Bill to amend certain parts of an Act passed in the thirty-third year of the reign of His Present Majesty, entitled "An Act to authorize and direct the laying and collecting the assessments and rates in every district within this Province, and to provide for the payment of wages to the Members of the House of Assembly."

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

Saturday, 21st June, 1794.

The House met pursuant to adjournment.

The committee appointed to hold a conference with a Committee of the House of Assembly upon a Bill, To repeal certain parts of an Act passed in the second session of the Legislature of this Province entitled "An Act to regulate the laying out, amending and keeping in repair the public highways and roads within this Province" and to make further provision respecting the same,

Reported that they had taken the said Bill into consideration in committee of the Members appointed from both Houses, and had come to an agreement therein. Ordered that the said report be accepted.

The Order of the Day being read, on motion made and seconded,

A Bill to amend certain parts of an Act passed in the thirty-third year of the reign of His present Majesty entitled "An Act to authorize and direct the laying and collecting of assessments and rates in every part and District within this Province, and to provide for the payment of wages to the Members of the House of Assembly," was read the first time,

And the question being put: That the Bill do now pass, it was resolved in the affirmative.

Agreeable to the order of the day, the House resolved itself into a Committee to consider further a Bill "To establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal," Mr. Munro in the Chair.

The Speaker having resumed the Chair,

The Chairman reported: That the Committee had again taken the said Bill into consideration, and had amended and agreed to the same, which report was accepted.

And the said Bill being read, was agreed to, and ordered to be engrossed.

A deputation from the House of Assembly with a message informing the Legislative Council that they had concurred in the amendments made to a Bill,

To repeal certain parts of an Act passed in the second session of the Legislature of this Province entitled "An Act to regulate the paving and amending and keeping in repair the public highways and roads within this Province" and to make further provision respecting the same.

Mr. Russell reported a message from His Excellency the Lieutenant-Governor acknowledging His Majesty's gracious reception of the humble address of this House of the eighth day of July, 1793.

Resolved that this House is greatly flattered by His Majesty's gracious reception of the address, and are thankful to His Excellency for his communication thereof to the House; and that Mr. Russell and Mr. Munro do carry a copy of this resolution to His Excellency.

The House adjourned until Monday next at eleven o'clock.

Monday, 23rd June, 1794.

The House met pursuant to adjournment.

Mr. Russell gave notice that to-morrow he should bring forward a Bill "To establish a court for the cognizance of small causes in each and every District of this Province."

The Order of the Day being read, read as engrossed,

A Bill "To establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal."

And the question being put: That this Bill do now pass,
Mr. Cartwright objected to the question by moving that the passing of the said Bill be put off for six months.

Mr. Hamilton seconded the motion, which was negatived, and, after some debate, the House divided upon the motion, which was negatived, thereupon ordered: That the said Bill do pass, and be sent to the House of Assembly for their concurrence.

Upon which protest was entered as follows, to wit:

DISSENTIENT

Monday, 3rd June, 1794.

"Because we consider the mode of administering justice under the present Bill, so far as it respects property and civil rights, to be wholly incapable, both to the geographical and political situation of the colony, by which we ought to be guided in every measure that does not militate with the constitution which our parent state hath given us, for though a Supreme court from whence all process is to issue and in which every cause is finally to be adjudged, may be proper in England, which in every point of size is hardly equal to the smallest of our Districts, where the communication is easy and expeditious, and where the city of London, in which the court is fixed, furnishes the greatest number of all the cases in the kingdom, yet in this Province, with a thin population scattered over so immense an extent of country, where the mass of that population, small as it is, is situated in the District most remote from the place where the court is to be held, divided from this by inland seas and large tracts of waste lands of from two to three hundred miles in extent, shut out from all communication or intercourse for nearly five months in the year, without professional men or the prospect of sufficient business to support them, such an arrangement from the expense, delay and embarrassment that must necessarily attend it, appears to us highly to operate in many instances as a denial of justice, and is evidently less founded in local expediency than the system which had hitherto obtained, of a court of original and exclusive jurisdiction (subject to the provisions of a court of Appeals) established in each District, every objection to which would be at once removed by the appointment of a respectable professional character to preside in each.

"And further, because under the plan of the present Bill, we are deprived of the voice of the Chief Justice in the court of Appeals or even his opinion within the bias of a previous adjudication."

(Signed) RICHARD CARTWRIGHT, JUNR.
R. HAMILTON.

The Clerk of the Legislative Council carried down for the concurrence of the House of Assembly:—

A Bill "To establish a Superior court of civil and criminal jurisdiction, and to regulate the court of Appeal."

On motion made and seconded, a Bill "To restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," was read the second time, and third time,

And the question being put: That this Bill do now pass, It was resolved in the affirmative.

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

Tuesday, 24th June, 1794.

The House met pursuant to adjournment.

The Order of the Day being read, Mr. Munro moved for leave to bring in a "Bill, for the regulation of juries."

Mr. Shaw seconded the motion. Leave was given and the said Bill was read for a first time.

Mr. Russell by leave brought in his Bill "To establish a court for the cognizance of small causes in each and every District of this Province,"

Which was read the first time and also second time, and ordered to be committed.

The House resolved itself into a Committee of the whole, Mr. Cartwright in the Chair.

Took into consideration a Bill "To establish a court for the cognizance of small causes, in each and every District of this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report a progress, and requested leave to sit again.

Ordered that the said report be accepted.

A deputation with a message from the House of Assembly, informing the Legislative Council that they had concurred in passing:

A Bill "To establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal, with amendments."

The House concurred in the amendments made to the said Bill.

Another deputation from the House of Assembly came up, requesting the Legislative Council to appoint a committee of three members to hold a conference with the same number of the Members of the House of Assembly in committee of both Houses, on a Bill "To regulate the practice of physic and surgery within this Province."

Ordered, That at the rising of the House to-day, Mr. Russell, Mr. Munro and Mr. Baby, do meet the Members appointed from the House of Assembly in committee of both Houses for the purpose of having a conference on the said Bill, and that the Clerk of the Legislative Council do make the House of Assembly acquainted therewith, which he did accordingly.

The House adjourned until Thursday next, at eleven o'clock.

Thursday, 26th June, 1794.

The House met pursuant to adjournment. Prayers were read.

On motion made and seconded, a Bill "For the regulation of juries," was read the second time, and ordered to be committed.

The House resolved itself into a Committee on the further consideration of a Bill "To establish a court of cognizance of small causes in each and every District of this Province." Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had amended and agreed to the same, which report was accepted.

And the same Bill being read, was agreed to, and ordered to be engrossed, to be read to-morrow.

House in Committee, Mr. Hamilton in the Chair,

Took into consideration the said Bill "For the regulation of the juries."

The Speaker resumed the Chair, and ordered the Chairman to report that the Committee had taken the said Bill into consideration, and agreed to the same.

Ordered that the said report be accepted, and the same Bill being read, was agreed to, and ordered to be engrossed, to be read on Monday next.

A deputation from the House of Assembly brought up for the concurrence of the House a Bill to repeal an Act passed in the thirty-second year of His Majesty's reign, entitled "An Act for the more easy and speedy recovery of small debts, and to provide a more extensive jurisdiction for the recovery of small debts."

On motion made and seconded, ordered that the said Bill lie on the table.

Mr. Cartwright moved for leave to bring in a Bill "To authorize the Governor to license practitioners in the Law."

Leave was given accordingly, and ordered that the said Bill be read a first time to-morrow.

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

Friday, 27th June, 1794.

The House met pursuant to adjournment.

The order of the day being read,

A Bill "To authorize the Governor or Lieutenant Governor to license Practitioners in the Law," was read the first time, and appointed for the second reading Monday next.

Read as engrossed, a Bill "To establish a court for the cognizance of small causes in each and every District of this Province."

On motion made and seconded, ordered that the consideration of the said Bill be again resumed in Committee of the whole House.

House in Committee, Mr. Cartwright in the Chair.

Resumed the consideration of a Bill, "To establish a court for the cognizance of small causes in each and every District of this Province."

The Speaker resumed the Chair.

The Chairman reported the said Bill agreed to with amendments, which report was accepted, and the said Bill, being read, was agreed to.

And the question being put, that this Bill do now pass, it was resolved in the affirmative.

Thereupon ordered, that the said Bill be sent down to the House of Assembly for their concurrence, which the Clerk of the Legislative Council carried down accordingly, and also informed the House of Assembly that this House concurred in the amendments made to a Bill, "To establish a Superior Court of civil and criminal jurisdiction, and to regulate the Court of Appeal."

A deputation from the House of Assembly brought up for the concurrence of this House, a Bill "For regulating the manner of licensing public houses and for the more easy convicting of persons selling spirituous liquors without license."

Which Bill was read a first time, and appointed for the second reading on Monday next.

The House adjourned until Monday next at eleven o'clock.

Monday, 30th June, 1794.

The House met pursuant to adjournment.

Order of the day being read,

A Bill "For the regulation of juries," on motion made and seconded, ordered that the said Bill be recommitted.

The House then resolved itself into a Committee, Mr. Hamilton in the Chair.

Resumed the consideration of a Bill, "For the regulation of the juries."

The Speaker having resumed the Chair,

The Chairman reported that the Committee had again taken the said Bill into consideration and had amended and agreed to the same, which report was accepted.

The Bill was read and agreed to, and the question being put: That the Bill do now pass, it was resolved in the affirmative.

Thereupon ordered, that the said Bill be sent down to the House of Assembly for their concurrence, which the Clerk of the Legislative Council carried down accordingly. Read the second time, "To authorize the Governor or Lieutenant Governor to license practitioners in the law," ordered that the said Bill be committed.

House in Committee, Mr. Shaw in the Chair,

Took into consideration a Bill "To authorize the Governor or Lieutenant Governor to license practitioners in law."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same with amendments, which report was accepted, and the said Bill being read was agreed to, and ordered to be engrossed.

On motion made and seconded, a Bill "To report an Act passed in the thirty-second year of His Majesty's reign," entitled, "An Act for the more easy and speedy recovery of small debts, and to provide a more extensive jurisdiction for recovering small debts," was read the first time.

A Bill "For regulating the manner of licensing public houses and for the more easy convicting of persons selling spirituous liquors without license," was read the second time, and ordered to be committed.

House in Committee, Mr. Grant in the Chair,

Took into consideration a Bill "For regulating the manner of licensing public houses, and for the more easy convicting of persons selling spirituous liquors without a license."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into consideration of the said Bill, and had directed him to report a progress, and requested leave to sit again.

Ordered that the said report be accepted, and that the consideration of the said Bill be again resumed to-morrow.

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

Tuesday, 1st July, 1794.

The House met pursuant to adjournment.

The order of the day being read, read as engrossed, a Bill "To authorize the Governor or Lieutenant Governor to license practitioners in the law."

And the question being put: That this Bill do now pass. It was resolved in

the affirmative. Thereupon ordered that the said Bill be sent down to the House of Assembly for their concurrence, which Bill the Clerk of the Legislative Council carried down accordingly.

On motion made for the second reading of a Bill, "To repeal an Act passed in the thirty-second year of His Majesty's reign," intitled, "An Act for the more easy and speedy recovery of small debts, and to provide a more extensive jurisdiction for the recovering of small debts."

It was moved and carried that the second reading of the said Bill be postponed for three months. Ordered accordingly.

Conformably to the order of the day, the House met again in Committee on the consideration of a Bill, "To regulate the manner of licensing public houses and for the more easy convicting of persons selling spirituous liquors without license." Mr. Grant in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again taken the said Bill into consideration, and had amended and agreed to this same, which was reported and accepted, and the said Bill being read was agreed to. And the question being put: That this Bill do now pass, it was resolved in the affirmative.

A deputation from the House of Assembly brought up for the concurrence of this House,

A Bill "To explain certain parts of an Act passed in the thirty-third year of His present Majesty, entitled, An Act for the better regulation of the Militia of this Province.

Which Bill was read a first time, and appointed for the second reading to-morrow.

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

Wednesday, 2nd July, 1794.

The House met pursuant to adjournment.

The Order of the day being read, a Bill to "Explain and amend certain parts of an Act passed in the thirty-third year of His Majesty's reign, entitled, an Act for the better regulation of the militia of this Province," was read the second time, and ordered to be Committed.

House in Committee, Mr. Shaw in the Chair,

Took into consideration a Bill: To explain and amend certain parts of an Act passed in the thirty-third year of His present Majesty's reign, entitled, an Act for the better regulation of the militia of this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report a progress, and requested leave to sit again. Ordered that the said report be accepted and that the consideration of the said Bill be again resumed to-morrow.

A deputation with a message from the House of Assembly, informing the Legislative Council that they concurred in passing a Bill "For the regulation of juries" and a Bill "To authorize the Governor or Lieutenant Governor to license practitioners in the law," and also that they had concurred in passing a Bill "To establish a court for the cognizance of small causes in each and every district of this Province" with amendments.

The House concurred in the amendments to the last mentioned Bill.

The said deputation likewise brought up for the concurrence of this House a Bill "To amend certain parts of an Act passed in the thirty-second year of His Majesty's reign, entitled an Act for the building a gaol and court house in every District throughout this Province, and for altering the names of the said Districts." Which Bill was read the first time, and appointed for the second reading to-morrow.

The Clerk of the Legislative Council was sent to the House of Assembly with a message informing them that this House concurred in the amendments to a Bill "To establish a court of the cognizance of small causes in each and every District of this Province." The Clerk likewise carried down, with amendments, a Bill "For regulating the manner of licensing public-houses, and for the more easy convicting of persons selling spirituous liquors without license."

A deputation with a message from the House of Assembly, informing this House that they had concurred in amendments to a Bill "For regulating the manner of licensing public-houses and for the more easy convicting of persons selling spirituous liquors without a license."

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

Thursday, 3rd July, 1794.

The House met pursuant to adjournment.

The Order of the day being read, the House resolved itself into a Committee, Mr. Shaw in the Chair.

Went again into the consideration of a Bill to explain and amend certain parts of an Act passed in the thirty-third year of His Present Majesty's reign, entitled "An Act for the better regulation of the militia of this Province."

The Speaker resumed the Chair.

The Chairman reported the said Bill amended and agreed to under the title of a Bill "For the further regulation of the militia of this Province." Which report was accepted. And the said Bill, being read, was agreed to, and the question being put, that this Bill do now pass, it was resolved in the affirmative.

A Bill "To amend certain parts of an Act passed in the thirty-second year of His Majesty's reign, entitled an Act for building a gaol and court house in every District throughout this Province, and for altering the names of the said Districts," was read a second time and on motion made and seconded ordered that the said Bill be read a third time on Saturday next.

The House adjourned until Saturday next at eleven o'clock.

Saturday, 5th July, 1794.

The House met pursuant to adjournment.

The Order of the Day being read, "A Bill to amend certain parts of an Act passed in the thirty-second year of His Majesty's reign, entitled 'An Act for building a gaol and court house in every District throughout this Province, and for altering the names of the said Districts,'" was read the third time and agreed to; and the question being put, that this Bill do now pass, it was resolved in the affirmative.

The Clerk of the Legislative Council was sent with a message to the House of
5 A.

Assembly to return them a "Bill for further regulation of the militia of this Province" with amendments.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to lay and collect a duty upon stills." The said deputation also requested that this House would appoint a committee of three members to meet and confer in a committee of both Houses with three members of the House of Assembly, upon the amendments made to "A Bill for the further regulation of the militia of this Province."

Ordered that Mr. Hamilton, Mr. Cartwright and Mr. Munro do at the rising of this House to-day meet the members appointed by the House of Assembly to manage the conference requested, and that the Clerk of the Legislative Council do make the House of Assembly acquainted therewith; which he did accordingly.

A Bill "To lay and collect a duty upon stills" was read the first and second times, and ordered to be committed.

House in Committee, Mr. Grant in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the said Bill without any amendment. Which report was accepted, and ordered that the said Bill be read the third time on Monday next.

The House adjourned until Monday next at ten o'clock.

Monday, 7th July, 1794.

The House met pursuant to adjournment.

A deputation from the House of Assembly with a message informing this House that they concurred in the amendment to a Bill "For the further regulation of the militia of this Province."

Conformably to the Order of the day, a Bill "To levy and collect a duty upon stills," was read for the first time, and, the question being put, that this Bill do now pass, it was resolved in the affirmative.

The House adjourned until one o'clock this day.

At one o'clock, the House met, and His Excellency the Lieutenant Governor came to the Council chamber.

The Clerk of the Legislative Council was sent with a message to the House of Assembly to acquaint them that His Excellency was come and required their attendance.

The Members of the House of Assembly attended accordingly—

When His Excellency was pleased to give his assent to the following Acts, to wit:

"An Act to provide for and account for all fines, forfeitures and penalties hitherto reserved to His Majesty, to and for the uses of this Province."

"An Act to repeal certain parts of an Act passed in the second session of the Legislature of this Province, entitled, an Act to regulate the laying out, amending and keeping in repair the public highways and roads within this Province, and to make further provision respecting the same."

"An Act to amend certain parts of an Act passed in the thirty-third year of the reign of His Present Majesty, entitled, an Act to authorize and direct the laying and collecting of assessments and rates in every District within this Province, and to provide for the payment of wages to the Members of the House of Assembly."

“An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.”

“An Act to establish a Superior court of civil and criminal jurisdiction and to regulate the court of Appeal.”

“An Act for regulating the manner of licensing public-houses and for the more easy convicting of persons selling spirituous liquors without license.”

“An Act to enable to establish a court for the cognizance of small causes in each and every District of this Province.”

“An Act for the regulation of juries.”

“An Act to authorize the Governor or Lieutenant Governor to license practitioners in the law.”

“An Act to amend certain parts of an Act passed in the thirty-second year of His Majesty’s reign, entitled, ‘An Act for building a gaol and court house in every District throughout this Province and for altering the names of the said Districts.’”

And, “An Act to lay and collect a duty upon stills.”

And then His Excellency was pleased to address both Houses in the following speech:

Honorable Gentlemen, and Gentlemen:

You having now gone through such public business as you thought necessary for the interests of the Province, and having attended to that object which it was my duty to recommend to your particular consideration, it is with much satisfaction that I consult your private convenience by dismissing you to your several places of residence.

In the most arduous and most important task of laying the solid foundation for the welfare and happiness of ourselves and our prosperity, I cannot but firmly believe that the Acts of this session will justly remain most memorable in the annals of Canada.

The measures taken for the institution of the Superior court of jurisdiction are wisely formed after the model of those venerable establishments which have passed, proved by the experience of many ages to be the best safe-guard of the freedom and property of the subject, and of the authority of the Crown.

In providing for the more effectual service of the militia by enabling the Executive Government to direct it to the natural protection of this Province, upon the lakes and communications, you have evinced your regard for the public safety, and at the same time inculcated a lesson to posterity which I most fervently trust it will never lose sight of, that upon these waters depend the means of their wealth and of their dependence and defence.

There can be no truth more evident than that on the religion and morality of the people the strength of all Governments must ultimately depend.

The eminence of your station in the Legislature necessarily implies a just influence which, in this respect, I am confident will essentially contribute to the public felicity.

Should this Province happily continue to enjoy the blessings of peace, I doubt not but it will rapidly advance that visible progress of improvement from which we at present derive such peculiar satisfaction.

After which the Speaker, by His Excellency’s command, declared both Houses to be prorogued to Friday, the fifteenth day of August next.

JNO. CLARK,
Clerk of the Legislative Council.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL
OF THE

Province of Upper Canada

From Tuesday the 5th day of June, to
Thursday, the 5th day of July,
1798.

And the 38th year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL
OF THE
Province of Upper Canada.

1798.

York, Tuesday 5th June. 1798.

The Provincial Parliament having been summoned to attend this day by proclamation, the House met accordingly.

Present, the Honorable the Speaker, Æneas Shaw, and John McGill, Esquires.

At twelve o'clock His Honor the President came to the Council chamber, whence by the Usher of the Black Rod His Honor commanded the attendance of the Lower House. Who being come to the Bar of the Council chamber, His Honor was pleased to address the Houses as follows, to wit:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly: I called you together at an early period this year in the hope that you may be able to finish the business of the Session before the commencement of your approaching harvest. Agreeable to the powers with which I was vested by the Act of the last Session commissioners have been appointed for the purpose of arranging a provisional agreement with Lower Canada, and they will proceed upon the object of their mission as soon as official information arrives of commissioners having been appointed to meet them on behalf of the Province of Lower Canada. In the exercise of the authority given me at the same time by another Act I did not find it expedient to suspend the operation of other parts of the ordinances relative to a commercial intercourse between the United States and this Province than such as related to the registering of vessels; you may consequently judge proper to digest such further regulations for carrying that intercourse into proper effect as may appear to you to be necessary and consistent with the reciprocal interest naturally subsisting between the two Provinces of Upper and Lower Canada.

Gentlemen of the House of Assembly: I have directed to be laid before you the reports sent me by the Inspector stationed at the Côteau-du-Lac, of the dutiable articles which have passed that post upwards in the course of the last year.

You will also receive at the same time an account of the provincial revenues which have been paid into your Treasurer's hands since your last meeting, with their application.

Honorable Gentlemen and Gentlemen: I lament that I have no favorable intelligence to communicate to you respecting the approach of peace, and that not having received any late dispatches from the Secretary of State, I am unable to

announce to you the Royal pleasure on your address to His Majesty, and the two unconfirmed Acts of your last Session, which I transmitted home immediately after.

York having been selected for the Capital of the Province, it will appear of course to you to be expedient that it should be made the Capital also of a District; I submit to you therefore the propriety of dividing the Home into two separate Districts; you may probably at the same time take into your consideration the expediency of revising and altering the boundaries of some of the other Districts.

His Honor then withdrew.

The House formed, and adjourned until to-morrow morning at twelve o'clock.

Wednesday, the 6th. June, 1798.

The House met pursuant to adjournment. Prayers were read by the Reverend Mr. Addison.

The Honorable the Speaker reported His Honor the President's speech to both Houses, which he read, and it was also read by the Clerk, and was taken into consideration by the House.

Mr. McGill moved that a Committee be appointed to prepare an Address of thanks in answer to His Honor's speech. The motion being seconded by Mr. Shaw, Ordered that Mr. McGill and Mr. Shaw be a Committee to prepare the same.

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

Thursday, the 7th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Committee appointed to prepare an address of thanks in answer to His Honor's speech reported a draught thereof, which was read and accepted, and ordered to be engrossed. On motion of Mr. Cartwright, seconded by Mr. Duncan: Ordered, that Mr. Shaw and Mr. McGill do wait upon His Honor the President, to know when it will be his pleasure to receive this House with their address.

The Committee appointed to wait upon His Honor, reported that His Honor will be pleased to receive this House with their address immediately. On motion made and seconded: Read as engrossed the said Address, which was signed by the Speaker. Whereupon the speaker, attended by the Members of the House, waited upon His Honor with the same, the following words, to wit:

To His Honor Peter Russell, President, administering the Government of Upper Canada, &c.

May it please Your Honor: We, His Majesty's most loyal and dutiful subjects, the Members of the Legislative Council in Parliament assembled, return Your Honor our thanks for calling the Legislature together at that season of the year when, under the present circumstances of the country, the attendance on our public duty may be the least prejudicial to our private affairs.

We will cheerfully concur in any further regulations respecting a commercial intercourse with the United States that may be calculated to promote the reciprocal interests of the Provinces of Upper and Lower Canada.

We join with Your Honor in lamenting that there is yet no favorable intelligence respecting the approach of peace; but we have the fullest confidence that the magnanimous and unparalleled exertions of our parent state will procure a speedy and honorable termination of our struggles with France.

We shall take into our consideration the propriety of dividing the Home District into two separate Districts, and also the expediency of altering and revising the boundaries of some of the other Districts.

To which His Honor was pleased to make the following answer, to wit :

Honorable Gentlemen: I thank you for your ready attention to the objects I submitted to your consideration, and I am happy that my choice of this season for calling you together proves agreeable to you.

After which, the Members being returned to the Council Chamber, and the Chair re-assumed,

The House adjourned until Saturday morning at ten o'clock.

Saturday, the 9th June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, a Bill to amend certain parts and to repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, entitled "an Act for regulating the practice of the court of King's Bench," and to make further provision respecting the same, was read a second time, and ordered to be committed.

The House in Committee, Mr. Cartwright in the Chair, took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report progress, and requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given.

Mr. Duncan moved for leave to bring in on Monday next "a Bill to ascertain and establish on a permanent footing the boundary lines of the different townships within the Eastern District of this Province." Which motion was seconded by Mr. Cartwright. Ordered thereupon that leave be given.

The House adjourned until Monday morning next at ten o'clock.

Monday, the 11th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee upon the further consideration of a Bill to amend certain parts and to repeal other parts of an Act passed in the thirty-seventh year of His present Majesty's reign, entitled "An Act for regulating the practice of the court of King's Bench, and to make further provision respecting the same."

House in Committee, Mr. Cartwright in the Chair, went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had amended and agreed to the same, which report was accepted, and the said Bill being read as amended was agreed to, and ordered to be engrossed and read to-morrow.

Mr. Duncan brought in his Bill to ascertain and establish on a permanent footing the boundary lines of the different townships within the Eastern Districts

of this Province, and, on motion made and seconded, the said Bill was read a first time, and appointed for the second reading to-morrow. On motion of Mr. McGill, seconded by Mr. Duncan, "A Bill for separating the County of Lincoln from the Home District," was brought in and read a first time, and appointed for the second reading to-morrow.

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

Tuesday, the 12th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read: Read as engrossed a Bill to amend certain parts and to repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, intituled "an Act for regulating the practice of the court of King's Bench," and to make further provision respecting the same; and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the same was signed by the Speaker, and was carried down to the House of Assembly for their concurrence by the Master in Chancery.

A deputation from the House of Assembly brought up for the concurrence of this House

"A Bill to remedy the inconveniences arising from the present method of levying supplies to defray the expenses of the Members of the House of Assembly." Which was read a first time.

Conformably to the Order of the Day, A Bill to ascertain and establish on a permanent footing the boundary lines of the different townships within the Eastern District of this Province, and a Bill for separating the County of Lincoln from the Home District, were read a second time, and ordered to be taken into consideration in Committee of the whole House to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House,

A Bill for the preservation of Salmon, which Bill was read a first time on the motion of Mr. Shaw, duly seconded, ordered, that the same be read a second time to-morrow.

Wednesday, the 13th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee to take into consideration "a Bill to ascertain and establish on a permanent footing the boundary lines of the different townships within the Eastern District of this Province."

House in Committee, Mr. Duncan in the Chair, went into consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report a progress, and requested leave to sit again, which report was accepted, and leave given to sit again to-morrow.

House in Committee, Mr. Shaw in the Chair, took into consideration "a Bill for separating the County of Lincoln from the Home District."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report progress, and requested leave to sit again, which report was accepted, and leave given to sit again to-morrow.

"A Bill for the preservation of Salmon," was read a second time, and on the motion of Mr. Shaw, duly seconded, ordered that the same be committed to-morrow.

On motion of Mr. Cartwright, duly seconded, "A Bill to remedy the inconveniences arising from the present method of levying supplies to defray the expenses of the members of the House of Assembly," was read a second time; and on the motion of Mr. Cartwright, duly seconded, ordered that the said Bill be committed to-morrow.

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

Thursday, the 14th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee upon the further consideration of "a Bill to ascertain and establish on a permanent footing the boundary lines of the different townships within the Eastern District of this Province."

House in Committee, Mr. Duncan in the Chair, went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the consideration of the said Bill, and thereupon requested leave to sit again. Ordered, that the said Report be accepted, and that leave be given to sit again to-morrow.

House in Committee, Mr. Shaw in the Chair, went again into the consideration of "a Bill for separating the County of Lincoln from the Home District."

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the said Bill, amended under the title of "A Bill for the better separation of the Home and Western Districts of this Province, and also for the purpose of separating the County of Lincoln from the Home District," which report was accepted, and the said amendments being read were agreed to, whereupon, Ordered that the said Bill be engrossed and read the third time to-morrow.

House in Committee, Mr. McGill in the Chair, took into consideration "a Bill for the preservation of salmon."

The Speaker resumed the Chair.

The Chairman reported that the Committee had made a progress, in the consideration of the said Bill, and had directed him to request leave to sit again. Ordered that the said report be accepted, and that leave be given to sit again.

House in Committee, Mr. Cartwright in the Chair, took into consideration "a Bill to remedy the inconveniences arising from the present method of levying supplies to defray the expenses of the members of the House of Assembly."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had made a progress therein, and requested leave to sit again. Ordered that the said Report be accepted, and that leave be given to sit again to-morrow.

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

Friday, the 15th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee for the purpose of going into the consideration of "a Bill to ascertain and establish on a permanent footing the boundary lines of the different Townships in the Eastern District of this Province."

House in Committee—Mr. Duncan in the Chair, went into the consideration of the said Bill.

A deputation from the House of Assembly being announced,

The Speaker resumed the Chair, and the House formed, when the said deputation brought up for concurrence of this House "a Bill for establishing a Market in the town of York."

The Chairman having resumed the Chair, the Committee went again into the consideration of "a Bill to ascertain and establish on a permanent footing the boundary lines of the different townships within the Eastern District of this Province."

The Speaker resumed the Chair.

The Chairman reported the said Bill amended and agreed to, under the title of "a Bill to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province," which report was accepted, and the said Bill being read as amended was agreed to, and ordered to be engrossed and read the third time to-morrow.

On motion of Mr. Cartwright, duly seconded, ordered that the Order of the Day for the third reading of "a Bill for the better separation of the Home and Western Districts, and also for the purpose of separating the County of Lincoln from the Home District," be discharged until to-morrow.

House in Committee, Mr. McGill in the Chair, went again into the consideration of "a Bill for the preservation of salmon."

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the consideration of the said Bill, and thereupon requested leave to sit again. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

House in Committee—Mr. Cartwright in the Chair. Went again into the consideration of "a Bill to remedy the inconveniences arising from the present method of levying supplies to defray the expenses of the members of the House of Assembly."

The Speaker resumed the Chair.

The Chairman reported that the Committee had amended and agreed to the said Bill, which report was accepted, and the said amendments being read were adopted, and ordered to be engrossed and read to-morrow.

Read a first time, "a Bill for establishing a market in the Town of York," and on motion of Mr. Shaw, duly seconded, ordered that the said Bill be read a second time to-morrow.

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

Saturday, the 16th. June, 1798.

The House met according to adjournment. Prayers were read.

The Order of the Day being read, Read as engrossed, "a Bill to ascertain

and establish on a permanent footing the boundary lines of the different townships of this Province,"

And the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the said Bill was signed by the Speaker and was carried down by the Master in Chancery to the House of Assembly for concurrence.

On motion of Mr. Cartwright, duly seconded, ordered that the Order of the Day for the third reading of the "Bill for the better separation of the Home and Western Districts of this Province, and also for the purpose of separating the County of Lincoln from the Home District," be discharged until Monday next.

Read as amended, "a Bill to remedy the inconveniences arising from the present method of levying supplies, to defray the expenses of the members of the House of Assembly," and the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the same was signed by the Speaker, and was by the Master in Chancery carried down and returned to the House of Assembly for concurrence in the amendments.

House in Committee—Mr. McGill in the Chair. Went again into the consideration of "a Bill for the preservation of salmon."

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the said Bill as brought up. Ordered that the said report be accepted.

A deputation from the House of Assembly informed this House that they had not concurred in the amendments made to "a Bill to remedy the inconveniences arising from the present method of levying supplies to defray the expenses of the members of the House of Assembly."

Read a second time, "a Bill for establishing a market in the Town of York."

On motion of Mr. Shaw, duly seconded, ordered that the said Bill be committed on Monday next.

The House adjourned until Monday next at ten o'clock.

Monday, the 18th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

A Message from His Honor the President, signed by His Honor, was presented by Mr. Shaw to the Honorable Speaker; which message was by him read, and the same is as followeth:

York, 18th June, 1798.

Peter Russell, President,

To the Honorable the Legislative Council and the House of Assembly:

The President has great satisfaction in being authorized to communicate to the Legislative Council and the House of Assembly, that His Majesty has been graciously pleased to take into his Royal consideration their petition, "humbly imploring His Majesty that he would be graciously pleased to direct His Government in this Province to appropriate a certain portion of the waste lands of the Crown as a fund for the establishment and support of a respectable Grammar school in each District thereof, and also of a College or University for the instruction of youth in the different branches of liberal knowledge," and being always ready to show his parental regard for the welfare of his subjects in the furtherance of so important an object as the instruction of youth, and to assist and encourage

the exertions of his Province in laying the foundation for promoting sound learning and a religious education, he has condescended to express his most gracious intention to comply with the wishes of the Legislature of his Province of Upper Canada in such manner as shall be judged the most effectual. First by the establishment of free Grammar schools in those Districts in which they are called for, and in due process of time by establishing other seminaries of a larger and more comprehensive nature for the promotion of religious and moral learning and the study of arts and sciences. With this view the President is directed to consult the Members of His Majesty's Executive Council, and the Judges and Law Officers of the Crown in Upper Canada, and to report to the Secretary of State in what manner and to what extent a portion of the Crown Lands may be appropriated and rendered productive towards the eformation of a fund for the above purposes, out of which His Majesty may, according to his pleasure, allot such salaries as he shall judge proper for Schoolmasters of such schools, who are to be appointed by His Majesty's Governor, or the person administering His Majesty's Government within the Province for the time being, subject to His Majesty's approbation signified thro' one of his principal Secretaries of State.

(Signed) P. R.

The Order of the Day being read, Mr. McGill moved that the "Bill for the better separation of the Home and Western Districts of this Province, and also for the purpose of separating the County of Lincoln from the Home District," be recommitted. Mr. Shaw seconded the motion, whereupon the House resolved itself into a Committee to reconsider the said Bill.

House in Committee—Mr. Shaw in the Chair. Went into the consideration of the same.

A deputation from the House of Assembly announced.

The Speaker resumed the Chair, and the House formed.

The said deputation brought up for the concurrence of this House,

"A Bill to extend the provisions of an Act passed in the thirty-fifth year of His Majesty's reign, intituled an Act for the public registering of Deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province."

The Chairman having resumed the Chair, the Committee resumed the consideration of the "Bill for the better separation of the Home and Western Districts of this Province, and also for the purpose of separating the County of Lincoln from the Home District."

The Speaker resumed the Chair.

The Chairman reported that the Committee had made progress in the consideration of the said Bill, and thereupon requested leave to sit again. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

House in Committee—Mr. Cartwright in the Chair. Took into consideration "a Bill for establishing a market in the Town of York."

The Speaker resumed the Chair.

The Chairman reported that the Committee had made a progress in the consideration of the said Bill, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Read a first time, "A Bill to extend the provisions of an Act passed in the thirty-fifth year of His Majesty's reign intituled 'an Act for the public registering

of deeds, conveyances, wills and other encumbrances which shall be made or may affect any lands, tenements, or hereditaments within this Province.”

And on the motion of Mr. Cartwright, duly seconded, ordered, that the said Bill be read a second time on Monday next.

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

Tuesday, the 19th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee upon the further consideration of “a Bill for the better separation of the Home and Western Districts of this Province, and also for the purpose of separating the County of Lincoln from the Home District.

House in Committee—Mr. Shaw in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported the same amended and agreed to, under the title of “a Bill for the better division of this Province into Districts and Counties, and for the separation of the County of Lincoln from the Home District.” Ordered that the said Report be accepted, and that the said Bill be read as amended to-morrow.

House in Committee—Mr. Cartwright in the Chair. Went again into the consideration of “a Bill for establishing a market in the Town of York.”

A deputation from the House of Assembly being announced,

The Speaker resumed the Chair, and the House formed.

When the said deputation brought up a message requesting the concurrence of this House in a joint address of thanks to His Majesty, for having been graciously pleased to take into his royal consideration their petition for the establishment of Grammar schools in this Province.

On motion made and seconded, ordered that the said message be taken into consideration to-morrow.

The said deputation also brought up for the concurrence of this House,

“A Bill for the more uniform levying of assessments throughout this Province.”

The Committee resumed the consideration of “a Bill for establishing a market in the town of York.”

The Speaker resumed the Chair.

The Chairman reported the said Bill amended and agreed to. Ordered that the said Report be accepted, and that the said amendments be engrossed, and read to-morrow.

Mr. Shaw moved for leave to bring in “a Bill to repeal part of an Act passed in the thirty-seventh year of His Majesty’s Reign, intituled, ‘an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests;’” which motion being seconded the said Bill was brought in and read a first time.

On motion of Mr. Shaw, duly seconded, ordered that the same be read a second time to-morrow.

“A Bill for the more uniform laying of assessments throughout this Province,” was read a first time, and on motion of Mr. Cartwright duly seconded, ordered that the said Bill be read a second time to-morrow.

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

Wednesday, the 20th. June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Master in Chancery was sent with a message to the House of Assembly, to inform them that this House had concurred in their message of yesterday upon a joint address of thanks to His Majesty for having been graciously pleased to take into his royal consideration their petition for the establishment of Grammar schools in this Province.

Read a second time, "A Bill to extend the provisions of an Act passed in the thirty-fifth year of His Majesty's reign, intituled, 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province.'" On motion of Mr. Cartwright, duly seconded, ordered that the said Bill be committed to-morrow.

"A Bill for the better division of this Province into Districts and Counties, and for the separation of the County of Lincoln from the Home District," was read as amended, and agreed to, and on motion duly made and seconded, ordered that the same be engrossed and read the third time to-morrow.

Read as amended, "a Bill for establishing a market in the town of York." And the question being put, that this Bill do now pass, it was resolved in the affirmative.

A Bill to repeal part of an "Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests,'" was read a second time, and on motion of Mr. Cartwright duly seconded. Ordered that the said Bill be committed to-morrow.

A Bill for the more uniform levying of assessments throughout this Province was read a second time, and on motion of Mr. Cartwright duly seconded, ordered that the said Bill be committed to-morrow.

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

Thursday, the 21st June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee of the whole House to take into consideration "a Bill to extend the provisions of an Act passed in the thirty-fifth year of His Majesty's reign, intituled 'an Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province.'"

House in Committee—Mr. Duncan in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report progress, and requested leave to sit again. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Read as engrossed: "A Bill for the better division of this Province into Districts and Counties, and for the separation of the County of Lincoln from the Home District," and the question being put, that this Bill do now pass, it was

resolved in the affirmative, and the Bill being duly signed by the Speaker, the same was carried down by the Master in Chancery to the House of Assembly for concurrence.

The Master in Chancery also carried down and returned to the House of Assembly with amendments "a Bill for the establishing a market in the town of York."

House in Committee—Mr. McGill in the Chair. Took into consideration "A Bill to repeal part of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests.'"

The Speaker resumed the Chair.

The Chairman reported the said Bill amended and agreed to under the title of "a Bill to repeal part of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests,' and to make further provision for the same." Which report was accepted, and the said Bill being read as amended was agreed to, and on motion made and seconded, ordered that the same be engrossed, and read the third time to-morrow.

House in Committee—Mr. Cartwright in the Chair. Took into consideration "a Bill for the more uniform laying of assessments throughout this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made progress therein, and requested leave to sit again.

Ordered that the said report be accepted, and that leave be granted to sit again to-morrow.

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

Friday, the 22nd June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read: Read as engrossed, "a Bill to repeal part of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests,' and to make further provision for the same," and the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the said Bill, and the Master in Chancery carried down the same to the House of Assembly for concurrence.

A deputation from the House of Assembly brought up for the concurrence of this House,

"A Bill to alter the method of performing statute duty on the highways and roads within this Province,"

And "a Bill for licensing hawkers, pedlars and petty chapmen,"

And another deputation brought up for the concurrence of this House,

"A Bill to authorize and allow persons coming into the Province to settle to bring with them their negro slaves."

House in Committee—Mr. Duncan in the Chair. Went again into the consideration of a Bill to extend the provisions of an Act passed in the thirty-fifth year of His Majesty's reign, intituled "an Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had made progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given.

House in Committee—Mr. Shaw in the Chair. Went again into the consideration of “a Bill for the more uniform laying of assessments throughout this Province.”

The Speaker resumed the Chair.

The Chairman reported that the Committee had made progress in the consideration of the said Bill, and thereupon requested leave to sit again. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Read a first time “a Bill to alter the method of performing the statute duty on the highways and roads within this Province.”

Also “a Bill for licensing hawkers, pedlars and petty chapmen.”

And “a Bill to authorize and allow persons coming into this Province to settle to bring with them their negro slaves.”

On motion of Mr. Cartwright, duly seconded, ordered that “a Bill to alter the method of performing statute duty on the highways and roads within this Province” be read a second time on Monday next.

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

Saturday, the 23rd June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, The House resolved itself into Committee on the consideration of “a Bill to extend the provisions of an Act passed in the thirty-fifth year of His Majesty’s reign, intituled ‘an Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements, or hereditaments within this Province.’”

House in Committee—Mr. Duncan in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the consideration of the said Bill, and thereupon requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given.

House in Committee—Mr. Shaw in the Chair. Went again into the consideration of “a Bill for the more uniform laying of assessments throughout this Province.”

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the consideration of the said Bill, and thereupon requested leave to sit again on Monday next. Ordered that the said report be accepted and that leave be given.

On motion of Mr. Duncan, duly seconded, ordered that “a Bill to authorize and allow persons coming into this Province to settle to bring with them their negro slaves,” be read a second time on Monday next.

The House adjourned until Monday next at ten o'clock.

Monday, the 25th June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day having been read, the House resolved itself into a Com-

mittee upon the further consideration of "a Bill to extend the provisions of an Act passed in the thirty-fifth year of His Majesty's reign, intituled 'an Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province."

House in Committee—Mr. Duncan in the Chair. Went again into the consideration of the said Bill.

A deputation from the House of Assembly being announced,

The Speaker resumed the Chair, and the House formed, when the said deputation brought up for concurrence in amendment,

"A Bill to amend certain parts and to repeal other parts of an Act, passed in the thirty-seventh year of the reign of His Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provision respecting the same."

Committee resumed.

The Speaker resumed the Chair.

The Chairman reported the said Bill amended and agreed to, which report being accepted the said amendments were read and agreed to, and ordered to be engrossed and read to-morrow.

House in Committee—Mr. Cartwright in the Chair. Went again into the consideration of "a Bill for the more uniform laying of assessments throughout this Province."

The Speaker resumed the Chair.

The Chairman reported the said Bill amended and agreed to, which report being accepted the said amendments were read, and ordered to be engrossed and read to-morrow.

Read a second time, "a Bill to alter the method of performing statute duty on the highways and roads within this Province." On motion of Mr. Cartwright, duly seconded, ordered that the said Bill be committed to-morrow.

Read a second time, "a Bill to authorize and allow persons coming into this Province to settle, to bring with them their negro slaves," and on motion of Mr. Duncan, duly seconded, ordered that the same be committed to-morrow.

Read, the amendments made by the House of Assembly to "a Bill to amend certain parts and repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provision respecting the same." On motion of Mr. Cartwright, duly seconded, ordered that the said amendments be taken into consideration to-morrow.

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

Tuesday, the 26th June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read,

"A Bill to extend the provisions of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act for the public registering of deeds, conveyances, wills and other incumbrances, which shall be made or may affect any lands, tenements or hereditaments within this Province,'" was read as amended, and the question being put that this Bill do now pass, it was resolved in the affirmative, and "a Bill for the more uniform laying of assessments throughout this

Province," was also read as amended, and the question being put that the Bill do now pass it was resolved in the affirmative, whereupon the said Bills were signed by the Speaker, and returned by the Master in Chancery to the House of Assembly for concurrence in the amendments.

House in Committee—Mr. Baby in the Chair. Took into consideration "a Bill to alter the method of performing statute duty on the highways and roads within this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report progress, and thereupon requested leave to sit again. Ordered that the report be accepted, and that leave be given to sit again to-morrow.

House in Committee—Mr. Hamilton in the Chair. Took into consideration "a Bill to authorize and allow persons coming into this Province to settle to bring with them their negro slaves."

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had amended and agreed thereto, which report was accepted, and Mr. Cartwright moved that the said Bill be read a third time three months hence, which motion being seconded by Mr. Hamilton, ordered accordingly.

Mr. Shaw moved that the Order of the Day for taking into consideration the amendments made to a Bill "to amend certain parts and to repeal other parts of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act for regulating the practice of the Court of King's Bench within this Province,' and to make further provision respecting the same," be discharged until to-morrow, which motion being duly seconded by Mr. McGill, ordered accordingly.

Mr. Hamilton brought in by leave a petition, which was read in the following words, to wit:—

To the Honourable the Legislative Council and Assembly of Upper Canada, now met in Parliament:

The Petition of Robert Murray, Thomas Clark and others residing on communication between the Lakes of Ontario and Erie,

Most Humbly Sheweth:

That the communication between these two lakes from the increased intercourse with the Upper Country has become of great importance to this Province.

That this intercourse may be greatly facilitated and the commercial interests of the country be greatly benefited by having the goods and peltries transported in large boats drawn by horses from the Chippewa Creek to Fort Erie, and by a canal at the rapids of that last place by which these goods might be transported quicker, cheaper and safer than is now done.

That for carrying this plan into execution the Legislative authority of the Province is necessary to enable the undertakers to form a tracked road along the banks of the river from the Chippewa Creek to Fort Erie, compensating by the judgment of a jury to individuals whose lands it may run through any damage that they may sustain thereby.

That for the forming of this tracked road, for the making of this canal, with the necessary locks at the rapids of Fort Erie, and for the support of the same, very considerable sums of money must be required; which your Petitioners are willing to advance if they can be remunerated by such a toll and for such a length of time as the Parliament in their wisdom shall think fit and just on all such goods,

peltries or other articles as in their transport shall benefit by the tracked road and canal.

Your Petitioners further beg leave to suggest that their works on the banks of the river will much improve rather than detriment the present mode of transport.

That they ask no monopoly of this transport nor other encouragement than what the interests of individuals may induce them to give to this plan, and they do therefore most humbly entreat the interference of the authority of Parliament so far as may be necessary for carrying it into execution.

And Your Petitioners as in duty bound will every pray.

(Signed) Robert Murray, Thomas Clark, for themselves and others.

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

Wednesday, the 27th June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee upon the further consideration of "a Bill to alter the method of performing statute duty on the highways and roads within this Province."

House in Committee—Mr. Baby in the Chair. Went into consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported the said Bill amended, and agreed to by the Committee. Ordered that the said Report be accepted, and that the said amendments be engrossed and read to-morrow.

House in Committee—Mr. Cartwright in the Chair. Went into the consideration of the amendments made and passed by the House of Assembly to "a Bill to amend certain parts and to repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provision respecting the same.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said amendments into consideration, some of which they had accepted, and had rejected others thereof. Ordered that the said report be accepted.

On motion of Mr. Cartwright, duly seconded, ordered that the Master in Chancery be sent with a message to the House of Assembly to request a conference thereupon. Which he did accordingly.

A deputation from the House of Assembly, informing this House that they had acceded to the conference requested, and that they had appointed five members as a committee for the purpose thereof.

On motion of Mr. Cartwright, duly seconded, ordered that Mr. McGill, Mr. Duncan and Mr. Baby be a Committee to manage the same on the part of this House.

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

Thursday, the 28th June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read: Read as amended, "a Bill to alter the

method of performing statute duty on the highways and roads within this Province." And the question being put that this Bill do now pass it was resolved in the affirmative, whereupon the said Bill was signed by the Speaker and was by the Master in Chancery carried down and returned to the House of Assembly for concurrence in the amendments.

On Motion of Mr. Hamilton, duly seconded, a Bill to repeal an Ordinance passed in the twenty-fifth year of His present Majesty's reign, intituled "an Ordinance concerning advocates, attorneys, solicitors and notaries, and for the more easy collecting of His Majesty's revenues as far as the same relate to notaries," was read the first and second times, and ordered to be committed.

House in Committee—Mr. Grant in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that they had taken the said Bill into consideration and had amended and agreed to the same, which report was accepted, and the said Bill being read, was agreed to, and on motion made by Mr. Hamilton, duly seconded, ordered that the said Bill be engrossed and read the third time to-morrow.

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

Friday, the 29th June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day having been read: Read as engrossed, "a Bill to repeal an Ordinance passed in the twenty-fifth year of the reign of His present Majesty, intituled 'an Ordinance concerning advocates, attorneys, solicitors and notaries,' and for the more easy collection of His Majesty's revenues as far as the same relate to notaries.'" And the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the same was signed by the Speaker, and was by the Master in Chancery carried down to the House of Assembly for concurrence.

The Committee appointed to hold a conference with a committee of the House of Assembly upon the amendments made to "a Bill to amend certain parts and repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provision respecting the same." Reported that they had come to an agreement thereupon with some alteration, which they referred to the consideration of the House. And the said report being accepted the said amendments were read, and on motion of Mr. Cartwright, duly seconded, ordered that the House do resolve itself into a Committee of the whole upon the consideration thereof.

House in Committee—Mr. Duncan in the Chair. Took the said amendments into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said amendments into consideration, and had directed him to report progress, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given.

A deputation from the House of Assembly brought up and returned to this House as concurred in with amendments,

“A Bill to ascertain and establish on a permanent footing the boundary lines of the different Townships of this Province.” Which amendments were read and agreed to.

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

Saturday, the 30th June, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee to take into further consideration the amendments made to “a Bill to amend certain parts and to repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, intituled ‘an Act for regulating the practice of the court of King’s Bench,’ and to make further provision respecting the same.”

House in Committee—Mr. Duncan in the Chair. Went again into the consideration of the said amendments.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the consideration of the said Bill, and had directed him to request leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given.

The Master in Chancery was sent to the House of Assembly with a message to inform them that this House had concurred in the amendments to a Bill to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province. Which he did accordingly.

A deputation from the House of Assembly brought up and returned to this House with amendments “A Bill for the better division of this Province into districts and counties, and for the separation of the county of Lincoln from the Home District,” which amendments were read, and ordered to be taken into consideration in Committee of the Whole House.

House in Committee—Mr. McGill in the Chair. Went into the consideration of the said amendments.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said amendments, and had made some progress therein, and requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given.

The House adjourned until Monday next at ten o'clock.

Monday, the 2nd day of July, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee to take into further consideration the amendments made to “a Bill to amend certain parts and to repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, intituled ‘an Act for regulating the practice of the court of King’s Bench,’ and to make further provision respecting the same,”

House in Committee—Mr. Duncan in the Chair. Went again into the consideration of the said amendments.

A deputation from the House of Assembly being announced,

The House formed, when the said deputation informed the House that the House of Assembly had concurred in the amendments made to the following Bills, to wit:—

A Bill to alter the method of performing Statute Duty on the highways and roads within this Province,

And a Bill for the more uniform laying of assessments throughout this Province.

Committee resumed.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some alterations in the said amendments, which they had agreed to, and had directed him to request that a message be sent to the House of Assembly to request a further conference thereon. Ordered that the said report be accepted.

House in Committee—Mr. Duncan in the Chair. Went into the consideration of the amendments made in “a Bill for the better division of this Province into districts and counties, and for separation of the county of Lincoln from the Home District.”

The Speaker resumed the Chair.

The Chairman reported some alterations in the said amendments, upon which the Committee requested that a message be sent to the House of Assembly to request a conference thereupon. Ordered that the said report be accepted.

The Master in Chancery was accordingly sent down to the House of Assembly with a message, requesting the said conference.

On motion of Mr. Baby, duly seconded, the House resolved itself into a Committee to take into consideration His Honor’s message of the 18th day of last month to both Houses.

House in Committee—Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken into consideration the said message, and thereupon had draughted an humble address to His Majesty. Ordered that the said report be accepted, and the said address being read was agreed to, and ordered to be engrossed, and being engrossed was signed by the Speaker, and was sent down by the Master in Chancery to the House of Assembly for concurrence.

A deputation from the House of Assembly, informing this House that they had acceded to the conferences requested to-day, who also brought up as concurred in, “a Bill to repeal an Ordinance passed in the twenty-fifth year of the reign of His present Majesty, intituled ‘an ordinance concerning advocates, attorneys, solicitors and notaries, and for the more easy collection of His Majesty’s revenues’ as far as the same relate to notaries.”

Mr. Cartwright brought in by leave, “a Bill to amend part of an Act passed in the thirty-fourth year of the reign of His Majesty, intituled ‘an Act to establish a Superior court of civil and criminal jurisdiction, and to regulate the court of Appeal,’ and also to amend and repeal parts of an Act passed in the thirty-seventh year of His Majesty’s reign, intituled ‘an Act for regulating the practice of His Majesty’s court of King’s Bench,’ and to make further provision respecting the same,” which was read a first and second time, and ordered to be committed.

On motion of Mr. Cartwright, duly seconded, the House resolved itself into a Committee upon the consideration of the said Bill.

House in Committee—Mr. Grant in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the committee had agreed thereto. Ordered that the said report be accepted, and on motion of Mr. Baby, duly seconded, ordered that the said Bill be engrossed and read the third time to-morrow.

On motion of Mr. McGill, duly seconded, ordered that Mr. Grant, Mr. Hamilton and Mr. Cartwright be a Committee to manage the conference upon the amendments made to "a Bill for the better division of this Province into districts and counties, and for the separation of the county of Lincoln from the Home District."

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

Tuesday, the 3rd day of July, 1798.

The House met pursuant to adjournment. Prayers were read.

The committee appointed to confer with a committee of the House of Assembly upon the amendments made to "a Bill to amend certain parts and repeal other parts of an Act passed in the thirty-seventh year of the reign of His present Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provision respecting the same," reported that they had not come to an agreement thereupon. Ordered that the said report be accepted.

The committee appointed to confer with a committee of the House of Assembly upon the amendments made to "a Bill for the better division of this Province into districts and counties, and for the separation of the county of Lincoln from the Home District."

Reported that they had come to an agreement thereupon as amended, under the title of a Bill for the better division of this Province. Ordered that the said report be accepted.

The Order of the Day being read: Read as engrossed: "a Bill to amend part of an Act passed in the thirty-seventh year of the reign of His Majesty, intituled 'an Act to establish a Superior court of civil and criminal jurisdiction, and to regulate the court of Appeal,' and also to amend and repeal part of an Act passed in the thirty-seventh year of the reign of His Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provision respecting the same," and the question being put that this Bill do now pass, it was resolved in the affirmative, whereupon the said Bill was signed by the Speaker and was by the Master in Chancery carried down to the House of Assembly for concurrence. The Master in Chancery was also directed to inform the House of Assembly that this House had accepted the report of a committee upon the amendments made to the "Bill for the better division of this Province."

A deputation from the House of Assembly brought up for the concurrence of this House "a Bill to provide for the expenses of the Members of the Assembly while attending their service in Parliament," which was read a first and second time, and on motion of Mr. Hamilton, duly seconded, ordered that the said Bill be committed three months hence.

Another deputation from the House of Assembly brought up for the concurrence of this House "a Bill to enable the Treasurer of each District to recover the sums chargeable for the repair of the King's highways which may be due and owing, or which may become due and owing, from persons not resident in the Province," which was read a first and second time, and on motion of Mr. Duncan,

duly seconded, the House resolved itself into a Committee on the consideration of the said Bill.

House in Committee—Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again three months hence. Ordered that the said report be accepted and that leave be given.

A deputation from the House of Assembly with a message informing this House that they had concurred in the joint address of the Houses to His Majesty.

Mr. Duncan and Mr. Baby being appointed a Committee to prepare an address to His Honour the President reported a draught thereof, which was read and agreed to, and being by order engrossed, was signed by the Speaker, and sent down to the House of Assembly by the Master-in-Chancery for concurrence.

A deputation from the House of Assembly with a message informing this House that they had concurred in the address to His Honour the President, and also that they had appointed a committee to wait upon His Honour, to know when he will be pleased to receive the said address. On motion of Mr. Baby, duly seconded, ordered that Mr. Hamilton and Mr. Cartwright be a committee to wait upon His Honour to know when he will be pleased to receive the said addresses.

The committee appointed to wait upon His Honour reported that he will now receive the same. Accordingly, the Speaker, attended by the Members of the House, waited upon His Honour with the said addresses, and they are as followeth:

To the King's Most Excellent Majesty,

May it please Your Majesty: We, Your Majesty's most loyal and dutiful subjects, the Legislative Council and Assembly of Upper Canada, humbly beg leave to approach Your Majesty, and to express our deep and heart-felt sense of the additional mark of Your Majesty's paternal care and bounty which we have just received in the intimation of your royal intention to provide a fund for the establishment of free Grammar schools in the several Districts of this Province, and in due course of time other seminaries of a larger and more comprehensive nature for the promotion of religious and moral learning and the study of the arts and sciences.

We beg leave to assure Your Majesty that nothing shall be wanting on our parts to forward Your Majesty's most gracious intentions, and that our first object shall be to impress on the minds of our youth every sentiment of grateful attachment and affection to the person, family and government of their Royal Benefactor.

To His Honour Peter Russell, Esquire, administering the Government of His Majesty's Province of Upper Canada.

May it please Your Honour: We, His Majesty's most dutiful and loyal subjects, the Legislative Council and Assembly of Upper Canada, humbly request of Your Honour to transmit to His Majesty through one of his principal secretaries of state our joint address of thanks to His Majesty for his gracious indulgence recently communicated to us by Your Honour in condescending to provide a fund for establishing in this Province free grammar schools and other seminaries for the promotion of moral and religious learning and the study of the arts and sciences.

The members having returned to the House, and the Chair being resumed:

A deputation from the House of Assembly brought up and returned to this House with amendments "a Bill to repeal part of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act to extend the jurisdiction

and regulate the proceedings of the District court and court of Requests,' and to make further provision for the same," which amendments were read, and on motion of Mr. Hamilton, duly seconded, the House resolved itself into Committee upon the consideration of the same.

House in Committee—Mr. Cartwright in the Chair. Took into consideration the said amendments.

The Speaker resumed the Chair.

The Chairman reported that the Committee had requested him to request that a message be sent to-morrow to the House of Assembly to request a conference thereupon. Ordered that the said report be accepted.

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

Wednesday, the 4th day of July, 1798.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the Master-in-Chancery was sent down to the House of Assembly with a message, to request a conference upon the amendments made to "a Bill to repeal part of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests,' and to make further provision for the same."

A deputation from the House of Assembly, informing the House that they had appointed a committee to hold the said conference.

On motion of Mr. Grant, duly seconded, ordered that Mr. Hamilton, Mr. Cartwright and Mr. Duncan be a Committee to manage the same on the part of this House.

The committee appointed to confer with a committee of the House of Assembly upon the amendments made to "a Bill to repeal part of an Act passed in the thirty-seventh year of the reign of His Majesty, intituled 'an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests,' and to make further provision for the same," reported that they had come to an agreement thereupon. Ordered that the said report be accepted.

A deputation from the House of Assembly, informing this House that they have acceded to the report of their committee upon the amendments made to the "Bill to repeal part of an Act passed in the thirty-seventh year of the reign of His Majesty, intituled 'an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests,' and to make further provision for the same."

A deputation from the House of Assembly brought up and returned to this House as concurred in, "a Bill to amend part of an Act passed in the thirty-fourth year of the reign of His Majesty, intituled 'an Act to establish a Superior court of civil and criminal jurisdiction, and to regulate the court of Appeal,' and also to amend and repeal part of an Act passed in the thirty-seventh year of the reign of His Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provisions respecting the same."

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

Thursday, the 5th day of July, 1798.

The House met pursuant to adjournment.

At one o'clock His Honour the President came to the Council chamber.

The Usher of the Black Rod was then sent with a message from His Honor to the House of Assembly, requiring their attendance at the Council Chamber.

The Members of the House of Assembly being come to the Bar thereof, His Honour was pleased to give his assent to the following Acts, to wit:

An Act to ascertain and establish upon a permanent footing the boundary lines of the different townships of this Province.

An Act to repeal part of an Act passed in the thirty-seventh year of the reign of His Majesty, intituled "an Act to extend the jurisdiction and regulate the proceedings of the District court and court of Requests," and to make further provision for the same.

And an Act to repeal an Ordinance passed in the twenty-fifth year of the reign of His present Majesty, intituled 'An Ordinance concerning advocates, attorneys, solicitors and notaries, and for the more easy collecting of His Majesty's revenues,' as far as the same relates to notaries."

And at the same time His Honour was pleased to reserve for the signification of His Majesty's pleasure thereon, being passed by the Legislative Council and Assembly, the Bills following, that is to say:—

A Bill intituled "an Act to amend part of an Act passed in the thirty-fourth year of the reign of His Majesty, intituled an Act to establish a Superior court of civil and criminal jurisdiction, and to regulate the court of Appeal and also to amend and repeal part of an Act passed in the thirty-seventh year of the reign of His Majesty, intituled 'an Act for regulating the practice of the court of King's Bench,' and to make further provision respecting the same."

A Bill intituled "an Act to alter the method of performing statute duty on the highways and roads within this Province."

A Bill intituled "an Act for the better division of this Province," and

A Bill intituled "an Act for the more uniform laying of assessments throughout this Province."

After which His Honour was pleased to address both Houses as follows:

Honourable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly: The calls of your private concerns are becoming too urgent for me to wish to detain you longer from them. I look forward therefore with an anxious hope of seeing the roads to the Capital in such a state of improvement as may admit the assembling the Legislature in winter, when more time might be spared to your parliamentary duty without materially interfering with your other avocations.

At this very critical and eventful period, I cannot too earnestly impress upon your minds the necessity of strictly enforcing your militia laws, that your active vigilance in your respective stations may render it difficult for any person to screen himself from being enrolled in some militia corps, so that every man capable of bearing arms may be held in constant readiness to assist in repelling all hostile attempts against either Province.

I must not at the same time omit to call upon you for your most zealous exertions in suppressing vice, immorality and profaneness among the people, that by the general practice of true piety and virtue this Province may merit the divine protection and favor, without which no nation or individual (tho' ever so mighty) can expect to prosper.

And the Honorable the Speaker by His Honor's command declared the Provincial Parliament to be prorogued until Monday, the 13th day of August next.

And it was prorogued accordingly.

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL,
OF THE
Province of Upper Canada

From Wednesday the fifth to Saturday
the twenty-ninth day of June,
1799.

And in the thirty-ninth year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada.

1799.

York, Wednesday, 5th June, 1799.

The Meeting of the Provincial Parliament having been appointed for this day, and none of the Members attending,

The Honorable the Speaker took the Chair, and the officers of the House having also taken their respective places,

The Speaker adjourned the House until Monday next at twelve o'clock.

Monday, the 10th June, 1799.

The Honorable the Speaker with the respective officers of the House having attended in their places pursuant to adjournment,

For the want of a quorum the Speaker adjourned the House until Wednesday next at twelve o'clock.

Wednesday, the 12th. June, 1799.

The House met pursuant to adjournment.

Present: The Hon. John Elmsley, Speaker; Robert Hamilton, Richard Cartwright and John McGill.

His Honor the President came to the Council chamber at twelve o'clock.

When the Usher of the Black Rod by command of His Honor was directed to summon the Members of the House of Assembly to attend at the bar of the Council chamber. Who being come to the Bar thereof,

His Honor was pleased to address both Houses as follows, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: I have the honor of meeting you again in Parliament to co-operate with you in whatever may tend to promote the true interests or establish the prosperity of the Province. Nothing, however, occurs to me at present which appears to press for immediate consideration, except the renewal of such necessary laws as may be near expiring, and that in the course of your deliberations it may possibly strike you, as it has me, that the increasing population of the towns (particularly of the Capital), begins to call for a Police adapted to their varying wants, and the more orderly Government of their respective Inhabitants.

I have it in command to inform you, Gentlemen, that your very loyal and dutiful joint address to His Majesty towards the close of your last session was received by the King in the most gracious manner; and that His Majesty was pleased to express his peculiar satisfaction at the attention paid by the Legislature to the future happiness of his faithful subjects in Upper Canada by the means they are taking to lay the foundations of sound learning and religious education for the benefit of the rising generation. I have likewise received from the Secretary of State an Order in Council confirming the reserved Act passed in the first session of the present Provincial Parliament for extending the provisions of the marriage Act that was passed in the second session of the last Parliament.

The articles of a Provincial Agreement made and entered into at Montreal on the 11th. day of last February by the Commissioners from this Province and from that of Lower Canada will be submitted to your consideration, together with the Inspector's reports of articles (on which duties on importation have been imposed by the Legislature of Lower Canada) which passed Côteau-du-Lac upwards between the first of January and the thirty-first of December last.

Gentlemen of the House of Assembly: I have directed the accounts of the Provincial revenue received and paid by the Provincial Treasurer since the recess to be laid before you for your information and examination.

Honorable Gentlemen and Gentlemen: I am happy to inform you that the intelligence communicated to me in the beginning of the winter respecting a combined attack of this Province said to have been in preparation from the side of the Mississippi, turns out to have little or no foundation. It has, however, had the pleasing effect of evincing our internal strength to repel any hostile attempt from that quarter; for I cannot sufficiently applaud the very animated exertions of the Lieutenants of counties, and the loyal spirit and zeal exhibited by the militia of the several Districts on this occasion, whereby two thousand volunteers from the respective corps thereof were immediately put into a state of readiness to march with their arms at a moment's notice to wherever they might be ordered; and I am persuaded that the rest would have soon followed with alacrity if their services had been wanted.

His Honor then withdrew, and prayers were read by the Reverend Mr. Stewart.

The Speaker then read His Honor's Speech, and the same being also read (pro forma) by the Clerk at the table, it was taken into consideration by the House, and on motion of Mr. Cartwright, seconded by Mr. McGill, that an humble address of thanks be presented to His Honor in answer to his Speech, ordered that Mr. Hamilton and Mr. Cartwright be a Committee to prepare the said Address; ordered also that the following proclamation be inserted in the Journals of the House:

PROCLAMATION.

Peter Russell, Esquire, President administering the Government of His Majesty's Province of Upper Canada.

Whereas by an Act of the Parliament of Great Britain passed in the thirty-first year of His Majesty's reign, intituled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled 'An Act for making more effectual provision for the government of the Province of Quebec in North America, and to make further provision for the government of the said Province,' it is among other things provided that whenever any Bill which was

passed by the Legislative Council and by the House of Assembly in either of the said Provinces respectively shall be presented for His Majesty's assent to the Governor or Lieutenant Governor of such Province, or to the person administering His Majesty's Government therein, such Governor or Lieutenant Governor, or person administering the Government, shall and he is hereby authorized and required to declare according to his discretion; but subject, nevertheless, to the provisions contained in the said Act, and to such instructions as may be given in that behalf by His Majesty, His Heirs or Successors, that he assents to such Bill in His Majesty's name, or that he withholds His Majesty's assent from such Bill or that he reserves such Bill for the signification of His Majesty's pleasure thereon.

And whereas a certain Act intituled "An Act to extend the Provisions of an Act passed in the second Session of the first Provincial Parliament of Upper Canada, intituled an Act to confirm and make valid certain marriages heretofore contracted in the Country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriage within the same, was passed by the Legislative Council and House of Assembly in the first Session of the present Parliament of the said Province, and presented to me, Peter Russell, President administering the Government as aforesaid, for His Majesty's assent thereto, and was by me reserved for the signification of His Majesty's pleasure thereon, and transmitted to His Majesty's Secretary of State for the signification of His Majesty's pleasure thereon accordingly.

Now, therefore, know ye, that the said Act having been referred to a Committee of the Lords of His Majesty's Most Honorable Privy Council, appointed for the consideration of all matters relating to trade and foreign Plantations, the said Lords of the Committee in the year of Our Lord one thousand seven hundred and ninety-seven reported as their opinion to His Majesty that the said Bill was proper to be approved, His Majesty was thereupon pleased with the advice of His Privy Council to declare his approbation of the said Act. And pursuant to His Majesty's royal pleasure thereon expressed the said Act is hereby confirmed, finally enacted and ratified accordingly, whereof the Governor, Lieutenant Governor or Commander in Chief of His Majesty's said Province of Upper Canada for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms at York, this twenty-ninth day of November, in the thirty-ninth year of His Majesty's Reign.

PETER RUSSELL.

By Command of His Honor,
WILLIAM JARVIS, Secretary.

Thursday, the 13th June, 1799.

The House met pursuant to adjournment. Prayers were read.

Mr. Hamilton, seconded by Mr. McGill, moved for leave to bring in "A Bill to revive and continue an Act passed in the first Session of the present Parliament, intituled 'an Act for the better securing of the Province against the King's enemies.'"

Ordered that leave be given, and on motion of Mr. Hamilton, seconded by Mr. McGill, the said Bill was read a first and second time, and ordered to be committed. Whereupon the House resolved itself into a Committee for the purpose of taking the said Bill into consideration.

House in Committee—Mr. Hamilton in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through with the said Bill, and had agreed to the same without amendments. Which report was accepted, and the said Bill being read was agreed to and ordered to be engrossed.

Mr. McGill moved for leave to bring in a Bill for the better ascertaining the appropriations of lands to be allotted to the use of Protestant Clergy. Which motion, being seconded, ordered that leave be given, and on motion of Mr. McGill and seconded, the said Bill was read a first time, and appointed for the second reading to-morrow.

The Committee appointed to prepare an address of thanks to His Honor the President for his speech, reported a draught thereof, which was read and agreed to, and ordered to be engrossed; whereupon, ordered that Mr. Hamilton and Mr. McGill be a Committee to wait upon His Honor to know when he will be pleased to receive this House with their address. Who being returned to the Council Chamber reported that His Honor will be pleased to receive this House with their address at any hour between this and that of twelve o'clock.

The said address was then read as engrossed, and being signed by the Speaker, the Members attended the Speaker to wait upon His Honor therewith; and it is as follows, to wit:

To His Honor Peter Russell, Esquire, President administering the Government of the Province of Upper Canada, etc.

May it please Your Honor: We, His Majesty's most dutiful and loyal subjects, the Legislative Council in Provincial Parliament assembled, return your Honor our thanks for your most gracious speech, and will be ever ready to cooperate with Your Honor in whatever may tend to promote the true interests or establish the prosperity of this Province.

We shall take into immediate consideration the renewal of such necessary laws as may be near expiring, and also the expediency of establishing a Police for the more orderly Government of the several towns within this Province.

It affords us the most sincere pleasure that the measures we joined in recommending in order to lay the foundations of sound learning and religious education for the benefit of the rising generation have been approved of by His Majesty; and we shall pay proper attention to the subject of the provisional agreement with Lower Canada.

While we rejoice that the intelligence concerning a combined attack upon this Province from the side of the Mississippi turns out to have had little or no foundation; we are pleased to find that it has been a means of evincing our eternal strength, and manifesting the zeal and alacrity of the militia to repel every hostile attempt; and we are persuaded that they will be highly gratified by the flattering terms in which Your Honor has been pleased to speak of their conduct.

The Speaker and the members being returned to the Council Chamber, and the chair being reassumed,

On the motion of Mr. Hamilton, seconded by Mr. Cartwright, read as engrossed "A Bill to revive and continue an Act passed in the first session of this present Parliament, intituled 'An Act for the better securing of this Province against the King's enemies.'"

And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the said Bill, and the same was carried down by the Master-in-Chancery to the House of Assembly for concurrence.

Mr. Cartwright moved for leave to bring in "A Bill concerning appeals."

Which motion being seconded by Mr. Hamilton, ordered that leave be given, and on the motion of Mr. Cartwright, duly seconded, the said Bill was read a first time, and was appointed for the second reading tomorrow.

Mr. Hamilton by leave brought in and presented the petition of Robert Hamilton, George Forsyth and Thomas Clark, of the County of Lincoln, which was read, and ordered to lie upon the table. And it is as follows, to wit:

To the Honorable the Legislative Council and Assembly of the Province of Upper Canada.

The Petition of Robert Hamilton, George Forsyth and Thomas Clark, in the County of Lincoln,

Humbly Sheweth. That your Petitioners are at present engaged in the business of transporting merchandise, peltries and stores on the communication between the lakes of Ontario and Erie, where the navigation is interrupted by the Falls and Rapids of Niagara.

That this transport business would be more speedily, cheaply and securely performed with the aid of good roads from Queenstown to Fort Erie, and of a Canal with locks for the passage of boats at the rapids of the latter place.

That these improvements can only be effected by the expenditure of large sums of money in completing the necessary works, and by a considerable annual outlay to keep them in proper repair.

That Your Petitioners are willing to advance the necessary sum of money for completing these works, and to engage to keep them in constant repair, provided they shall be indemnified for this by a toll on the merchandise, peltries and stores which in their transport shall benefit by these improvements.

That Your Petitioners have duly advertised their intention to make this application through the whole of that part of the country which is most materially interested therein.

They therefore pray that by an Act of the Legislature of this Province they may be authorized to collect toll on all merchandize, peltries and stores passing this communication, and which toll shall be in proportion only to the benefit such merchandize, stores and peltries shall derive from the projected improvements, and which Act shall also bind them to the complete fulfilment of their agreement.

And Your Petitioners as in duty bound will ever pray.

R. Hamilton, for self, and Thomas Clark, George Forsyth.

The Speaker reported the receipt of certain papers from His Honor the President through the Secretary, as follows, to wit:

Articles of Provisional Agreement entered into at Montreal on the eleventh day of last February, by the Commissioners from this Province and that of Lower Canada.

Also General Account Current of the Treasurer of Upper Canada with the Legislature thereof, from the 5th day of June, 1798, to the 10th day of June, 1799, and schedule of payments made by the Treasurer under a vote of the House of Assembly of the 5th of July, 1798, and in pursuance of a warrant by the President, dated the 10th day of the same month. Which were also read and ordered to lie upon the Table.

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

Friday, the 14th June, 1799.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved for leave to bring in "A Bill to continue an Act intituled 'An Act for securing the title of lands in this Province.'" which motion being seconded by Mr. Hamilton ordered that leave be given, and the said Bill was accordingly brought in and read the first time, and was appointed for a second reading to-morrow.

The Order of the Day being read, "A Bill for the better ascertaining the appropriation of land to be allotted for the use of a Protestant Clergy," was read a second time, and ordered to be committed.

Whereupon the House resolved itself into a Committee of the whole House upon the consideration of the said Bill.

House in Committee, Mr. Hamilton in the Chair. Went into the consideration of the same.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill and had agreed to the same as referred. Ordered that the said report be accepted, and that the said Bill be engrossed and read the third time to-morrow.

"A Bill concerning appeals" was read a second time. Ordered to be committed. Whereupon the House resolved itself into a Committee to take into consideration the said Bill.

House in Committee, Mr. McGill in the Chair. Took the same into consideration.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair, when the said deputation brought up and returned to this House as concurred in without amendment, "A Bill to revive and continue an Act passed in the first session of this present Parliament, intituled 'An Act for the better securing of the Province against the King's enemies.'"

The Committee resumed the consideration of "A Bill concerning appeals."

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the consideration of the said Bill, ordered that the said report be accepted, and that leave be given to sit again.

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

Saturday, the 15th June, 1799.

The House met pursuant to adjournment. Prayers were read.

Read as engrossed, "A Bill for the better ascertaining the appropriations of land to be allotted to the use of a Protestant Clergy."

And the question being put, that the said Bill do now pass, it was resolved in the affirmative, whereupon the same was signed by the Speaker, and carried down to the House of Assembly by the Master in Chancery for concurrence.

A Bill to continue an Act intituled "An Act for securing the titles to lands in this Province," was read a second time, and, on motion of Mr. Cartwright, duly seconded, ordered that the House do now resolve itself into a Committee of the whole House upon the consideration of the said Bill, whereupon the House resolved itself into a Committee accordingly.

House in Committee, Mr. Shaw in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill without amendments. Ordered that the said report be accepted, and on the motion of Mr. Cartwright, duly seconded, ordered that the said Report be accepted, and on the motion of Mr. Cartwright, duly seconded, ordered that the said Bill be engrossed and read a third time on Monday next.

The House adjourned for one hour.

The Speaker having resumed the Chair, and the House being formed, His Honor the President came to the Council Chamber, and being seated upon the Throne with the usual form, the Usher of the Black Rod was sent with a message from His Honor, to the House of Assembly, commanding their attendance at the Council chamber. And they being with their Speaker come to the Bar thereof, His Honor in the King's name was pleased to assent to a Bill intituled "An Act to revive an Act passed in the first session of this present Parliament, intituled 'An Act for the better securing the Province against the King's enemies,'" and then he withdrew, and the House adjourned until Monday next at ten o'clock.

Monday, the 17th June, 1799.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read as engrossed, "A Bill to continue an Act intituled 'An Act for securing the titles of land in this Province.'"

And the question being put that this Bill do now pass,

It was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence.

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

Tuesday, the 18th June, 1799.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up and returned to this House as concurred in without amendment "A Bill for the better ascertaining the appropriations of lands to be allowed to the use of a Protestant Clergy."

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

Wednesday, the 19th June, 1799.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to provide for the education and support of Orphan Children." Which Bill was read a first time.

Mr. Cartwright, seconded by Mr. Shaw, moved that the said Bill be read a second time to-morrow. Ordered accordingly.

Mr. Hamilton brought up by leave the Petition of Thomas Ward, which was read in the following words, to wit:

To the Honorable Members of the Legislative Council of the Province of Upper Canada,

The Petition of Thomas Ward, Humbly Sheweth:

That by the sixth clause of a certain Act passed in the first session of the present Parliament, intituled "An Act for the better regulating the practice of the of the law," it is enacted that nothing in the said Act contained shall prevent any person who hath been regularly articulated with any person in this Province duly authorized to take a clerk, and shall have been standing in the books of the Society for and during the space of three years, from acting merely as an Attorney or Solicitor in any of His Majesty's Courts of Law or Equity in this Province.

That Your Petitioner has been under articles for upwards of three years as clerk to the Attorney General of this Province, and has been very attentive and assiduous to his duty as such clerk during the whole of the aforesaid term; that Your Petitioner had served as such for eighteen months before the passing of the said Act, and humbly prays that this Honorable House will take Your Petitioner's case into consideration, and amend the said sixth clause of the aforesaid Act by allowing such time as Your Petitioner shall have spent as such Clerk before the passing of the said Act to count as a standing in the books of the Society, and as a reasonable and lawful deduction of so much of the said term as your Petitioner has served as such Clerk.

And Your Petitioner, as in duty bound, will ever pray.

THOMAS WARD.

York, June 19th, 1799.

And on motion of Mr. Hamilton, seconded by Mr. Shaw, ordered that the same motion be taken into consideration to-morrow.

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

Thursday, the 20th June, 1799.

The Speaker being come to the House, and the respective Officers thereof being in their places, Prayers were read.

After which the Speaker took the Chair, and for want of a Quorum adjourned the House until to-morrow morning at ten o'clock.

Friday, the 21st June, 1799.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to ratify, approve and confirm the Provisional agreement made and entered into by Commissioners on the part of this Province and Commissioners on the part of the Province of Lower Canada."

Another deputation from the House of Assembly brought up for the concurrence of this House "A Bill to alter the methods appointed for the payment of wages to the members of the House of Assembly by an Act passed in the thirty-fifth year of His present Majesty's reign, intituled 'An Act to authorize and direct the laying of assessments and rates in every District within this Province, and to provide for the payment of wages to the members of the House of Assembly.'"

Which Bills were read a first time, and on motion duly made and seconded, ordered that the said Bills be read a second time to-morrow.

And a deputation from the House of Assembly brought up to this House as concurred in without amendment, "A Bill to continue an Act intituled 'An Act for securing the titles to lands in this Province.'"

The Order of the Day being read, "A Bill to provide for the education and support of Orphan Children," was read a second time, and on the motion of Mr. Cartwright, duly seconded, ordered that the House do now resolve itself into a Committee of the whole House for the purpose of taking the said Bill into consideration. Whereupon the House resolved itself into the said Committee.

House in Committee, Mr. Hamilton in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made progress in the consideration of the said Bill, and requested leave to sit again. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Mr. Cartwright moved, seconded by Mr. Shaw, that the Order of the Day for taking into consideration the Petition of Thomas Ward be discharged. Whereupon ordered that the same be discharged accordingly.

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

Saturday, the 22nd June, 1799.

The House met pursuant to adjournment. Prayers were read.

Previous to the reading of the Order of the Day, Mr. Hamilton moved, seconded by Mr. Cartwright, that a message be sent by this House to the House of Assembly to request their concurrence in an Address to His Honor the President that he will lay before His Majesty the earnest and unanimous prayer of both Houses that His Majesty will be pleased to accept of the overplus of our Provincial revenue as an aid to the Mother Country during the present war; and to appoint a committee to meet a committee appointed by this House to prepare the said Address. Ordered accordingly.

On the motion of Mr. Shaw, seconded by Mr. Hamilton, ordered that a message be sent to the House of Assembly to request that they will appoint a committee to meet a committee of this House for the purpose of drawing up an address to His Honor the President, requesting that in order to give effect to a Bill passed by the two Houses, intituled "An Act for the better ascertaining the appropriations of land to be allotted to the use of a Protestant Clergy," such Bill shall be transmitted to England without delay, for the purpose of being laid before Parliament previous to the signification of His Majesty's assent thereto. Which messages were respectively carried down by the Master-in-Chancery to the House of Assembly.

The Order of the Day being read, the House conformably thereto resolved itself into a Committee upon the further consideration of "A Bill to provide for the education and support of orphan children."

House in Committee, Mr. Hamilton in the Chair. Went again into the consideration of the said Bill:

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had amended and agreed to the same, which report was accepted, and the amendments being engrossed the said Bill was read as amended, and the question being put that this Bill do now pass, it was resolved in the affirmative, whereupon the said Bill was signed by the Speaker.

A Bill to ratify, approve and confirm the Provisional Agreement made and entered into by Commissioners on the part of this Province and Commissioners on the part of the Province of Lower Canada, was read a second time, and on the motion of Mr. Cartwright, seconded by Mr. —, ordered that the same be referred to the consideration of a Committee of the Whole House, and the House accordingly thereupon resolved itself into a Committee.

House in Committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed to the same as brought up, which report was accepted, and the said Bill being read it was agreed to; whereupon the question being put, whether this Bill do now pass, it was resolved in the affirmative, and the same being signed by the Speaker, it was carried down by the Master-in-Chancery, and returned to the House of Assembly.

The Master-in-Chancery carried down at the same time for concurrence in the amendment made thereto "A Bill to provide for the education and support of orphan children."

Mr. Shaw, seconded by Mr. Hamilton, moved that the Order of the Day for the second reading of "A Bill to alter the method appointed for the payment of wages to the members of the House of Assembly," be discharged until Monday next. Ordered accordingly.

A deputation from the House of Assembly with a message informing this House that the House of Assembly have appointed a Committee to attend a Committee of the Legislative Council for the purpose of drawing up an Address to His Honor the President requesting that to give effect to the Bill intituled "An Act for the better ascertaining the appropriations of land to be allotted to the use of a Protestant Clergy," it be transmitted to England for the purpose of being laid before Parliament previous to the signification of His Majesty's assent thereto.

Mr. Shaw then moved, seconded by Mr. Hamilton, that a Committee be appointed by this House therefor.

Whereupon ordered that Mr. Hamilton and Mr. Cartwright be the said Committee.

The House adjourned until Monday morning at ten o'clock.

Monday, the 24th June, 1799.

The House met pursuant to adjournment. Prayers were read.

The committee appointed to meet a committee of the House of Assembly for the purpose of draughting a joint address from both Houses to His Honor the President, requesting that in order to give effect to a Bill passed by the two Houses, intituled "An Act for the better ascertaining the appropriations of land to be allotted to the use of a Protestant Clergy," it be transmitted to England for the purpose of being laid before Parliament previous to the signification of His Majesty's assent thereto. Reported that they had agreed to a draught thereof, which being read was adopted, and ordered to be engrossed; and the same being engrossed was signed by the Speaker, and it is as follows:

To His Honor, Peter Russell, Esquire, President administering the Government of His Majesty's Province of Upper Canada, etc.,

May it please Your Honor:

We, His Majesty's most dutiful and loyal subjects, the members of the Legislative Council and Assembly of the Province of Upper Canada in Parliament assembled, having passed a Bill intituled "An Act for the better ascertaining the appropriation of lands to be allotted to the use of a Protestant Clergy," and as the said Act may in some degree vary or repeal some of the provisions made in an Act passed in the Parliament of Great Britain in the thirty-first year of His Majesty's Reign, intituled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled 'An Act for making more effectual provision for the Government of the Province of Quebec in North America,'" and to make further provision for the Government of the said Province, "respecting the allotment and appropriation of lands for the support of a Protestant Clergy in this Province," do entreat Your Honor that you would be pleased in order to give effect to the said Act to transmit it to England without delay for the purpose of being laid before the Parliament of Great Britain previous to the signification of His Majesty's assent thereto.

Which Address was carried down to the House of Assembly by the Master-in-Chancery for concurrence.

The Order of the Day being read, a Bill to alter the method appointed for the payment of wages to the members of the House of Assembly by an Act passed in the thirty-third year of His present Majesty's reign, intituled "An Act to authorize and direct the laying and collection of rates and assessments in every District throughout this Province, and to provide for the payment of wages to the members of the House of Assembly," was read a second time.

A deputation from the House of Assembly, informing this House that they had concurred in the joint address of the two Houses of the Provincial Parliament to His Honor the President, upon the subject of the Bill intituled "An Act for the better ascertaining the appropriations of lands to be allotted to the use of a Protestant Clergy," which address they brought up and returned.

And a deputation from the House of Assembly brought up for the concurrence of this House therein "A Bill to enable a Member of the House of Assembly to vacate his seat."

The said deputation also brought up the Bill "to provide for the education of orphan children," informing this House that they had concurred in the amendment made thereto.

"A Bill to enable a member of the House of Assembly to vacate his seat," was read a first time.

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

Tuesday, the 25th June, 1799.

The House met pursuant to adjournment. Prayers were read.

On the motion of Mr. Cartwright, duly seconded, ordered that "A Bill to enable a Member of the House of Assembly to vacate his seat" be read a second time, and the said Bill was accordingly read a second time.

On the motion of Mr. Cartwright, duly seconded, ordered that the House do now resolve itself into a Committee, to take the said Bill into consideration, whereupon the House resolved itself into the said Committee.

House in Committee, Mr. Grant in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had amended and agreed to the same, under the title of "A Bill to enable persons holding the office of Register to be elected members of the House of Assembly." Which report was accepted, and the said Bill being read as amended was agreed to. Thereupon agreed that the said amendments be engrossed, which being engrossed were read, and the question being put, that this Bill do now pass, it was resolved in the affirmative; thereupon the same was signed by the Speaker, and was by the Master-in-Chancery carried down to the House of Assembly for concurrence in the amendments.

Mr. Cartwright moved, seconded by Mr. Grant, that a message be sent to the House of Assembly, to request that they do appoint a committee to meet a committee of this House for the purpose of waiting on His Honor the President with the Address of both Houses upon the subject of the Bill intituled "An Act for the better ascertaining the appropriations of lands to be allotted to the use of a Protestant Clergy."

Ordered that the Master-in-Chancery do now carry down the said message to the House of Assembly. Which he did accordingly.

A deputation from the House of Assembly, informing this House that they had appointed a committee to meet a committee of this House for the purpose of waiting upon His Honor the President with the address of both Houses upon the subject of the Bill intituled "An Act for the better ascertaining the appropriations of lands to be allotted to the use of a Protestant Clergy."

On motion of Mr. Hamilton, seconded by Mr. Cartwright, ordered that Mr. Baby and Mr. Shaw be appointed a committee of this House to meet a committee of the House of Assembly to wait upon His Honor the President with the usual Address of both Houses.

On the motion of Mr. Hamilton, seconded by Mr. Shaw, ordered that the House do now resolve itself into a Committee upon the consideration of "A Bill to alter the method appointed for paying wages to the Members of the House of Assembly by an Act passed in the thirty-third year of His present Majesty's reign, intituled 'An Act to authorize and direct the laying and collecting of assessments and rates in every District within this Province, and to provide for the payment of wages to the members of the House of Assembly,'" and the House resolved itself into the said Committee accordingly.

House in Committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had amended and agreed to the same. Which report being accepted the said amendments were read and agreed to, and ordered to be engrossed; and being engrossed the said Bill was read as amended. Whereupon the question was put, whether this Bill do now pass, and it was resolved in the affirmative.

The Speaker then signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for their concurrence in the amendments.

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

Wednesday, the 26th June, 1799.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to provide for the erection of land-marks"; and "A Bill to

explain and amend an Act for the further regulation of the militia of this Province."

The said deputation also brought up and delivered to this House as concurred in with amendments "A Bill to enable persons holding the office of Register to be elected Members of the House of Assembly."

"A Bill to provide for the erection of land-marks" was read a first time, and on motion of Mr. Cartwright, duly seconded, ordered that the said Bill be read a second time to-morrow.

"A Bill to explain and amend an Act for the further regulation of the militia of this Province," was also read a first time, and on the motion of Mr. Baby, duly seconded, ordered that the said Bill be read a second time to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill for the better preservation of salmon," which Bill was read a first time, and on motion of Mr. Hamilton, duly seconded, ordered that the said Bill be read a second time to-morrow.

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

Thursday, the 27th day of June, 1799.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, "A Bill to provide for the erection of land-marks" was read a second time, and on motion of Mr. Cartwright, duly seconded, ordered that the said Bill be referred to the consideration of a Committee of the whole House. Upon which the House resolved itself into the said Committee.

House in Committee, Mr. Grant in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had directed him to report a progress, and thereupon requested leave to sit again. Which report was accepted, and on motion of Mr. Cartwright, duly seconded, ordered that the Committee have leave to sit again three months hence.

A Bill to explain and amend "An Act for the further regulation of the militia of this Province" was read a second time, and on the motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee to take the said Bill into consideration. The House accordingly resolved itself into the said Committee.

House in Committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had amended and agreed to the same. Which report was accepted, and, the said amendments being read, Mr. Cartwright moved, seconded by Mr. Grant, that the said Bill be recommitted. Ordered accordingly.

House in Committee, Mr. Baby in the Chair. Took again the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had reconsidered the said Bill, and had amended and agreed to the same under the title of "A Bill further to regulate the militia of this Province." Which report was accepted, and the said

amendments being read they were agreed to, and on motion of Mr. Baby, seconded by ———, ordered that the said amendments be engrossed, and that the said Bill be read as amended to-morrow.

"A Bill for the better preservation of salmon" was read a second time, and on motion of Mr. Baby, duly seconded, ordered that the said Bill be committed, whereupon the House resolved itself into a Committee upon the consideration of the said Bill.

House in Committee, Mr. Shaw in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; in which they had made a progress, and thereupon requested leave to sit again, which report was accepted, and on motion of Mr. Hamilton, duly seconded, ordered that the said Committee have leave to sit again three months hence.

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

Friday, the 28th June, 1799.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read: Read as amended, "A Bill further to regulate the militia of this Province"; and the question being put, that the said Bill do pass, it was resolved in the affirmative. Whereupon the same was signed by the Speaker, and was by the Master-in-Chancery carried down to the House of Assembly for concurrence in the amendments.

On the motion of Mr. Hamilton, seconded by Mr. Cartwright, resolved unanimously, that the thanks of this House be given to the Honorable David William Smith, Acting Surveyor General of this Province, who is now about to return to Europe, as a mark of the very high sense which this House entertains of the ability, assiduity and unblemished integrity with which he has for seven years past discharged the duties of that important office. And that the Speaker do communicate the same to him without delay.

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

Saturday, the 29th June, 1799.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly with a message, requesting the concurrence of this House in the Address of the House of Assembly to His Honor the President, to be delivered at the bar of this House. Which address was read, and on motion of Mr. Cartwright, duly seconded, ordered that a message be sent to the House of Assembly to inform them that this House do concur with the House of Assembly in the said address, but that they request a conference respecting the form thereof, and request that their House will appoint a committee to meet a committee of the Legislative Council for that purpose in the Legislative Council chamber, where they will be ready immediately to receive them.

A deputation from the House of Assembly with a message informing this House that they were directed to bring up the draft address to His Honor the President relative to the U. E. lands, to which they requested the concurrence of

this House. Which Address being read, on motion of Mr. Cartwright, seconded by Mr. Grant, ordered that a message be sent to the House of Assembly to inform them that the Legislative Council not being mentioned in the address proposed for their concurrence relative to the U. E. Lands, cannot in point of form concede thereto, and further that there is not a sufficient time left to deliberate on a subject of such importance. Which message the Master-in-Chancery accordingly carried down to the House of Assembly.

On the motion of Mr. Hamilton, duly seconded, ordered that Mr. Cartwright and Mr. Hamilton be a committee to manage the conference to be holden to-day with a committee to be appointed by the House of Assembly upon the subject of a joint address to His Honor the President to be delivered at the Bar of this House; and that they do recommend the adopting of the said address in the words following, to wit:

To His Honor Peter Russell, Esquire, President administering the Government of the Province of Upper Canada, etc.

May it please Your Honor.

To receive from the Legislative Council and Assembly of this Province now met in Parliament the strongest expressions of our most serious concern at finding our mother country still obliged to maintain a war against the restless destroyers of the peace of mankind; a war as unprecedented in lawless outrage from her unprincipled enemies as necessary for the preservation of everything that is sacred or dear to her or us.

Though our distance prevents us from feeling the more immediate evils of such a warfare, or from suffering much from the heavy charges that must necessarily attend it, yet we are inclined to sympathise in the warmest manner with our brethren who bear these burthens, and to do all in our power, however little it may be, to alleviate them.

We rejoice, therefore, to see by the accounts laid before us that a surplus has arisen from the resources of our commerce and the production of our fiscal regulations above our immediate wants; and we entreat that Your Honor will be pleased to lay at the feet of His Majesty the earnest prayer of his most dutiful and loyal subjects in this Province that he will be pleased to accept for the purpose of aiding to carry on the war of that mite which is too inconsiderable to be viewed in any other light than as a mark of our devoted attachment to His Royal Person and family, and of the grateful sense we entertain of the manifest benefits we derive from his government.

Though mortified that the infancy of our establishment precludes us from the possibility of doing more, yet we trust this will be accepted as a proof of our good will, and we beg leave to express our warmest wishes and well founded hopes that with the blessing of God and our industry, covered as we are with the protecting hand of our mother country, and happy under the noble form of Government we derive from her, our means of being useful to her will be daily increased.

The Speaker informed the House that he had communicated the resolution of the House unto the Honorable David William Smith; and that he had acknowledged the same by letter, which, was produced and read in the following words, to wit:

York, 28th June, 1799.

Sir,—I have this moment received your letter with the resolve of the Honorable the Legislative Council, and although I am by no means conscious of deserving so great a mark of their favour and approbation, I feel with gratitude and

force the value of so flattering and valuable a testimonial, and I beg leave, Sir, to return you my thanks for the handsome manner in which you have been pleased to communicate it to me.

I am, Sir, with respect and consideration,

D. W. SMITH, Acting Surveyor General.

The Honorable John Elmsley,
Speaker to the Hon. the Legislative Council.

The Speaker also proposed to the House that they do come to a resolution upon what may be a proper sum to be demanded and received by the Usher of the Black Rod for his services in summoning any member to attend therein who shall absent himself from his place in the House without first having obtained permission.

Whereupon resolved unanimously: That the Usher of the Black Rod shall be entitled to demand and receive of and from any such Member or Members whom he shall be directed so to summon the sum of one guinea.

The committee appointed to confer with a committee of the House of Assembly upon the subject of a joint address to His Honor the President, to be delivered at the Bar of this House, reported that the same was agreed to as recommended by this House. Ordered that the said Report be accepted.

At one o'clock His Honor the President came to the Council chamber.

The Usher of the Black Rod was then sent with a message from His Honor the President to the House of Assembly, commanding their attendance at the Bar of the Council chamber, and they being come to the Bar thereof,

His Honor was pleased in the King's name to assent to the following Bills, to wit:—

An Act to continue an Act intituled "An Act for securing the titles to lands in this Province."

An Act to provide for the education and support of orphan children.

An Act to enable persons holding the office of Register to be elected as members of the House of Assembly, and

An Act to ratify, approve and confirm the Provisional Agreement made and entered into by Commissioners on the part of this Province and Commissioners on the part of the Province of Lower Canada.

And at the same time His Honor was pleased to reserve to be laid before the Parliament of Great Britain previous to the signification of His Majesty's assent thereto,

A Bill intituled "An Act for the better ascertaining the appropriation of land to be allotted to the use of a Protestant Clergy."

And the Speaker of the House of Assembly having delivered at the Bar of the House the said joint address of both Houses,

His Honor was pleased to address the two Houses of the Provincial Parliament as follows, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

I am happy that the expedition with which you have gone through the business of the present session enables me to close it so soon, and to release you from your attendance before the hay harvest may require your presence at your respective homes.

Although the sequestered situation of this Province has, through the favour of Providence, hitherto exempted it from the calamities of the cruel war which still ravages Europe, I cannot too earnestly exhort you to recommend it strongly to your constituents not to relax in their attentions to militia duties, and to keep that portion of each battalion (which has been selected by my desire for immediate service) in a constant state of readiness to act when wanted.

I likewise recommend it to you to lose no opportunity of employing the ability of your respective Districts in opening and repairing the great roads of communication through them; for nothing contributes more speedily to the flourishing state of a country than the facility with which its produce can be carried to market, and its laws for the due administration of justice enforced.

I have long lamented that the difficulty of a land communication with the capital has prevented my calling you together in winter. Arrangements have therefore lately been made to obviate that difficulty by opening a road at the expense of Government to the eastern settlements, and I have every reason to hope that the Parliament may in consequence be assembled here in the winter, the winter after next at the latest.

Honorable Gentlemen and Gentlemen,

As it is probable that I may soon return to a private station I gladly avail myself of this occasion to offer you my most hearty thanks for the able and cheerful assistance you have constantly given my administration; and to assure you that I shall not cease to derive the greatest satisfaction from every advance towards perfection which may be made in the organization of the Government, as I sincerely wish for and shall ever most ardently rejoice in the prosperity of the inhabitants of this Province.

And then the Honorable the Speaker of the Legislative Council by His Honor the President's Command declared the Parliament to be prorogued until Monday the fifth day of August next ensuing.

And so it was prorogued accordingly.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

From Monday, the 2nd day of June, to Friday,
the 4th Day of July,
1800,

And in the Fortieth year of the Reign of
KING GEORGE THE THIRD



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL
OF THE
Province of Upper Canada,
1800.

YORK, Monday, the 2nd. June, 1800.

This being the day appointed by Proclamation for the Meeting of the Provincial Parliament, the House met accordingly.

Present: The Honorable John Elmsley, Speaker, Alexander Grant, Peter Russell, Æneas Shaw, and John McGill.

And then the House adjourned until Thursday morning next at twelve o'clock.

Thursday, the 5th. June, 1800.

The House met and adjourned until to-morrow morning at twelve o'clock.

Friday, the 6th. June, 1800.

The House met pursuant to adjournment.

At one o'clock His Excellency the Lieutenant Governor came to the Council chamber.

The Usher of the Black Rod was sent with a message from His Excellency to the House of Assembly, to inform them that they commanded their immediate attendance at the Bar thereof, and they being come thereto, His Excellency was pleased to address both Houses as follows:

Honorable Gentlemen and Gentlemen:—I cannot deny myself the satisfaction of expressing on this the first opportunity I have had of meeting you, the deep sense I have of the honor conferred upon me by His Majesty in appointing me to represent him in a Province not more distinguished by the gifts which nature has so abundantly bestowed upon it than by the full enjoyment of all the blessings which flow from the British Constitution, and by the possession, as nearly as circumstances will allow, of the British Constitution itself.

It is no small addition to this satisfaction that my first act as a member of the Provincial Legislature is to signify to you that the loyalty and dutiful attachment which you have manifested for His Majesty's person and family, and your readiness to support His Majesty's exertions for the security of the Empire at large, and for the preservation of our valuable constitution by the grant made by

you of a surplus of your resources, has been highly grateful to His Majesty, and that His Majesty has been graciously pleased to give it to me in command to communicate to you the just sense which he entertains of your zeal and affection.

Though I have called you together at a season of the year when I am sensible that your absence from your respective homes must be attended with material inconvenience, I am not aware that I shall have occasion to detain you long, and I look forward with pleasure to the time when the opening of the Roads which communicate with the Capital will enable me to meet you at a season when public business may be dispatched without private inconvenience.

Gentlemen of the House of Assembly,

I have directed the Receiver General and other Public Officers to lay before you their respective accounts of the receipt and application of the Provincial Revenue, and I feel very considerable pleasure in observing the increase which has been made in it since the earlier periods of its collection.

Honorable Gentlemen and Gentlemen.

I lament that it is not in my power to inform you of the approach of peace. The guilty and deluded nation which has so long been the scourge of Europe still wastes its strength and exhausts its resources in enslaving its own subjects and oppressing the nations around it; consistent in nothing but in crouching basely to the tyrant of the day, and yielding to usurpers a degree of obedience which its lawful sovereigns never exacted. Force and artifice are alternately employed to violate neutralities, to overturn established authorities, and to trample on liberty, property and life. His Majesty, neither fearing its power nor misled by its artifices, still maintains the conduct which will hand down his name to the remotest posterity as the protector of the rights of nations, and the guardian of social order.

The Blessing of Providence follows his exertions, and while the unabated affection of his subjects secures tranquility at home, the consummate skill and matchless valor which guide and animate his fleets and armies enable him to baffle every attempt from without that a faithless and implacable enemy is hourly making upon the dignity and independence of a great, free and happy people.

A true copy,

James Green, Secy.

After which His Excellency withdrew.

The Speaker then took the Chair, and the House being formed, Prayers were read.

The Speaker reported to the House that he had a Copy of His Excellency's Speech to both Houses, which he read, and the same being also read by the Clerk at the table, Mr. Grant moved that an humble address of thanks to His Excellency's speech be prepared, and that a committee be appointed for that purpose.

Which motion was seconded by Mr. Shaw, whereupon ordered that Mr. Grant and Mr. Hamilton be the said committee.

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

Saturday, the 7th. June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Committee appointed to prepare an Address of Thanks in answer to His Excellency the Lieutenant Governor's Speech, reported a draught thereof.

Which was read and ordered to be committed, whereupon the House resolved itself into a Committee upon the consideration of the said Address.

House in Committee.

Mr. Cartwright in the Chair.

Took the said Address into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Address, and had agreed to the same with amendments.

Which being read was agreed to as amended, and ordered to be engrossed.

Ordered that Mr. Hamilton and Mr. Grant be a Committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive the Address of this House.

The House then adjourned for one hour.

The House being met, and the Speaker having taken the Chair,

Read as engrossed the said Address, which follows in these words, to wit:—

To His Excellency Peter Hunter, Esquire, Lieutenant Governor of His Majesty's Province of Upper Canada, and Lieutenant General Commanding in Upper and Lower Canada.

May it please Your Excellency, To accept from us, His Majesty's most dutiful and loyal subjects the Legislative Council of Upper Canada in Provincial Parliament assembled, our warmest thanks for your very gracious speech at the opening of our present session.

We acknowledge with gratitude as the strongest mark of His Majesty's paternal attention to the Province his appointment of Your Excellency to the government of this country, whose beginnings you have seen and whose progress we sincerely hope you will continue to witness.

Fully impressed with a due sense of the blessings we have received from Providence in the possession of so healthy a climate and of so fertile a soil, and from our mother country in the enjoyment of so excellent a constitution, approximating as nearly as circumstances will admit to her own, it becomes our first duty, and will be our peculiar care, with grateful industry to improve the one, and with active energy at all times to defend and preserve the other.

We are peculiarly flattered with the gracious attention with which His Majesty has been pleased to notice our feeble effort to assist his exertions for the security of the empire by the appropriation to that purpose of a surplus of our revenue.

We would gladly hope that our industry under the influence of the blessings already mentioned will continue to make that revenue in future more considerable, that it will be preserved by economy, and that to its application loyalty will never be wanting.

We anticipate with much pleasure the approaching time when the advanced improvement of the country may render the communication with the capital more practicable at that season of the year when attendance on our duty there will best accord our personal convenience.

While we anxiously lament that the ravages of war still continue to infest so large and so fair a portion of the globe, yet we sincerely rejoice that the exertions of our mother country have been attended with so much success and have crowned her with so much glory. And we most fervently pray that under the guidance of Divine Providence her fleets and armies may be led to fresh victories until its purposes are completely fulfilled, which, though at present hid from us, we most

firmly believe will ultimately tend to the establishment of a safe, an honorable and permanent peace.

By Order of the House,

J. ELMSLEY, Speaker.

Which address was accepted, and was signed by the Speaker by the order of the House.

The committee appointed to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive the address of this House, reported that His Excellency was pleased to say that he would receive this House with their Address at the hour of one o'clock to-day. Accordingly, the Speaker attended by the members and the respective Officers of the House waited upon His Excellency therewith. Who being returned to the Council chamber and the Chair reassumed,

The Speaker informed the House that His Excellency was pleased to give an answer to the Address of this House, which he read, and it was also read by the Clerk at the table in the words following, to wit:

Honorable Gentlemen, I thank you for this very loyal and dutiful address. As I consider my appointment to my present situation as one of the most honorable events of my life I shall consider every hour happy which I shall spend in a country in whose prosperity I feel so much interest.

A True Copy.

JAMES GREEN, Secretary.

The House adjourned until Monday morning next at ten o'clock.

Monday, the 9th June, 1800.

The House met pursuant to adjournment.

Mr. Cartwright gave notice that on to-morrow he should bring in a Bill "for the more effectual punishment of certain offenders."

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

Tuesday, the 10th June, 1800.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright by leave brought in "a Bill for the more effectual punishment of certain offenders," which was read a first time, and on motion of Mr. Cartwright, seconded by Mr. Grant, ordered that the said Bill be read a second time to-morrow.

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

Wednesday, the 11th June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read,

Read a second time, "a Bill for the more effectual punishment of certain offenders."

On the motion of Mr. Cartwright, seconded by Mr. Munro, ordered that the House do now resolve itself into a Committee of the Whole House, for the purpose of going into the consideration of the said Bill, and the House resolved itself into the said Committee accordingly.

House in Committee, Mr. Hamilton in the Chair.

Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same as brought in. Which report was accepted, and on motion of Mr. Cartwright, seconded by Mr. —, ordered that the said Bill be engrossed and read the third time to-morrow.

Mr. Russell moved for leave to bring in on Friday next a Bill to declare the rights of certain grantees of waste lands of the Crown. Which motion being duly seconded by Mr. Shaw, ordered that leave be given.

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

Thursday, the 12th of June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Mr. Cartwright moved, seconded by Mr. McGill, that the Order of the Day for the third reading of "a Bill for the more effectual punishment of certain offenders," be discharged, and that the said Bill be recommitted. Ordered accordingly.

House in Committee, Mr. Munro in the Chair.

Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had reconsidered the said Bill, and had amended and agreed to the same by the title of a "Bill for the further introduction of the criminal law of England into this Province, and for the more effectual punishment of certain offenders." Which report was accepted, and the said Bill being read as amended was agreed to.

Mr. Cartwright then moved, seconded by Mr. Shaw, that the same be engrossed and read a third time to-morrow. Ordered accordingly.

The Speaker informed the House that he had received for the purpose of being laid before them a certain paper or account signed Peter Russell, Esq., Receiver General and Provincial Treasurer, in general account current with the Government of Upper Canada, for duties received by him under Acts of the Provincial Parliament between the 10th June, 1799, and the 7th June, 1800.

And also another certain paper on account, entitled the Provincial Treasurer in account with the Secretary of the Province for duties collected on shop, tavern and still licenses expirable 5th April, 1800. Which were read and ordered to lie on the Table.

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

Friday, the 13th day of June, 1800.

The House met pursuant to adjournment, and from the indisposition of the Speaker was adjourned until Tuesday morning next, at ten o'clock.

Tuesday, the 17th June, 1800.

The House met pursuant to adjournment. Prayers were read.

The order of Friday last having been read, read as engrossed, "a Bill for the further introduction of the criminal law of England into this Province, and for the more effectual punishment of certain offenders."

And the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same, and it was carried down by the Master in Chancery to the House of Assembly for concurrence.

On the motion of Mr. Russell, duly seconded, a "Bill to declare the rights of certain grantees of the waste lands of the crown," was read a first time, and on the motion of Mr. Russell, duly seconded, ordered that the said Bill be read a second time to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:

"A Bill to regulate the impounding of cattle in the Western District."

"A Bill to revive and continue 'An Act to provide for the appointment of Returning Officers for the several counties within this Province.'"

Also "a Bill for making a temporary provision for the regulation of trade between this Province and the United States of America by land or inland navigation," and

"A Bill for the more easy convicting of persons selling spirituous liquors without license."

Which Bills were respectively read a first time, and were appointed for the second reading to-morrow.

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

Wednesday, the 18th June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Hon. Æneas Shaw from his place delivered in to the Speaker a message to this House from His Excellency the Lieutenant Governor, which was read by the Speaker, and also by the Clerk at the table, and ordered to be entered on the Journal of this House; and the said message followeth in these words, to wit:—

P, Hunter, Lieut. Governor.

The Lieutenant Governor having lately received from His Grace the Duke of Portland, one of His Majesty's Principal Secretaries of State, an order of His Majesty in Council which he is commanded to communicate to the Legislature of this Province, transmits a copy of it to the Honorable the Legislative Council.

P. H.

York, June 16th, 1800.

Copy.

At the Council of St. James, the 15th January, 1800.

Present:

Duke of Portland.
Lord Steward.
Lord Chamberlain.
Earl of Chesterfield.
Earl Spencer

Viscount Belgrave.
Lord Cathcart.
Lord Hawkesbury.
Sir Wm. Scott.
Mr. Steele.

Earl of Liverpool.

Whereas there was this day read at the Board a representation of a Committee of the Lords of His Majesty's Most Honorable Privy Council, stating the inconvenience which may result from His Majesty's approbation being obtained to Acts of the Legislature of His Majesty's colonies or plantations at any considerable interval of time from the passing thereof, and submit that unless his Majesty's confirmation to any Act passed in His Majesty's colonies or plantations shall be obtained within three years from the passing any such Act in the said colonies or plantations respectively, such Act should be considered as disallowed.

His Majesty with the advice of the Privy Council is thereupon pleased to declare that in future in all cases where His Majesty's confirmation shall be necessary to give validity and effect to any Act passed by the Legislature of any of His Majesty's Colonies or Plantations, unless His Majesty's confirmation thereof shall be obtained within three years from the passing such Act in any of the said colonies or plantations, such Act shall be considered as disallowed; and His Majesty is hereby pleased to order that His Grace the Duke of Portland, one of His Majesty's Principal Secretaries of State, to receive His Majesty's pleasure for communicating such His Majesty's declaration to the Governors of His Majesty's colonies and plantations, to be by them signified to the respective Legislatures of His Majesty's said colonies and plantations.

(Signed) W. FAWKENER.

A True Copy.

James Green, Secretary.

The Order of the Day being read, "a Bill to declare the rights of certain Grantees of Waste Lands of the Crown," was read a second time, and on motion of Mr. Cartwright, duly seconded, ordered that this House do now resolve itself into a Committee upon the consideration of the said Bill. The House thereupon resolved itself into the said Committee accordingly.

House in Committee, Mr. Grant in the Chair; took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had directed him to report progress therein, and to request leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given.

A Bill to regulate the impounding of cattle in the Western District was read a second time, and on motion of Mr. Cartwright, duly seconded, ordered that the House do resolve itself into a Committee upon the consideration of the said Bill on Monday next.

"A Bill to revive and continue 'an Act for the appointment of Returning Officers for the several Counties within this Province,'" was read a second time, and on the motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee upon the consideration of the said Bill.

House in Committee, Mr. Russell in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same as brought up. Ordered that the said report be accepted, and that the said Bill be read a third time to-morrow.

Read a second time, "A Bill for making temporary provision for the regulation of trade between this Province and the United States of America by land or inland navigation," and on the motion of Mr. Shaw, duly seconded, ordered that the House do now resolve itself into a Committee upon the consideration thereof.

House in Committee, Mr. Shaw in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed to the same as brought up. Ordered that the said report be accepted, and on motion of Mr. Cartwright, duly seconded, ordered that the same be read a third time to-morrow.

"A Bill for the more easy convicting of persons selling spirituous liquors without License," was read a second time, and on motion of Mr. Cartwright, duly seconded, ordered that the House do resolve itself into a Committee upon the consideration thereof to-morrow.

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

Thursday, the 19th June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee upon the further consideration of "a Bill to declare the rights of certain Grantees of Waste Lands of the Crown."

House in Committee, Mr. Grant in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreeably to the Order of the Day gone again into the consideration of the said Bill, and had agreed thereto with amendments. Which report was accepted, and the said Bill being read as amended was agreed to. Mr. Cartwright then moved, seconded by Mr. Munro, that the same be engrossed, and read a third time to-morrow, which was ordered accordingly.

"A Bill to revive and continue an 'Act to provide for the appointment of Returning Officers for the several counties within this Province,'" was read a third time; and the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same.

"A Bill for making a temporary provision for the regulation of trade between this Province and the United States of America, by land or inland navigation," was also read a third time; and the question being put, that this Bill do now pass, it was resolved in the affirmative, upon which the same was signed by the Speaker.

The House conformably to the Order of the Day resolved itself into a Committee for the purpose of taking into consideration a "Bill for the more easy convicting of persons selling spirituous liquors without License."

House in Committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had directed him to report progress in the consideration of the said Bill, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given accordingly.

The Master-in-Chancery was sent with a message to the House of Assembly, to inform them that this House had agreed with them in passing, "A Bill to revive and continue an Act to provide for the appointment of Returning Officers for the several counties within this Province"; and a Bill "for making a temporary provision for the regulation of trade between this Province and the United States of America by land and inland navigation."

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

Friday, the 20th June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read as engrossed, "A Bill to declare the rights of certain Grantees of Waste Lands of the Crown," and the question being put, that the said Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence.

The House in conformity to the Order of the Day resolved itself into a Committee for the purpose of proceeding in "a Bill for the more easy convicting of persons selling spirituous liquors without license."

House in Committee, Mr. Hamilton in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again gone into the consideration of the said Bill, and had directed him to report that the Committee had amended and agreed thereunto, by the title of "A Bill for the more easy convicting of persons selling spirituous liquors without license by retail, and for the better collection of the revenue arising from still, tavern and shop licenses." Ordered that the said Report be accepted, and that the said amendments be engrossed and read with the Bill to-morrow.

A Message being announced from His Excellency the Lieutenant Governor, Alexander Burns, Esquire, the bearer thereof, came to the Bar of this House, which being raised and the members all standing in their places he delivered unto the Speaker the papers following, to wit:—

General Account of articles on which duties on importation are imposed by the Legislature of Lower Canada, which have passed Coteau-du-Lac upwards from 1st January to the 30th June, 1799, agreeably to written accounts thereof received, or as ascertained on examination of carriages according to the Act; also General Account of dutiable articles which have passed Coteau-du-Lac upwards between the first of July and the thirtieth of December one thousand seven hundred and ninety-nine, agreeably to the particular written accounts thereof received by the Inspector, or as ascertained by him on examination of carriages according to the Act; also General Account of the articles on which duties on importation are imposed by the Legislature of Lower Canada which have passed Coteau-du-Lac downwards from the first of January to the thirtieth of June 1799, agreeably to written accounts thereof received, or as ascertained on examination of carriages according to the Act, also

General Accounts of dutiable articles which have passed Coteau-du-Lac downwards between the 1st of July and the 31st of December, one thousand seven hundred and ninety-nine; agreeably to the particular written accounts thereof received by the Inspector, or as ascertained by him on examination of carriages according to the Act.

Also General Account of merchandise shipped from the Port of Kingston between the 25th December, 1798, and 24th December, 1799, inclusive, and General Account of merchandise entered at the Port of Niagara, between 25th December, 1798, and 24th December, 1799, inclusive.

And then he retired.

After which the Speaker reported the same in his place to the House. Whereupon ordered that the said papers do lie upon the table.

The House adjourned until Monday morning at ten o'clock.

Monday, the 23rd June, 1800.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved, seconded by Mr. Hamilton, that the Order of the Day for the commitment of a "Bill to regulate the impounding of cattle in the Western District," be discharged, and that the said Bill be committed three months hence. Ordered accordingly.

On the motion of Mr. Cartwright, duly seconded, ordered that the Order of the Day for the third reading of a "Bill for the more easy convicting of persons selling spirituous liquors by retail without license, and for the better collection of the revenue arising from still, tavern and shop licenses," be discharged, and that the same be recommitted.

House in Committee, Mr. Hamilton in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again gone into the consideration of the said Bill, and had directed him to report that they had added some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted, and that the said amendments be engrossed and read with the Bill to-day. Read as amended the said Bill, and the question being put, that the said Bill do now pass it was resolved in the affirmative, whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill for the more uniform laying of assessments and rates throughout this Province."

And "A Bill for the more general representation of the Commons of this Province in Parliament."

Which Bills were read respectively a first time, and on motion of Mr. Cartwright, seconded by Mr. Hamilton, ordered that the same be read a second time to-morrow.

The said deputation also inform this House that they have concurred in passing "A Bill to declare the rights of certain grantees of the waste lands of the Crown," as sent down; which Bill they brought up and returned to the House.

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

Tuesday, the 24th June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, "A Bill for the more uniform laying of assessments throughout this Province," was read a second time, and on motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee upon the consideration thereof.

House in Committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair, when the said deputation informed this House that the House of Assembly had concurred in passing "A Bill for the further introduction of the criminal law of England into this Province, and for the more effectual punishment of certain offenders" as sent down. Which Act the said deputation brought up and returned to this House.

The Committee then resumed the consideration of "A Bill for the more uniform laying of assessments throughout this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had directed him to report progress, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given.

"A Bill for the more general representation of the Commons of this Province in Parliament" was read a second time, and on motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee on the consideration of the said Bill.

House in Committee, Mr. Munro in the Chair. Went into the consideration of the same.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, in which they had made a progress, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given.

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

Wednesday, the 25th June, 1800.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright brought in by leave a petition subscribed by several of the inhabitants of the counties of Addington and Ontario. Which was read in the words following, to wit:—

To the Honorable the House of Assembly of the Province of Upper Canada in Parliament assembled.

The Petition of the undersigned inhabitants of the Counties of Addington and Ontario,

Humbly Sheweth:—

That the above mentioned counties being less populous than any others who are required to send a representative to the House of Assembly found it extremely burdensome to pay the wages of such representative, and pray the Honorable House that they may be united with the County of Frontenac for the purpose of choosing a person to represent them in Parliament jointly with the said County.

And your Petitioners as in duty bound will ever pray.

(Signed) Wm. Johnston, Senr. and fifty-three others.

Ernesttown, 1st May, 1800.

And ordered to lie upon the table.

The Order of the Day being read, the House in conformity thereto resolved itself into a Committee, to take into further consideration "A Bill for the more uniform laying of Assessments throughout this Province."

House in Committee, Mr. Cartwright in the Chair. Took the said Bill again into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again taken the same into consideration, and had agreed thereto with amendments. Ordered that the said report be accepted, and that the said amendments be engrossed and read with the Bill a third time to-morrow.

The House then resolved itself into a Committee upon the further consideration of "A Bill for the more general representation of the Commons of this Province in Parliament."

House in Committee, Mr. Munro in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again gone into the consideration of the said Bill, and had amended and agreed thereto. Ordered that the said Report be accepted; and that the said amendments be engrossed and read with the Bill a third time to-morrow.

Mr. Hamilton brought in by leave "A Bill for the regulation of Special Juries," which was read a first time, and on motion of Mr. Hamilton, duly seconded, ordered that the said Bill be read a second time to-morrow.

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

Thursday, the 26th June, 1800.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read as amended, "A Bill for the more uniform laying of Assessments throughout this Province," and the said Bill as amended being agreed to, the question was put, whether this Bill do now pass, and it was resolved in the affirmative, whereupon the same was signed by the Speaker, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments.

On the motion of Mr. Cartwright, duly seconded, ordered that the Order of the Day for the third reading of a Bill for the more general representation of the Commons of this Province in Parliament be discharged, and that the same be re-committed. Whereupon the House resolved itself into a Committee for the purpose of reconsidering the said Bill.

House in Committee, Mr. Munro in the Chair. Went again into the consideration thereof.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again gone into the consideration of the said Bill, and had amended and agreed thereunto by the title of "A Bill for the more equal representation of the Commons of this Province in Parliament, and for the better defining the qualifications of electors." Ordered that the said report be accepted, and the said Bill being read as amended was agreed to, and the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the same was signed by the Speaker; and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments.

Read a second time, "A Bill for the regulation of Special Juries." On motion of Mr. Hamilton, seconded duly, ordered that the House do now resolve itself into a Committee upon the consideration of the said Bill.

House in Committee, Mr. Grant in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto as brought in. Ordered that the said Report be accepted, and that the said Bill be engrossed and read a third time to-day.

Read as engrossed, "A Bill for the Regulation of Special Juries," and the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence.

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

Friday, the 27th June, 1800.

The House met pursuant to adjournment. Prayers were read, and the House adjourned until to-morrow morning at ten o'clock.

Saturday, the 28th June, 1800.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly with a message in the following words:

Honorable Mr. Speaker: The Assembly have not concurred in one of the amendments made by this Honorable House to "A Bill for the more equal representation of the Commons of this Province in Parliament," and request that it may be the pleasure of this Honorable House to appoint a Committee to meet in conference a Committee of the House of Assembly, for the purpose of removing or explaining the objection.

The Master-in-Chancery was sent with a message requesting to know upon which amendment made in a "Bill for the more equal representation of the Commons of this Province in Parliament," the House of Assembly wish for a conference.

A deputation from the House of Assembly brought up for the concurrence of the House a "Bill for the more easy convicting of persons selling spirituous liquors without License, and for the better collection of the Revenue arising from Still, Tavern and Shop Licenses," which Bill was read a first and second time, and on the motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee, for the purpose of going into the consideration of the said Bill.

House in Committee, Mr. Russell in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed thereunto amended by the title of a "Bill for the easy convicting of persons selling spirituous liquors by retail without license."

Ordered that the said Report be accepted, and that the said amendments be engrossed and read with the Bill a third time this day.

Read as amended, "A Bill for the more easy convicting of persons selling spirituous liquors by retail without License," and the question being put, that the said Bill do now pass, it was resolved in the affirmative, and the same was signed by the Speaker.

A deputation from the House of Assembly, with this message, to wit:

Mr. Speaker,—The amendments upon which the House of Assembly pray for a conference in the "Bill for the more equal representation of the Commons of this Province in Parliament," are with respect to the representation proposed for the Western District.

On the motion of Mr. McGill, seconded by Mr. Shaw, ordered, that Mr. Grant, Mr. Russell and Mr. Cartwright be a committee of this House to meet a committee of the House of Assembly for the purpose of holding the said conference.

Mr. Cartwright moved that it be an instruction to the committee of this House appointed to confer with a committee of the House of Assembly respecting an amendment made to a Bill entitled "A Bill for the more equal representation of the Commons of this Province in Parliament," respecting the representation of the District of London and the Western District, that the committee do endeavour to convince the committee of the House of Assembly of the reasonableness and propriety of the amendments made by this House; but that if the committee of the House of Assembly should appear determined not to adopt the amendment, the committee of this House shall on the part of the House agree to withdraw it rather than prevent the passing of the Bill.

The Master-in-Chancery was sent down to the House of Assembly with a message informing them that this House had agreed in passing a "Bill for the more easy convicting of persons selling spirituous liquors by retail without license, and for the better collection of the revenue arising from still, tavern and shop licenses," with amendments, to which their concurrence is requested.

The Master-in-Chancery at the same time carried down to the House of Assembly a message, informing them that this House had appointed a Committee, who are now ready to meet a committee of the House of Assembly in the Council chamber, for the purpose of having a conference upon the said amendments to the "Bill for the more equal representation of the Commons of this Province in the Parliament."

The House adjourned for one hour.

The House being met, and the Speaker having taken the Chair,

The committee appointed to confer with a committee of the House of Assembly upon the subject of an amendment made by this House to a Bill intituled "A Bill for the more equal representation of the Commons of this Province in Parliament," respecting the representation of the District of London and the Western District, reported that they had consented on the part of this House to withdraw their amendment in respect thereof. Ordered that the said report be accepted, and that a message be sent to the House of Assembly to inform them that this House do agree to withdraw so much of their amendment made in a "Bill for the more equal representation of the Commons of this Province," as relates to the London District. Which message was accordingly carried down by the Master-in-Chancery to the House of Assembly.

A deputation from the House of Assembly brought up and returned to this House as concurred in with an amendment, "A Bill for the regulation of Special Juries."

The said deputation also brought up for the concurrence of this House "A Bill for the more uniform laying of Assessments within this Province." Which was read a first and second time, and on the motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee upon the consideration of the said Bill.

House in Committee, Mr. Shaw in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereunto with amendments. Ordered that the said report be accepted, and that the said amendments be engrossed and read with the Bill a third time to-day.

Read as amended, "A Bill for the more uniform laying of assessments throughout this Province," and the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly, for concurrence in the amendments.

The House adjourned until Monday morning at ten o'clock.

Monday, the 30th June, 1800.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly with a message to this House in these words, to wit:

Mr. Speaker,—The Honorable the Commons request that this Honorable House would inform them of what officers they may have had occasion to employ during the present session, so that provision may be made by the Commons for the payment of their wages.

Whereupon the Master-in-Chancery was sent down to the House of Assembly with a message to inform them that the following persons were officers attendant upon the Honorable the Legislative Council during the fourth session of the second Provincial Parliament of Upper Canada, viz.:

David Burns, Esquire, Master-in-Chancery.

James Clark, Esquire, Clerk.

George Lawe, Esq., Usher of the Black Rod.

John McBride, Gentleman, Doorkeeper.

A deputation from the House of Assembly with a "Bill for the more uniform laying of Assessments and rates throughout this Province," to which they requested the concurrence of this House, and the said Bill being read a first and second time, on the motion of Mr. Cartwright, duly seconded, ordered, that the House do now resolve itself into a Committee upon the consideration of the said Bill.

House in Committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and agreed thereto as brought up. Ordered that the said report be accepted, and the question being put, that this Bill do now pass, it was resolved in the affirmative, and the same was signed by the Speaker.

A deputation from the House of Assembly with a message informing this House that they had agreed in passing "A Bill for the more equal representation of the Commons of this Province in Parliament, and for the better defining the qualifications of electors," as amended by this House.

On the motion of Mr. Hamilton, duly seconded, "A Bill for the regulation of Special Juries," as amended by the House of Assembly was read a first and second time; and the question being put, whether this House do agree in passing the said Bill as amended, it was resolved in the affirmative.

The Master-in-Chancery was sent with a message to the House of Assembly, to inform them that this House had agreed in passing a "Bill for the more uniform laying of rates and assessments throughout this Province" without amendment, and also that this House had concurred in the amendment made by the House of Assembly to a "Bill for the regulation of Special Juries."

A deputation from the House of Assembly with a "Bill for the summary conviction of persons selling spirituous liquors by retail without license," to which they request the concurrence of the House. Which Bill was read a first and second time, and on motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee, for the purpose of taking the said Bill into consideration.

House in Committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto as brought up; ordered that the said report be accepted, and the said Bill being read a third time, the question was put, whether this Bill do now pass, and it was resolved in the affirmative. Whereupon the Speaker signed the same.

The House adjourned until Wednesday morning at twelve o'clock.

Wednesday, the 2nd July, 1800.

The House met pursuant to adjournment. Prayers were read.

On the motion of Mr. Hamilton, duly seconded, ordered that a message be sent to the House of Assembly to inform them that this House had agreed in passing "A Bill for the summary conviction of persons selling spirituous liquors without a license by retail." Which message the Master-in-Chancery carried down to the House of Assembly accordingly,

A deputation from the House of Assembly with a message in the following words, to wit:

Mr. Speaker: We are a Committee to request the concurrence of this House in their resolutions with respect to the receipt and distribution of the Provincial Revenue.

And at the same time the said deputation brought up a report in the following words, to wit:

Report of the Committee to take into their consideration the receipts and application of the Provincial Revenue.

Resolved that the following sums of money be paid to the respective persons hereinafter mentioned:

To the Speaker of the House of Assembly for his Salary..	£200	0	0	
To do., to enable him to purchase sundry books and other articles for the use of the House of Assembly.....	30	0	0	
To do., to enable him to have fifty copies of the Journals of the House printed	150	0	0	
				£380 0 0
To the Clerk of the House of Assembly for his salary....	125	0	0	
To do. for contingencies	50	0	0	
				175 0 0
To the Clerk of the Legislative Council for his Salary..	125	0	0	
To do. for contingencies	20	0	0	
				145 0 0
The Chaplain of the Legislative Council	30	0	0	
The Chaplain of the House of Assembly	30	0	0	
				60 0 0
The Serjeant-at-Arms	50	0	0	
The Bearer of the Black Rod	50	0	0	
				100 0 0
The Doorkeeper of the Legislative Council	15	0	0	
To do. to pay him for extraordinary services going with messages	5	0	0	
				20 0 0
To do. the House of Assembly	15	0	0	
To do. for extra services as above	5	0	0	
				20 0 0
To S. Tiffany, Printer, for printing an Act intituled an Act to amend and improve the communication by land and by water between the lakes of Ontario and Erie, pursuant to the Order of the House last Session				4 10 0
To the Bearer of the Black Rod for sword	6	5	0	
To the Serjeant-at-Arms for a Sword	6	5	0	
To do. for contingencies, etc.	5	18	0	
				18 5 0
To Capt. Hugh Macdonell, Adjutant General of the Militia for one year and nine months salary due to him in June, 1797; the fund appointed by law not proving sufficient to pay him				159 13 9
				£1,082 8 9

Resolved, that an humble address may be presented to His Excellency the Lieutenant Governor that he will be pleased to issue his warrants in favor of the several persons herein above mentioned for the sums of money voted to them, and that the same may be charged to the fund appropriated for that purpose, and that the residue may be applied in such manner as it shall please His Majesty to direct towards the support of the war.

P. WILKINSON, Chairman.

Which report was accepted, and approved by the House.

SAMUEL STREET, Speaker.

And the same being read by the Clerk at the Table; on the motion of Mr. Hamilton, duly seconded, ordered that the House do now resolve itself into a Committee for the purpose of taking the said Report into consideration.

House in Committee, Mr. McGill in the Chair. Took the said report into consideration.

The Speaker resumed the Chair.

The Chairman reported progress therein, and requested leave to sit again; ordered that the said report be accepted and that leave be given.

On the motion of Mr. Cartwright, duly seconded, ordered that a message be sent to the House of Assembly, requesting them to furnish this House with a list of the sums voted during this Parliament to the several officers of the respective Houses for their salaries and contingent charges, which message the Master-in-Chancery carried down to the House of Assembly accordingly.

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

Thursday, the 3rd July, 1800.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to make further provision for the payment of the salaries of the different officers and the contingent expenses of the Legislative Council and Assembly of this Province during the present session, and to appropriate the surplus revenue," which Bill was read a first and second time, and on the motion of Mr. Cartwright, duly seconded, ordered that the House do now resolve itself into a Committee for the purpose of taking the said Bill into consideration.

House in Committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto with amendments. Ordered that the said report be accepted, and the said amendments being read, Mr. Cartwright moved, seconded by Mr. Russell, that the several amendments made in the said Bill by the Committee be discharged; and that the same do pass as brought up, upon which motion some debates ensued, and the question being put upon the motion, it was negatived, after which the question was put upon the several amendments one by one, and they were respectively carried in the affirmative.

Mr. Hamilton then moved, seconded by Mr. Grant, that the said amendments be engrossed and read with the Bill a third time this day. Ordered accordingly.

Read as amended, "A Bill to make further provision for the payment of the salaries of the different officers and the contingent expenses of the Legislative Council and Assembly of this Province during the present Session, and to appropriate the surplus revenue"; and the question being put that the Bill do now pass, it was resolved in the affirmative. Whereupon the same was signed by the Speaker, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill for the relief of Hugh Macdonell, late Adjutant General of the Militia," which was read a first time, and ordered to lie upon the table.

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

Friday, the 4th July, 1800.

The House met pursuant to adjournment. Prayers were read.

At twelve o'clock His Excellency the Lieutenant Governor came to the Council Chamber.

The Usher of the Black Rod was then sent with a message from His Excellency to the House of Assembly, requiring their immediate attendance at the Council chamber, and the members with the respective officers of the House of Assembly being come to the bar thereof, His Excellency was pleased to assent in His Majesty's name to the following Acts, to wit:

"An Act for the further introduction of the Criminal Law of England into this Province, and for the more effectual punishment of certain offenders."

"An Act for the regulation of Special Juries."

"An Act for the more equal representation of the Commons of this Province in Parliament, and for the better defining the qualifications of electors."

"An Act for the summary conviction of persons selling spirituous liquors by retail without a license."

An Act to revive and continue an Act intituled "An Act to provide for the appointment of Returning Officers for the several counties within this Province," and

"An Act for making a temporary provision for the regulation of trade between this Province and the United States of America, by land or inland navigation."

And at the same time His Excellency was pleased to reserve for the signification of His Majesty's pleasure thereon the following Bills, to wit:

A Bill intituled "A Bill to declare the rights of certain grantees of waste lands of the Crown."

A Bill intituled "A Bill for the more uniform laying of assessments and rates throughout this Province."

And then His Excellency was pleased to address both Houses in the following words, to wit:

Honorable Gentlemen and Gentlemen: It gives me pleasure that the termination of the public business enables me to dismiss you at an early season. The period is arrived when by the Constitution of the Province the present Legislature must be dissolved and a new one formed.

Gentlemen of the Assembly: In returning to your former stations I trust that you will carry with you much useful information. The experience of four years must have impressed upon your minds a strong sense of the importance of the situation you have filled.

You will, therefore, I hope, be desirous to assist and guide your constituents in the choice of those whom they are about to invest with the character of their representatives.

You will point out to them the necessity of selecting those who unite integrity of intention to a correct knowledge of the interests of their country, those who are too well informed to mistake the advantage of a part for the advantages of the whole; and too upright to cover private views with the appearance of public zeal.

To You, Honorable Gentlemen of the Legislative Council, the considerations which address themselves to the representative branch of the Legislature do not apply; but I am confident that you will never cease to remember that the distinction with which the constitution has invested you obliges you to keep the good of the whole as much in view as if you acted under delegated authority. I observe

with pleasure that many of you are Lieutenants of Counties, and that all of you are Magistrates.

In forming and disciplining the several regiments of Militia under your command you will be both honorably and usefully employed; but it is more especially in enforcing obedience to the laws and in maintaining good order among those who are within the sphere of your influence and authority that you will discharge the appropriate duties of your elevated situation.

In both the one and the other character you will depend on receiving from me every degree of support, and every kind of assistance which it is in my power to give.

And then the Honorable the Speaker by His Excellency's command declared the Provincial Government prorogued until Thursday the fourteenth day of August next. And so it was prorogued accordingly.

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

From Thursday, the twenty-eighth day of May,

TO

Thursday, the ninth day of July,

1801.

And in the forty-first year of the Reign of

KING GEORGE THE THIRD



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,
1801.

YORK, Thursday, the 28th May, 1801.

This being the day appointed by Proclamation for the meeting of the third Provincial Parliament, the House met accordingly, and there were present:

The Honorable John Elmsley, Speaker; James Baby, Alexander Grant, Peter Russell, Æneas Shaw, and John McGill.

A *Dedimus Potestatum* under the hand and seal of Peter Hunter, Esquire, Lieutenant Governor, directed to William Jarvis, John Small and James Clark, Esquires, authorising them or either one of them to administer the usual oath to the Members of the Legislative Council being read by the Clerk in his place. The said oath was administered and taken and subscribed by them, the said the Hon. John Elmsley, James Baby, Alexander Grant, Peter Russell, Æneas Shaw and John McGill, who thereupon took their seats.

At one o'clock His Excellency the Lieutenant Governor came to the Council Chamber,

When George Lawe, Esquire, Gentleman Usher of the Black Rod, was sent with a message to the House of Assembly, commanding the members to attend the Bar of this House; and they being come thereunto, the Honorable the Speaker of the Legislative Council by command of His Excellency the Lieutenant Governor addressed them as follows, to wit:

Gentlemen of the House of Assembly: I have it in command from His Excellency the Lieutenant Governor, to signify to you that it is his pleasure that you do return to the House into which you belong, and there elect one of your number to be your Speaker, whom you shall present for the approval of His Excellency at the Bar of this House to-morrow at twelve o'clock.

His Excellency then withdrew.

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

Friday, the 29th May, 1801.

The House met pursuant to adjournment.

The Honorable Richard Cartwright having attended, and the usual oath being to him administered, he took and subscribed to the same, whereupon he took his seat.

At twelve o'clock His Excellency the Lieutenant Governor came to the Council chamber.

The Usher of the Black Rod was sent with a message from His Excellency to the House of Assembly, commanding them to attend at the Bar of the Council Chamber.

And the members thereof being come thereunto, they presented the Honorable David William Smith as their Speaker-elect, for the approbation of His Excellency the Lieutenant Governor. Who having confirmed and approved such choice, and election, His Excellency was pleased to address to both Houses as followeth, to wit:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly: The wisdom of those who framed the constitution of this Province is in nothing more manifest than in the care which has been taken that the Legislature should meet as frequently as it is probable that subjects worthy of its consideration will occur.

Two subjects call at this moment for your most serious consideration.

The first is the formation of a plan for the improvement of our revenue upon the basis of the agreement made by the Commissioners appointed by me under the authority of an Act of the last Session, to treat on the part of this Province with Commissioners on the part of Lower Canada.

The terms of that agreement, copies of which I have directed to be laid before you, appear to be consistent with the real interests of the two Provinces considered as branches of the Empire, as they are equitable between the Provinces themselves; and I trust that you will lose no time in digesting a plan equally convenient and effectual for carrying them into effect.

The other subject to which I wish to draw your attention is the offering of such encouragement as you may think necessary or proper for the culture of hemp. The present circumstances of Europe render that article an object of the highest importance, and there can be but little doubt that if the soil and climate of this Province are favorable to the growth of it, it will amply reward every degree of labor and expense that may be bestowed upon it.

How far nature, which has been so bountiful to us in other respects, has favored us in this, you are better able to determine than I am; but I hope that nothing will be wanting on your part, as nothing shall on mine, to secure to the Province the sources of wealth which the success of this experiment will open to it.

Gentlemen of the House of Assembly: I have directed the usual accounts to be laid before you. You will regret with me that our expectations of an increase to our revenue from the articles which pass the Coteau-du-Lac have not been realized; and that the importation of some of those articles has considerably diminished.

Whether this circumstance arises from a diminution in the consumption of those articles, or whether the demand for them be supplied by another channel, it is a subject that demands the most serious consideration; and I cannot help adding to it that the increase of your internal revenue by no means seems to keep pace with the increase of our numbers and the improvement of the country. To inquire into the cause, and to suggest a remedy for the evil, is equally worthy of the attention of the Legislature.

Honorable Gentlemen, and Gentlemen: It is with the sincerest pleasure that I announce to you an event of the utmost importance which has lately taken place in Europe: I mean the Union of the Kingdoms of Great Britain and Ireland. The British nations are now entirely consolidated, and all that seemed wanting to make them all that they were capable of being made is attained. Everything

that was partial, everything that was local, everything that could recall the recollection that those whom nature intended to be one were distinct is done away with; and the most intimate union is established on the justest and most liberal principles. Our strength is increased by being brought to a centre. Our resources are enlarged by the unreserved communication of every advantage. Nor is it to be doubted that under the auspices of the august and enlightened Prince whose wisdom projected and whose perseverance accomplished the great event, effects the most beneficent will soon be felt, which after diffusing wealth and power and happiness over the United Kingdom will gradually spread themselves through "the remotest branches of the Empire."

And afterwards withdrew.

Prayers were read by the Reverend Mr. Geo. O. Stewart,

The Honorable the Speaker then reported to the House that he had a copy of His Excellency's speech to both Houses, which he read, and the same being also read by the Clerk standing in his place, Mr. Russell moved that an humble Address of thanks be prepared in answer to His Excellency's speech and that a Committee be appointed to prepare the same. Mr. Shaw seconded the said motion, whereupon ordered that Mr. Russell and Mr. Shaw be appointed a Committee for that purpose, and that they do report a draught thereof to-morrow.

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

Saturday, the 30th May, 1801.

The House being met pursuant to adjournment, Prayers were read.

The Order of the Day being read, the Committee appointed to prepare an humble address of thanks in answer to His Excellency's speech, reported a draught thereof, which was read; and on the motion of Mr. Cartwright, seconded by Mr. Grant, the House resolved itself into a Committee upon the consideration of the said address.

House in committee, Mr. Baby in the Chair. Went into the consideration of the said address.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said address, and had agreed to the same with amendments, which report was accepted, and the said address being read as amended was agreed to, and on motion of Mr. McGill, seconded by Mr. Shaw, ordered that the said address be engrossed. Ordered also, that Mr. Baby, Mr. Grant and Mr. Cartwright be appointed a committee to wait upon His Excellency the Lieutenant Governor to know when he will be pleased to receive the address of the House; and that they do make a report thereof on Monday next.

The House adjourned until Monday morning at ten o'clock.

Monday, the 1st June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he will be pleased to receive the Address of this House, reported that His Excellency will be pleased to receive the Address of this House at eleven o'clock to-day.

The said Address was then read as engrossed, and being by the order of the House signed by the Speaker, the House accordingly waited upon His Excellency therewith, comprised in the following words, to wit:

To His Excellency Peter Hunter, Esquire, Lieutenant Governor of His Majesty's Province of Upper Canada, and Lieut. General Commanding in Upper and Lower Canada.

May it please Your Excellency: We, His Majesty's most dutiful and loyal subjects, the members of the Legislative Council in Provincial Parliament assembled, return Your Excellency our thanks for the very interesting Speech you have made us from the Throne.

The two subjects to which Your Excellency has been pleased to call our attention being of the utmost importance to the future prosperity of this Province shall be taken into immediate consideration.

After we have read the copy of the agreement entered into by the Commissioners appointed on the parts of Upper and Lower Canada, which Your Excellency has directed to be laid before us, we shall lose no time in endeavouring to digest such plan for the improvement of our revenue upon the basis thereof as may be equally convenient and effectual for carrying it into execution.

We receive at the same time with pleasure and gratitude Your Excellency's suggestion respecting the advantages to be drawn from the culture of hemp in this Province, and we shall not fail to join most cordially the other branches of the Legislature in offering such encouragement within the compass of our ability for promoting its growth as may appear most likely to render it at no great distance of time a staple of the Province, and thereby secure to Upper Canada an unquestionable source of wealth, while it is accompanied with the grateful reflection that we have contributed to render the mother country independent of foreign nations for supplying her navy with an article so very important.

We thank Your Excellency for announcing to us that very great and important event, the Union of the Kingdoms of Great Britain and Ireland; an event which impresses our minds with joy and exultation in contemplating the strength, power and greatness to which it will raise the Empire of which we pride ourselves in being a part; while we admire with Your Excellency the great wisdom and perseverance with which it was projected and at length so happily accomplished under the auspices of our august and enlightened Sovereign.

And they having afterwards adjourned to the Council chamber, and the Chair being re-assumed, the House adjourned until to-morrow morning at ten o'clock.

Tuesday, the 2nd June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Honorable the Speaker reported that the House had yesterday waited upon His Excellency the Lieutenant Governor with its Address in answer to his Speech; who had been graciously pleased to receive the same, and had given an answer thereunto in the following words, to wit:

Honorable Gentlemen: I thank you for your dutiful address. It gives me the sincerest satisfaction to find that your sentiments perfectly agree with mine respecting the promotion of measures which I trust will not only promote the wealth and prosperity of this Province, but also the advantage of our parent state, the now happily United Kingdom of Great Britain and Ireland.

William Jarvis, Esq., Secretary of the Province, being announced and having come to the Bar of the House, he delivered in there a message from His Excellency the Lieutenant Governor, with the papers entitled as follows, to wit:

Articles of Provisional Agreement made and entered into by the undersigned Commissioners, viz.: The Honorable Richard Cartwright and Timothy Thompson, Esquires, on the part of Upper Canada, appointed by His Excellency Peter Hunter, Esquire, Lieutenant Governor of the said Province, by Commission bearing the date the twenty-third day of July, in the fortieth year of His Majesty's reign, under the authority of an Act passed in the thirty-sixth year of His Majesty's reign, intituled "An Act to authorize the Lieutenant Governor to nominate and appoint Commissioners for the purpose therein mentioned," and the Honorable James McGill, the Honorable John Lees, Joseph Perineau and Thomas Coffin, Esquires, on the part of Lower Canada; appointed by an Act of the Legislature thereof passed in the fortieth year of His Majesty's reign, intituled "An Act for appointing Commissioners on behalf of this Province to treat further with Commissioners on behalf of the Province of Upper Canada for the purposes therein mentioned."

Also general account of articles liable to duty by Acts of the Legislature of this Province that have passed Coteau-du-Lac upwards from the 1st January to the 30th June, 1800.

Also General Account of articles liable to duty by Acts of the Legislature of this Province that passed Coteau-du-Lac downwards, from the 1st January to the 30th June, 1800.

Also General Account of articles liable to duty by Acts of the Legislature of this Province, which have passed Coteau-du-Lac upwards, from the 1st July to the 31st December, 1800.

And General Account of articles liable to duty by Acts of the Legislature of this Province, that passed Coteau-du-Lac downwards from the 1st July to the 31st December, 1800.

Which he delivered in to the Speaker, and they being read were orderd to lie upon the table.

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

Wednesday, the 3rd June, 1801.

The House met pursuant to adjournment, and on motion of Mr. Duncan, seconded by Mr. Grant, adjourned until Friday next at twelve o'clock.

Friday, the 5th June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Clerk having received under cover from Peter Russell, Esq., Receiver General, a paper entitled "The Receiver General's Account Current of Duties received by him under Acts of the Provincial Parliament between the 7th June, 1800, and the 27th May, 1801," which he delivered in to the Speaker, who reported the same to the House, and it was ordered to lie upon the Table.

On motion of Mr. Cartwright, seconded by Mr. Grant, the House adjourned until Monday morning at ten o'clock.

Monday, the 8th June, 1801.

The House met pursuant to adjournment. Prayers were read, and on motion of Mr. Baby, seconded by Mr. Grant, the House adjourned until Wednesday morning next at ten o'clock.

Wednesday, the 10th June, 1801

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved for leave to bring in a "Bill to enable Femmes Covert having real estate or interest in real estate more conveniently to alien the same." Which motion being seconded by Mr. Baby, the said Bill was brought in and read a first time, and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be read a second time to-morrow.

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

Thursday, the 11th June, 1801.

The House met pursuant to adjournment. Prayers were read.

William Jarvis, Esquire, having attended with Roll, and the usual oath being administered to and taken by the Honorable Robert Hamilton, he subscribed unto the same, and took his seat accordingly.

The Order of the Day being read, read a second time, "A Bill to enable Femmes Covert having real estate or interest in real estate more conveniently to alien the same," and on motion of Mr. Cartwright, seconded by Mr. Grant, ordered that the House do now resolve itself into a Committee to take the said Bill into consideration, whereupon the House resolved itself into a Committee accordingly.

House in Committee, Mr. Hamilton in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Speaker reported that the Committee had taken the said Bill into consideration and had directed him to report a progress therein, and thereupon requested leave to sit again to-morrow, ordered that the said report be accepted, and that leave be given to sit again accordingly.

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

Friday, the 12th June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, agreeably thereto the House resolved itself into a Committee to take into further consideration "A Bill to enable Femmes Covert having real estate or interest in real estate more conveniently to alien the same."

House in Committee, Mr. Hamilton in the Chair. Took again into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again taken the said Bill into consideration, and had amended and agreed thereunto. Ordered that the

said report be accepted, and the said Bill being read as amended it was agreed to, and ordered to be engrossed and read the third time to-morrow.

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

Saturday, the 13th June, 1801.

The House met pursuant to adjournment. Prayers were read.

William Jarvis, Esquire, Secretary of the Province, having attended with the Roll, and the usual oath being administered to and taken by the Honorable Richard Duncan, he subscribed unto the same, and took his seat accordingly.

Mr. Hamilton moved for leave to bring in "A Bill to continue an Act passed in the first session of the second Parliament, intituled 'An Act for the better securing the Province against the King's enemies,'"

Which motion being seconded by Mr. Duncan, leave was accordingly given, and the said Bill was read a first time.

On motion of Mr. Hamilton, seconded by Mr. Duncan, ordered that the said Bill be read a second time on Monday next.

The Order of the Day being read, read as engrossed, "A Bill to enable Femmes Covert having real estate or interest in real estate more conveniently to alien the same"; and the question being put, that this Bill do now pass, it was resolved in the affirmative.

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for concurrence.

The House adjourned until Monday morning next at ten o'clock.

Monday, the 15th June, 1801.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill for the better paying the wages of the members of the House of Assembly."

Which Bill was read a first time, and on motion of Mr. Baby, seconded by Mr. McGill, ordered that the same be read a second time to-morrow.

The Order of the Day being read, read a second time, "A Bill to continue an Act passed in the first session of the second Parliament, intituled 'An Act for the better securing of the Province against the King's enemies.'"

Mr. Hamilton then moved that this House do now resolve itself into a Committee to take the said Bill into consideration, which motion being seconded by Mr. Duncan, ordered that the House do now resolve itself into the said Committee.

House in Committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the same into consideration, and had agreed thereto amended by the title of "A Bill to continue an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the better securing the Province against the King's enemies'"; which report was accepted, and the said Bill being read as amended it was agreed to, whereupon ordered that the said Bill be engrossed and read a third time to-morrow.

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

Tuesday, the 16th June, 1801.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up and returned to this House as concurred in without amendment, "A Bill to enable Femmes Covert having real estate or interest in real estate more conveniently to alien the same."

The said deputation brought up at the same time for the concurrence of this House, "A Bill to authorise the Governor, Lieutenant Governor or person administering the Government to appoint Inspectors of flour, pot and pearl ashes within this Province." Also "A Bill to regulate the statute labour to be done upon the roads in the tract occupied by the Huron Indians in the County of Essex in the Western District."

Which Bills were respectively read a first time, and on motion made by Mr. Hamilton, seconded by Mr. Baby, ordered that the said Bills be read a second time to-morrow.

The Order of the day being read, Mr. Cartwright moved that so much of the Order of the Day as appointed for the second reading of "A Bill for the better paying the wages of the members of the House of Assembly." be discharged, and that the same be read a second time three montis hence.

Mr. Hamilton having seconded the said motion, ordered that the same be read a second time three months hence accordingly.

Read as engrossed, "A Bill to continue an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the better securing the Province against the King's enemies.'"

And the question being put, that this Bill do now pass, it was resolved in the affirmative; whereupon the Speaker signed the same.

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

Wednesday, the 17th June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Master-in-Chancery by direction carried down to the House of Assembly for concurrence therein, "A Bill to continue an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the better securing the Province against the King's enemies.'"

The Order of the Day being read, read a second time, "A Bill to authorise the Governor, Lieutenant Governor or person administering the Government to appoint Inspectors of flour, pot and pearl ashes within this Province."

Also "A Bill to regulate the statute labour to be done upon the roads in the tract occupied by the Huron Indians in the County of Essex in the Western District."

A deputation from the House of Assembly brought up for the concurrence of this House,

"A Bill to empower the Commissioners of the Peace for the Midland District in their Court of General Quarter Sessions assembled, to establish and regulate a market in and for the Town of Kingston in the said District." Which Bill was read a first time, and on motion of Mr. Duncan, seconded by Mr. Hamilton, ordered that the said Bill be read a second time to-morrow.

Mr. Hamilton moved that this House do now resolve itself into a Committee to take into consideration, "A Bill to authorize the Governor, Lieutenant Governor

or person administering the Government to appoint Inspectors of flour, pot and pearl ashes within this Province." Which motion was seconded by Mr. Cartwright. Accordingly the House resolved itself into the said Committee.

House in Committee, Mr. Duncan in the Chair. Went into consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the same, and had agreed thereunto without amendment, which report was accepted, and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be read a third time to-morrow.

Mr. Baby moved, seconded by Mr. Grant, that the House do now resolve itself into a Committee for the purpose of taking into consideration,

"A Bill to regulate the statute labour to be done upon the roads in the tract occupied by the Huron Indians, in the County of Essex in the Western District." Ordered accordingly.

House in Committee, Mr. Grant in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the same into consideration; and had agreed thereunto unamended. Which report was accepted, and on motion of Mr. Hamilton, seconded by Mr. Duncan, ordered that the said Bill be read a third time to-morrow.

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

Thursday, the 18th June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a third time, "A Bill to authorise the Governor, Lieutenant Governor or person administering the Government to appoint Inspectors of flour, pot and pearl ashes within this Province."

And "A Bill to regulate the statute labour to be done upon the roads in the tract occupied by the Huron Indians in the County of Essex in the Western District"; and the question being put, that these Bills do now respectively pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and the Master-in-Chancery was sent down with a message to the House of Assembly, to inform them that this House had concurred in passing the said Bills.

A Bill to empower the Commissioners of the Peace for the Midland District in their Court of General Quarter Sessions assembled to establish and regulate a market in and for the Town of Kingston in the said District, was read a second time, and on motion of Mr Baby, seconded by Mr Grant, ordered that the said Bill be referred to the consideration of a Committee of the whole House to-morrow.

A deputation from the House of Assembly with a message informing this House that they had concurred in passing without amendment, "A Bill to continue an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the better securing the Province against the King's enemies.'" Which Bill they brought up and returned to the House.

The said deputation also brought up for the concurrence of this House the following Bills, to wit: "A Bill to alter the practice of the Court of King's Bench," and "A Bill to alter the practice and extend the jurisdiction of the several District Courts throughout this Province."

Which Bills were respectively read a first time, and on motion made and seconded, ordered that the said Bills be read a second time to-morrow.
The House adjourned until to-morrow morning at ten o'clock.

Friday, the 19th June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a Committee for the purpose of taking into consideration "A Bill to empower the Commissioners of the Peace for the Midland District in their Court of General Quarter Sessions assembled to establish and regulate a market in and for the Town of Kingston in the said District.

House in Committee, Mr. Baby in the Chair. Took the said Bill into consideration.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair, and the House formed.

When the said deputation was admitted, and they brought up for the concurrence of this House the following Bills, to wit:

"A Bill to fix the times for holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown."

"A Bill to prevent the sale of spirituous liquors and strong waters in the tract occupied by the Moravian Indians on the River Thames, in the Western District," and

"A Bill for obviating a doubt which has arisen concerning the remedies, process and proceedings established by law in this Province, against houses, lands and other hereditaments and real estates for the satisfaction of debts."

Which Bills were respectively read a first time, and on motion duly made and seconded, the two former were appointed for the second reading on Monday next, and the latter on Wednesday next.

The Committee being resumed, they again took into consideration "A Bill to empower the Commissioners of the Peace for the Midland District in their Court of General Quarter Sessions assembled to establish and regulate a market in and for the Town of Kingston in the said District."

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein, and thereupon requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

A Bill to alter the practice of the Court of King's Bench was read a second time, and on motion of Mr. Hamilton, seconded by Mr. Duncan, ordered that the House do now resolve itself into a Committee of the Whole House, to take the said Bill into consideration. Accordingly the House resolved itself into the said Committee.

House in Committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had directed him to report progress therein, and to request thereupon leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

Read a second time, "A Bill to alter the practice and extend the jurisdiction of the several District Courts throughout this Province," and on motion of Mr. McGill, seconded by Mr. Duncan, ordered that the consideration of the said Bill be now referred to a Committee of the Whole House. Accordingly the House resolved itself into the said Committee.

House in Committee, Mr. Grant in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had directed him to report a progress therein, and thereupon to request leave to sit again on Monday next. Ordered that the said Report be accepted, and that leave be given to sit again accordingly.

On motion made by Mr. Duncan, seconded by Mr. McGill, the House adjourned until Monday morning next at ten o'clock.

Monday, the 22nd June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House agreeably thereunto resolved itself into a Committee to take into consideration, "A Bill to empower the Commissioners of the Peace for the Midland District in their Court of General Quarter Sessions assembled, to establish and regulate a market in and for the Town of Kingston in the said District."

House in Committee, Mr. Baby in the Chair. Took again into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again taken the said Bill into consideration, and had amended and agreed thereto,

Which report was accepted, and the same being read as amended the amendments were adopted by the House, and ordered that the said amendments be engrossed, and read with the Bill a third time to-morrow.

Read a second time, "A Bill to fix the times for holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown." And on motion of Mr. Hamilton, seconded by Mr. Duncan, ordered that the House do now resolve itself into a Committee upon the consideration of the said Bill.

House in Committee, Mr. Duncan in the Chair. Went into the consideration thereof.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had amended and agreed thereunto by the title of "A Bill to remove doubts with respect to the authority under which the Courts of General Quarter Sessions of the Peace and other Courts have been erected and holden, and in other matters relating to the administration of justice done in the Districts of Niagara, London and Johnstown; and also to alter the time of holding the General Quarter Sessions of the Peace in the District of London." Ordered that the said Report be accepted, and that the said Bill be read as amended to-morrow.

Read a second time, "A Bill to prevent the sale of spirituous liquors in the tract occupied by the Moravian Indians on the River Thames in the Western District," and on the motion of Mr. Duncan, seconded by Mr. Hamilton, ordered that the House do now resolve itself into a Committee to take the said Bill into consideration.

House in Committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed to the same amended by the title of "A Bill to prevent the sale of spirituous liquors and strong waters to the Moravian Indians. Ordered that the said Report be accepted, and that the said amendments be proposed to the House for adoption to-morrow.

In conformity to the Order of the Day, the House resolved itself into a Committee for the consideration of "A Bill to alter the practice of the Court of King's Bench."

House in Committee, Mr. Hamilton in the Chair.

Took the said Bill into consideration. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken into consideration the said Bill, and had directed him to report that progress had been made therein and that thereupon they requested leave to sit again on Wednesday next. Ordered that the said report be accepted, and that leave to sit again be given accordingly.

Mr. Hamilton moved that the Order of the Day for taking into consideration "A Bill to alter the practice and extend the Jurisdiction of the several Courts throughout this Province," be discharged, and the same be further reconsidered to-morrow. Which motion being seconded by Mr. Baby, ordered accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House, "A Bill to ratify and confirm certain Provisional Articles of Agreement, entered into by the respective Commissioners of this Province and of Lower-Canada and Quebec, on the second day of February, one thousand eight hundred and one, relative to duties and for carrying the same into effect; and also to continue an Act passed in the thirty-seventh year of His Majesty's reign," which Bill was read a first time, and, on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill do stand over for the second reading until to-morrow.

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

Tuesday, the 23rd June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a third time, "A Bill to empower the Commissioners of the Peace for the Midland District, in their Court of General Quarter Sessions assembled, to establish and regulate a market in and for the Town of Kingston, in the said District." And the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same.

Mr. Hamilton moved that the Order of the Day for reading as amended "A Bill to fix the times for holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown" be discharged, and that the same be recommitted, which motion, being seconded by Mr. Duncan, the House accordingly resolved itself into a Committee to reconsider the said Bill.

House in Committee, Mr. Duncan in the Chair. Took the said Bill again into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had reconsidered the said Bill, and had amended and agreed to the same by the title of "A Bill to remove doubts

with respect to the authority under which the Court of General Quarter Sessions of the Peace and other Courts have been erected and holden; and other matters relating to the administration of justice done in the several districts of this Province; also to alter the times of holding the General Quarter Sessions of the Peace in the District of London." Which report was accepted, and the said Bill being read as amended, the amendment was adopted by the House, and the question being put, that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same.

Read as amended, "A Bill to prevent the sale of spirituous liquors and strong waters in the tract occupied by the Moravian Indians on the River Thames in the Western District," amended under the title of "A Bill to prevent the sale of Spirituous Liquors and Strong Waters to Moravian Indians," which amendments were agreed to, and the same being engrossed the question was put, whether the Bill do now pass; and it was resolved in the affirmative, whereupon the same was signed by the Speaker.

Mr. Hamilton, seconded by Mr. McGill, moved that the Order of the day for taking into further consideration "A Bill to alter the practice and extend the jurisdiction of the several District Courts throughout this Province," be discharged; and that the same be taken into further consideration on Thursday next. Ordered accordingly.

Read a second time, "A Bill to ratify and confirm certain Provisional Articles of Agreement entered into by the respective Commissioners of this Province and of Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one, relative to duties and for carrying the same into effect; and also to continue an Act passed in the thirty-seventh year of His Majesty's Reign."

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:

"A Bill to declare and establish certain roads in the County of Lincoln and West Riding of the County of York."

Also, "A Bill for the further regulation of the Militia of this Province."

Also, "A Bill for the better division of the Township of Sandwich."

And, "A Bill for granting indulgences to the people called Quakers, Mennonists and Tunkers."

Which Bills were respectively read a first time, and on motion duly made and seconded, ordered that the said Bills be read a second time to-morrow.

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

Wednesday, the 24th June, 1801.

The House met pursuant to adjournment. Prayers were read.

Mr. Hamilton moved that this House do now resolve itself into a Committee of the Whole House to take into consideration "A Bill to ratify and confirm certain Provisional Articles of Agreement entered into by the respective Commissioners of this Province and of Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-seventh year of His Majesty's reign." Mr. Cartwright seconded the motion, upon which the House resolved itself into the said Committee.

House in Committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken into consideration the said Bill, and had agreed thereunto amended. Ordered that the said Report be accepted, and the same being read as amended it was agreed to, and on motion of Mr. Baby, seconded by Mr. Duncan, ordered that the said amendments be engrossed, and read with the Bill a third time to-morrow.

The Order of the Day being read, Mr. Duncan moved that the Order of the Day directing the second reading of "A Bill for obviating a doubt which hath arisen concerning the remedies, process and proceedings established by law in this Province, against houses, lands and other hereditaments and real estates for the satisfaction of debts" be discharged.

Mr. Cartwright having seconded the said motion, thereupon ordered that the said order be discharged accordingly.

The House then resolved itself into a Committee to take again into consideration "A Bill to alter the practice of the Court of King's Bench."

House in Committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the same into consideration, and directed him to report a progress therein, and thereupon requested leave to sit again on Friday next. Ordered that the said report be accepted, and that leave be given to sit again on Friday next accordingly.

Read a second time, "A Bill to declare and establish certain roads in the County of Lincoln and West Riding of the County of York."

And on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the said Bill be taken into consideration in Committee of the Whole House to-morrow.

"A Bill for the further Regulation of the Militia in this Province," was read a second time; and on the motion of Mr. Baby, seconded by Mr. Cartwright, ordered that this House do now resolve itself into a Committee upon the consideration of the said Bill.

House in Committee, Mr. Baby in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration thereof, and had directed him to report a progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

Mr. Baby moved, seconded by Mr. Grant, that the Order of the Day for the second reading of "A Bill for the better division of the Township of Sandwich" be postponed for three months. Ordered accordingly.

Mr. Cartwright moved, seconded by Mr. Baby, that the Order of the Day for the second reading of "A Bill for granting indulgences to the people called Quakers, Mennonists and Tunkers," be discharged, and that the same be read a second time three months hence. Ordered accordingly.

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

Thursday, the 25th June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Master-in-Chancery was sent down to the House of Assembly with the following Bills as amended for concurrence therein, to wit:

"A Bill to empower the Commissioners of the Peace for the Midland District in their Court of General Quarter Sessions assembled, to establish and regulate a market in and for the Town of Kingston in the said District."

Also, "A Bill to fix the times for holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown."

As amended under the title of "A Bill to remove doubts with respect to the authority under which the Courts of General Quarter Sessions of the Peace and other Courts have been erected and holden, and other matters relating to the administration of justice done in the several Districts of this Province; and also to alter the times of holding the General Quarter Sessions of the Peace in the District of London."

And, "A Bill to prevent the sale of Spirituous Liquors and Strong Waters in the tract occupied by the Moravian Indians on the River Thames in the Western District."

Amended under the title of "A Bill to prevent the sale of spirituous liquors and strong waters to the Moravian Indians."

Mr. Duncan moved for leave to bring in "a Bill to allow time for the sale of lands and tenements by the Sheriff." Mr. Baby having seconded the motion, leave was given accordingly, and the said Bill being read a first time, on motion of Mr. Duncan, seconded by Mr. Baby, ordered, that the said Bill be read a second time to-morrow.

The Order of the Day being read, a Bill to ratify and confirm certain Articles of Provisional Agreement entered into by the respective Commissioners of this Province and Lower Canada at Quebec on the second day of February one thousand eight hundred and one, relative to duties and for carrying the same into effect, and also to continue an Act passed in the thirty-seventh year of His Majesty's reign. And the question being put that this Bill do now pass, it was resolved in the affirmative.

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for concurrence in the amendments.

The House then resolved itself into a Committee upon the consideration of "A Bill to alter the practice and extend the Jurisdiction of the several District Courts throughout this Province."

House in Committee, Mr. Grant in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again gone into the consideration of the said Bill, and had agreed thereunto as brought up. Ordered that the said report be accepted.

Mr. Cartwright moved that the Order of the Day for the commitment of "A Bill to declare and establish certain roads in the County of Lincoln and West Riding of the County of York," be discharged, and that the same be taken into consideration to-morrow. Mr. Duncan having seconded the said motion, ordered accordingly.

House in Committee, Mr. Baby in the Chair. Took into consideration "A Bill for the further Regulation of the Militia of this Province."

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken into consideration the said Bill, and had amended and agreed thereunto under the title of "A Bill for the further regulation of the Militia of this Province, and for the more effectual punishment of offenders against the Militia Laws. Which Report was accepted, and the said amendments being read they were agreed to and ordered to be engrossed, and read with the Bill a third time to-morrow.

A deputation from the House of Assembly with a message comprized in these words, to wit:

Mr. Speaker: We are directed by the House of Assembly to request a conference with the Honorable the Legislative Council on the amendments made to a Bill intituled "An Act to fix the times of holding the Courts of General Quarter Sessions of the Peace in the Districts of Niagara, London and Johnstown."

On motion made by Mr. Cartwright, seconded by Mr. Baby, ordered that Mr. Hamilton, Mr. Cartwright and Mr. Duncan be a Committee to manage the said conference on the part of this House; and that the same be holden at the rising of this House to-morrow. Whereupon the Master-in-Chancery was sent to the House of Assembly with the following message, to wit:

Mr. Speaker: I am directed to inform the House of Assembly that the Honorable the Legislative Council have acceded to your request (by message) and have appointed a Committee of three members to meet a Committee of the House of Assembly upon the subject of the amendments made to "A Bill to fix the times of holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown"; which conference is appointed to be holden in the Legislative Council Chamber at the rising of this House to-day.

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

Friday, the 26th of June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Committee appointed to confer with a Committee of the House of Assembly upon the subject of the amendments made to "A Bill to fix the times of holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown" reported that they had agreed upon some additional amendments to the said Bill; which they submitted to the consideration of this House.

Mr. Hamilton then moved that the said report be referred to a Committee of the Whole House for consideration. Mr. Grant having seconded the motion, ordered thereupon, that the House do now resolve itself into a Committee of the Whole House to take the said report into consideration.

House in Committee, Mr. Hamilton in the Chair. Went into the consideration of the said Report.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said report, and had directed him to report that the Committee had made some amendments in the same, which they recommended to the adoption of the House. Ordered that the said report be accepted, and the said amendments being read they were agreed to.

The Order of the Day being read, conformably thereto the House resolved itself into a Committee, to take into consideration again "A Bill to alter the practice of the Court of King's Bench."

House in Committee, Mr. Hamilton in the Chair. Took the said Bill again into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again taken into consideration, and had directed him to report further progress therein, and thereupon requested leave to sit again on Monday next. Ordered that the said Report be accepted, and that leave be given to sit accordingly.

A deputation from the House of Assembly brought up the following message, to wit:

Mr. Speaker: We are directed by the House of Assembly to inform the Honorable the Legislative Council that they have agreed to the amendments made by the Legislative Council to a Bill intituled "An Act to empower the Commissioners of the Peace for the Midland District in their Court of General Quarter Sessions assembled to establish and regulate a market in and for the Town of Kingston in the said District," and also to request a conference with the Honorable the Legislative Council on the amendments made to a Bill intituled "An Act to prevent the sale of spirituous liquors and strong waters in the tract occupied by the Moravian Indians on the River Thames in the Western District."

And on motion of Mr. Grant, seconded by Mr. Baby, ordered that Mr. Hamilton, Mr. Duncan and Mr. Cartwright be a Committee to manage the said conference and that the same be holden at the rising of this House to-day.

The House then resolved itself into a Committee upon the consideration of "A Bill to declare and establish certain roads in the County of Lincoln and West Riding of the County of York."

House in Committee, Mr. Cartwright in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration thereof, and had directed him to report progress therein; and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit accordingly.

Read a second time a Bill "to allow time for the sale of lands and tenements by the Sheriff." Mr. Duncan then moved that the said Bill be referred to the consideration of a Committee of the whole House to-morrow.

Mr. Hamilton having seconded the said motion, ordered that the same be taken into consideration to-morrow accordingly.

Mr. Cartwright moved, seconded by Mr. Baby, that the following message be sent down to the House of Assembly. *Videlicet.*

Mr. Speaker: I am directed by the Honorable the Legislative Council to request that the House of Assembly do appoint a committee to meet a committee of the Legislative Council, for the purpose of having a further conference upon the subject of "A Bill to fix the times for holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown." I am also directed to inform this House that the Honorable the Legislative Council have acceded to their message of this day, and have agreeably thereto appointed a committee to meet in conference upon the amendments made in "A Bill to prevent the sale of spirituous liquors and strong waters in the tract occupied by the Moravian Indians on the River Thames in the Western District," and that the said Committees do meet at the rising of the Legislative Council this day.

Ordered that the Master-in-Chancery be now sent down with the said message. Which he carried down accordingly.

Read a third time, "A Bill for the further regulation of the Militia of this Province, and for the more effectual punishment of offenders against the Militia Laws," and the question being put that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for concurrence in the amendments.

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

Saturday, the 27th June, 1801.

The House met pursuant to adjournment. Prayers were read. The Order of the day being read, the House resolved itself into a Committee for the purpose of taking into further consideration "A Bill to declare and establish certain roads in the County of Lincoln and West Riding of the County of York."

House in Committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and had directed him to report a progress therein; and thereupon requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

A deputation from the House of Assembly with a message informing this House that the House of Assembly had concurred in the amendments made by this House in "A Bill for the further Regulation of the Militia of this Province."

The Committee appointed to hold a further conference with a committee of the House of Assembly upon the amendments made by this House in "A Bill to fix the times for holding the Courts of General Quarter Sessions in the Districts of Niagara, London and Johnstown" reported that they had in conformity to the directions of this House persisted in retaining such amendments. Ordered that the said report be accepted.

The committee appointed to hold a conference with the House of Assembly upon the subject of the amendments made in "A Bill to prevent the sale of spirituous liquors in the tract occupied by the Moravian Indians on the River Thames in the Western District," reported that they had come to an agreement with the committee appointed by the House of Assembly to confer with them upon the amendments made to the said Bill; and on motion of Mr. Hamilton, seconded by Mr. Cartwright, ordered that this House do now resolve itself into a Committee to take the said report into consideration.

House in Committee, Mr. Grant in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said report into consideration, and had directed him to report that the Honorable the Legislative Council withdrew all its amendments to the Bill intituled "A Bill to prevent the sale of spirituous liquors and strong waters in the tract occupied by the Moravian Indians on the River Thames in the Western District," except the amendment proposing to substitute the word "barter" for the word "vend." Ordered that the said report be accepted, and the Master-in-Chancery was then sent with a message to the House of Assembly, comprized in these words, to wit:

Mr. Speaker: I am directed to inform the House of Assembly that the Honorable the Legislative Council withdraws all its amendments to the Bill intituled

"An Act to prevent the sale of spirituous liquors and strong waters in the tract occupied by the Moravian Indians on the River Thames in the Western District," except the amendment proposing to substitute the word "barter" for the word "vend."

Mr. Cartwright moved for leave to bring in "A Bill to declare and establish the public roads throughout this Province." Mr. Hamilton having seconded the said motion, ordered that leave be given to bring in the said Bill, and on motion of Mr. Cartwright, seconded by Mr. Duncan, it was read a first and second times, and ordered to be committed on Monday next.

In conformity to the Order of the Day, the House then resolved itself into a Committee upon the consideration of "A Bill to allow time for the sale of lands and tenements by the Sheriff."

House in Committee, Mr. Duncan in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration thereof, and had agreed thereto with amendments. Ordered that the said report be accepted, and the same being read as amended it was agreed to, whereupon, ordered that the said Bill be engrossed, and read a third time on Monday next.

The House adjourned until Monday next at ten o'clock.

Monday, the 29th June, 1801.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House, "A Bill to remove doubts with respect to the authority under which the Courts of General Quarter Sessions of the Peace and other Courts have been erected and holden, and other matters relating to the administration of justice done in the several Districts of this Province; and also to fix the times of holding the Courts of General Quarter Sessions of the Peace in and for the same."

And, "A Bill to ratify and confirm certain Provisional Articles of Agreement entered into by the respective Commissioners of this Province and Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one; relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's reign." Which Bills were respectively read a first time, and, on motion of Mr. Hamilton, seconded by Mr. Duncan,

"A Bill to remove doubts with respect to the authority under which the Courts of General Quarter Sessions of the Peace and other Courts have been erected and holden, and other matters relating to the administration of justice done in the several Districts of this Province: and also to fix the times for holding the Courts of General Quarter Sessions of the Peace in and for the same," was read a second time, and ordered to be committed. The House thereupon resolved itself into a Committee to take the said Bill into consideration.

House in Committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the same into consideration, and had agreed thereunto with amendments. Ordered that the said report be accepted, and the said Bill being read a third time the question was

put, whether this Bill do now pass, and it was resolved in the affirmative. Whereupon the Speaker signed the same.

On motion of Mr. Duncan, seconded by Mr. Baby, "A Bill to ratify and confirm certain Articles of Provisional Agreement entered into by the respective Commissioners of this Province and of Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one, relative to duties; and for carrying the same into effect, and also to confirm an Act passed in the thirty-ninth year of His Majesty's reign," was read a second time, and ordered to be committed. Upon which the House accordingly resolved itself into a Committee to take the same into consideration.

House in Committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the same into consideration, and had agreed thereunto as brought up for concurrence. Ordered that the said report be accepted, and that the said Bill be read a third time to-morrow.

Mr. Baby moved for leave to bring in "A Bill to prevent Acts of the Legislature from taking effect from a time prior to the passing thereof." Mr. Cartwright seconded the motion, whereupon leave was given to bring in the said Bill, and it was read a first time, and, on motion of Mr. Baby, seconded by Mr. Cartwright, the same was read a second time and ordered to be committed.

The House resolved itself into a Committee upon the consideration thereof.

House in Committee, Mr. McGill in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration thereof, and had agreed thereunto as brought in. Ordered that the said report be accepted, and the said Bill being read it was agreed to, and ordered that the same be engrossed for the third reading to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill for the more easy apprehending absconding debtors, and to repeal certain parts of an Act passed in the Parliament of Great Britain in the twelfth year of the reign of His Majesty King George the First, intituled 'An Act to prevent frivolous and vexatious arrests.'" Which Bill was read a first time, and on motion of Mr. Hamilton, seconded by Mr. Duncan, ordered that the same be read a second time to-morrow.

The Order of the Day being read, the House agreeably thereto resolved itself into a Committee upon the further consideration of "A Bill to alter the practice of the Court of King's Bench."

House in Committee, Mr. Hamilton in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the further consideration of the said Bill, and had directed him to report progress therein; and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

On motion of Mr. Hamilton, seconded by Mr. Baby, ordered that the Order of the Day for the further consideration of "A Bill to declare and establish certain roads in the County of Lincoln and West Riding of the County of York" be discharged for three months.

The House then resolved itself into a Committee upon the consideration of "A Bill to declare and establish the Public Roads throughout this Province."

House in Committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had amended and agreed thereunto by the title of "A Bill to declare and establish what shall be deemed and taken to be the public roads throughout this Province." Which report was accepted, and the same being read as amended, it was agreed to. Whereupon, ordered that the said Bill be engrossed, and read the third time to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill for granting to His Majesty a certain sum of money out of the Provincial Fund to defray the payment of the salaries of the Officers of the Legislative Council and the House of Assembly (including the Commissioners to Lower Canada) and to defray the contingent expenses thereof; and further to appropriate the supplies and provide for the payment of the same hereafter." Which Bill was read a first time, and on motion of Mr. Cartwright, seconded by Mr. McGill, ordered, that the same be read a second time to-morrow.

Conformably to the Order of the Day, read as engrossed, "A Bill to allow time for the sale of lands and tenements by the Sheriff," and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for concurrence.

The Master-in-Chancery was at the same time directed to inform the House of Assembly that this House had concurred in passing "A Bill to remove doubts with respect to the authority under which the Courts of General Quarter Sessions of the Peace and other Courts have been erected and holden, and other matters relating to the administration of justice done in the several districts of this Province, and also to fix the times of holding the Courts of General Quarter Sessions of the Peace in and for the same." Which he did accordingly.

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

Tuesday, the 30th June, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read a third time, "A Bill to ratify and confirm certain Provisional Articles of Agreement entered into by the respective Commissioners of this Province and of Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's Reign." And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon, the Speaker signed the same.

Read as engrossed, "A Bill to prevent Acts of the Legislature taking effect from a time prior to the passing thereof." And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon, the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for concurrence.

The Master-in-Chancery was at the same time directed to inform the House of Assembly that this House had concurred with them in passing "A Bill to ratify and confirm certain Provisional Articles of Agreement entered into by the respective Commissioners of this Province and of Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's reign. Which Bill he carried down and returned to the House of Assembly.

"A Bill for the more easy apprehending Absconding Debtors, and to repeal certain parts of an Act passed in the Parliament of Great Britain in the twelfth year of the reign of His Majesty King George the First, intituled 'An Act to prevent frivolous and vexatious arrests,'" was read a second time, and on motion of Mr. Hamilton, seconded by Mr. Duncan, ordered that the said Bill be taken into consideration in Committee of the Whole House.

House in Committee, Mr. Shaw in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereunto amended by the title of "A Bill to repeal certain parts of an Act passed in the Parliament of Great Britain in the twelfth year of the Reign of His Majesty King George the First, intituled 'An Act to prevent frivolous and vexatious arrests, and for the more easy apprehending absconding debtors.'" Ordered that the said report be accepted, and the said amendments being read they were adopted, and ordered to be engrossed, and read with the Bill a third time to-morrow.

The House resolved itself into a Committee upon the further consideration of "A Bill to alter the practice of the Court of King's Bench."

House in Committee, Mr. Hamilton in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had again gone into the consideration of the said Bill, and had directed him to report a further progress therein and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

Mr. Cartwright moved that the Order of the Day for the third reading of "A Bill to declare and establish what shall be deemed and taken to be the public roads throughout this Province," be discharged; and that the said Bill be now recommitted.

Mr. Baby having seconded the motion, the House accordingly resolved itself into a Committee to reconsider the same.

House in Committee, Mr. McGill in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had reconsidered the same, and had made some further amendments therein, which they recommended to the adoption of the House. Ordered that the said report be accepted, and the said amendments being read they were agreed to; and ordered, that the said Bill be engrossed and read the third time to-morrow.

"A Bill for granting to His Majesty a certain sum of money out of the Provincial Fund to defray the payment of the salaries of the Officers of the Legislative

Council and House of Assembly (including the Commissioners to Lower Canada) and to defray the contingent expenses thereof and further to appropriate the supplies and provide for the payment of the same hereafter," was read a second time, and on motion of Mr. Cartwright, seconded by Mr. Grant, ordered that the House do now resolve itself into a Committee upon the consideration of the said Bill. The House accordingly resolved itself into the said Committee.

House in Committee, Mr. Grant in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration thereof, and had agreed thereunto as brought up. Ordered that the said report be accepted, and the same being read a third time, the question was put, whether the Bill do now pass, and it was resolved in the affirmative. Whereupon the Speaker signed the same.

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

Wednesday, the 1st July, 1801.

The House met pursuant to adjournment. Prayers were read.

The Master-in-Chancery was then sent with a message to the House of Assembly, to inform them that this House had concurred with them in passing without amendment "A Bill for granting to His Majesty a certain sum of money out of the Provincial Fund to defray the payment of the salaries of Officers of the Legislative Council and House of Assembly (including the Commissioners to Lower Canada) and to defray the contingent expenses thereof, and further to appropriate the supplies and to provide for the payment of the same hereafter," which Bill he carried down and returned to the House of Assembly.

The Order of the Day being read, Read a third time, "A Bill to declare and establish what shall be deemed and taken to be the Public Roads throughout this Province," and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence.

Read a third time, as amended, "A Bill to repeal certain parts of an Act passed in the parliament of Great Britain in the twelfth year of the reign of His Majesty King George the First, intituled "An Act to prevent frivolous and vexatious arrests, and for the more easy apprehending absconding debtors," and the question being put, that the Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same, and the Master-in-Chancery was sent down with the said Bill to the House of Assembly, and to inform them that this House had agreed in passing the same with amendments, to which their concurrence was requested.

Conformably to the Order of the Day, the House resolved itself into a Committee upon the further consideration of "A Bill to alter the Practice of the Court of King's Bench."

House in Committee, Mr. Hamilton in the Chair. Went into further consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the further consideration of the said Bill, and had amended the same, and agreed thereunto by the title of "A Bill the better to adapt the establishment of the Court of King's

Bench to the present situation of this Province." Which report was accepted, and the said Bill being read as amended was agreed to. Whereupon, ordered that the said amendments be engrossed and read with the Bill a third time to-day, and the said amendments being engrossed were read a third time, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Upon which the Speaker signed the same, and the Master-in-Chancery carried it down to the House of Assembly for concurrence in the amendments.

A deputation from the House of Assembly brought up and returned to this House with an amendment,

"A Bill to allow time for the sale of lands and tenements by the Sheriff." Which amendment was read, and on the motion of Mr. Cartwright, seconded by Mr. Grant, the House resolved itself into a Committee to take the said amendments into consideration.

House in Committee, Mr. Duncan in the Chair, took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said amendments into consideration, and had directed him to report that the Committee requested of the House that a message be sent to the House of Assembly to request a conference thereupon. Ordered that the said report be accepted, and that the Master-in-Chancery be sent with a message to the House of Assembly to request that they do appoint a committee for the purpose of holding a conference upon the amendment made in "A Bill to allow time for the sale of lands and tenements by the Sheriff," which conference may be immediately holden in the Council chamber.

The Master-in-Chancery then by direction of the House carried down unto the House of Assembly the said message accordingly.

On motion of Mr. Hamilton, seconded by Mr. Grant, ordered that Mr. Cartwright, Mr. Duncan and Mr. Baby be a Committee to manage the said conference on the part of this House.

The House having adjourned and being again met, the committee appointed to manage the conference with a Committee of the House of Assembly upon the amendment made in "A Bill to allow time for the sale of lands and tenements by the Sheriff," reported that the Committee in conference upon the part of the House of Assembly had agreed to recommend it to the House to withdraw its amendment to the said Bill. Ordered that the said report be accepted.

A deputation from the House of Assembly with a message informing this House that the House of Assembly had agreed in passing as amended by this House "A Bill to alter the Practice of the Court of King's Bench." and

"A Bill for the more easy apprehending absconding debtors, and to repeal part of an Act passed in the Parliament of Great Britain in the twelfth year of the Reign of His Majesty King George the First, intituled 'An Act to prevent frivolous and vexatious arrests.'" Which Bills the said deputation brought up and delivered to this House.

Another deputation from the House of Assembly brought up for the concurrence of this House "A Bill for the granting to His Majesty, His Heirs and Successors, for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places."

The said deputation also informed this House that the House of Assembly had withdrawn its amendments to "A Bill to allow time for the sale of lands and tenements by the Sheriff."

"A Bill for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties upon goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places," was read a first time and on motion of Mr. Hamilton, seconded by Mr. Duncan, the said Bill was read a second time, and ordered to be committed to-morrow.

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

Thursday, the 2nd July, 1801.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read,

The House resolved itself into a Committee for the purpose of taking into consideration "A Bill for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places.

House in Committee, Mr. Baby in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken into consideration the said Bill, and had agreed thereunto as brought up. Ordered that the said Report be accepted, and the said Bill being read a third time the question was put, whether this Bill do now pass, and it was resolved in the affirmative. Whereupon the Speaker signed the same.

A deputation from the House of Assembly with a message informing this House that they had agreed in passing as sent down "A Bill to prevent Acts of the Legislature from taking effect from a time prior to the passing thereof," which Bill the said deputation brought up and returned to this House.

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

Friday, the 3rd July, 1801.

The House met pursuant to adjournment. Prayers were read.

The Master-in-Chancery was sent with a message to the House of Assembly to inform them that this House had agreed in passing without amendment, "A Bill for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places." Which Bill the Master-in-Chancery at the same time carried down, and returned to the House of Assembly.

A deputation from the House of Assembly with a message informing this House that the House of Assembly had concurred in passing "A Bill to declare and establish what shall be deemed and taken to be the public roads throughout this Province." Which Bill the said deputation brought up and returned to this House.

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

Saturday, the 4th July, 1801.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to enable His Majesty to grant a bounty on hemp, the produce of this Province." Which Bill was read a first and second time, and on motion of Mr. Duncan, seconded by Mr. Cartwright, the House resolved itself into a Committee to take the said Bill into consideration.

House in Committee, Mr. Cartwright in the Chair. Took the same into consideration.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein; and thereupon requested leave to sit again on Monday next. Ordered that the said Report be accepted, and that leave be given to sit again accordingly.

The House adjourned until Monday morning next at ten o'clock.

Monday, the 6th July, 1801.

The House met pursuant to adjournment. Prayers were read.

Mr. Baby moved, seconded by Mr. Duncan, that this House do adjourn for half an hour, and the House adjourned for half an hour accordingly.

The House being met it resolved itself into a Committee to go further into the consideration of "A Bill to enable His Majesty to grant a bounty on hemp, the produce of this Province."

House in Committee, Mr. Cartwright in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration thereof, and had agreed unto the same amended by the title of "A Bill to enable His Majesty to grant a bounty on the exportation of hemp, the produce of this Province, and to provide for the purchase and distribution of hemp seed." Which report was accepted, and the said amendments being read they were agreed to.

Mr. Cartwright then moved, seconded by Mr. Baby, that the amendments be engrossed, and that the said Bill be read as amended a third time to-day. Ordered accordingly.

Read a third time, "A Bill to enable His Majesty to grant a bounty on hemp the produce of this Province," as amended under the title of "A Bill to enable His Majesty to grant a bounty on the exportation of hemp the produce of this Province, and to provide for the purchase and distribution of hemp seed," and the question being put, that this do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was sent down to the House of Assembly by the Master-in-Chancery, for concurrence in the amendments.

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

Tuesday, the 7th July, 1801.

The Speaker having come to the House, and the respective Officers thereof being in their several places,

For the want of Members sufficient to constitute a House the Speaker adjourned the House until to-morrow morning at ten o'clock.

Wednesday, the 8th July, 1801.

The Speaker being come to the House, and the respective Officers thereof having taken their several places, for the want of members to form a House, the Speaker adjourned the House until to-morrow morning at ten o'clock.

Thursday, the 9th July, 1801.

The House met pursuant to adjournment. At twelve o'clock His Excellency the Lieutenant-Governor came to the Council Chamber. The Usher of the Black Rod was then sent with a message to the House of Assembly, to inform them that His Excellency was come to the Council chamber, and to command their attendance at the Bar thereof. And they being come thereunto,

His Excellency was pleased in the King's name to give his assent to the following Acts, to wit:

An Act to continue an Act passed in the thirty-seventh year of His Majesty's reign, intituled "An Act for the better securing the Province against the King's enemies."

An Act to prevent Acts of the Legislature from taking effect from a time prior to the passing thereof.

An Act to remove doubts with respect to the authority under which the Courts of General Quarter Sessions of the Peace and other Courts have been erected and holden, and other matters relating to the administration of justice done in the several Districts of this Province; and also to fix the times for holding the Courts of General Quarter Sessions of the Peace in and for the same.

An Act the better to adapt the establishment of the Court of King's Bench in the present situation of this Province.

An Act to regulate the statute labour to be done upon the roads in the tract occupied by the Huron Indians, in the County of Essex in the Western District.

An Act to authorise the Governor, Lieutenant-Governor or person administering the Government, to appoint Inspectors of flour, pot and pearl ashes within this Province.

An Act to prevent the sale of spirituous liquors and strong waters in the tract of land occupied by the Moravian Indians on the River Thames in the Western District.

An Act to empower the Commissioners of the Peace for the Midland District, in their Court of General Quarter Sessions assembled, to establish and regulate a market in and for the Town of Kingston in the said District.

An Act for the further regulation of the Militia of this Province, and for the more effectual punishment of offenders against the Militia Laws.

An Act to ratify and confirm certain Provisional Articles of Agreement, entered into by the respective Commissioners of this Province and of Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's reign.

An Act for granting to His Majesty a certain sum of money out of the Provincial Fund, to defray the payment of the salaries of the Officers of the Legislative Council and House of Assembly (including the Commissioners to Lower Canada), and to defray the contingent expenses thereof; and further to appropriate the supplies and provide for the payment of the same hereafter.

And, an Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America, as are paid on goods and merchandise imported from Great Britain and other places.

At the same time His Excellency was pleased to withhold his assent from the following Bills, to wit:

A Bill intituled "An Act to declare and establish what shall be deemed and taken to be the public roads throughout this Province."

Also, a Bill intituled "An Act to repeal certain parts of an Act passed in the Parliament of Great Britain in the twelfth year of the reign of His Majesty King George the First, intituled 'An Act to prevent frivolous and vexatious arrests,' and for the more easy apprehending absconding debtors."

His Excellency was also pleased to reserve for the signification of His Majesty's pleasure thereon the following Bills, to wit:

A Bill intituled "An Act to enable Femmes Covert having real estate or interest in real estate more conveniently to alien the same."

A Bill intituled "An Act to allow time for the sale of lands and tenements by the Sheriff."

And then His Excellency was pleased to address both Houses of the Provincial Parliament as follows, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: The advanced period of the season and the calls of your private affairs admonish me that it is time to release you from your attendance at this place.

But before I put an end to the session I cannot deny myself the satisfaction of expressing the pleasure with which I view what you have done in it.

Your attention with respect to the revenue of this Province merits my approbation; the subject being new must have been accompanied with difficulty; experience in such matters is our surest guide, and the frequent opportunities you will have of meeting in your Legislative capacity will enable you, should it be requisite, to apply that experience to perfect what you have begun.

The other bills to which I have given the Royal Assent appear to me to be fully entitled each to its share of approbation.

And here I cannot forbear expressing the satisfaction which I feel from the zeal and liberality which you have discovered in promoting the culture of hemp, a measure so strongly recommended to us by our Parent State.

During the interval which will elapse before we meet here again, I hope that you will reflect upon the solemn trust with which you are invested, and the duty which your country calls upon you to perform, in the discharge of which nothing can contribute more than a study of that invaluable constitution which it is the singular felicity of the two Canadas to possess, and which it hath pleased our Parent State kindly to bestow.

May those who enjoy this blessing be sensible of its value, and with vigilance and fortitude guard and defend that Government from which under Providence they derive both security and happiness.

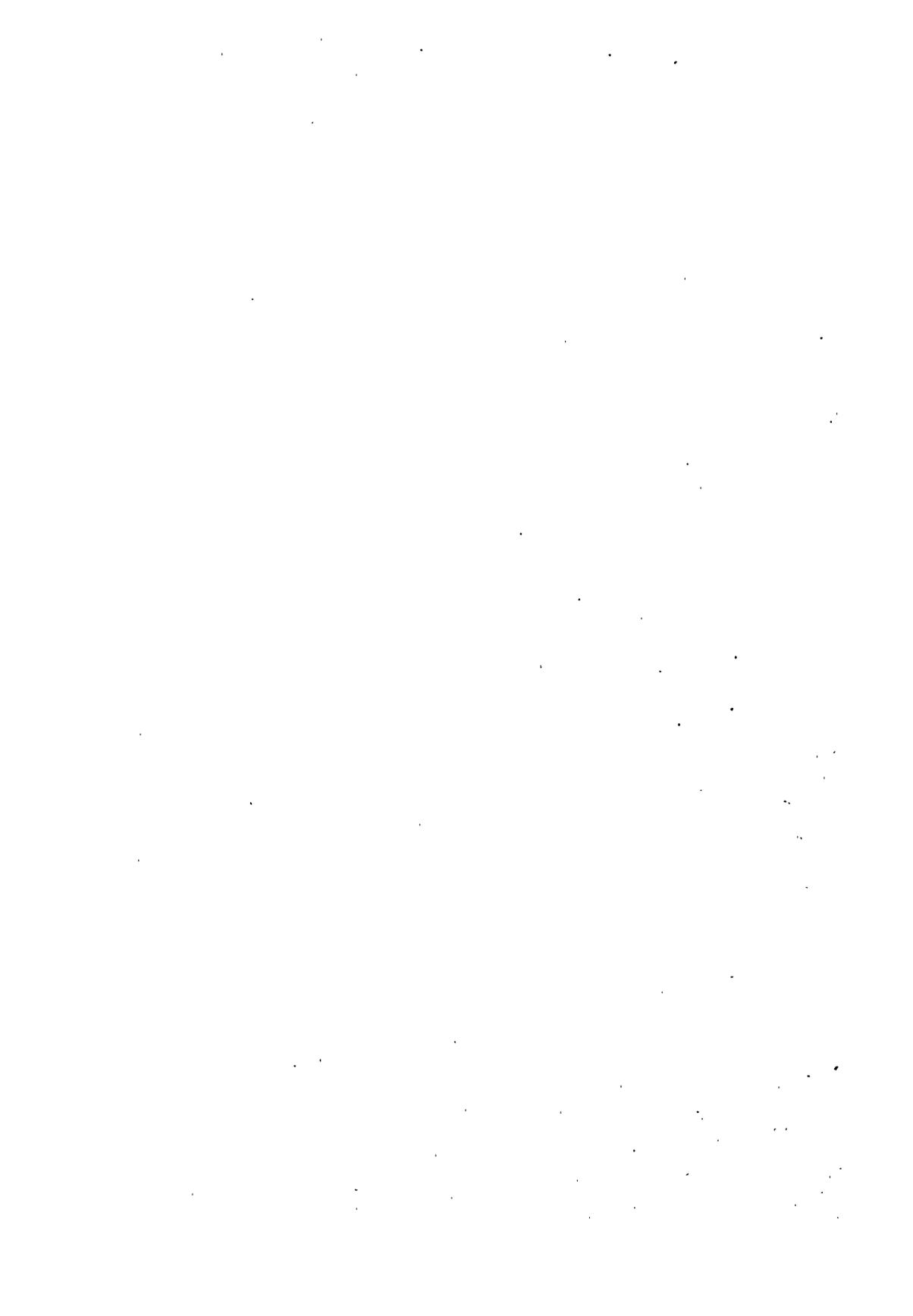
After which the Honorable the Speaker of the Legislative Council, by command of His Excellency the Lieutenant-Governor, declared the Provincial Parliament to be prorogued to Monday, the eighteenth day of August next.

And so it was prorogued accordingly.

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From Tuesday, the twenty-eighth day of May
to
Wednesday, the seventh day of July,
1802.

And in the forty-second year of the Reign of
KING GEORGE THE THIRD



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,
1802.

YORK, Tuesday, 25th May, 1802.

This being the day appointed by the Proclamation of His Excellency the Lieutenant-Governor for the meeting of the Provincial Parliament, the House met accordingly. Present:

The Honorables John Elmsley, Speaker. Peter Russell, Æneas Shaw, and John McGill.

At one o'clock His Excellency the Lieutenant-Governor came to the Council chamber.

Mr. George Lawe, Gentleman Usher of the Black Rod, was then sent with a message from His Excellency the Lieutenant-Governor to the House of Assembly commanding their attendance at the Bar of this House, and they being come thereunto, His Excellency was pleased to make the following Speech to both Houses, to wit:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly: It is with the greatest satisfaction that I now congratulate you on the preliminaries of peace having been signed between Great Britain and the French Republic.

Our pleasure on this occasion is greatly heightened in reflecting that when peace and tranquility shall have been completely established, Europe, after having endured the severest sufferings, will under Providence be indebted for her deliverance to the valor, conduct and success of the British Arms.

The Commissioners under the Act for securing the titles of lands have made great and laudable progress in that task, which they have undertaken for the good of the public; it will, however, be necessary for you to still further lend your aid to enable them to finish a work so conducive to the prosperity of the Province.

The judicious measures adopted by these gentlemen to whom I have entrusted the powers committed to me respecting the culture and exportation of hemp will, I trust, when carried into execution and perfected, effectually promote that salutary object.

The short experience we have as yet had in the duties on goods brought from the United States of America, opens a reasonable expectation of a considerable increase of the revenue of this Province.

Gentlemen of this House of Assembly.

I have directed the usual accounts to be laid before you, not doubting but that you will bestow on them that attention which the nature of the subject requires.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly,

The plenty and comfort which we now possess in this Province must fill every good mind with gratitude to the Supreme Giver of all things; but while we thus largely partake of the bounty of Providence let us ever bear in mind that it is only by the practice of industry and of virtue, by a steady and loyal attachment to our King, our country and the laws, that we can hope for the continuance of that bounty or deserve it.

His Excellency then withdrew.

Prayers were read.

The Speaker reported to the House that he had a copy of His Excellency the Lieutenant-Governor's speech to both Houses, which he read, and it was also read *pro forma* by the Clerk at the table.

Mr. Russell moved, seconded by Mr. Shaw, that an humble address of thanks be prepared in answer to His Excellency's speech.

Ordered that the said address be prepared by Mr. Russell and Mr. Shaw, and that they be a committee to report a draught to-morrow.

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

Wednesday, the 26th May, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the committee appointed to prepare an humble address of thanks in answer to His Excellency the Lieutenant-Governor's speech reported a draught thereof, which was read and ordered to be committed. Upon which the House resolved itself into a Committee accordingly.

House in Committee, Mr. McGill in the Chair. Took the said address into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said address into consideration, and had directed him to report that they had agreed thereunto without amendment. Ordered that the said report be accepted, and, on motion of Mr. McGill, seconded by Mr. Shaw, ordered that the said Address be engrossed.

Mr. Russell moved, seconded by Mr. Shaw, that a committee be appointed to wait upon His Excellency the Lieutenant-Governor, to know when he will be pleased to receive the address of this House in answer to His Excellency's speech. Ordered that Mr. Shaw and Mr. McGill be the said committee, and that they do make a report thereof to-morrow.

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

Thursday, the 27th May, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the Committee appointed to wait upon His Excellency the Lieutenant-Governor to know when he will be pleased to receive the address of this House in answer to His Excellency's speech, reported that His Excellency will be pleased to receive this House with the address thereof at twelve o'clock to-day.

Accordingly the same was read as engrossed, and the Speaker by order of the House signed the said Address, and attended by the members of the House waited upon His Excellency therewith, which address is comprised in these words, to wit:

To His Excellency Peter Hunter, Esquire, Lieutenant-Governor of the Province of Upper Canada, and Lieutenant-General Commanding His Majesty's Forces within the Provinces of Upper and Lower Canada, &c.

May it please Your Excellency: We, His Majesty's most dutiful and loyal subjects, the Members of the Legislative Council in Provincial Parliament assembled, return Your Excellency our most humble thanks for your gracious speech to the two Houses.

We most cordially meet Your Excellency's congratulations in the happy advances made towards a peace by the signing of the preliminary articles between Great Britain and the French Republic; and while we shall with pleasure join in the general joy which the complete establishment of peace and tranquillity by a definitive treaty must occasion throughout Europe, we cannot, as Britons, but exult in the reflection that her deliverance from the very severe sufferings she has endured in the war may be ascribed under Providence to the valor, conduct and success of the British Arms.

We are happy in receiving from Your Excellency the pleasing communication that the commissioners under the Act for securing the titles to lands have made a laudable progress in the task they have undertaken for the good of the public; and we shall not fail to afford every aid in our power to enable them to finish a work so necessary to the prosperity of the Province. We look forward also with pleasure to the execution and perfection of the judicious measures Your Excellency informs us have been adopted by the gentlemen to whom you have entrusted the execution of the powers committed to you respecting the culture and exportation of hemp.

We are happy to hear from Your Excellency that the commencement of our receipt of duties on goods brought from the United States of America opens a reasonable expectation of a considerable increase to the revenue of this Province; and we most fervently join in gratitude to the Supreme Giver of all things for the plenty and comfort which the Province at present enjoys, the continuance of which we have no doubt its inhabitants will endeavour to merit by the practice of industry and virtue; and by a steady and loyal attachment to our King, our country and its laws.

The House being again formed, the Speaker informed the Members that His Excellency had been pleased to answer their address in the words following, to wit:

Honorable Gentlemen of the Legislative Council: I thank you for your dutiful and loyal address. It gives me the highest satisfaction to observe that cordiality of sentiment which prevails respecting the happy events that have taken place in regard to our country at large, the prosperity of this Province and the measures to be adopted for its continuance.

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

Friday, the 28th May, 1802.

The Speaker and the respective officers of the House having taken their respective places, for the want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Saturday, the 29th May, 1802.

The Speaker having taken the Chair, and the several officers of the House having also taken their respective places, for the want of a quorum the Speaker adjourned the House until Monday morning next at ten o'clock.

Monday, the 31st May, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House having also taken their different places, for the want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Tuesday, the 1st June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House having also taken their different places, for the want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Wednesday, the 2nd June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House having also taken their respective places, for the want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Thursday, the 3rd June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House having taken their different places, for want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Friday, the 4th June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House having also taken their different places, for want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Saturday, the 5th June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House having also taken their different places, for want of a quorum the Speaker adjourned the House until Monday next at ten o'clock.

Monday, the 7th June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House having also taken their different places, for want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Tuesday, the 8th June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House being also in their different places, for the want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Wednesday, the 9th June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House being also in their different places, for the want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Thursday, the 10th June, 1802.

The Speaker having attended, he took the Chair, and the several officers of the House being also in their different places, for the want of a quorum the Speaker adjourned the House until to-morrow morning at ten o'clock.

Friday, the 11th June, 1802.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "for regulating more equally the service of jurors, and for repealing such restrictions as have been laid by certain Acts of Parliament of this Province upon the nomination of persons to serve as special jurors." Which Bill was read a first and second time, and, on motion of Mr. Cartwright, seconded by Mr. Russell, ordered that the said Bill be read a second time on Monday next.

Mr. Shaw brought in by leave the petition of James Clark, Esquire, Sheriff of the District of Niagara, which was read in these words, to wit:

To His Excellency Peter Hunter, Esquire, Lieutenant-General Commanding the Forces in Upper and Lower Canada, and Lieutenant-Governor of His Majesty's Province of Upper Canada.

To the Honorable the Legislative Council and the Honorable the House of Assembly of the said Province in Parliament assembled.

The petition of James Clark, Esquire, Sheriff of the District of Niagara, most respectfully sheweth:

That your Petitioner, having the honor to bear the appointment of Sheriff for the Niagara District, one of the most populous and the most adjacent to the territory of the United States of America, in consequence thereof is subject to trouble and risk of office.

That Your Petitioner has ever since his appointment executed the duties of the said office to the best of his ability, with attention and propriety, without any salary whatsoever.

That Your Petitioner humbly begs leave to represent that he has been at very great outlays in the District as well, in preparations for, and in having some criminals executed, and in several other respects, without any remuneration; and that his liability is the greater from the difficulty he experiences in obtaining persons necessary to aid him in the execution of the duties of the office; more

particularly that of Gaoler; whose salary Your Petitioner humbly conceives is very inadequate to the charge.

Your Petitioner therefore humbly submits his case to the consideration of the Legislature, as in the wisdom of Parliament may be thought reasonable and competent.

And Your Petitioner, as in duty bound, will ever pray, etc.

(Signed) James Clark.

York, 25th May, 1802.

And then Mr. Shaw moved, seconded by Mr. Cartwright, that the said Petition do lie upon the table. Ordered accordingly.

The House adjourned until Monday morning at ten o'clock.

Monday, the 14th June, 1802.

The House met pursuant to adjournment, and for the want of a quorum adjourned until to-morrow morning at ten o'clock.

Tuesday, the 15th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read a second time, A Bill "for regulating more equally the service of jurors and for repealing such restrictions as have been laid by certain Acts of the Parliament of this Province upon the nomination of persons to serve as special jurors."

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "to authorise the Governor, Lieutenant-Governor, or person administering the Government for the time being, to license certain persons to let and hire post horses and carriages; and to give encouragement to such persons so licensed for that purpose."

And, another deputation from the House of Assembly brought up for the concurrence of this House a Bill "to amend an Act passed in the 34th year of His Majesty's reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'"

Mr. Cartwright then moved, seconded by Mr. McGill, that this House do now resolve itself into a committee of the whole House upon the consideration of a Bill "for regulating more equally the service of jurors, and for repealing such restrictions as have been laid by certain Acts of Parliament of this Province upon the nomination of persons to serve as special jurors."

Ordered that the House do now resolve itself into the said committee. House in committee, Mr. Russell in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report a progress therein; and thereupon to request leave to sit again three months hence. Which report was accepted, and so it was ordered accordingly.

A Bill "to authorise the Governor, Lieutenant-Governor or person administering the Government for the time being, to license certain persons to let and hire post horses and carriages, and to give encouragement to such persons so licensed for that purpose." was read a first time, and on motion of Mr. Cartwright,

seconded by Mr. McGill, ordered, that the said Bill be read a second time to-morrow.

A Bill "to amend an Act passed in the 34th year of His Majesty's reign, intituled "An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,"" was also read a first time, and on motion of Mr. McGill, seconded by Mr. Shaw, ordered that the said Bill be read a second time to-morrow.

Mr. Cartwright afterwards moved for leave to bring in a Bill to-morrow "To authorise the Governor, Lieutenant-Governor, or person administering the Government, to license practitioners of the law." Which motion being seconded by Mr. Russell, ordered that leave be given to bring in the said Bill accordingly.

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

Wednesday, the 16th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a second time, a Bill "to authorize the Governor, Lieutenant-Governor or person administering the Government for the time being, to license certain persons to let and hire post horses and carriages; and to give encouragement to such persons as licensed for that purpose," and on motion of Mr. Russell, seconded by Mr. McGill, ordered that the said Bill be committed.

The House accordingly resolved itself into a committee to take the said Bill into consideration. House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow morning accordingly.

A Bill "to grant an Act passed in the 34th year of His Majesty's reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,'" was read a second time. And, on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the House do now resolve itself into a committee to take the said Bill into consideration. House in committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report progress, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

On motion of Mr. Cartwright, seconded by Mr. McGill, a Bill "to authorize under certain regulations the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in law," was read a first time, and, on motion of Mr. Cartwright, seconded by Mr. Russell, ordered that the said Bill be read a second time to-morrow.

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

Thursday, the 17th June, 1802.

The House met pursuant to adjournment.

The Order of the Day being read, the House agreeably thereto resolved itself into a committee of the whole House upon the further consideration of a Bill "to authorize the Governor, Lieutenant-Governor or person administering the

Government for the time being, to license certain persons to let and hire post horses and carriages, and to give encouragement to such persons so licensed for that purpose." House in committee, Mr. McGill in the Chair. Took again the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had again taken the said Bill into consideration, and had agreed thereunto with amendments which they recommended to be adopted by this House. Ordered that the said report be accepted, and on motion of Mr. McGill, seconded by Mr. Shaw, ordered that the said amendments be engrossed and that the said Bill be read as amended to-morrow.

The House then resolved itself into committee to go into the consideration of a Bill, "to amend an Act passed in the 34th year of His Majesty's reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'"

House in committee, Mr. Cartwright in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said Report be accepted, and that leave be given to sit again to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "further to extend the provisions of an Act passed in the second session of the first Provincial Parliament of Upper Canada, intituled 'An Act to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada, and to provide for the future solemnization of marriage within the same.'" Which Bill was read a first time, and ordered to lie upon the table.

Read a second time, a Bill "to authorize under certain regulations the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law," and, on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the said Bill be taken into the consideration of a committee of the whole House to-morrow.

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

Friday, the 18th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Mr. McGill moved, seconded by Mr. Cartwright, for leave to bring in the petition of the magistrates and grand jurors of the District of London. Ordered that leave be given; and thereupon the same was read, in these words, to wit:

To the Honorable the Legislature of Upper Canada in Parliament, assembled, the petition of the magistrates and grand jurors of the District of London, humbly sheweth:

That Your Petitioners labour under considerable inconvenience by being compelled by law to hold their court in the Town of Charlottesvill, Your Petitioners humbly pray the law may be altered in such manner as to enable them to hold their courts in the Township of Charlotteville. And Your Petitioners as in duty bound will ever pray. It was then ordered that the said petition do lie on the table.

Read as amended, a Bill to authorize the Governor, Lieutenant-Governor for the time being, to license certain persons to let and hire post horses and carriages, and to give encouragement to such persons so licensed for that purpose, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chambers for concurrence in the amendment.

The House resolved itself into a committee of the Whole upon the further consideration of a Bill "to amend an Act passed in the thirty-fourth year of His Majesty's reign; intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large." House in committee, Mr. Cartwright in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had again taken into consideration the said Bill, and had agreed thereunto with amendments. Ordered that the said report be accepted, and that the said amendments be engrossed, and read with the Bill to-morrow.

The House then resolved itself into a committee of the whole House, to take into consideration a Bill "to authorize under certain regulations the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law." House in committee, Mr. Russell in the Chair. Took the said Bill into consideration. The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report progress therein, and thereupon requested leave to sit again. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Saturday, the 19th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read the third time, a Bill "to amend an Act passed in the thirty-fourth year of His Majesty's reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'"

And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for concurrence in the amendment.

A deputation from the House of Assembly brought up for the concurrence of this House, a Bill "to enable the Governor, Lieutenant-Governor or person administering the Government of this Province, to appoint one or more port or ports, place or places of entry within this Province, and to appoint one or more collector or collectors at the same respectively." Which Bill was read a first time, and, on the motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the said Bill be read a second time on Monday next.

Agreeably to the Order of the Day, the House resolved itself into a committee of the whole House upon the further consideration of a Bill "to authorize under certain regulations the Governor, Lieutenant-Governor or person administering the Government of this Province, to license practitioners of the law." House in committee, Mr. Russell in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the re-consideration of the said Bill, as agreed thereunto, by the

title of a Bill "to authorize the Governor, Lieutenant-Governor or person administering the Government of this Province, to license practitioners in the law." Which Bill was read as amended, and the amendments therein were adopted by the House. Accordingly, ordered that the said Bill be engrossed, and read the third time on Monday next.

The House adjourned until Monday morning next at ten o'clock.

Monday, the 21st June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Speaker informed the House that he has been requested to prefer to the House the petition of Peter Russell, Esquire, Receiver General of Upper Canada, which was read and ordered to lie on the table.

The Order of the Day being read, Read a second time, a Bill "to enable the Governor, Lieutenant-Governor, or person administering the Government of this Province, to appoint one or more port or ports, place or places of entry within this Province, and to appoint one or more collector or collectors at the same respectively," and, on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the House do now resolve itself into a committee of the whole House upon the consideration of the said Bill. House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought up from the House of Assembly. Which report was accepted, and on motion of Mr. Russell, seconded by Mr. Cartwright, ordered that the said Bill be read a third time to-morrow.

Read as engrossed, a Bill to authorize the Governor, Lieutenant-Governor, or person administering the Government in this Province to license practitioners in the law, and the question being put, that this Bill do now pass, it was resolved in the affirmative. The Speaker then signed the same, and it was carried down by the Master-in-Chancery, to the House of Assembly for concurrence.

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

Tuesday, the 22nd June, 1802

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a third time a Bill "to enable the Governor, Lieutenant-Governor, or person administering the government of this Province, to appoint one or more port or ports, place or places of entry within this Province; and to appoint one or more collector or collectors at the same respectively." And the question being put, that this Bill do now pass, it was resolved in the affirmative. The Speaker then signed the same, and the Master-in-Chancery was thereupon sent with a message to the House of Assembly to inform them that this House had concurred in passing the said Bill without any amendment.

A deputation from the House of Assembly brought up for the concurrence of this House the Bills following, to wit:—a Bill "for the more uniform laying of assessments and rates within this Province; and for repealing certain parts of an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to

authorize and direct the laying of assessments and rates in every District within this Province, and to provide for the payment of wages of the Members of the House of Assembly; and certain parts of another Act in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to amend certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled An Act to authorize and direct the laying and collecting of assessments and rates within this Province, and to provide for the payment of wages to the Members of the House of Assembly.'" Which Bill was read a first time, and on the motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the said Bill be read a second time to-morrow.

Also a Bill "to alter and amend the method of performing statute labour on the highways and roads within this Province, and also to repeal an Act passed in the thirty-eighth year of His Majesty's Reign, intituled, 'An Act to alter the method of performing statute duty on the highways and roads within this Province.'" Which Bill being likewise read a first time. Mr. Cartwright moved, seconded by Mr. Hamilton, that the said Bill be read a second time three months hence. And it was ordered accordingly.

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

Wednesday, the 23rd June, 1802.

The House met pursuant to adjournment. Prayers were read.

Mr. McGill then informed the House that he had a message from His Excellency the Lieutenant-Governor, and the members and the officers all standing in their places, he delivered them the said message, which was read by the Speaker in the following words, to wit:

P. Hunter, Lieut.-Govr.

The Lieutenant-Governor having this day under the authority and according to the provisions of a certain Act passed in the second session of the second Parliament of this Province, to which the Royal assent was promulgated on the first day of January in the fortieth year of His Majesty's Reign, intituled "An Act for the better division of this Province," issued his Proclamation declaring that the Counties of Northumberland and Durham with all the land in their rear confined within their extreme boundaries produced, north sixteen degrees west, until they intersect the northern limits of this Province; do and by virtue of that Act constitute and form a separate District thereof, to be called the District of Newcastle; and, as further Parliamentary aid is necessary to enable the said District of Newcastle to possess and enjoy the like privileges and advantages as are now possessed and enjoyed by the other Districts of this Province, he requests that you would take the situation of that District into your consideration, and make such provision concerning the same as to you shall seem fit.

P. H.

Dated at York, the 23rd day of June, 1802.

Ordered to lie upon the table.

The Order of the Day being read, Read a second time, a Bill "for the more uniform laying of assessments and rates within this Province and for repealing certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled, 'An Act to authorize and direct the laying of assessments and rates

in every District within this Province, and to provide for the payment of wages to the Members of the House of Assembly," and certain parts of another Act, passed in the thirty-fourth year of His Majesty's Reign, intituled, "An Act to amend certain parts of an Act passed in the thirty-third year of His Majesty's reign, intituled, an Act to authorize and direct the laying and collecting the assessments and rates within this Province, and to provide for the payment of wages to the Members of the Assembly," be discharged, and that the same be taken into further consideration on Wednesday next. Which motion, being seconded by Mr. Hamilton, it was ordered accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:—a Bill the better to ascertain and secure the title to lands in this Province, which Bill was read a first time, and immediately after the reading of the said Bill the Chief Justice, in the name of the other judges and himself, stated that the substance of the Bill had been communicated to them; and that he was authorized to signify their consent to exercise the functions assigned to them. Mr. Cartwright then moved, seconded by Mr. McGill, that the said Bill be read a second time to-morrow. Ordered accordingly.

Also a Bill "to declare and ascertain the rates which the Receiver General shall take and retain to his own use out of the monies passing through his hands which are subject to the disposition of the Parliament of this Province," which Bill was read a first time, and on motion of Mr. Hamilton, seconded by Mr. Cartwright, ordered that the said Bill be read a second time to-morrow.

Another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,'" which Bill was read a first time, and on motion ordered to lie upon the table.

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

Thursday, the 24th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Mr. Cartwright moved that the Order of the Day for the further commitment of a Bill "for the more uniform laying of assessments and rates within this Province, and for repealing certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled 'An Act to authorize and direct the laying of assessments and rates in every District within this Province, and to provide for the payment of wages to the members of the House of Assembly,' and certain parts of another Act, passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to amend certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled 'An Act to authorize and direct the laying and collecting of assessments and rates within this Province, and to provide for the payment of wages to the members of the House of Assembly,'" be discharged, and that the same be taken into further consideration on Wednesday next. Which motion being seconded by Mr. Hamilton, it was ordered accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:—

"A Bill the better to ascertain and secure the title to lands in this Province." Which Bill was read a first time, and immediately after the reading of the said

Bill the Chief Justice in the name of the other Judges and himself stated that the substance of the Bill had been communicated to them; and that he was authorized to signify their consent to exercise the functions assigned to them.

Mr. Cartwright then moved, seconded by Mr. McGill, that the said Bill be read a second time to-morrow. Ordered accordingly.

Also a Bill "to declare and ascertain the rates which the Receiver General shall take and retain to his own use out of the monies passing through his hands which are subject to the disposition of the Parliament of this Province," which Bill was read a first time, and on motion of Mr. Hamilton, seconded by Mr. Cartwright, ordered that the said Bill be read a second time to-morrow.

Another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'" Which Bill was read a first time, and on motion ordered to lie upon the table.

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

Friday, the 25th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read a second time, a Bill "to better ascertain and secure the title to lands in this Province," and on motion of Mr. Hamilton, seconded by Mr. Russell, ordered that the House do now resolve itself into a committee of the whole House, on the consideration of the said Bill, whereupon the House resolved itself into the said committee accordingly. House in committee, Mr. Baby in the Chair. Took the said Bill into consideration.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair, and the House Formed.

When the said deputation being admitted, they brought up for the concurrence of this House,

A Bill "to authorize the Governor, Lieutenant-Governor or person administering the Government for the time being to license certain persons to let and hire post horses and carriages, and to give encouragement to such persons so licensed for that purpose, and to regulate the conduct of the same."

The committee then resumed the consideration of the Bill "to ascertain and secure the title to lands in this Province."

The Speaker resumed the Chair. The Chairman reported that the committee had taken into consideration the said Bill, and had directed him to report the progress therein; and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

Read a first time, a Bill "to authorize the Governor, Lieutenant-Governor or person administering the Government for the time being, to license certain persons to let and hire post horses and carriages; to give encouragement to such persons so licensed for that purpose, and to regulate the conduct of the same."

Conformably to the Order of the Day, a Bill "to declare and ascertain the rates which the Receiver General shall take and retain to his own use out of the monies passing through his hands which are subject to the disposition of the Parliament of this Province," was read a second time; and on motion of Mr. Hamilton, seconded by Mr. McGill, ordered that the House do now resolve itself

into a committee of the whole House, to go into the consideration of the said Bill, and the House resolved itself into the said committee accordingly. House in committee, Mr. Cartwright in the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had agreed thereunto as brought up. Ordered that the said Report be accepted, and on motion of Mr. Russell, seconded by Mr. McGill, ordered that the said Bill be read a third time to-morrow.

Mr. Hamilton moved that an humble Address be presented to His Excellency the Lieutenant-Governor, in answer to his message of the twenty-third of this instant; a draught whereof he presented to the House for its consideration. Mr. Baby having seconded the said motion, ordered that the House do now resolve itself into a committee of the whole House, to take the said Address into consideration. And the House resolved itself into the said committee accordingly. House in committee, Mr. Russell in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Address into consideration, and had agreed thereunto. Ordered that the said report be accepted, and that the said Address be engrossed. Read as engrossed, the said Address, and it was by order of the House signed by the Speaker.

Mr. Baby and Mr. McGill were then appointed a committee to wait upon His Excellency the Lieutenant-Governor with the same; and it followeth in these words, to wit:

To His Excellency Peter Hunter, Esquire, Lieutenant-Governor of the Province of Upper Canada, and Lieutenant-General commanding His Majesty's Forces in the Provinces of Upper and Lower Canada.

May it please Your Excellency: We, His Majesty's most dutiful and loyal subjects, The Legislative Council of Upper Canada, beg leave to return to Your Excellency our thanks for Your Excellency's gracious message respecting the new District of Newcastle; and to assure Your Excellency that we will cheerfully lend our aid towards carrying the purposes recommended by Your Excellency into effect.

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

Saturday, the 26th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being called for, Mr. Cartwright previously moved that the Bill to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled "An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," be read a second time, which motion being seconded by Mr. Hamilton, the said Bill was read a second time accordingly; and on the motion of Mr. Hamilton, seconded by Mr. Russell, ordered that the House do now resolve itself into a committee of the whole House, to take the said Bill into consideration. Upon which the House resolved itself into the said committee accordingly. House in committee, Mr. Shaw in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported, that the committee had taken the said Bill into consideration, and had agreed thereunto as brought up. Ordered that the said report be accepted, and on motion of Mr. Cartwright, seconded by Mr. Russell, ordered that the said Bill be read a third time on Monday next.

The Order of the Day being read, the House resolved itself into a committee of the whole House upon the further consideration of a Bill "the better to ascertain and secure the title to lands in this Province." House in committee, Mr. Baby in the Chair. Went further into the consideration of the said Bill, and had agreed to the same without amendment. Ordered that the said report be accepted, and that the said Bill be read a third time on Monday next.

Read a third time, a Bill "to declare and ascertain the rates which the Receiver-General shall take and retain to his own use out of the monies passing through his hands which are subject to the disposition of the Parliament of this Province," and the question being put, that this Bill do now pass, it was resolved in the affirmative; whereupon the Speaker signed the same.

Mr. Baby, from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, reported that His Excellency was graciously pleased to receive the Address of this House in answer to His Excellency the Lieutenant-Governor's message.

The House then adjourned until Monday morning at ten o'clock.

Monday, the 28th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Mr. Cartwright moved, that so much of the Order of the Day as directs the third reading of a Bill to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled "an Act to restrain the custom of permitting the horned cattle, horses, sheep and swine to run at large," be discharged, and that the said Bill do lie on the table. Mr. Hamilton seconded the motion, and it was ordered accordingly.

Read a second time, a Bill "to declare and establish what shall be deemed and taken to be the public roads throughout this Province," and on motion of Mr. Hamilton, seconded by Mr. Russell, ordered that the House do now resolve itself into a committee of the whole House upon the consideration of the said Bill, and the House resolved itself into the said committee accordingly. House in committee, Mr. Cartwright in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report a progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that the said Bill be again committed to-morrow.

Read a third time, a Bill the better to ascertain and secure the title to lands in this Province, and on the question being put that this Bill do now pass, it was resolved in the affirmative. Whereupon it was signed by the Speaker, and the Master-in-Chancery was sent with a message to the House of Assembly, to inform them that this House had concurred in passing the said Bill, and also a Bill "to declare and ascertain the rates which the Receiver-General shall take and retain to his own use out of the monies passing through his hands which are subject to the disposition of the Parliament of this Province."

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

Tuesday, the 29th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House conformably thereto resolved itself into committee of the whole House, to take into further consideration a Bill "to declare and establish what shall be deemed and taken to be the public roads throughout this Province." House in committee, Mr. Cartwright in the Chair. The Chairman reported that the committee had again taken the said Bill into consideration; and had made further progress therein; and thereupon leave to sit again three months hence. Ordered that the said report be accepted, and that leave be given to sit again upon the said Bill three months hence.

A deputation from the House of Assembly brought up for the concurrence of this House:—A Bill "to provide for the administration of justice in the District of Newcastle." Which Bill was read a first time, and on motion of Mr. Baby, seconded by Mr. Hamilton, ordered that the said Bill be read a second time to-morrow.

Another deputation from the House of Assembly brought in for the concurrence of this House the following Bills, to wit,—a Bill "to give temporary relief to the District of London respecting the place of holding the courts of justice in that District"; also, a Bill "to amend an Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province," and to repeal certain parts of the said recital Act; and, a Bill "for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor in pursuance of several Addresses of the Commons House of Assembly," be read a second time on Tuesday next.

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

Wednesday, the 30th June, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a committee of the whole House upon the further consideration of a Bill for the more uniform laying of assessments and rates within this Province, and for repealing certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled "An Act to authorize and direct the laying of assessments and rates in every district within this Province, and to provide for the payment of wages to the members of the House of Assembly," and certain parts of another Act passed in the thirty-fourth year of His Majesty's Reign, intituled an Act to amend certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled "An Act to authorise and direct the laying and collecting of assessments and rates within this Province, and to provide for the payment of wages to the Members of the House of Assembly." House in committee, Mr. Hamilton in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration of the said Bill, and had thereunto amended. Ordered that the said report be accepted, and that the said amendment be engrossed and read with the Bill to-morrow.

Read a second time, a Bill "to provide for the administration of justice in the District of Newcastle," and, on motion of Mr. Baby, seconded by Mr. McGill,

a committee of the whole House to take the said Bill into consideration, and the House resolved itself into the said committee accordingly. House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought up. Ordered that the said report be accepted, and that the said Bill be read a third time to-morrow.

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

Thursday, the 1st July, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read a second time, a Bill "for applying a certain sum of money therein mentioned to make good certain monies advanced by His Majesty through the Lieutenant-Governor in pursuance of several Addresses of the Commons House of Assembly; and on motion made and seconded, ordered that the said Bill be committed. House in committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported the said Bill agreed to unamended. Ordered that the said report be accepted, and on motion of Mr. Hamilton, seconded by Mr. Baby, ordered that the said Bill be read a third time to-morrow.

Read a third time, a Bill "to provide for the administration of justice in the District of Newcastle." and the question being thereupon put, that this Bill do now pass. it was resolved in the affirmative. Whereupon the Speaker signed the same; and the Master-in-Chancery was sent with a message to the House of Assembly to inform them that the House had concurred in passing the said Bill.

On motion of Mr. Russell, seconded by Mr. Cartwright, ordered that the Bill "for the more uniform laying of assessments and rates within this Province; and for repealing certain parts of an Act passed in the thirty-third year of His Majesty's Reign intituled, 'An Act to authorize and direct the laying of assessments and rates within this Province and to provide for the payment of wages to the Members of the House of Assembly,' and certain parts of another Act passed in the thirty-fourth year of His Majesty's reign, intituled, 'An Act to authorize and direct the laying and collecting of assessments and rates within this Province, and to provide for the payment of wages to the Members of the House of Assembly,'" be committed. House in committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported the said Bill further amended and agreed to. Ordered that the said report be accepted, and that the said Bill be read with amendments to-morrow.

House in committee, Mr. Cartwright in the Chair. Took into consideration a Bill "to amend an Act, intituled, 'An Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province,'" and to repeal certain parts of the said Act.

The Speaker resumed the Chair. The Chairman reported progress, and requested leave to sit again to-morrow. Ordered that the said Report be accepted, and that leave be given to sit again accordingly.

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

Friday, the 2nd July, 1802.

The House met pursuant to adjournment. Prayers were read. Read a third time, a Bill "for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor, in pursuance of two several Addresses from the Commons House of Assembly"; and the question being put, that this Bill do now pass, it was resolved in the affirmative. Upon which the Speaker signed the same, and the Master-in-Chancery was sent with a message to the House of Assembly, to inform them that this House had concurred in passing the said Bill; and which Bill he at the same time carried down and returned to the House of Assembly.

Read as amended, a Bill "for the more uniform laying of assessments and rates within this Province; and for repealing certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled, 'An Act to authorize and direct the laying of assessments and rates within this Province, and to provide for the payment of wages to the Members of the House of Assembly.'" And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the said Bill.

Mr. Cartwright moved, seconded by Mr. Baby, that so much of the Order of the day as directs the further commitment of a Bill "to amend an Act, intituled, 'An Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province, and to repeal certain parts of the said Act,'" be discharged. And so it was ordered accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "to authorize the Governor, Lieutenant-Governor or person administering the Government, to license advocates and attorneys for the conduct of legal proceedings in this Province." Which Bill was read a first time, and on the motion of Mr. Cartwright, seconded by Mr. Hamilton, ordered that the said Bill be read a second time to-morrow.

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

Saturday, the 3rd July, 1802.

The House met pursuant to adjournment. Prayers were read. The order of the day being read, Read a second time, a Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government, to license advocates and attorneys for the conduct of legal proceedings in this Province," and, on motion of Mr. Hamilton, seconded by Mr. Baby, ordered that the House do now resolve itself into a committee of the whole House to take the said Bill into consideration; and the House accordingly resolved itself into the said committee. House in committee, Mr. Russell in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the same into consideration; and had agreed thereunto amended under the title of "A Bill to authorize the Governor, Lieutenant-Governor; or person administering the Government, to license practitioners in the law; and to repeal part of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled, An Act for the better regulating of the practice of the Law." Which report was accepted, and the said amendments being read, they were adopted.

Mr. Cartwright then moved, seconded by Mr. Russell, that the said amendments be engrossed, and read with the Bill a third time to-day. Ordered accordingly, and the same being engrossed they were accordingly read with the Bill, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly, for concurrence in the amendments.

The Master-in-Chancery also carried down for concurrence in the amendments, a Bill "for the more uniform laying of assessments and rates within this Province; third year of His Majesty's Reign, intituled, 'An Act to authorize and direct the laying of assessments and rates in every District in this Province, and to provide for the payment of wages to the Members of the House of Assembly,' and certain parts of an Act passed in the thirty-third year of His Majesty's Reign, intituled 'An Act to authorize and direct the laying and collecting of assessments and rates within this Province; and to provide for the payment of wages to the members of the House of Assembly.'"

The House adjourned until Monday next at ten o'clock.

Monday, the 5th July, 1802.

The House met pursuant to adjournment. Prayers were read. And there not being anything before the House, they adjourned until to-morrow morning at ten o'clock.

Tuesday, the 6th July, 1802.

The House met pursuant to adjournment.

Prayers were read. A deputation from the House of Assembly with a message informing this House that they had concurred in the amendments made to a Bill "to authorize the Governor, Lieutenant-Governor or person administering the Government, to license practitioners in the law; and to repeal part of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled, 'An Act for the better regulating the Practice of the Law.'"

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

Wednesday, the 7th July, 1802.

The House met pursuant to adjournment. Prayers were read.

At one o'clock His Excellency the Lieutenant-Governor came to the House.

Mr. George Lawe, Gentleman Usher of the Black Rod was then sent with a message from His Excellency the Lieutenant-Governor to the House of Assembly, commanding their immediate attendance at the Bar of the Council Chamber; and, they being come thereunto, His Excellency was pleased to give his assent in His Majesty's name to the following Acts, to wit:

An Act the better to ascertain and secure the title to lands in this Province.

An Act to provide for the administration of justice in the District of New-castle.

An Act to declare and ascertain the rates which the Receiver-General shall take and retain to his own use out of the monies passing through his hands which are subject to the disposition of the Parliament of this Province.

An Act to enable the Governor, Lieutenant-Governor, or person administering the Government of this Province, to appoint one or more additional port or ports, place or places of entry within this Province, and to appoint one or more collector or collectors at the same respectively.

An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor in pursuant of two several Addresses of the Commons House of Assembly.

And afterwards His Excellency was pleased to address the two Houses in the manner following, to wit:—

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:

I now close this session of Parliament, as it is my wish that your duty to the public should as little as possible interrupt your private concerns.

The Bill which you have passed for the better ascertaining and securing the title to lands in this Province, will, I hope, contribute to place real property therein on a sure and permanent foundation; and under the bounty of the Crown from which that property was originally derived, highly conducive to the good of the subject.

I trust the other Bills which you have passed will each of them respectively promote the object of all legislation—the general good.

The erecting of a new District gives me particular satisfaction; being an indication of the increasing population of this Province; one of the happy effects of that plenty and security which by the blessing of Providence we at present possess.

I think it proper to inform you that it is my intention to meet you next during the winter, when you will have an opportunity of resuming your labours at a more convenient time to yourselves than the present, and equally advantageous to the public.

In the meanwhile, you will be enabled at your respective places of abode by your example and influence to add force and effect to the laws already enacted, and by careful observation to discover what yet remains to be done for the well being and prosperity of this Province.

And then the Honorable the Speaker of the Legislative Council, addressing himself to both Houses, was pleased to say that it was the will and pleasure of His Excellency the Lieutenant-Governor that the Provincial Parliament be now prorogued until Saturday, the fourteenth day of August next.

And so it was prorogued accordingly.

I do hereby certify the foregoing to be a true copy of the original.

(Signed) James Clark,
Clerk of the Legislative Council.

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From the twenty-seventh day of January,
to the fifth day of March,
1803.

And in the forty-third year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,
1803.

YORK, Thursday, the 27th January, 1803.

His Excellency the Lieutenant-Governor, having by his Proclamation bearing date the 22nd day of January in this present year prorogued the Provincial Parliament to this day, the House met accordingly. Present:

The Honorables Henry Allcock, James Baby, Peter Russell and Æneas Shaw.

The Honorable Henry Allcock produced his Writ of Summons to attend the Legislative Council; under the Great Seal of the Province; which was read.

The instrument directed to William Jarvis, John Small and James Clark, Esquires; authorizing them or any of them to administer unto Members of the Legislative Council the oath prescribed by the statute of the thirty-first, George the Third, was also read. Whereupon the said oath was administered to, taken and subscribed by the said Honorable Henry Allcock. He also produced a Commission under the Great Seal of the Province, appointing him Speaker of the Legislative Council. Which was likewise read, and he took his seat accordingly.

At one o'clock His Excellency the Lieutenant-Governor came to the Council Chamber.

Mr. George Lawe, Usher of the Black Rod, was then sent with a message to the House of Assembly, to command their immediate attendance at the bar of the Council Chamber. And they being come thereunto, the Honorable the Speaker of the Legislative Council by His Excellency's command, required of them to know if they had elected a Speaker, when they presented Richard Beasley, Esquire, as their Speaker-elect, of whom His Excellency was pleased to approve.

His Excellency was then pleased to make a speech to both Houses, in these words, to wit:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:

You are now assembled at a season of the year when I trust your attendance upon your public duty will least interfere with your private concerns.

It is highly pleasing to me that I have to congratulate you on the termination of hostilities between our Mother Country and the other belligerent powers of Europe; in announcing to you that since the last session I have received official information of the signature of the definitive treaty of peace.

I have also particular satisfaction in notifying to you the present prospect of an increase in the branch of our revenue which arises on the importation of merchandise from the United States into this Province.

At the same time I think it necessary to call your attention to a revision of that law by which those duties are imposed; fully relying that your wisdom and exertions will be abundantly adequate to the introduction of such further regulations and provisions as will ensure to the Province those duties which according to the true spirit and meaning of the law ought to be yielded.

I am also fully persuaded that you will find it an object worthy your mature and deliberate consideration to adopt such amendments in all our other Provincial laws relating to our internal revenue as will prove an efficient remedy against evasion and fraud (an evil now existing to too great an extent) and as will effectually enforce a just and equitable collection of those very light and easy taxes which have been imposed to meet the public exigencies; and which the resources of His Majesty's subjects of Upper Canada are fully equal to discharge.

Gentlemen of the House of Assembly,

I have ordered the public accounts to be laid before you, and I am persuaded that you will bestow upon them that careful attention which the nature of the subject requires.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

Since I last met you in this place I have issued a proclamation and caused a general circulation of it throughout this Province as could be provided; notifying to the public the times and places when the Commissioners for ascertaining and securing the titles to lands will attend for the final accomplishment of that business; and I trust that the labours and exertions of those engaged in it will ultimately secure the King's subjects in undisputed titles to their property; an object so truly essential to the interests and happiness of them and their posterity as to be almost inestimable.

The confidence I have in your wisdom and experience, as well as in your knowledge of the present situation and circumstances of the Province, render it unnecessary that I should point your attention to the enacting any particular laws in addition to your present code; resting fully assured that giving energy to the King's Government, and passing such statutes as will ultimately promote the happiness and prosperity of his people will in all deliberations be the principal objects ever kept in view; the attainment of which I feel confident will engage your utmost assiduity and exertions.

His Excellency having retired, Prayers were read, the Speaker took the Chair and the House formed.

On motion made by Mr. Russell, seconded by Mr. Shaw, ordered that His Excellency's speech be now read. And the same was read by the Speaker, and also by the Clerk at the table, and was taken into consideration by the House.

On motion for that purpose made and seconded, ordered that an humble Address of thanks in answer to His Excellency the Lieutenant-Governor's speech be drawn up, and that Mr. Baby, Mr. Russell, and Mr. Shaw be a committee to prepare the same; and that they do report thereon to-morrow.

The House adjourned until to-morrow.

Friday, the 28th July, 1803.

The Speaker having attended, with the several officers of the House; and they having taken their respective places, for the want of a quorum the Speaker adjourned the House until to-morrow.

Saturday, the 29th January, 1803.

The Speaker having attended with the several officers of the House, and they having taken their respective places, for the want of a quorum the Speaker adjourned the House until Monday next.

Monday, the 31st January, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the committee appointed to prepare an humble Address of thanks in answer to His Excellency's speech reported a draught thereof, which was read, and on motion of Mr. Baby, seconded by Mr. Shaw, ordered that the House do now resolve itself into a committee to take the said Address into consideration. House in committee, Mr. Baby in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Address into consideration, and had directed him to report that they had agreed thereunto. Ordered that the said report be accepted, and that the said Address being read it was agreed to, and ordered to be engrossed.

On motion of Mr. Shaw, seconded by Mr. Russell, ordered that Mr. Russell and Mr. Baby be a committee to wait upon His Excellency the Lieutenant-Governor; to know when he will be pleased to receive this House with their Address.

The House adjourned until to-morrow.

Tuesday, the 1st February, 1803.

The Speaker having attended with the several officers of the House, and they having taken their respective places, for the want of a quorum the Speaker adjourned the House until to-morrow.

Wednesday, the 2nd February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the day being read, the committee appointed to wait upon His Excellency the Lieutenant-Governor to know when he will be pleased to receive this House with its Address, reported that His Excellency will be pleased to receive the same at one o'clock to-day.

On motion of Mr. Russell, seconded by Mr. Baby, ordered that the said Address be read as engrossed in these words, to wit:

May it please Your Excellency: We His Majesty's most dutiful and loyal subjects, the Legislative Council of Upper Canada in Provincial Parliament assembled, beg leave to offer our most respectful thanks for the great attention shown by Your Excellency for our private convenience, by calling us together at this least busy season of the year.

We are too sensible how very essential a state of tranquility is to the prosperity of this Province not to rejoice with Your Excellency at the restoration of

peace, and to pray most ardently for its continuance; for animated by this hope we anxiously look forward to the happy day when the abundant products of a most fertile soil and genial climate with the consequent increase of commerce shall enable Upper Canada through the favour of Providence to provide for the internal expense of the Government by its own resources.

Your Excellency has made us happy by the information that our trade with the United States begins to open a prospect of an increase in that branch of the revenue depending upon it; and we shall not fail to use our best endeavours to add such further regulations and provisions to the law by which duties were imposed on merchandise imported from thence as may ensure to the Province every advantage it has a right to expect from them. Nor shall our efforts be wanting most cordially to co-operate with the other branches of the Legislature in adopting such amendments to all our other Provincial revenue laws as may most efficiently guard against evasion and fraud, and effectually enforce a full and due obedience to them.

The measures which Your Excellency has taken for modifying to the public the times and places when and where the commissioners for ascertaining and securing the titles to lands will attend for the final accomplishment of that important business strongly evince how much Your Excellency has the welfare of this Province at heart, and call for our most grateful acknowledgments. And we are happy in the opinion Your Excellency has expressed that the giving energy to the King's Government and promoting the happiness of his people will employ our utmost assiduity and exertions, and be the ultimate object of all our deliberations.

Whereupon the Speaker signed the same, and accordingly at one o'clock, attended by the Members and the Officers of the House, waited upon His Excellency with the same.

The Speaker with the members and Officers of the House having returned to the Council Chamber, the Speaker resumed the Chair, and the House formed.

The House adjourned until to-morrow.

Thursday, the 3rd February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Speaker informed the House that His Excellency had been pleased to make an answer to the Address of this House, comprised in the words, to wit:—

Honorable Gentlemen of the Legislative Council:—Accept my thanks for this dutiful and loyal address. Your assurances of concurrence in every necessary amendment of the laws cannot but be highly pleasing to me; and I regard your declarations that the giving energy to His Majesty's Government and the promotion of the happiness of his subjects will principally engage your future deliberations, as so many proofs of your sincere attachment to His Majesty and His family; and of your anxious concern for the welfare of his people.

Which was read.

Mr. Cartwright then moved for leave to bring in on Monday next a Bill "the better to ascertain the rights of certain grantees of the Crown." Mr. Baby having seconded the motion leave was given accordingly. Ordered that leave be given accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House, a Bill for further amending and altering an Act passed in the thirty-third year of His Majesty's Reign, intituled, "An Act to encourage the destroying

of wolves and bears in different parts of this Province." which Bill was read a first time, and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the same be read a second time on Monday next.

The House adjourned until Monday next.

Monday, the 7th February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, agreeably thereto, Mr. Cartwright brought in a Bill "to declare the rights of certain grantees of waste lands of the Crown." Which was read a first time, and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be read a second time to-morrow.

Mr. Baby also brought in his Bill "to enable married women having real estate more conveniently to alien and convey the same," which was read a first time, and on motion of Mr. Baby, seconded by Mr. Cartwright, ordered that the said Bill be read a second time to-morrow.

A Bill "for further altering and amending an Act passed in the thirty-third year of His Majesty's Reign, intituled, 'An Act to encourage the destroying of wolves and bears in different parts of this Province,'" was read a second time. Mr. Cartwright then moved, seconded by Mr. McGill, that the said Bill be referred to the consideration of a committee of the whole House to-morrow. Ordered accordingly.

William Jarvis, Esquire, Secretary of the Province, being announced with a message from His Excellency the Lieutenant-Governor, he came to the bar of the House, and it being raised, he delivered the Public Accounts agreeable to the following Schedule, to wit:

Schedule of Public Accounts to be laid before the Legislature the twenty-sixth day of January, 1803:

No. 1.—General Account of goods liable to duties imported from the United States, for which the duties have been collected between the first day of April and the thirty-first day of December one thousand eight hundred and two.

No. 2.—General State of receipts and payments for Port and License duties under Acts of the Provincial Parliament, between the twenty-eighth day of May one thousand eight hundred and two, and the twenty-sixth day of January one thousand eight hundred and three.

No. 3.—Abstract of Warrants issued by His Excellency the Lieutenant-Governor of the Province of Upper Canada for monies charged against the funds arising from duties imposed by the Provincial Legislature, pursuant to an Act passed in the first session of the third Parliament of this Province for that purpose.

No. 4.—General Account of articles on which duties on importation are imposed by the Legislature of Lower Canada which have passed Coteau du Lac upwards from the first of January to the thirtieth of June one thousand eight hundred and two; agreeably to the written accounts thereof received, or as ascertained on examination of carriages according to the Act.

No. 5.—Mr. Secretary Jarvis' list of names of such persons as have been licensed to work stills in the several Districts of the Province of Upper Canada for the year ending the fifth day of April one thousand eight hundred and three; with amount of duty collected thereon, pursuant to an Act of the Provincial Parliament.

No. 6.—Mr. Secretary Jarvis' List of names of persons licensed as Shop and Innkeepers in the several Districts of the Province of Upper Canada for the year ending the fifth day of April, one thousand eight hundred and three.

Inspector General's Office, the Twenty-sixth day of January, One Thousand Eight Hundred and Three.

(Signed) John McGill, Inspector-General of Public Provincial Accounts.

Which was ordered to lie upon the table.

The House adjourned until to-morrow.

Tuesday, the 8th February, 1803.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up a message in these words, to wit:

Mr. Speaker: The House of Assembly request a conference with the Honorable the Legislative Council to co-operate with them in investigating the reasons which prevented a Bill, intituled, "An Act to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law," from being submitted to His Excellency the Lieutenant-Governor's consideration previous to the late prorogation, in order that he might have declared His Majesty's pleasure thereon; the said Bill having passed both Houses of Parliament previous to such prorogation.

Commons House of Assembly, 3rd February, 1803.

Which was read, and on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that Mr. Baby, Mr. Russell, and Mr. McGill be a committee to manage the said conference on the part of this House; and that a message be prepared, comprised in the words following, to wit:

Mr. Speaker: The Honorable the Legislative Council have acceded to the message of the House of Assembly of this date, requesting a conference, and having accordingly appointed four members of a committee to confer with a committee of the Commons House of Assembly thereon upon the adjournment of the Legislative Council this day.

Legislative Council Chamber, 8th February, 1803.

The Order of the Day being read. Read a second time, a Bill "to declare the rights of certain grantees of waste lands of the Crown." Mr. Cartwright then moved, seconded by Mr. Baby, that this House do now resolve itself into a committee of the whole House, to take the said Bill into consideration. Accordingly the whole House resolved itself into the said committee. House in committee, Mr. Russell in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought in. Ordered that the said report be accepted, and that the said Bill be engrossed and read a third time to-morrow.

A Bill "to enable married women having real estate the more conveniently to alien the same was read a second time. On motion of Mr. Baby, seconded by Mr. Russell, ordered that the House do now resolve itself into a committee upon the consideration of the said Bill. House in committee, Mr. McGill in the Chair. Went into the consideration of the same.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report

progress therein; and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

The House then, conformably to the Order of the Day, resolved itself into a committee of the whole House, upon the consideration of the Bill, "for futher altering and amending an Act passed in the thirty-third year of His Majesty's Reign, intituled, 'An Act to encourage the destroying of wolves and bears in different parts of this Province.'" House in committee, Mr. Cartwright in the Chair. Went into the consideration of the said Bill.

Mr. Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had agreed thereunto as brought up. Ordered that the said Report be accepted, and that the said Bill be read a third time to-morrow.

Mr. Cartwright then moved, seconded by Mr. Russell, that this House do now resolve itself into a committee of the whole House to take into consideration the extraordinary circumstances that had occurred; namely, the entrance of the Sergeant-at-Arms into the Lobby of this House for the purpose of taking into custody an officer of the House.

The House accordingly resolved itself into the said committee. House in committee, Mr. Baby in the Chair. Took the same into consideration.

Mr. Speaker resumed the Chair. The Chairman reported that the committee had directed him to report, that they had agreed that a message be sent down to the House of Assembly upon the subject of their consideration; which message being read in these words, to wit:

Mr. Speaker, the extraordinary occasion on which I am deputed has induced the Legislative Council to depart from the usual mode of intercourse observed in communications from them to the House of Assembly. I am sent to this House to complain on the part of the Legislative Council of an insult offered to that body by an officer of the House of Assembly—the Sergeant-at-Arms; who has entered into the lobby of the Legislative Council Chamber, and declared his purpose to be the taking into custody an officer of that House while the House was sitting. Ordered that the said report be accepted, and that the same be carried down to the House of Assembly by the Honourable Mr. McGill, at the meeting of this House to-morrow.

The House adjourned until to-morrow morning.

Wednesday, the 9th February, 1903.

The House met pursuant to adjournment. Prayers were read.

The Committee appointed to hold a conference with the House of Assembly reported that the Joint Committee of the Legislative Council and House of Assembly in conference to investigate the reasons which prevented a Bill intituled "An Act to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law," from being submitted to His Excellency the Lieutenant-Governor's consideration previous to the late prorogation, in order that he might have declared His Majesty's pleasure thereupon, the said Bill having passed both Houses of Parliament previous to such last prorogation; do concur in opinion that it was owing altogether to accidental circumstances that the said Bill was not submitted. Ordered that the said report be accepted.

The Order of the Day being read, Read as engrossed, a Bill to declare the rights of certain grantees of the Crown, and the question being put, that this Bill do now pass, it was resolved in the affirmative, and signed by the Speaker, it was ordered that the same be carried down to the House of Assembly by the Master-in-Chancery for concurrence.

Mr. Cartwright moved, seconded by Mr. McGill, that the Order of the Day for the further commitment of a Bill "to enable married women having real estate more conveniently to alien the same," be discharged, and that the same be taken into consideration to-morrow. Ordered accordingly.

Read a third time, a Bill "for further altering and amending an Act passed in the thirty-third year of His Majesty's Reign, intituled "An Act to encourage the destroying of wolves and bears in different parts of this Province," and the question being put, that this Bill do now pass, it was resolved in the affirmative. Thereupon ordered that the Speaker do sign the same (which he did) and also that the Master-in-Chancery be sent with a message to the House of Assembly, to inform them that this House had concurred in passing the Bill without amendment.

The House adjourned until to-morrow.

Thursday, the 10th day of February, 1803.

The House met pursuant to adjournment. Prayers were read.

Mr. McGill, conformably to the Order of this House of the eighth instant, then went down to the House of Assembly with the message thereby directed.

The Master-in-Chancery was then sent down to the House of Assembly with a message to request their concurrence to a Bill "to declare the rights of certain grantees of waste lands of the Crown."

And also to inform them, that this House had concurred in passing a Bill for further altering and amending an Act passed in the thirty-third year of His Majesty's Reign, intituled "An Act to encourage the destroying of wolves and bears in different parts of the Province." Which he did accordingly.

Mr. Cartwright then moved, seconded by Mr. Shaw, that the Order of the Day for the further commitment of a Bill "to enable married women having real estate more conveniently to alien the same" be discharged; and that the same be taken into further consideration to-morrow. Ordered accordingly.

The House adjourned until to-morrow.

Friday, the 11th February, 1803.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved, seconded by Mr. Baby, that this House do now resolve itself into a committee of the whole House to take into consideration the arrest of one of their officers (the Master-in-Chancery) by order of the House of Assembly. The House accordingly resolved itself into the said Committee. House in committee, Mr. Russell in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the same into consideration. Ordered that the said report be accepted; and that the Usher of the Black Rod be sent to desire David Burns, Esquire, Master-in-Chancery, to attend his duty in this House forthwith.

Mr. Burns having attended in his place, he informed the House that he had

been detained as a prisoner at the Bar of the House of Assembly; but that he was not considered as a prisoner-at-large.

A deputation from the House of Assembly with the following message, to wit:

Mr. Speaker: We have the honor of being deputed by the Commons as their messengers to inform Your Honorable House that upon hearing the complaint communicated yesterday through a Member of Your Honorable House against the Sergeant-at-Arms of the Commons, touching a breach of privilege, the Commons immediately proceeded to defend that officer from the exercise of his functions.

We have it further in charge to inform your Honorable House that the Commons, ever desirous of testifying their readiness to preserve the most friendly intercourse, and to obviate every possible ground of misunderstanding; and apprehending at the same time that the source of the complaint is of a nature not only to require consideration, but also a guarded investigation of the facts which gave rise thereto, do therefore request a conference with Your Honorable House on the subject.

And on motion for that purpose made and seconded, ordered that the House do now resolve itself into a committee of the whole House, to take the said message into consideration. House in committee, Mr. Shaw in the Chair. Went into the consideration thereof.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said message, and had agreed that a message be sent down to the House of Assembly by the Master-in-Chancery to this effect, to wit:—

Mr. Speaker: The Legislative Council are ready to confer with the House of Assembly on the subject matter of their message in the Legislative Council Chamber.

Legislative Chamber, 11th February, 1803.

Ordered that the said report be accepted, and Mr. Baby, Mr. Russell and Mr. Cartwright be a committee to manage the said conference on the part of this House.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "to repeal for a limited time part of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act passed for the regulation of juries,'" which was read a first time.

The House adjourned for half an hour, and being again met, the committee appointed to confer with a committee of the House of Assembly informed your committee that in consequence of the complaint made by this House of the conduct of the Sergeant-at-Arms they had immediately suspended him from the exercise of his functions, and on a recapitulation of the circumstances of his misconduct agreed that he deserved the severest punishment; even to the extent of addressing His Excellency the Lieutenant-Governor to remove him from his office. Your committee, however, considering that his behaviour proceeded rather from want of consideration than any design to offend, declared that this House would be satisfied with his being reprimanded by the Speaker.

It was also agreed between your committee that it was a principle of the Parliamentary usages always to be acted upon by the two Houses that whenever the attendance of an officer should be considered as necessary by the other, the House should be applied to to permit or order his attendance.

The committee of the House of Assembly further added, that had the Master-in-Chancery claimed his privilege as an Officer of this House he would have been immediately discharged. Ordered that the said report be accepted.

The Order of the Day being read, Mr. Cartwright moved, seconded by Mr. Shaw, that the Order of the Day for the further commitment of a Bill "to enable married women having real estate more conveniently to alien and convey the same." be discharged until to-morrow.

Saturday, the 12th February, 1803.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved, seconded by Mr. Russell, that the Speaker of the House do communicate with the Speaker of the House of Assembly in the following words, to wit:

Mr. Speaker, the Legislative Council beg leave through you to state to the House of Assembly that David Burns, Esquire, a Master-in-Chancery, in waiting on his duty to the Legislative Council, informs the House that he is considered by the Messenger of the House of Assembly as his prisoner.

Dated the 12th February, 1803.

Ordered accordingly.

The Order of the Day being read, the House agreeably thereto resolved itself into a committee of the whole House, to take into further consideration a Bill "to enable married women having real estate more conveniently to alien and convey the same." House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into further consideration, a Bill "to enable married women having real estate more conveniently to alien and convey the same." House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into further consideration, and had agreed thereunto amended by the title of "A Bill to enable married women having real estate more conveniently to alien and convey the same; and to confirm and declare valid four several fines heretofore levied or intended to have been levied in the Court of King's Bench in this Province." Ordered that the said Report be accepted, and the said Bill being read as amended it was agreed to and ordered to be engrossed and read a third time on Monday next.

Mr. Cartwright moved, seconded by Mr. Russell, that a Bill to repeal for a limited time part of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled "An Act for the regulation of Juries" be read a second time, and it was read a second time accordingly.

On motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the House do now resolve itself into a committee of the whole House, to take the said Bill into consideration. House in committee, Mr. McGill in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration; and had directed him to report a progress therein, and thereupon requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given to sit again on Monday next accordingly.

The House adjourned until Monday next.

Monday, the 14th February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read as engrossed a Bill "to enable married women having real estate more conveniently to alien and convey the same, and to confirm and declare valid four several fines heretofore levied or intended to have been levied in the Court of King's Bench in this Province," and the question being put that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same; and it was carried down to the House of Assembly by the Master-in-Chancery for their concurrence.

House in committee, Mr. Cartwright in the Chair. Went into the further consideration of a Bill "to repeal for a limited time part of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act for the regulation of the juries.'"

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration of the said Bill, and had agreed thereunto unamended. Ordered that the said report be accepted. Which Bill being read, the question was put, whether this Bill do now pass, and it was resolved in the affirmative. Whereupon the Speaker signed the same, and the Master-in-Chancery was sent down to the House of Assembly to inform them that this House had concurred in passing the said Bill, without amendment.

William Jarvis, Esquire, Secretary of the Province, being announced, he delivered in by the direction of His Excellency the Lieutenant-Governor certain Public Accounts, to wit:

General Account of articles on which duties upon importation are imposed by the Legislature of Lower Canada which have passed Coteau-du-Lac upwards, from the first day of July to the thirty-first day of December, one thousand eight hundred and two, agreeable to written accounts thereof received, or as ascertained on examination of carriages according to the Act. Which were ordered to lie upon the table.

Mr. Cartwright then moved, seconded by Mr. Shaw, for leave to bring in a Bill "to repeal part of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for regulating the practice of the Court of King's Bench.'" Leave was given accordingly, and the said Bill was read a first time, and appointed for the second reading on Wednesday next.

A deputation from the House of Assembly brought up the following message to wit:

It is ordered that Mr. Speaker do inform, by letter, the Speaker of the Honorable Legislative Council that upon the communication of this morning the Assembly immediately ordered David Burns, Esquire, to be liberated out of the custody of the Special Messenger of the Commons; and do at the same time signify to the Speaker of the said the Honorable the Legislative Council the request of the Commons that David Burns, Esquire, one of the officers of the Legislative Council, be sent down to the Bar of the Commons, to undergo examination touching a gross contempt of the privileges of the Commons, with which as Clerk of the Crown and Pleas he stands charged.

Commons House of Assembly, Saturday, the 12th day of February, 1803.

(Signed) Rich. Beasley, Speaker.

Mr. Hamilton then moved, seconded by Mr. Russell, that the same be referred to the consideration of a committee of the whole House. The House accordingly resolved itself into a committee of the whole House thereupon. House in com-

mittee, Mr. Hamilton in the Chair. Went into the consideration of the said Message.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration thereof, and had directed him to report that they had agreed that the following message be sent down to the House of Assembly.

Mr. Speaker, the Legislative Council inform the House of Assembly that, however willing they may be to comply with the request of the House of Assembly contained in the message received this day through their Speaker; the latter part of the message is expressed in such terms as will not permit the Legislative Council to proceed thereon.

Legislative Council Chamber, 14th February, 1803.

Which report was accepted. Ordered that the said message be now sent down to the House of Assembly by the Master-in-Chancery. Which he carried down accordingly.

A deputation from the House of Assembly with a message informing this House that they had concurred in passing a "Bill to declare the rights of certain grantees of the waste lands of the Crown," with amendments, and on motion made and seconded, ordered that the said amendments be now read a first time. Which Bill as amended, was read a first time accordingly.

The House adjourned until to-morrow.

Tuesday, the 15th February, 1803.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved, seconded by Mr. Hamilton, that this House do now resolve itself into a committee of the whole House, to take into consideration the amendments made by the House of Assembly in a Bill "to declare the rights of certain grantees of the waste lands of the Crown." Ordered thereupon that the House do now resolve itself into the said committee. House in committee, Mr. Baby in the Chair. Took the said amendments into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said amendments into consideration, and directed him to report that a message be sent to the House of Assembly to request a conference upon the said Bill. Ordered that the said report be accepted. And then the Master-in-Chancery was sent down to the House of Assembly with the said message, comprised in these words, to wit:

Mr. Speaker: I am directed by the Honorable the Legislative Council to inform this House that they do request a conference upon the subject of the amendments made by the House of Assembly in a Bill "to declare the rights of certain grantees of the waste lands of the Crown." Which message was carried down accordingly.

Mr. Cartwright moved, seconded by Mr. Hamilton, that the Order of the Day for the third reading on Wednesday next of a Bill "to repeal part of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for regulating the practice of the Court of King's Bench,'" be discharged, and that the same be now read a second time. Ordered accordingly, and the said Bill was read a second time. On motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the House do now resolve itself into a committee of the Whole House, to take the said Bill into consideration; and the House resolved itself into the said com-

mittee accordingly. House in Committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought in. Ordered that the said report be accepted, and that the said Bill be engrossed, and read the third time to-morrow.

The House adjourned for one hour. The House met and adjourned until to-morrow.

Wednesday, the 16th February, 1803.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up to this House the following message, to wit:

Mr. Speaker: We are directed by the Commons to inform Your Honorable House that they have appointed a committee on their part to manage a conference intituled a Bill "to declare the rights of certain grantees of the waste lands of the Crown," and that their managers will attend upon your committee immediately after the adjournment of Your Honorable House this day.

Commons House of Assembly, this 16th February, 1803.

And on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that a message be sent to the House of Assembly in these words, to wit:

Mr. Speaker: I am directed by the Honorable the Legislative Council to inform this House that they request a conference upon the subject of the amendments made by the House of Assembly in and to a Bill "to declare the rights of certain grantees of the waste lands of the Crown."

By order of the House.

(Signed) H. ALLCOCK, Speaker.

16th February, 1803.

Which message the Master-in-Chancery carried down to the House of Assembly accordingly.

Mr. Cartwright gave notice that he should on to-morrow bring in a Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law." The Order of the Day being read, Read as engrossed, a Bill "to repeal part of an Act passed in the thirty-seventh year of the Reign of His present Majesty, intituled 'An Act for regulating the practice of the Court of King's Bench,'" and the question being put, that this Bill do now pass, it was resolved in the affirmative; whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence.

On motion of Mr. Cartwright, seconded by Mr. Shaw, ordered that Mr. Cartwright and Mr. Hamilton be a Committee to manage the conference (requested by the House of Assembly) on the part of this House.

The House adjourned until to-morrow.

Thursday, the 17th February, 1803.

The House met pursuant to adjournment. Prayers were read.

The committee appointed to hold a conference with a committee of the House of Assembly upon the subject of the amendments made by them in and to a Bill "to declare the rights of certain grantees of the waste lands of the Crown,"

reported that the committee appointed to confer with a committee of the House of Assembly respecting amendments made in that House to a Bill intituled "An Act to declare the rights of certain grantees of the Crown," do agree to accede to the first amendment if the House of Assembly do agree to withdraw their other amendment. Ordered that the said report be accepted.

A Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law," was read a first time, and on motion of Mr. Cartwright, seconded by Mr. Russell, ordered that the said Bill be read a second time to-morrow.

The House adjourned until to-morrow.

Friday, the 18th February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read a second time, a Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law," and on motion of Mr. Cartwright, seconded by Mr. Shaw, ordered that the House do now resolve itself into a committee of the whole House for the purpose of taking the said Bill into consideration. Whereupon the House resolved itself into the said committee accordingly. House in committee, Mr. Shaw in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought in. Ordered that the said report be accepted, and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be engrossed, and read the third time to-morrow.

A deputation from the House of Assembly brought up the following message, to wit:

Mr. Speaker: We are directed by the House of Assembly to inform the Honorable the Legislative Council that they have concurred in the Report of their Managers in the conference of yesterday with the Honorable Richard Cartwright and Robert Hamilton, Esquires, two members of Your Honorable House; and that they agree to withdraw the last amendment made to "declare the rights of certain grantees of the waste lands of the Crown."

Commons House of Assembly, 17th February, 1803.

Mr. Hamilton then moved, seconded by Mr. Russell, for leave to bring in a certain petition. Ordered that leave be given, and the said petition being read, it is as follows:

To the Honorable the Legislative Council and the Commons of Upper Canada in Parliament assembled.

The petition of the Six Nation Indians, settled upon and along the River Ouse or Grand River.

Humbly Sheweth: That Your Petitioners are proprietors in common of an extensive tract of land in this Province, and hold a mortgage interest also in and out of certain extensive parcels of land which they have heretofore aliened therein.

That Your Petitioners find His Majesty's bounty unavailing to them under existing circumstances, because,

I. They are restrained from granting leasehold estates by the nature of their tenure.

II. They are under the like liability from the same cause to effect partitions.

III. They cannot compel the payment of monies accruing to their use, nor direct the application thereof to the relief of their wants.

IV. They cannot enable persons who are in arrear to them from principal or interest reserved to them by mortgage to answer their engagements by putting them in a capacity to subdivide their several acquisitions, and extinguish partially the mortgage liens thereon.

All of which is submitted to the tender consideration of Your Honorable Body, and relief implored.

(Signed) Jos. Brant, Agt.

Grand River, 1st January, 1803.

Thereupon ordered that the same do lie upon the table.

The House adjourned until to-morrow.

Saturday, the 19th February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read as engrossed, a Bill "to authorise the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law." And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for their concurrence.

The House adjourned until Monday next.

Monday, the 21st February, 1803.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province to license William Dickson, Esquire, to practise the law in this Province; and to authorize the said William Dickson and other attorneys to take such number of clerks as therein mentioned." Which Bill was read a first time.

Also, a deputation from the House of Assembly brought up and returned to this House with an amendment, a Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province to license practitioners in the law." Which Bill was read a first time; and on motion of Mr. Cartwright, seconded by Mr. Shaw, ordered that the said Bill be read a second time, and that the amendments thereunto made be submitted to the consideration of a committee of the whole House. House in committee, Mr. Shaw in the Chair. Took the said Bill as amended into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as amended. Ordered that the said report be accepted. Ordered also, that the Master-in-Chancery be sent down to the House of Assembly with the following message, to wit:

Mr. Speaker: I am directed by the Legislative Council to inform this House that they have concurred with this House in the amendments made by them in and to a Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license practitioners in the law."

By Order of the House,

(Signed) H. ALLCOCK, Speaker.

Council Chamber, 21st February, 1803.

And then another deputation from the House of Assembly brought up for the concurrence of this House a Bill "to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'" Which Bill was read a first and second time, and on motion of Mr. Hamilton, seconded by Mr. Baby, ordered that the same be now committed. House in committee, Mr. Hamilton in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report a progress therein. And thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

The House adjourned until to-morrow.

Tuesday, the 22nd February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read. Agreeably thereunto, the House resolved itself into a committee of the whole House, upon the further consideration of a Bill "to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'" House in committee, Mr. Shaw in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had agreed thereunto with amendments. Ordered that the said report be accepted, and that the said Bill be read with the amendments engrossed to-morrow.

A deputation from the House of Assembly brought up and returned to this House with amendments, a Bill "to enable married women having real estate more conveniently to alien the same; and to confirm and declare valid four several fines heretofore levied or intended to be levied in the Court of King's Bench in this Province," and the said amendments being read, on motion of Mr. Cartwright, seconded by Mr. Shaw, ordered that the same be taken into consideration in committee of the whole House. House in committee, Mr. McGill in the Chair. Went into the consideration of the said amendments.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said amendments, and had directed him to report that a message be sent to the House of Assembly to request a conference upon the subject of the amendments made in and to the said Bill. Ordered that the said report be accepted.

The House adjourned until to-morrow.

Wednesday, the 23rd February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Master-in-Chancery was sent with a message to the House of Assembly, comprised in these words, to wit:

Mr. Speaker: I am directed by the Honorable the Legislative Council to inform this House that they request a conference with the House of Assembly upon the subject of the amendments by them made in and to a Bill "to enable married

women having real estate more conveniently to alien and convey the same; and to confirm and declare valid four several fines heretofore levied or intended to be levied in the Court of King's Bench in this Province."

By order of the House.

(Signed) H. ALLCOCK, Speaker.

Legislative Council Chamber, 22nd February, 1802.

The Order of the Day being read, read as amended, a Bill "to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,'" and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and the Master-in-Chancery was sent with a message to the House of Assembly, requesting its concurrence in the amendments made thereunto.

A deputation from the House of Assembly brought up a message in these words:

Mr. Speaker: We are directed by the House of Assembly to inform the Honorable the Legislative Council that the Assembly have appointed a Committee to confer with a Committee of the Hon. Legislative Council on the amendments made to a Bill, intituled "An Act to enable married women having real estate more conveniently to alien and convey the same, and to confirm and declare valid four several fines heretofore levied or intended to have been levied in the Court of King's Bench in this Province."

It was then moved and carried that Mr. Hamilton and Mr. Cartwright be appointed a committee to manage the said conference on the part of this House.

Mr. Hamilton, seconded by Mr. Shaw, moved that a Bill "to authorize the Governor, Lieutenant-Governor, or person administering the Government of this Province, to license William Dickson, Esquire, to practice the law in this Province; and to authorize the said William Dickson and other attornies to take such number of clerks as therein mentioned," be now read a second time. And it was read a second time accordingly, and also ordered to be committed. House in committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had amended and agreed to the said Bill, under the title of "A Bill to authorize the attornies now practising or hereafter to be duly admitted to practice, to take such number of clerks as therein mentioned." Ordered that the said report be accepted, and that the said Bill be read with the engrossed amendments to-morrow.

The House adjourned until to-morrow.

Thursday, the 24th February, 1802.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read as amended, a Bill "to authorize the Attornies now practising, or hereafter to be duly admitted to practice, to take such number of clerks as therein mentioned," and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments of the said Bill.

The committee appointed to confer with a committee of the House of Assembly upon the subject of the amendments by them made in and to a Bill "to enable married women having real estate more conveniently to alien and convey the same; and to confirm and declare valid four several fines heretofore levied or

intended to have been levied in the Court of King's Bench in this Province." Reported, the committee of this House appointed to confer with the committee of the House of Assembly, report that the committee of the House agreed to withdraw the amendment proposed by them in the Act "to enable married women having real estate more conveniently to alien and convey the same; and to confirm and make valid four several fines heretofore levied, or intended to be levied in the Court of King's Bench in this Province," which limited the duration of that Act. And the committee of this House acceded to the amendment to alter the title of the Bill, and to expunge from it the last clause, respecting fines already passed. Ordered that the said report be accepted.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "for more uniform laying and collecting of assessments and rates in this Province; and to alter the method of payment of wages to the Members of the House of Assembly."

Which Bill was read a first time, and on motion of Mr. Hamilton, seconded by Mr. Baby, ordered that the same be read a second time to-morrow.

The House adjourned until to-morrow.

Friday, the 25th February, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Read a second time, Bill "for the more uniform laying of assessments and rates throughout this Province; and to alter the method of payment of the wages to the Members of the House of Assembly," and on motion of Mr. Hamilton, seconded by Mr. Baby, ordered that the said Bill be now committed. House in Committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

The House adjourned until to-morrow.

Saturday, the 26th February, 1803.

The House met pursuant to adjournment. Prayers were read. The order of the day being read, the House agreeably thereto resolved itself into a committee of the whole House upon the further consideration of a Bill "for the more uniform laying of assessments and rates throughout this Province; and to alter the method of payment of wages to the Members of the House of Assembly." House in committee, Mr. Baby in the Chair. Took the said Bill again into consideration. The Speaker resumed the Chair. The Chairman reported that the committee had again taken the said Bill into consideration, and had agreed thereunto by the title of "A Bill for the more uniform laying of assessments and rates throughout this Province," ordered that the said report be accepted; ordered also, that the said amendments be engrossed, and read with the Bill a third time to-day.

Read as amended, a Bill "for the more uniform laying of assessments and rates throughout this Province," and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon it was signed by the Speaker, and thereupon was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments.

The House adjourned until Monday next.

Monday, the 28th February, 1803.

The House met pursuant to adjournment. Prayers were read. And the House adjourned until to-morrow.

Tuesday, the 1st March, 1803.

The House met pursuant to adjournment. Prayers were read. A deputation from the House of Assembly with a message, to wit:

Mr. Speaker: We are directed by the House of Assembly to inform this Honorable House that they have concurred in and to the amendments made by this House to a Bill entitled "An Act to authorize the Government of this Province to license William Dickson, Esquire, to practice the law in this Province; and to authorize the said William Dickson and other attorneys to take such number of clerks as mentioned therein."

Commons House of Assembly, Tuesday, 1st March, 1803.

Also a deputation from the House of Assembly with this message, to wit:—

Mr. Speaker: We are directed by the Commons House of Assembly to request a conference with the Honorable the Legislative Council, on the amendments made on a Bill intituled "An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large."

And another deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:

A Bill "for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties therein mentioned.

A Bill to declare valid and effectual four several fines levied or intended to have been levied in His Majesty's Court of King's Bench in this Province.

Which Bills were respectively read a first time, and on motion thereon made and seconded, ordered that the former thereof be now read a second time, which being read, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Shaw in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration and had agreed thereto as brought up. Ordered that the said report be accepted, and that the same be read a third time to-morrow. Mr. Hamilton then moved, seconded by Mr. Baby, that a message be sent to the House of Assembly comprised in these words, to wit:

Mr. Speaker: The Honorable the Legislative Council have acceded to the message of the House of Assembly of this date, requesting a conference with this House upon the subject of the amendments made by them in and to a Bill intituled "An Act to extend the provisions of an Act intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,'" and have accordingly appointed a committee to confer with a committee of the House of Assembly thereon at the rising of this House to-day.

And no motion for that purpose made and seconded, Mr. Hamilton and Mr. Russell were thereupon appointed to be a committee to manage the said conference on the part of this House.

The House adjourned until to-morrow.

Wednesday, the 2nd March, 1803.

The House met pursuant to adjournment. Prayers were read. The order of the day being read, read a third time a Bill "To declare valid and effectual four several fines levied or intended to have been levied in His Majesty's Court of King's Bench of this Province," and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and the Master-in-Chancery was sent down to the House of Assembly with a message to inform them that this House had concurred with them in passing that Bill.

The committee appointed to hold a conference with a committee of the House of Assembly, upon the subject of the amendments made by this House in and to a Bill "To extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,'" reported.

The committee appointed to confer with a committee of the Commons on an amendment made to an Act "To extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large, do report that the committee of both Houses did agree to exempt the town of Cornwall from the clause to restrain hogs running at large in the several towns therein named.'" Ordered that the said report be accepted. Whereupon the Master-in-Chancery was sent down to the House of Assembly with the following message to wit:

Mr. Speaker: I am directed by the Honorable Legislative Council to inform this House that they have accepted the report of their committee, who held a conference with the committee of the House of Assembly upon the subject of the Amendments made by the said Honorable Legislative Council in and to a Bill, intituled "An Act to extend the provisions of an Act, passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'" "

By Order of the House.

H. Allcock, Speaker.

Legislative Council Chamber, Wednesday, 2nd March, 1803.

A Bill for the better securing to His Majesty, His Heirs or Successors the due collection and receipt of certain dues therein mentioned, was read a second time, and ordered to be committed. House in committee, Mr. Hamilton in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought up. Ordered that the said report be accepted; and it was then read a third time, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and the Master-in-Chancery was sent down to the House of Assembly with a message to inform them that this House had concurred in passing the said Bill as brought up.

A deputation from the House of Assembly with a message in these words, to wit:

Mr. Speaker: We are directed by the House of Assembly to inform this Honorable House that they have concurred in the report made by their managers in conference yesterday, in respect to the Bill intituled "An Act to extend the provisions of an Act, passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'" "

By Order of the House.

(Signed) Richard Beasley, Speaker.

Commons House of Assembly, 2nd March, 1803.

And another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "To explain and amend an Act passed in the forty-first year of His Majesty's Reign, intituled 'An Act for Granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise imported from Great Britain and other places; and to provide more effectually for the collecting and payment of duties on goods and merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of lighthouses.'"

Which Bill was read a first and second time, and on motion made and seconded, ordered that the same be committed. House in committee, Mr. Russell in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the same into consideration, and had made some progress therein; and thereupon requested leave to sit again to-morrow.

The House adjourned until to-morrow.

Thursday, the 3rd March, 1803.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, a deputation from the House of Assembly brought up for the concurrence of this House a Bill "To impose and lay a duty upon billiard tables," which Bill was read a first and second times, and on motion made and seconded, ordered that the same be committed. House in committee, Mr. Shaw in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the same into consideration, and had agreed thereunto with amendments. Ordered that the said report be accepted. Ordered also that the said amendments be engrossed and read with the Bill a third time to-day. And the same being engrossed, read as amended, the said bill.

And the question being put that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery for concurrence in the amendments.

Another deputation from the House of Assembly brought up for the concurrence of this House a Bill "for declaring certain roads heretofore laid out in this Province to be common and public highways," which Bill was read a first time and a second time, and on motion made and seconded, ordered that the same be now committed. House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had made some progress therein; and thereupon requested leave to sit again three months hence. Ordered that the said report be accepted, and that leave be given to sit again three months hence.

Another deputation brought up from the House of Assembly for the concurrence of this House, a Bill, "The more conveniently to collect the compensation to the members of the House of Assembly for their attendance in their duty in Parliament, and to repeal part of an Act passed in the Parliament of this Province in the thirty-third year of His Majesty's Reign, intituled 'An Act to authorize and direct the laying and collecting of assessments and rates within this Province, and to provide for the payment of wages to the Members of the House of

Assembly.'” Which Bill was read a first and second time, and on motion made and seconded, ordered that the same be now committed. House in committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought up. Ordered that the said report be accepted. It was then read a third time, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was sent down to the House of Assembly with a message to inform them that this House had concurred in passing the same as brought up.

Another deputation brought up from the House of Assembly for the concurrence of this House, a Bill “To ascertain and declare the jurisdiction of the District Court,” which Bill was read a first and second time, and on motion made and seconded, ordered that the same be now committed. House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the same into consideration, and had made some progress therein, and thereupon requested leave to sit again in three months hence. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

Agreeably to the order of the day, the House resolved itself into a committee of the whole House to take into further consideration, a Bill “To explain and amend an Act passed in the forty-first year of His Majesty’s Reign, intituled ‘An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province the like duties on goods and merchandise imported from Great Britain and other places,’” and to “provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province;” and also “to establish a fund for the erection and repairing of lighthouses.”

House in committee, Mr. Russell in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had agreed thereunto with amendments. Ordered that the said report be accepted, and that the said amendments be engrossed and read with the Bill a third time this day, and the same being engrossed, read as amended the said Bill, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery, for concurrence in the amendments.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:

A Bill “To explain and amend an Act passed in the forty-first year of His Majesty’s Reign, intituled ‘An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places,’” and to “provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province;” and also to “establish a fund for the erection and repairing of lighthouses.” Also, a Bill “Particularizing the property, real and personal, which during the continuance thereof shall be subject to assessment and rates, and fixing the several valuations at which each and every particular of such property shall be rated and assessed.”

Which Bills were respectively read a first and second time, and on motion made and seconded, ordered that the former thereof be now committed. House in committee, Mr. Baby in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought up. Ordered that the said Report be accepted. It was then read a third time, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and the Master-in-Chancery was sent down to the House of Assembly with a message, to inform them that this House had concurred in passing the Bill as brought up.

On motion made and seconded, ordered that the latter thereof be now committed. House in committee, Mr. Russell in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto as brought up. Ordered that the said report be accepted. It was then read a third time, and the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and the Master-in-Chancery was sent down to the House of Assembly with the message to inform them that the House had concurred in passing the said Bill as brought up.

The House adjourned until to-morrow.

Friday, the 4th March, 1808.

The House met pursuant to adjournment. Prayers were read. The House adjourned until to-morrow.

Saturday, the 5th March, 1808.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up therefrom a message comprised in those words, to wit:

Mr. Speaker: We are deputed by the House of Assembly to inform the Hon. The Legislative Council that the House of Assembly being desirous of holding forth encouragement to the raisers of hemp, do request a conference upon that subject; and are ready to appoint managers on their part to consult with managers on the part of the Hon. the Legislative Council upon the best means of attaining that laudable end.

Mr. Baby, seconded by Mr. McGill, moved that a committee of this House be appointed to hold a conference with a committee of the House of Assembly upon the subject of their message of to-day. Whereupon, ordered that Mr. Russell, Mr. Baby, Mr. McGill and Mr. Shaw be a committee to manage the said conference on the part of this House. Ordered that the Master-in-Chancery be sent down to the House of Assembly with a message to inform them that this House had acceded to their message of to-day, and had appointed a committee to meet a committee of that House upon the subject of the said message, in the Legislative Council, immediately, which message he carried accordingly. But immediately thereupon His Excellency the Lieutenant-Governor (with retinue) approaching the Council Chamber for the purpose of proroguing the Provincial Parliament, the Clerk of the Legislative Council was sent down by the Speaker thereof to communicate the same

to the Clerk of the House of Assembly, for the information of their Speaker, which he accordingly did.

At one o'clock His Excellency the Lieutenant-Governor came to the Council Chamber.

Mr. George Lawe, Gentleman Usher of the Black Rod, was then sent with a message from His Excellency the Lieutenant-Governor to the Speaker of the House of Assembly; to inform them that he was therein, and to require their immediate attendance at the Bar thereof, who being come thereunto.

His Excellency was pleased in His Majesty's name to assent to the following Acts:

1. An Act to authorize the Governor, Lieutenant-Governor or person administering the Government of this Province, to license practitioners in the law.

2. An Act to declare the rights of certain grantees of the waste lands of the Crown.

3. An Act to enable married women having real estate more conveniently to alien and convey the same.

4. An Act for further altering and amending an Act passed in the thirty-third year of His Majesty's Reign, intituled "An Act to encourage the destroying of wolves and bears in different parts of this Province."

5. An Act to repeal for a limited time part of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled "An Act for the regulation of juries."

6. An Act "to authorize the attorneys now practising or hereafter to be duly admitted to practice, to take such number of clerks as therein mentioned."

7. An Act "for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties therein mentioned."

8. An Act to extend the provisions of an Act, passed in the thirty-fourth year of His Majesty's Reign, intituled "An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large."

9. An Act to more conveniently collect the compensation to the Members of the House of Assembly for their attendance on their duty in Parliament; and to repeal part of an Act passed in the Parliament of this Province in the thirty-third year of His Majesty's Reign, intituled "An Act to authorise and direct the laying and collecting of assessments and rates within this Province," and to provide for the payment of wages to the Members of the House of Assembly.

10. An Act particularising the property, real and personal, which during the continuance thereof shall be subject to assessments and rates, and fixing the several valuations at which each and every particular of such property shall be rated and assessed.

11. An Act to explain and amend an Act passed in the forty-first year of His Majesty's Reign, intituled "An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province the like duties on goods and merchandise imported from Great Britain and other places; and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province; and also to establish a fund for the erection and repairing of lighthouses."

And His Excellency at the same time was pleased to withhold his assent to:

A Bill intituled "An Act to declare valid and effectual four several fines levied or intended to have been levied in His Majesty's Court of King's Bench in this Province."

His Excellency was afterwards pleased to make the following Speech to the two Houses of the Legislature, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

After so very long an attendance upon your Parliamentary duties it becomes necessary and expedient to close the present session.

I trust that when the laws which you have been occupied in framing shall be published, His Majesty's subjects of Upper Canada will form a due estimation of the importance of the different topics which have principally engaged your attention in the discharge of your public duty.

A very short experience has evinced that the industry which has already been exerted in the export trade of the Country has, even in the present infant state of the Province, produced advantages beyond the most sanguine expectations; and no doubt can be entertained but that a steady perseverance in that industry, and an assiduous attention to the facilitating the mode of transport to the Lower Province, will eventually and rapidly raise this part of His Majesty's Dominions to a state of opulence and importance. And I trust that the culture and exportation of hemp will be found to be among the objects worthy your attention.

I cannot dismiss you without strongly recommending and urging to you the necessity of promoting by your own example in your respective counties and districts habits of sobriety and morality, as the surest foundations of the future welfare of the Province; for whatever sound and wholesome laws may be passed for the government of a people, yet the wisdom and experience of age has taught that a virtuous and religious example in the higher orders of society is indispensably essential to the giving due effect to those laws, and the introduction of good order and decorum among the great body of the people.

And the Honorable the Speaker of the Legislature, by His Excellency the Lieutenant-Governor's command, declared the Provincial Parliament to be prorogued to Wednesday, the thirteenth day of April next ensuing. And so it was prorogued accordingly.

[I do hereby certify that the foregoing is a true copy of the original.—(Signed) James Clark, Clerk of the Legislative Council.]

[Certified to be true copies from the Records in the Colonial Office.

(Signed) GEORGE MAYER, Librarian and Keeper of the Records.

Downing Street, 2nd Septr., 1857.]



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

From the first day of February, to
the ninth day of March,

1804.

And in the forty-fourth year of the Reign of
KING GEORGE THE THIRD



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,

1804.

YORK, 1st February, 1804.

The Provincial Parliament having been by proclamation of His Excellency the Lieutenant-Governor prorogued to this day, the House met accordingly. Present: The Honorables Henry Allcock (Speaker), Peter Russell, Richard Cartwright, Robert Hamilton, Æneas Shaw, and John McGill.

At one o'clock His Excellency the Lieutenant-Governor came to the Council Chamber.

The Usher of the Black Rod was then sent with a message from His Excellency the Lieutenant-Governor to the House of Assembly, commanding their attendance to the Bar of this House. And they being come hereunto. His Excellency was pleased to make the following Speech to both Houses, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

After the recess which has taken place since last I met you here, it became necessary that I should call you together; and it is with concern I have to announce to you that hostilities have again been renewed between our Parent Country and the French Republic.

Among the first objects which I would recommend to your deliberation is the security of this Part of His Majesty's Dominions, by some wise and salutary law calculated to protect the King's Government against aliens, and to afford to His Majesty's subjects in this Province all the internal security which can be derived from timely and well connected legislative precaution.

Gentlemen of the House of Assembly: I shall direct the public accounts to be laid before you, and I have no doubt you will bestow on them that attention which the nature of the subject requires.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: The dangerous state of the Public Records and evidences of title to all the landed property of the Province from the want of proper places of security for their deposit certainly calls for redress; and I would recommend to you to take into your consideration the appropriation of a fund for the erection of proper buildings, in which reasonable security may be afforded to these very valuable documents. It is unnecessary for me to enter upon any comment on the irretrievable calamity and evil which would arise to the King's subjects if, by fire or otherwise, any serious accident should befall these records. You cannot therefore too speedily interpose and adopt such measures of security as shall be found best calculated to promote this desirable object.

The situation of the present public roads, and the opening of new roads in particular parts of the Province to which there is very difficult access, is also a subject well entitled to your attention; and you cannot, in my opinion, better apply a part of the public revenue than to facilitate the means of communication between all the different parts of the Province, as a sure step to the increase of our commerce and the advancement of the general prosperity of this Province.

Upon this and all other topics which may during the present session form the subject matter of your councils and discussions, I confidently trust you will use all reasonable diligence, and that the result of your consultations will bear ample testimony of the unshaken loyalty and attachment of this Province to His Majesty and His Government, and will be attended with the most happy and salutary consequences to these parts of His Majesty's Dominions, which, though far removed from him, are and ever have been constant objects of His paternal care and protection.

And then he retired.

The Clerk then read prayers, the Chaplain being absent. Afterwards the Speaker read His Excellency's Speech, and so did the clerk *pro forma* at the table.

Mr. Cartwright moved, seconded by Mr. McGill, that an humble address of thanks be prepared by a committee to be appointed for that purpose, in answer to His Excellency the Lieutenant-Governor's speech; and that they do report thereon to-morrow. Thereupon ordered that Mr. Russell, Mr. Cartwright, and Mr. Hamilton be a Committee to prepare the said address.

Mr. Cartwright moved, seconded by Mr. Shaw, for leave to bring in on Friday next, a Bill "for the exemplary punishment of all and every person who shall seduce or attempt to seduce or aid or attempt to aid or assist any soldier to desert His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service." Ordered that leave be given.

On motion made and seconded, the House adjourned until to-morrow.

Thursday, the 2nd February, 1804.

The House met pursuant to adjournment. Prayers were read by the Rev. Mr. Addison.

The Committee appointed to prepare an humble address of thanks in answer to His Excellency the Lieutenant-Governor's speech reported a draught thereof, which was read by the Clerk at the table.

Mr. Cartwright then moved, seconded by Mr. McGill, that the House do now resolve itself into a committee of the whole House, to take the said address into consideration. Ordered accordingly. House in committee, Mr. Hamilton in the Chair. Took the said Address into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said address into consideration, and had agreed thereunto without amendment. Ordered that the said report be accepted, and the same being read it was adopted, and ordered to be engrossed for to-morrow. Then, on motion made and seconded, the House adjourned until Monday.

Monday, the 6th February, 1804.

The House met pursuant to adjournment. Prayers were read. On motion made and seconded, the House adjourned until Wednesday next at eleven o'clock.

Wednesday, the 8th February, 1804.

The House met pursuant to adjournment. Prayers were read.

Read as engrossed, the address of this House in answer to His Excellency the Lieutenant-Governor's speech; and it followeth in these words, to wit:

To His Excellency Peter Hunter, Esquire, Lieutenant-Governor of the Province of Upper Canada, and Lieutenant-General Commanding His Majesty's forces within the Provinces of Upper Canada and Lower Canada, &c.:

May it please Your Excellency: We His Majesty's most dutiful and loyal subjects, the Legislative Council of the Province of Upper Canada, in Parliament assembled, beg leave to return Your Excellency our thanks for your most gracious speech.

We participate in Your Excellency's concern that hostilities have been again renewed between our Parent Country and the French Republic; and we shall duly attend to the framing of such salutary measures as may be calculated to protect the King's Government against aliens, and to afford to His Majesty's subjects in this Province all the internal security which can be derived from timely and well concerted legislative precaution.

The dangerous state of the Public Records and evidences of title to all the landed property of the Province from want of proper places of security for their deposit deserves the most serious attention, and we will most cheerfully concur in making such appropriations as may be necessary for the erection of proper buildings, in which reasonable security may be afforded to those very valuable documents; being fully sensible of the irretrievable calamity which would arise to the King's subjects if by fire or otherwise any serious accident should befall those records.

The improvements of the present public roads, and the opening of new roads in particular parts of the Province to which there is yet very difficult access, is a subject undoubtedly well entitled to attention, and we concur with Your Excellency in the opinion that a reasonable part of the public revenue cannot be better applied than to facilitate the means of communication between the different parts of the Province; and we will give our most cordial co-operation in so sure a step to the increase of our commerce, and the advancement of the general prosperity of the Province.

We trust the result of our deliberations upon these and all other topics which may form the subject matter of our councils and discussions will bear ample testimony of the unshaken loyalty and attachment of this Province to His Majesty and His Government, and will be attended with the most happy and salutary consequence to these parts of His Majesty's Dominions, which though far removed from him we are sensible and have ever been constant objects of his paternal care and protection.

And it being by order of the House signed by the Speaker, Mr. Cartwright moved, seconded by Mr. Duncan, that a committee be appointed to wait upon His Excellency the Lieutenant-Governor, to know when he will be pleased to receive this House with the address thereof in answer to his speech; and that they do report the same to-morrow. Whereupon, ordered that Mr. Duncan and Mr. Shaw be the said committee to wait upon His Excellency the Lieutenant-Governor for that purpose.

Mr. Cartwright then brought in by leave the Bill intituled "A Bill for the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist, or attempt to seduce or aid or assist any soldier

to desert His Majesty's service, or who shall harbour, conceal, receive or assist any deserter from such service," which bill was read a first time, and on motion of Mr. Cartwright, seconded by Mr. Shaw, ordered that the said Bill be read a second time to-morrow.

On motion made and seconded the House adjourned until to-morrow.

Thursday, the 9th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the committee appointed to wait upon His Excellency the Lieutenant-Governor to know when he will be pleased to receive the Address of this House, reported that His Excellency will be pleased to receive the same at twelve o'clock this day. Ordered that the said report be accepted, and on motion made and seconded the House adjourned during pleasure.

The Chair being resumed, the Speaker informed the House that he had had delivered to him a copy of His Excellency the Lieutenant-Governor's answer to the address of this House, which was read by the Clerk at the Table, in these words, to wit:

Honorable Gentlemen of the Legislative Council: I thank you for this dutiful and loyal address. It is very gratifying to me to receive your assurances of concurrence in measures calculated to promote the happiness and prosperity of these parts of His Majesty's Dominions; and I doubt not but that the most salutary consequences will be produced by your labours and exertions, and that the result will evince your attachment to His Majesty and His Government, and your zealous anxiety for the welfare of this Province.

The order of the day was then proceeded upon.

Was read a second time, a Bill "for the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or attempt to aid or assist any soldier to desert His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service."

Mr. Cartwright then moved, seconded by Mr. Duncan, that the said Bill be taken into consideration in committee of the whole House to-morrow. Ordered accordingly.

Friday, the 10th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House conformably thereto resolved itself into a committee of the whole House to take into consideration, a "Bill for the exemplary punishment of all and every person or persons, who shall seduce or attempt to seduce or aid or assist, or attempt to aid or assist, any soldier to desert His Majesty's service, or who shall harbour, conceal, receive or assist any deserter from such service." House in committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration and had agreed thereunto as brought in. Ordered that the said report be accepted, and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be engrossed, and read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow.

Saturday, 11th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read as engrossed, a Bill "for the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist or attempt to aid or assist any soldier to desert His Majesty's service; or who shall harbour, receive, conceal or assist any deserter from such service," and the question being put, that this Bill do now pass, Mr. Cartwright moved, seconded by Mr. Baby, that it be recommitted. Whereupon ordered that the House now resolve itself into a committee of the whole House to reconsider the same. House in committee, Mr. Cartwright in the Chair. Went again into consideration thereof.

The Speaker resumed the Chair. The Chairman reported that the committee had again gone into the consideration of the said Bill, and had directed him to report that they had made some amendment thereto, which they do submit to the House for adoption. Ordered that the said report be accepted, and the said Bill being read as amended it was agreed thereto. The question was then put, whether this Bill do now pass, and it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the Master-in-Chancery to the House of Assembly for concurrence.

The Clerk of the House then delivered in to the Speaker a letter in the following words, to wit:

York, Febr'y. 10th, 1804.

Sir: I have the honor to transmit enclosed herewith an Account of such disbursements as have been made by the commissioners appointed by His Excellency the Lieutenant-Governor, for encouraging the culture and exportation of hemp; wherein the balance yet remaining in the hands of the Receiver-General and that of the commissioners are stated, which we request you to lay before the Honorable the Legislative Council, together with the accompanying vouchers. Mr. Swazie's bond is in the hands of the commissioners.

We have the honor to be, Sir, Your most obedient humble servants,
(Signed) John McGill, Thos. Scott, Commissioners.
James Clark, Esq., Clerk of the Legislative Council.

With the respective papers accompanying it, of which Mr. Speaker informed the House.

Then, on motion made and seconded, the House adjourned until Tuesday next.

Tuesday, the 14th February, 1804.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly with a message, informing this House that they had agreed in passing a Bill "for the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist or attempt to aid or assist, any soldier to desert His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service," with amendment. Which Bill they brought up and returned to this House.

Mr. Cartwright moved, seconded by Mr. Baby, that the amendments made in the same be submitted to the consideration of a committee of the whole House.

Ordered accordingly. House in committee, Mr. Baby in the Chair. Went into consideration of the said amendments.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the amendments made by the House of Assembly unto the said Bill; and had directed him to report that they had not concurred in the amendments made thereunto, and to recommend to the House that a message be sent to the House of Assembly requesting a conference thereupon. Ordered that the said report be accepted, and on motion of Mr. Baby, seconded by Mr. Duncan, ordered that Mr. Hamilton, Mr. Cartwright, Mr. Duncan and Mr. Baby be the said committee to confer with a committee of the House of Assembly upon the subject of the said amendments.

Another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "To explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties therein mentioned," which Bill was read a first time, and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be read a second time to-morrow.

Mr. Baby then moved, seconded by Mr. Cartwright, that that part of His Excellency the Lieutenant Governor's Speech to both Houses of the Provincial Parliament at the opening of the present session having reference to aliens be now read. And it was read by the Clerk at the table. Mr. Baby also moved, seconded by Mr. Cartwright, that that part of the Address of this House in answer to His Excellency the Lieutenant Governor's Speech relative thereto be now read. And it being by order read by the Clerk at the Table. Mr. Baby then moved, seconded by Mr. Duncan, for leave to bring in a Bill, the "Alien Bill," and that the same be now read a first time. On motion of Mr. Cartwright, seconded by Mr. Hamilton, ordered that the said Bill be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Wednesday, the 15th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, Read a second time, a Bill "To explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled 'An Act for the better securing to His Majesty, His Heirs and Successors, the due collection and receipt of certain dues therein mentioned,'" and on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be submitted to the consideration of a committee of the whole House on Friday next.

A Bill intituled "The Alien Bill," was read a second time.

Mr. Cartwright then moved, seconded by Mr. Shaw, that the House do now resolve itself into a committee of the whole House, to take the said Bill into consideration. House in committee, Mr. Duncan in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported progress, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Mr. Cartwright moved, seconded by Mr. Baby, that a message be sent to the House of Assembly, comprised in the following words, to wit:

That this House request a conference with the House of Assembly on that

part of their amendments to the Bill "For the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist, any soldier to desert His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service," which substitutes additional punishment for corporal punishment. Which message was accordingly sent down to the House of Assembly by the Master-in-Chancery. And he having carried down the same, a deputation from the House of Assembly brought up to this House a message in these words, to wit:

We are directed by the Commons House of Assembly to acquaint this Honorable House that they have agreed to confer with the Honorable the Legislative Council on the subject matter of the amendments made to a Bill intituled "An Act for the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist or attempt to aid or assist, any soldier to desert His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service." Then Mr. Cartwright moved, seconded by Mr. Duncan, that a message be sent to the House of Assembly, which message followeth in these words, to wit:

The committee appointed by the Honorable the Legislative Council to confer with a committee of the House of Assembly upon the subject of their message sent down to-day, are now ready to hold the said conference in the Council Chamber.

(Signed) H. ALLCOCK, Speaker.

Legislative Council Chamber, 15th February, 1804.

On motion made and seconded, the House adjourned until to-morrow.

Thursday, the 16th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Mr. Cartwright moved, seconded by Mr. Duncan, that the order of the day for the further commitment of the Alien Bill be postponed until Saturday next; and that the same be recommitted on that day. Ordered accordingly.

Mr. Cartwright, one of the committee appointed to confer with the committee of the House of Assembly upon the amendments made in and to a Bill "For the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or assist or aid or attempt to aid or assist, any soldier to desert from His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service," by them made, informed the House that they had not come to an agreement; and that they had agreed to meet upon the subject thereof at the rising of the House to-day. Ordered that the said report be accepted.

A deputation from the House of Assembly brought up for the concurrence of this House, a Bill "To provide for compiling and printing all the Statutes of the several Parliaments of this Province; and to repeal part of an Act passed in the forty-first year of the reign of His Present Majesty relative to printing journals," which was read a first and second time, and on motion of Mr. Baby, seconded by Mr. Duncan, ordered that the said Bill be referred to the consideration of a committee of the whole House on Friday next.

On motion made and seconded, the House adjourned until to-morrow.

Friday, 17th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The committee appointed to confer with a committee of the House of Assembly upon the subject of the amendments made by them in and to a Bill "For the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist or attempt to aid or assist any soldier to desert His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service," reported, that they had agreed in Committee upon the amendments following, that is to say:

Page 1, first line, 20th, expunge from the word "months" the residue of the clause, and in place thereof insert the words following: "And if from the circumstances and heinousness of the crime it shall be thought proper and expedient to increase the punishment, such Court or Judge shall also further award and adjudge that such offender so convicted as aforesaid, shall forfeit and pay a sum not exceeding forty pounds; and if such offender shall not on or before the third day previous to the expiration of such imprisonment as aforesaid pay such fine, that and in such case the said offender shall be publicly whipped."

Page 1st, line 25th, after the word "pounds" expunge the words therein, and in page 2nd to the word "and" after "Province" in the third line thereof.

Page 3rd. From lines 18 to 21 the words expunged therein from the Bill to remain a part thereof.

After clause the 6th, insert these words,—7th. And be it further enacted by the authority aforesaid that all the fines, forfeitures and penalties that shall be incurred under and by virtue of this Act shall be accounted for to His Majesty, his Heirs or Successors, to and for the public uses of this Province through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as it shall please His Majesty to direct.

Which amendment they recommend to be adopted by the House, and the same being read ordered that the same be accepted.

A deputation from the House of Assembly brought up the following message, to wit:

The House of Assembly do agree in passing the Bill "For the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist or attempt to aid or assist, any soldier to desert His Majesty's service; or who shall harbour, conceal, receive or assist any deserter from such service," with the amendments as modified by the committees of the two Houses.

(Signed) RICHARD BEASLEY, Speaker.

Commons House of Assembly. Thursday, 16th April, [February] 1804.

The Usher of the Black Rod, at the Bar, informed the House that William Jarvis, Esquire, Secretary of the Province, was in waiting with a message from His Excellency the Lieutenant-Governor; and he being admitted to the Bar of the House, which was raised, he delivered sundry Accounts, being the Public Accounts of the Province; which are agreeable to the schedule accompanying them; following in these words, to wit:

No. 1. List of shops, tavern and still licenses issued in the Western District and in the District of Johnstown, which expired on the 5th of April, 1803.

No. 2. General statement of Mr. Secretary Jarvis' Account with Government, for the issue of shop, tavern and still licenses up to the 5th April, 1803.

No. 3. The Inspectors' list of names of persons licensed as shop and innkeepers for the year ending 5th April, 1804.

No. 4. The Inspectors' list of names of such persons as have been licensed to work stills for the year ending the 5th April, 1804, with amount of duty collected thereon.

No. 5. Provincial revenue of the Crown arising from duties collected on goods imported under Acts of the Provincial Parliament between the 1st of January and 31st December, 1803.

No. 6. Provincial revenues of the Crown arising from duties collected on goods imported under authority of Acts of the Parliament of Great Britain, between the 1st January and 31st December, 1803.

No. 7. General account of articles on which duties on importation are imposed by the Legislature of Lower Canada, which have passed Coteau-du-Lac upwards from the 1st July to 31st December, 1803.

No. 10. Abstract statement of monies collected on shop, tavern, and still licenses for the year ending 5th April, 1804, after deducting 10 per cent. allowed to the Inspector.

No. 11. Abstract statement of monies collected on shop and tavern licenses for the year ending the 5th April, 1804, under the authority of Acts of the Parliament of Great Britain, after deducting ten per cent., allowed to the Inspectors.

No. 12. Account of cash received by the Honourable Peter Russell, Receiver-General, for Lighthouse duty between the 1st of April and the 31st of December, 1803.

No. 14. General state of cash received by the Honourable Peter Russell, Receiver-General, for duties and fines under the authority of Acts of the Parliament of Great Britain, between 1st January, 1803, and 5th February, 1804.

No. 15. General state of receipts and payments by the Honourable Peter Russell, Receiver-General, for duties and fines under authority of Acts of the Provincial Parliament between 27th January, 1803, and 5th February, 1804.

No. 16. Statement of Colin McNabb, Esquire's, account for duties collected on goods at the Fort of Niagara and Queenstown.

No. 17. Statement showing several sums that have been paid by Great Britain for this Province in the year 1803, exclusive of the annual sum of eight thousand one hundred pounds sterling, granted by the British Parliament in support of the Civil Government of Upper Canada, and the sums that have been charged against the Provincial revenue of the Crown.

Inspector General's Office,
York, 13th Feby, 1804.

(Signed) JOHN MCGILL,
Inspector-General P. P. Accts.

And the Speaker having informed the House thereof, ordered that the same do lie upon the table.

The order of the day being read, the House conformably thereto resolved itself into a committee of the whole House to take into consideration a Bill "To explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act for the better securing to His Majesty, His Heirs and Successors, the due receipt and collection of certain duties therein mentioned." House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

The House then resolved itself into a committee of the whole House upon the consideration of a Bill "To provide for the compiling and printing all the Statutes of the several Parliaments of this Province and to repeal part of an Act passed in the forty-first year of His Majesty's Reign, relative to printing Journals. House in committee, Mr. Baby in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had agreed thereunto as brought up. Ordered that the said report be accepted. On motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the said Bill be read a third time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Saturday, the 18th February, 1804.

The Honorable the Speaker, having directed the Clerk of the House to give notice to the respective members therof that his indisposition was such as to prevent his attendance therein until Monday next, the Clerk conformably thereto having given such circular.

Legislative Council Office, York, 18th February, 1804.

Sir:—The Honorable the Speaker of the Legislative Council has instructed me to inform the respective members thereof that from indisposition he is unable to attend the House at the time appointed for its meeting to-day; and that therefore the same stands adjourned until Monday next, at the hour of one o'clock, p.m. I have the honour to be, Sir, your most obedient and very humble servant,
(Signed) JAMES CLARK, C.L.C.

The House therefore stands adjourned until Monday next.

Monday, the 20th February, 1804.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved, seconded by Mr. Baby, that a message be sent to the House of Assembly in the following words, to wit:

Mr. Speaker, the Honorable the Legislative Council concur with the House of Assembly in the amendments made by the House of Assembly to a Bill intituled "An Act for the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist or attempt to aid or assist, any soldier to desert His Majesty's service; or who shall harbour, conceal or receive or assist any deserted from such service," as modified by the committee of conference on the said amendments.

Legislative Council Chamber
20th February, 1804.

(Signed) H. ALLCOCK, Speaker.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:

A Bill "For amending the Law." And also, An Act to alter certain parts of an Act passed in the forty-second year of His Majesty's Reign, intituled "An Act for the administration of justice in the District of Newcastle," which Bills were read a first time. The former whereof was ordered to lie upon the table, and the latter to be read a second time to-morrow.

On motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the message by him moved this day be now sent down to the House of Assembly by the Master-in-Chancery. Ordered accordingly. Which message thereafter was conformably thereto accordingly carried down.

The order of the day being read, Mr. Cartwright moved, seconded by Mr. Shaw, that the order of the day for the further consideration of the "Alien Bill" be now discharged, and that the same be taken into consideration in committee of the whole House to-morrow. Ordered accordingly.

The House then resolved itself into a committee of the whole House to go into the further consideration of a Bill "To explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties therein mentioned." House in committee, Mr. Shaw in the Chair. Went again into the consideration of the said Bill.

The speaker resumed the Chair. The Chairman reported that they had again gone into the consideration thereof, and had directed him to report that the committee had made some amendments unto the said Bill, which they recommended to the adoption of the House, and the said amendments being read by the Clerk at the table, ordered that the said report be accepted, and that the same be engrossed and read with the Bill a third time to-morrow.

Agreeable to the order of the day, was read a third time, A Bill "To provide for compiling and printing all the Statutes of the several Parliaments of this Province, and to repeal part of an Act passed in the forty-first year of His Majesty's Reign relative to the printing of Journals." And the question being put: that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same.

On motion made and seconded, the House adjourned until tomorrow.

Tuesday, the 21st February, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, Mr. Cartwright moved, seconded by Mr. Baby, that that part of the order of the day which requires the further consideration of the "Alien Bill" be discharged, and that the same be taken into consideration again to-morrow. Ordered accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House the Bills following, to wit:

A Bill "For granting to His Majesty a certain sum of money out of the funds applicable for the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several Districts thereof."

And, A Bill "To amend an Act passed in the forty-second year of His Majesty's Reign, intituled "An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled "An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large."

Which bills were respectively read a first time, and on motion made and seconded, ordered that they be read a second time to-morrow.

Another deputation from the House of Assembly brought up a message comprised in these words, to wit:

The Commons do request a conference with this Honorable House upon the expediency of a joint address to the King's Most Excellent Majesty, humbly pray-

ing that His Excellency may graciously be pleased to take into his Royal and tender consideration the advantages which to the parent realm and this colony would equally derive by the general culture of hemp in the latter; and the necessity of temporary aid and encouragement in accomplishing so desirable an object.

Commons House of Assembly,

21st February, 1804.

(Signed) RICHARD BEASLEY,

Speaker.

Mr. Cartwright moved, seconded by Mr. Baby, that the order of the day for the second reading of a Bill, "To alter certain parts of an Act passed in the forty-second year of His Majesty's Reign, intituled An Act to provide for the administration of justice in the District of Newcastle," be discharged, and that the same be read a second time to-morrow. Ordered accordingly.

On motion made and seconded: That a committee of this House be appointed to confer with a committee of the House of Assembly upon the subject of their message of to-day, ordered: That Messrs. Shaw, Duncan, Hamilton, Cartwright, Baby and McGill be appointed a committee to manage the said conference; and that a message be sent to the House of Assembly to that effect on to-morrow.

Which message is comprised in these words, to wit: The Honorable the Legislative Council has agreed that a committee of that House shall meet a committee of the House of Assembly in conference upon the subject of the cultivation of hemp; and they are now ready to receive the House of Assembly upon such conference in the Council Chamber.

Legislative Chamber,
23rd February, 1803.

(Signed) H. ALLOOK,

Speaker.

Ordered accordingly. Mr. Cartwright then moved, seconded by Mr. Hamilton, that the order of the day for the third reading as amended of a Bill "To explain and amend an Act passed in the forty-third year of His Majesty's Reign, entitled An Act for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties there mentioned," and that the same be recommitted. Ordered accordingly. Whereupon the House resolved itself into a committee of the whole House to reconsider the said Bill. House in committee, Mr. McGill in the Chair. Resumed the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had resumed the consideration thereof, and had directed him to report that they had made further amendments therein, which amendments they do recommend to the adoption of this House, and the said amendments being read by the Clerk at the table, ordered that the said Report be accepted; and on motion made and seconded, ordered that the said amendments be engrossed, and read with the Bill a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow.

Wednesday, the 22nd February, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, Mr. Baby moved, seconded by Mr. Duncan, that the order in respect to the "Alien Bill" be discharged until to-morrow. Ordered accordingly.

A Bill "For granting to His Majesty a certain sum of money out of the funds applicable to the use of this Province to defray the expenses of amending and

repairing the public highways and roads, laying out and opening new roads, and building bridges in the several Districts thereof," was read a first time, and on motion of Mr. Baby, seconded by Mr. Duncan, ordered that the said Bill be taken into consideration in committee of the whole House to-morrow. Ordered accordingly.

A Bill "To amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled an Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large" was also read a second time.

Mr. Baby then moved, seconded by Mr. Hamilton, that the said Bill be committed to-day. Ordered accordingly.

The House adjourned during pleasure; and being met, and the Chair being resumed, The Master-in-Chancery carried, by order of the House, a message comprised in these words, to wit: The Honorable the Legislative Council has agreed that a committee of that House shall meet a committee of the House of Assembly in conference upon the subject of the cultivation of hemp; and they are now ready to receive the House of Assembly upon the said conference in the Council Chamber. Legislative Council Chamber,

(Signed) H. ALLCOCK,

23rd February, 1804.

Speaker.

The order of the day being again called for. Read as amended, a Bill "To explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties therein mentioned."

The Usher of the Black Rod at the Bar then informed the House that a committee appointed by the House of Assembly to confer with a committee of the House upon the subject of the culture of hemp was then waiting at the door of the Council Chamber.

On motion made and seconded the House adjourned until to-morrow.

Thursday, the 23rd February, 1804.

The House met pursuant to adjournment. Prayers were read.

The committee appointed to confer with a committee of the House of Assembly upon the subject of the culture of hemp, reported: "That it is the opinion of the committee of both Houses that it is highly expedient to address the King's Most Excellent Majesty, praying aid and encouragement to the culture of hemp in this Province; but that the framing of this address be postponed until it be seen what can be done from the funds of the Province to forward the object so very essential to its prosperity (22nd February, 1804). Ordered that the said report be accepted.

Mr. Cartwright then moved, seconded by Mr. Baby, that a Bill to explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled "An Act for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties therein mentioned," be recommitted. Ordered accordingly. Whereupon the House resolved itself into a committee of the whole House to reconsider the said Bill. House in committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair. The Chairman reported "that the committee had again taken the said Bill into consideration, and had made further amend-

ments therein; unto which they had agreed, which amendments they recommended to the House, and the said amendments being read they were agreed to. Ordered that the said report be accepted. Whereupon the said amendments were read with the Bill, and they being accepted by the House they were agreed to. The question being then put, whether this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for their concurrence in its amendments.

A deputation from the House of Assembly brought up for the concurrence of this House, a Bill "To promulgate the Provincial Statutes, and also to repeal so much of an Act passed in the forty-first year of the reign of His Majesty as relates to printing the Journals," which Bill was read a first time, and on motion of Mr. Cartwright, seconded by Mr. Duncan, ordered that the said Bill be read a second time to-morrow.

The order of the day being read: conformably thereto the House resolved itself into a committee of the whole House upon the further consideration of the "Alien Bill." House in committee. Mr. Duncan in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had made a further progress in the consideration of the said Bill, and had directed him to request leave to sit thereupon again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

The order of the day being continued, Mr. Cartwright moved, seconded by Mr. McGill, that the order of the day respecting the several Bills thereon be discharged until to-morrow, the titles whereof stand thus, to wit:

A Bill to alter certain parts of an Act passed in the forty-second year of His Majesty's Reign, intituled "An Act to provide for the administration of justice in the District of Newcastle."

Also a Bill for granting to His Majesty, His Heirs and Successors, a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof.

And a Bill to amend an Act passed in the forty-third year of His Majesty's Reign, intituled "An Act to extend the provisions of an Act passed in the twenty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large.'" Ordered accordingly.

On motion made and seconded the House adjourned until to-morrow.

Friday, the 24th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read. Read a second time, A Bill "To promulgate the Provincial Statutes, and also to repeal so much of an Act passed in the forty-first year of the reign of His present Majesty as relates to printing the Journals." Mr. Cartwright then moved, seconded by Mr. Baby, that the said Bill be committed to-morrow.

The House resolved itself into committee of the whole House upon the consideration of the Bill "For better securing this Province against all seditious attempts or designs to disturb the tranquillity thereof." House in committee, Mr. Duncan in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had again gone into the consideration thereof, and had directed him to report that they had gone into the further consideration thereof, and had agreed thereunto with amendment. And the said amendments being read, they were agreed to, whereupon, ordered that the said Bill be engrossed, and read with its amendments to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House: a Bill "To explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act for the better securing to His Majesty, his Heirs and Successors, the due collection and receipt of certain duties therein mentioned," which Bill was read a first time, and on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the said Bill be read a second time to-morrow.

Another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "For the relief of such cultivators of hemp as are affected by the present want of a market for the same within this Province," which Bill was read a first time and on motion of Mr. Hamilton, seconded by Mr. Shaw, ordered that the said Bill be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Saturday, the 25th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read. Read as engrossed, a Bill "For the better securing this Province against all seditious attempts or designs to disturb the tranquillity thereof."

Upon which Mr. Cartwright moved, seconded by Mr. Hamilton, that the said Bill be recommitted. Whereupon ordered accordingly. And so the House resolved itself into a committee of the whole House to go into the further consideration of the said Bill. House in committee, Mr. Duncan in the Chair. Went into the consideration of the same.

The Speaker resumed the Chair. The Chairman reported that the committee had resumed the consideration of the said Bill, and had made further amendments thereunto, which they recommended to the adoption of the House. And the said Bill being read as amended, ordered that the said report be accepted, and that the said Bill be engrossed and read a third time on Monday next.

Conformably to the order of the day, the House resolved itself into a committee of the whole House upon the consideration of a Bill "For granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several Districts thereof." Houses in committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had gone into the consideration thereof, unto which they had agreed as brought up. Ordered that the said report be accepted, and that the said Bill be read a third time on Monday next.

Afterwards the House resolved itself into a committee of the whole House upon the consideration of a Bill "To amend an Act passed in the fortythird year of His Majesty's Reign, intituled An Act to restrain the custom of permitting

horned cattle, horses, sheep and swine to run at large." House in committee, Mr. Russell in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had made some progress therein, and thereupon requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given to sit again on Monday next accordingly.

On motion made and seconded, the House adjourned until Monday next.

Monday, the 27th day of February, 1804.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright moved, seconded by Mr. McGill, that the Bill intituled "An Act for the better securing this Province against all seditious attempts and designs to disturb the public tranquility thereof be recommitted. Whereupon the House resolved itself into a committee of the whole House upon the reconsideration thereof. House in committee, Mr. Duncan in the Chair. The Chairman reported that the committee had gone into the further consideration thereof; and had directed him to report that they had made further amendments therein, which they recommended for the adoption of the House. And the said amendments being read with the Bill they were agreed to, whereupon, ordered that the said report be accepted, and the amendments being engrossed, the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence therein.

A Bill "For granting to His Majesty a sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof," was read the third time. And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery, who was directed to inform them that this House had agreed to the same as brought up.

Read a second time, a Bill to explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled "An Act for the better securing to His Majesty, his Heirs and Successors, the due collection and receipt of certain duties mentioned therein."

Mr. Baby then moved, seconded by Mr. McGill; that the House do now resolve itself into a committee of the whole House upon the consideration of the said Bill. Ordered accordingly, upon which the House resolved itself into the said committee. House in committee, Mr. Hamilton in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had agreed thereunto unamended. And the same being read a third time, ordered that the said report be accepted. Whereupon the question was put, whether this Bill do now pass, and it was resolved in the affirmative. The Speaker then signed the same, which Bill the Master-in-Chancery thereafter carried down to the House of Assembly.

A Bill "To promulgate the Provincial Statutes, and also to repeal so much of an Act passed in the forty-first year of the reign of His present Majesty as relates

to printing Journals," was then conformably to the order of the day committed. House in committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had agreed thereupon unamended. And the said Bill being read was agreed to. Ordered that the said report be accepted. The Speaker then signed the same, and it was carried down by the Master in Chancery to the House of Assembly.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "Appropriating a certain sum of money annually to defray the expense of creating certain public buildings to and for the uses of this Province," and A Bill "For granting to His Majesty a certain sum of money for the purposes therein mentioned," which Bills were respectively read a first time, and on motion made and seconded, ordered that the said Bills be read a second time to-morrow. Ordered accordingly.

Read a second time, a Bill "For the relief of such cultivators of hemp as are affected by the want of a present market for the same within this Province." And on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to take the said Bill into consideration. Whereupon the House resolved itself into the said committee. House in committee, Mr. Duncan in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had made some progress therein; and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted.

The order of the day requiring the further commitment of a Bill "To amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine from running at large," was then read, and on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the said be discharged until to-morrow.

Then on motion made and seconded the House adjourned until to-morrow.

Tuesday, the 28th February, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read. Read a second time, a Bill "Appropriating a sum of money to defray the expenses of erecting certain public buildings to and for the uses of this Province. And on motion of Mr. Cartwright, seconded by Mr. Duncan, ordered that the House do now resolve itself into a committee of the whole House, to take the same into consideration. House in committee, Mr. Duncan in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report the same agreed to without amendment. Ordered that the said report be accepted. Whereupon the said Bill was read and agreed to, and the question being put, that this Bill do now pass, it was resolved in the affirmative. The Speaker then signed the same and it was carried down by the Master-in-Chancery to the House of Assembly.

A Bill "For granting to His Majesty a certain sum of money for the purposes

therein mentioned," was read a second time, and on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House for the purpose of going into the consideration thereof. House in committee, Mr. McGill in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the same, and had directed him to report that they had made some amendments therein, which they recommended to the adoption of the house. The said amendments, being read, they were agreed to. Whereupon, ordered that the said report be accepted; and that the said amendments be engrossed, and read with the Bill the third time to-day. It being so done, the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery, for concurrence in the amendments.

The House then resolved itself into a committee of the whole House, to take into consideration a Bill "For the relief of such cultivators of hemp as are affected by the present want of a market for the same within the Province. House in committee, Mr. Hamilton in the Chair. Went into the consideration of the same.

The Speaker resumed the Chair. The Chairman reported that the committee had again gone into the consideration of the said Bill, and had directed him to report that they had agreed thereunto, amended under the title of "A Bill for granting to His Majesty a certain sum of money for the further encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof." And the same being read as amended, ordered that the said report be accepted, and on motion made and seconded, ordered that the said amendments be engrossed, and read with the Bill a third time to-morrow.

A deputation from the House of Assembly brought up a message comprised in these words, to wit:

Mr. Speaker,—The House of Assembly have agreed to the amendments made by the Honorable the Legislative Council to a Bill intituled "An Act for granting to His Majesty a certain sum of money for the purposes therein mentioned."

Commons House of Assembly

(Signed) RICHARD BEASLEY,

Tuesday, Feby. 23rd, 1804.

Speaker.

The order of the day for the further commitment of a Bill "To amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," was then called for and read.

Then, on motion made and seconded, the House adjourned until to-morrow.

Wednesday, the 29th February, 1804.

The House met pursuant to adjournment. Prayers were read.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "For applying a certain sum of money therein mentioned, to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an address."

And also, a Bill "For the better securing the Province against all seditious attempts or designs to disturb the tranquility thereof," the latter whereof, they informed the House, was by them agreed to as sent down. And the former thereof being read a second time, on motion made and seconded, ordered that the said Bill be referred to the consideration of a committee of the whole House to-morrow.

Another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "For the better regulation of fees in His Majesty's Court of King's Bench, which are subject or liable to taxation," which bill was also read a first time, and on motion made and seconded, the said Bill by order was read a second time. Then, on motion made and seconded, ordered that the said Bill be recommitted.

The order of the day being read, the House resolved itself into a committee of the whole House to take into further consideration a Bill "For granting to His Majesty a certain sum of money for the further encouragement of the growth and culture of hemp, within this Province, and the exportation thereof." House in committee, Mr. Hamilton in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had again gone into the consideration of the said Bill, and had made further amendments therein, which they recommended to the adoption of the House. And the same being read, ordered that the said report be accepted. Whereupon, ordered that the said amendments be engrossed, and read the third time with the Bill to-morrow.

Mr. Baby then moved, seconded by Mr. Shaw, that the further consideration of a Bill "To amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," be again taken into consideration by a committee of the whole House. Ordered accordingly. Whereupon, the House resolved itself into a committee of the whole House. House in committee, Mr. Duncan in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had again gone into the consideration thereof, and had directed him to report a further progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted.

On motion made and seconded, the House adjourned until to-morrow.

Thursday, 1st March, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, on motion of Mr. Cartwright, seconded by Mr. Shaw, ordered that a Bill "For the relief of such cultivators of hemp as are affected by the present want of a market for the same within this Province," be recommitted. Whereupon, ordered the House do now resolve itself into a committee of the whole House, to re-consider the said Bill; and the House did so resolve itself into the said committee. House in committee, Mr. Hamilton in the Chair. Resumed the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had resumed the consideration of the said Bill, and had made further progress therein; and directed him to report that they requested leave to sit again. Ordered that the said report be accepted.

Conformably to the order of the day: A Bill "For the better regulation of fees in His Majesty's Court of King's Bench, which are subject or liable to taxa-

tion," was read a second time, and on motion of Mr. Hamilton, seconded by Mr. Duncan, ordered that the House do now resolve itself into a committee of the whole House to take into consideration the said Bill. House in committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had agreed thereunto under the title of a "Bill to repeal certain parts of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to establish a Superior Court of Civil and Criminal Jurisdiction; and to regulate the Court of Appeal, and to authorize His Majesty's Court of King's Bench in this Province to regulate certain fees, costs and charges therein mentioned." Ordered that the said amendments be engrossed, and read with the Bill a third time to-day.

The House then resolved itself into a committee of the whole House upon the consideration of a Bill "To amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large." House in committee, Mr. Duncan in the Chair. Went again into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had again gone into the consideration of the same; and had directed him to report that they had made further progress therein; and thereupon requested leave to sit again. Ordered that the said report be accepted.

Conformably to the order of the day, the House resolved itself into a committee of the whole House upon the further consideration of A Bill "For granting to His Majesty a certain sum of money for the further encouragement of the growth and culture of hemp within this Province, and the exportation thereof." House in committee, Mr. Hamilton in the Chair. Went into the further consideration thereof.

The Speaker resumed the Chair. The Chairman reported that the committee had again gone into the further consideration of the said Bill, and had agreed thereunto with additional amendments, and they being read, ordered that the said report be accepted. Ordered also, That the same be engrossed, and read with the Bill a third time to-day. And it being done, the question was put, whether the Bill do now pass, and it was resolved in the affirmative, whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments.

Was read a second time. A Bill "For applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor in pursuance of an address." And on motion of Mr. Cartwright, seconded by Mr. Baby, ordered that the House do now resolve itself into a committee of the whole House, to take into consideration the said Bill. House in committee, Mr. McGill in the Chair. Took the said Bill into consideration.

The speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the same, and had agreed thereunto as brought up, which report was accepted, and the said Bill being read a third time, the question was put, whether this Bill do now pass, and it was resolved in the affirmative. Upon which the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly.

Mr. Cartwright then moved, seconded by Mr. Shaw, for leave to bring in a

Bill to-day, "To repeal certain parts of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to establish a Superior Court of civil and criminal jurisdiction; and to regulate the Court of Appeal, and to authorize His Majesty's Court of King's Bench in this Province to regulate certain fees, costs and charges therein mentioned." Which Bill was read a first and a second time, and on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that the said Bill be referred to the consideration of a committee of the whole House. House in committee, Mr. Cartwright in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto unamended. Ordered that the said report be accepted. And the same being read a third time, the question was put whether this Bill do now pass, and it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was sent down by the Master-in-Chancery to the House of Assembly for concurrence.

On motion of Mr. Baby, seconded by Mr. Duncan, ordered that the amended Bill "To repeal so much of an Act passed in the thirtyfourth year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," as relates to sheep, and to restrain the owners of same from permitting them to run at large during a certain time of the year be recommitted. House in committee, Mr. Duncan in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration thereof, and had directed him to report that they had made further progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow, accordingly.

On motion made and seconded, the House adjourned until to-morrow.

Friday, the 2nd March, 1804.

The House met pursuant to adjournment. Prayers were read.

Agreeably thereto the House resolved itself into a committee of the whole House upon the further consideration of the amended Bill "To repeal so much of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large during a certain time of the year." House in committee, Mr. Duncan in the Chair, went into the consideration thereof.

The Speaker resumed the chair. The Chairman reported that the committee had gone into a further consideration of the same, and had directed him to report that they had made further amendments therein, which they had agreed to, and recommended the same to the adoption of the House. And the said amendments being read, ordered that the said report be accepted, and that the said amendments be engrossed, and be read with the Bill a third time to-day. And the same being so done, the question was put whether this Bill do now pass; and it was resolved in the affirmative. Whereupon it was signed by the Speaker, and it was carried down by the Master-in-Chancery to the House of Assembly for concurrence in the amendments.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "For granting to His Majesty a certain sum of money for the further encouragement of the growth and culture of hemp within this Province,

and the exportation thereof," which Bill was read a first time and a second time. And on motion of Mr. Baby, seconded by Mr. Shaw, the House resolved itself into a committee of the whole House upon the consideration of the said Bill. House in committee, Mr. Shaw in the Chair.

Mr. Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had agreed thereunto unamended. Ordered that the said report be accepted. And the same being read a third time, the question was put, whether this Bill do now pass, and it was resolved in the affirmative. Thereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly.

Another deputation from the House of Assembly brought up for the concurrence of this House a Bill "To regulate and establish the fees to be taken by the Clerks of the Peace and the Sheriffs in each and every district within this Province," which Bill was read a first time, and on motion of Mr. Baby, seconded by Mr. McGill, ordered that the said Bill be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow.

Saturday, the 3rd March, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read a second time, a Bill "To regulate and establish the fees to be taken by the Clerks of the Peace and the Sheriffs in each and every district within this Province." Mr. Baby then moved, seconded by Mr. McGill, that the House do now resolve itself into a committee of the whole House, to take the said Bill into consideration. Whereupon the House resolved itself into the said committee. House in committee, Mr. Baby in the Chair. Took the same into consideration.

The Chairman reported that the committee had gone into the consideration of the said Bill, and had made some progress therein, and thereupon requested leave to sit again on Monday next. Ordered that the report be accepted.

A deputation from the House of Assembly brought up and returned to this House as agreed to a Bill "To repeal certain parts of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to establish a Superior Court of civil and criminal jurisdiction, and to regulate the Court of Appeal,' and to authorize His Majesty's Court of King's Bench in this Province to regulate certain fees therein mentioned."

Another deputation from the House of Assembly brought up to this House a message, comprised in these words, to wit:

Mr. Speaker: The Commons have agreed to the amendments made in the Legislative Council in and to the Bill, intituled "An Act to amend an Act passed in the forty-third year of His Majesty's Reign," intituled "An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign" intituled "An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," and have concurred in passing the said Bill under the title of "An Act to amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large."

(Signed) RICHARD BEASLEY,
Speaker.

Commons House of Assembly, 3rd March, 1804.

And the same being by order read by the Clerk at the table, Mr. Baby moved, seconded by Mr. Shaw: That as there appeared to be a clerical error therein the same be accepted by the House in three months hence. Ordered accordingly.

Mr. Baby also moved, seconded by Mr. Shaw, that a message be sent down to the House of Assembly in the following words, to wit:

Mr. Speaker: The Honorable the Legislative Council, finding there is some clerical error in the message sent by the House of Assembly to-day, in respect of the amendment by them made in and to a Bill intituled "An Act to amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,'" the amended title not being correctly inserted in the said message, which they do request may be corrected.

(Signed) H. ALLOOCK,
Speaker.

Legislative Council Chamber, 3rd March, 1804.

Ordered accordingly. Which message was carried down to the House of Assembly by the Master-in-Chancery.

Another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "To provide for the amending and keeping in repair of the road commonly called Yonge Street," which said deputation at the same time brought up to this House a message in these words, to wit:

Mr. Speaker: The Commons, in their message of this day, informing the Honorable the Legislative Council that they had agreed to the amendments made in the Honorable the Legislative Council in and to the Bill intituled "An Act to amend an Act passed in the forty-third year of His Majesty's Reign, intituled An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled an Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large," intended to have further said that they had concurred in passing the said Bill under the amended title of An Act to repeal so much of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large, as relates to sheep; and to restrain the owners of them from permitting them to run at large during a certain time of the year; but perceive that by a clerical error the amended title has been mis-recited in their said message. They do therefore request, that such clerical error be rectified, and that the intention of the Commons be understood to have been to have defined the said Bill in the latter part of their said message by its amended title.

(Signed) RICHARD BEASLEY, Speaker.

Commons House of Assembly, 3rd March, 1804.

A Bill "To provide for the amending and keeping in repair certain parts of the road commonly called Yonge Street," was then read a first time. And on motion of Mr. McGill, seconded by Mr. Shaw, ordered that the said Bill be read a second time on Monday next.

On motion made and seconded, the House adjourned until Monday next.

Monday, the 5th March, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read a second time, a Bill "To provide for the amending and keeping in repair certain of the road commonly called Yonge Street."

Mr. McGill then moved, seconded by Mr. Baby, that the House do now resolve itself into a committee of the whole House, to take the said Bill into consideration. Ordered accordingly. House in committee, Mr. Shaw in the Chair. Took the said Bill into consideration. The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration thereof, and had directed him to report a progress therein, and requested that the committee thereon be resumed at pleasure. Ordered that the said report be accepted.

The House then adjourned during pleasure. And being again met, Mr. Baby moved, seconded by Mr. McGill, that the House do now resolve itself into committee of the whole House, to resume the consideration of a Bill, "To provide for the amending and keeping in repair certain parts of the road commonly known as Yonge Street." Ordered accordingly, whereupon the House resolved itself into the said committee. House in committee, Mr. Shaw in the Chair. Went into the consideration of the said Bill.

The Speaker having resumed the Chair, the Chairman reported that the committee had resumed the consideration thereof, and had directed him to report that they had made some progress therein; and thereupon requested leave to sit again in three months hence. Ordered that the said report be accepted.

Mr. McGill then moved, seconded by Mr. Baby, for leave to bring in a Bill to-day "To authorize the Governor, Lieutenant Governor, or person administering the Government of this Province, to appoint commissioners for laying out, amending and repairing the road or highways leading from the town of York in the Home District to the northern extremity of the town-plot of Gwillimbury East, in the same District. Ordered that leave be accordingly given. And he having brought in the said Bill the same was read a first time.

Mr. Baby then moved, seconded by Mr. McGill, that the said Bill be now read a second time, and the question being put, whether this Bill be now read a second time, some debate ensued, whereupon Mr. Baby moved that this Bill do lie upon the table. Mr. Shaw having seconded the motion, ordered accordingly, that the same do lie upon the table.

Conformably to the order of the day, the House resolved itself into a committee of the whole House to take into further consideration a Bill "To regulate and establish the fees to be taken by the Clerks of the Peace, and the Sheriffs in each and every district within this Province." House in committee, Mr. Baby in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into further consideration, and had directed him to report that they had made further progress as therein. And thereupon requested leave to sit again on [it] three months hence. Ordered that the said report be accepted.

On motion made and seconded, the House adjourned until to-morrow.

Wednesday, the 7th March, 1804.

By order of the Honourable the Speaker, the House stands adjourned until to-morrow.

Thursday, 8th March, 1804.

The House met pursuant to adjournment. Prayers were read.

The order of the day being called for, and not anything appearing thereon, Mr. Shaw, seconded by Mr. McGill, moved that an humble address to His Majesty from the two Houses of the Provincial Parliament upon the subject of a Bill appropriating a sum of money annually to defray the expenses of erecting certain public buildings to and for the uses of this Province, be made and submitted to the consideration of this House. He at the same time informed the House that he made a draft of such an humble address, which was read, and on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House, to take the same into consideration. House in committee, Mr. McGill in the Chair. Took the said address into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration thereof; and had directed him to report that they had agreed thereunto. Ordered that the said report be accepted.

A deputation from the House of Assembly brought up to this House a message, comprised in these words, to wit:

Mr. Speaker: The Commons do request a conference with the Honorable the Legislative Council on the subject of a joint address, to the King's Most Excellent Majesty, humbly imploring His Majesty's most gracious aid and assistance in furtherance of the exertions made by the Parliament of this Province towards proper and suitable buildings for the public uses of this Province.

(Signed) RICHARD BEASLEY, Speaker.

Commons House of Assembly, 8th March, 1804.

Mr. Baby moved then, seconded by Mr. Shaw, that a message be sent to the House of Assembly, which message was accordingly sent in the words following, to wit:

Mr. Speaker: The Honourable the Legislative Council have acceded to the message sent by the House of Assembly to-day, requesting a conference with them upon the subject of a joint address to the King's Most Excellent Majesty, humbly imploring His Majesty's most gracious aid and assistance in furtherance of the exertions made by the Parliament of this Province towards erecting proper and suitable buildings for the public uses of this Province; and do inform the House of Assembly that they have appointed a committee of the whole House to meet a committee of the whole House of Assembly upon the subject; whom they are now ready to receive in the Council Chamber.

(Signed) H. ALLCOCK, Speaker.

Legislative Council Chamber, 8th March, 1804.

The Speaker of each House thereafter, with the respective members thereof, having met in committee of conference in the Legislative Council Chamber upon the subject of the humble address of the two Houses of Provincial Parliament to His Majesty, and the committee of the House of Assembly having withdrawn, the House then formed, and the Chair being resumed, Mr. Shaw, from the committee, reported that the House in committee of conference had agreed to the said joint address to His Majesty, which said address follows in these words, to wit:

To the King's Most Excellent Majesty: Most Gracious Sovereign: We, Your Majesty's most dutiful and loyal subjects, the Legislative Council and House of

Assembly of Your Majesty's Province of Upper Canada in Parliament assembled, having taken into our serious consideration the communication which Your Majesty's Lieutenant Governor was pleased by His Speech to make at the opening of the present session, respecting the dangerous state of the public records and evidences of title to the landed property of this Province, and the appropriation of a fund for the erection of proper buildings in which reasonable security might be afforded to those documents; humbly pray to submit to Your Majesty that being truly sensible of the importance of the subject so recommended to our consideration by Your Majesty's said Lieutenant Governor; we have passed a Bill for the levying and raising out of the duties and taxes already imposed or hereafter to be imposed by the Legislature of this Province, an annual sum of four hundred pounds for the erection of such public buildings as should be found adequate to the purposes specified in Your Majesty's said Lieutenant Governor's Speech; and also for the erection of proper buildings for the meeting and assembling of the Legislative Council and the House of Assembly, and wherein to hold Your Majesty's courts of justice in this Province; and we have submitted such Bill to Your Majesty's said Lieutenant Governor for his assent to the same in Your Majesty's name.

Deeply impressed with a due sense of Your Majesty's parental regard for the interest of Your Majesty's subjects in Upper Canada, we feel it our duty humbly to express to Your Majesty our gratitude to Your Majesty for the signal marks of your beneficence which Your Majesty has ever graciously been pleased to confer on these parts of Your Majesty's Dominions since the establishment of this Province and our happy Constitution; we humbly pray further to submit to Your Royal consideration that we lament sincerely that from the infant state of the Province we are not enabled to make a more ample provision for the attaining these desirable objects; and being truly sensible that such provision is totally inadequate for such purposes, humbly implore Your Majesty that Your Majesty would be graciously pleased to grant to us such aid as Your Majesty in your parental regard for your subjects of this Province shall graciously vouchsafe to bestow to enable us to secure our public records against destruction by fire and other casualties, and to enjoy the property which Your Majesty in your bounty has been graciously pleased to confer upon your subjects in this Province; for the meeting and assembling of the Legislative Council and House of Assembly, and to enable Your Majesty's judges with more convenience to administer justice; humbly beseeching Your Majesty would be graciously pleased to accept our most dutiful assurance of our firm and unshaken loyalty and attachment to Your Majesty's Sacred Person and Government.

By order of the House.

(Signed) H. Allcock, Speaker.

Legislative Council Chamber, Thursday, March 8th.

(Signed) Richard Beasley, Speaker.

Commons House of Assembly, Thursday, 8th March, 1804.

And it was read. Ordered that the said report be accepted, and that the same be engrossed and sent down to the House of Assembly for concurrence therein.

Mr. Baby afterwards moved, seconded by Mr. McGill, for leave to bring in a draft of an address to His Excellency the Lieutenant-Governor, to accompany the joint address of both Houses to His Majesty. Ordered that leave be given. Whereupon the draft of the said address was read and agreed to, and ordered to be engrossed. And the same being engrossed, it was read and agreed to, and follows in these words, to wit:

To His Excellency Peter Hunter, Esquire, Lieutenant-Governor of His Majesty's Province of Upper Canada, and Lieutenant-General Commanding His Majesty's Forces in Upper and Lower Canada, etc., etc., etc.

May it please your Excellency: We, His Majesty's most dutiful and loyal subjects, the Members of the Legislative Council and House of Assembly of the Province of Upper Canada in Parliament assembled; having resolved humbly to address His Majesty, praying that His Majesty would be graciously pleased to grant to us such aid as His Majesty in his parental regard for his subjects of this Province shall graciously vouchsafe to bestow to enable us to secure our public records against destruction by fire and other casualties, and to enjoy the property which His Majesty in his bounty has been graciously pleased to confer upon his subjects in this Province; for the meeting and assembling of the Legislative Council and House of Assembly, and to enable His Majesty's judges with more convenience to administer justice; humbly beseeching His Majesty's sacred person and Government; do entreat Your Excellency that you would be pleased to transmit to the Right Honorable Lord Hobart, one of His Majesty's Principal Secretaries of State, the said humble address; and we further do pray of Your Excellency that you would also be pleased to honor us with Your Excellency's recommendation of such address to His Lordship's favour.

By order of the House.

(Signed) H. Allcock, Speaker.

Legislative Council Chamber, 8th March, 1804.

(Signed) Richard Beasley, Speaker.

Commons House of Assembly, 8th March, 1804.

Whereupon the said addresses were by the Clerk in the absence of the Master-in-Chancery carried down by order to the House of Assembly for concurrence.

A deputation from the House of Assembly with a message to this House, informing them that the House of Assembly had agreed unto the said addresses as sent down; and further informed this House that they had appointed a committee to accompany a member of this House to wait upon His Excellency the Lieutenant-Governor with the said addresses when it should please him to receive the same.

Mr. McGill then moved, seconded by Mr. Baby, that Mr. Shaw be appointed to wait upon His Excellency the Lieutenant-Governor with the said Committee. Ordered accordingly.

On motion made and seconded, the House adjourned until to-morrow.

Friday, the 9th March, 1804.

The House met pursuant to adjournment. Prayers were read.

Mr. Shaw reported that he had waited upon His Excellency the Lieutenant-Governor, accompanied by the committee appointed by the House of Assembly for that purpose, with the respective joint addresses of the two Houses addressed unto The King's Most Excellent Majesty, and to His Excellency Peter Hunter, Esquire, Lieutenant-Governor of His Majesty's Province of Upper Canada, and Lieutenant-General Commanding His Majesty's Forces in Upper and Lower Canada, etc., etc., and that His Excellency had been graciously pleased to receive the same; returning answer in these words, to wit:

Gentlemen: I accede to your address to me of the 8th March, 1804; and will transmit to the Right Honorable Lord Hobart, one of His Majesty's Principal Secretaries of State, the address of the Legislative Council and House of Assembly

to His Majesty; with my warm recommendation of the same to His Lordship's kind offices.

Which he delivered in to the Speaker, who read the same in the Chair. And the same being also read by the Clerk at the table, ordered that the said report be accepted.

On motion made and seconded, the House adjourned during pleasure. The House having formed, and the Chair being resumed, at one o'clock His Excellency the Lieutenant-Governor came to the Council Chamber.

Mr. George Lawe, Gentleman Usher of the Black Rod, was then sent with a message from His Excellency the Lieutenant-Governor to the House of Assembly, commanding their immediate attendance in the Council Chamber. And the Speaker with the respective members thereof being come to the Bar His Excellency was pleased in His Majesty's name to assent to the following Acts, to wit:

An Act for the better securing this Province against all seditious attempts to disturb the tranquility thereof.

An Act for the exemplary punishment of all and every person or persons who shall seduce or attempt to seduce, or aid or assist or attempt to aid or assist any soldier to desert His Majesty's Service, or who shall harbour, conceal, receive or assist any deserter from such service.

An Act to repeal certain parts of an Act, passed in the thirty-fourth year of His Majesty's Reign, intituled "An Act to establish a Superior Court of civil and criminal jurisdiction; and to regulate the Court of Appeal," and to authorize His Majesty's Court of King's Bench in this Province, and to regulate certain fees therein mentioned.

An Act to repeal so much of an Act passed in the thirty-fourth year of His Majesty's reign, intituled "An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large" as relates to sheep; and to restrain the owners of rams from permitting them to run at large during a certain time of the year.

An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads and building bridges in the several districts thereof.

An Act to explain and amend an Act passed in the forty-third year of His Majesty's Reign, intituled "An Act for the better securing to His Majesty, His Heirs and Successors, the due collection and receipt of certain duties therein mentioned."

An Act for compiling and printing all the Statutes of the several Parliaments of this Province, and to repeal part of an Act passed in the forty-first year of the reign of His present Majesty relative to printing Journals.

An Act for granting to His Majesty a certain sum of money for the purposes therein mentioned.

An Act appropriating a certain sum of money annually to defray the expenses of erecting certain public buildings to and for the uses of this Province.

An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor in pursuance of an Address.

An Act for granting to His Majesty a certain sum of money for the further encouragement of the growth and cultivation of hemp, within this Province, and the exportation thereof.

And unto an Act, To promulgate the Provincial Statutes; and also to repeal

so much of an Act passed in the thirty-first year of the reign of His present Majesty as relates to printing the Journals, His Excellency was pleased to withhold his assent.

And His Excellency was thereafter pleased to address both Houses in the following Speech, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

Your zeal for the public welfare, manifested by your attention to the various subjects which I recommended to your consideration, and to the other objects which have occupied your councils during the present session, call for my acknowledgement; and I trust that the wise and salutary laws which have resulted from your labours and exertions will afford very considerable satisfaction to all who feel a sincere attachment to His Majesty's Person and Government, and a cordial solicitude for the increasing prosperity of the Province.

In closing the present session, which the situation of the public business now enables me to do, I have to express a confident hope that prudent and salutary measures will mark the future conduct of those who may be called together in this place for the discharge of their Legislative functions.

This will not fail to insure the favour of the best of Sovereigns, will establish a claim to the approbation and esteem of all whose good opinion merits consideration, and must eventually produce the most beneficial consequences to these parts of His Majesty's Dominions.

And then the Honourable the Speaker of the Legislative Council, by command of His Excellency the Lieutenant-Governor, declared the Provincial Parliament to be prorogued unto Monday the sixteenth day of April next. And so it was prorogued accordingly.

[I do hereby certify that the foregoing is a true copy of the Journals of the Legislative Council for the session therein expressed, taken from the original. JAMES CLARK, Clerk of the Legislative Council.]

[Certified to be true copies from the Records in the Colonial Office. GEORGE MAYER, Librarian and Keeper of the Records.

Downing Street, 2nd Septemebr, 1857.]



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From Friday, the first day of February,
to
Saturday, the second day of March,
1805.

In the forty-fifth year of the Reign of
KING GEORGE THE THIRD



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
1805.

YORK, Friday, 1st February, 1805.

The Provincial Parliament having been prorogued by proclamation of His Excellency the Lieutenant-Governor, bearing date of the 28th day of December, the House met accordingly.

William Jarvis attended with a *dedimus potestatem*, which was read in these words, to wit:

George the Third, by the Grace of God of the United Kingdom of Great Britain and Ireland King, Defender of the Faith.

To our trusty and well beloved William Jarvis Esquire,

Greeting: Whereas by a certain Act of Parliament passed in the thirty-first year of our reign, intituled an Act for making more effectual provision for the Government of Quebec, in North America, and to make further provision for the government of the said Province, it is among other things provided that no Member either of the Legislative Council or Assembly in either of the Provinces of Upper and Lower Canada shall be permitted to sit or vote therein until he shall have taken and subscribed the oath therein set forth; either before the Governor or Lieutenant-Governor of such Province, or person administering the Government therein; or before some person or persons authorized by the said Governor, or Lieutenant-Governor or other person as aforesaid. Now, therefore, know ye that we have constituted and authorized, and by these presents do constitute and authorize you, the said William Jarvis, Esquire, to administer the oath in the above mentioned Act of Parliament set forth unto the members of the Legislative Council of our said Province of Upper Canada, conformably to the form therein mentioned and provided.

Witness His Excellency Peter Hunter Esquire, Lieutenant-Governor of the Province of Upper Canada and Lieutenant-General Commanding His Majesty's Forces in the Provinces of Upper and Lower Canada, this thirtieth day of January in the Year of Our Lord one thousand eight hundred and five, and the forty-fifth year of His Majesty's Reign.

(Signed) P. Hunter, Lt.-Govr.

William Jarvis, Esq., Secy.

He administered the usual Oaths to the following members, to wit: The Honorables Richard Cartwright, Speaker, James Baby, Peter Russell, Æneas Shaw and John McGill.

The Honorable Richard Cartwright delivered to the Clerk a Commission under the hand and seal of His Excellency the Lieutenant-Governor, appointing him Speaker of the Honorable the Legislative Council; which was read, whereupon he took his seat accordingly.

His Excellency the Lieutenant-Governor having come to the Council Chamber, the Honorable the Speaker of the Legislative Council by command of His Excellency the Lieutenant-Governor directed the Usher of the Black Rod to require the immediate attendance of the House of Assembly at the Bar thereof, and they being come thereunto, His Excellency was pleased through the Speaker thereof to direct in the words following, to wit:

I have it in command from His Excellency the Lieutenant-Governor to signify to you that it is his will and pleasure that you do return to the House to which you belong, and there do select one of your number to be your Speaker, whom you shall present for the approbation of His Excellency at the Bar of this House to-morrow at one o'clock.

Prayers were read. The House afterwards adjourned until to-morrow.

Saturday, 2nd February, 1805.

The House met pursuant to adjournment. Prayers were read.

At one o'clock His Excellency the Lieutenant-Governor came to the Council Chamber. The Usher of the Black Rod was then sent with a message to the House of Assembly, informing them that His Excellency the Lieutenant-Governor commanded their immediate attendance at the Bar thereof. And they being come thereunto, they presented Alexander McDonell, Esquire, as their Speaker; of whom His Excellency the Lieutenant-Governor was pleased to approve. His Excellency was then pleased to address the two Houses of the Provincial Parliament in these words, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

Since the last session of the Legislature of this Province, in pursuance of the authority vested in me by an Act passed therein, respecting the repairing and laying out of public highways and building of bridges, I have by proclamation appointed Commissioners, and have taken such other measures as have appeared to me to be the best suited for carrying into effect the provisions of that Act.

I have also by the authority of the Legislature appointed commissioners for the purpose of entering into a provisional agreement with those from Lower Canada respecting the duties and drawbacks on goods and merchandise passing from the one Province to the other. These commissioners I have no doubt have executed the trust committed to their charge by that appointment with fidelity and care. I have ordered the provisional agreement entered into to be laid before you, for the obtaining of the sanction and confirmation of this Legislature.

I embrace this opportunity of congratulating you on the success which hath attended the first effort of the cultivation of hemp in this Province; the reward with which the trustees of the Society instituted at London for the encouragement of arts, manufactures and commerce have been pleased to honor the labour of the industrious farmer will I trust still further stimulate his exertions; and in every laudable pursuit incite this infant Colony to the practice of that industry and diligence which will promote the interest of the individual and the prosperity of the Province.

Gentlemen of the House of Assembly: I have directed the Public Accounts to be laid before you, and am persuaded that you will examine them with that attention which the nature of the subject requires.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: I forbear on this occasion to point out in particular the subjects which may now call for your investigation and care; the knowledge which you respectively possess of the situation and interests of the inhabitants of this widely extended Province will enable you to discover where the aid of the Legislature may still be necessary, and it shall be my endeavour at all times to co-operate with you in the enacting of such laws as may best promote the object of all legislation—the public good.

His Excellency then withdrew. The Honorable the Speaker of the Legislative Council thereafter reported that he had in his possession a copy of His Excellency's speech; which he read. And it was also read by the Clerk at the table *pro forma*.

Mr. Baby, seconded by Mr. Shaw, then moved that an humble address of thanks in answer to His Excellency's the Lieutenant-Governor's speech be prepared and that a committee be appointed to prepare a draft thereof, and that they do report thereon on Monday next.

The House then adjourned until Monday next.

Monday, the 4th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The committee appointed to prepare an humble address of thanks in answer to His Excellency the Lieutenant-Governor's speech reported that they had prepared a draught thereof which they submitted to the consideration of the House. And the same being read by the Clerk, on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Baby in the Chair. Went into the consideration thereof. The Speaker resumed the Chair. The Chairman reported that they had gone into the consideration of the said address, and that they had agreed thereunto without amendment. Ordered that the said report be accepted, and the same being read, ordered that the said address be engrossed and read to-morrow. On motion made and seconded, ordered that Mr. McGill and Mr. Baby be a committee to wait upon His Excellency the Lieutenant-Governor, to know when he will be pleased to receive this House with their address.

Tuesday, the 5th February, 1805.

The House met pursuant to adjournment. Prayers were read.

William Jarvis, Esq., being announced, attended at the Bar of the House with a message from His Excellency the Lieutenant-Governor; and there delivered in a certain paper entitled:

“Provisional agreement made and entered into by the undersigned commissioners, viz.: The Honorable Richard Cartwright, the Honorable Robert Hamilton and Samuel Sherwood, Esquire, on behalf of the Province of Upper Canada, appointed by His Excellency Peter Hunter Esquire, Lieutenant-Governor of the said Province, by commission bearing date the 22nd day of March in the year of Our

Lord one thousand eight hundred and four, in the forty-fourth year of His Majesty's Reign, under authority of an Act of the Legislature thereof passed in the thirty-seventh year of His Majesty's Reign, intituled "An Act to authorize the Lieutenant-Governor to nominate and appoint certain commissioners for the purpose therein mentioned; and the Honorable James McGill, John Richardson, Samuel Gerrard, Joseph Perrineault, Morise Blondeau, Esquires, commissioners on the part of Lower Canada; appointed by an Act of the Legislature thereof passed in the forty-fourth year of His Majesty's Reign, intituled 'An Act for appointing commissioners to treat with commissioners appointed or to be appointed on the part of Upper Canada, for the purposes therein mentioned.'"

Which the Honorable the Speaker reported to the House. Whereupon, ordered that the same do lie upon the table.

The committee appointed to wait upon His Excellency the Lieutenant-Governor reported that His Excellency will be pleased to receive this House with their address at half an hour past two o'clock this day. Ordered that the said report be accepted. And thereupon, at that hour, the Speaker of the Legislative Council, attended by the members and officers thereof, did wait upon His Excellency therewith.

Which said address followeth in these words, to wit:

To His Excellency Peter Hunter, Esquire, Lieutenant-Governor of the Province of Upper Canada, and Lieutenant-General Commanding His Majesty's Forces within the Provinces of Upper Canada and Lower Canada, etc., etc., etc.

May it please Your Excellency: We, His Majesty's most dutiful and loyal subjects, the members of the Legislative Council of Upper Canada in Provincial Parliament assembled; beg leave to return Your Excellency our humble thanks for your gracious speech.

The measures which Your Excellency has been pleased to take for carrying into effect the provisions of the Act passed in the last session respecting the repairing and laying out of public highways and building of bridges, afford us satisfaction in proportion to the importance of their object; and we flatter ourselves they will be attended with the desired success.

We shall lose no time in taking into our consideration the Provisional Agreement lately entered into with the commissioners from Lower Canada which, Your Excellency, have executed the trust reposed in them with such fidelity and care as shall obtain for it the sanction and confirmation of this Legislature.

We are extremely thankful to Your Excellency for the information respecting the success attending the first efforts of the cultivation of hemp in this Province; and we rejoice very much to hear that some of its farmers have been so highly honored by the trustees of the Society instituted at London for the encouragement of arts, manufactures and commerce.

Such distinguished rewards cannot fail to stimulate to further exertions the industrious settlers in this infant colony in endeavouring to establish for it a staple which promises to be equally beneficial to themselves and to their Mother Country.

We are gratefully sensible of the constant solicitude Your Excellency shows to promote the true interests of this Province, and we beg leave to assure Your Excellency that we shall not cease on our part to suggest from time to time such amendments and additions to its laws as may appear to us to be most conducive

to the public good, which we concur with Your Excellency to be the sole object of all legislation.

By order of the House. (Signed) Richard Cartwright, Speaker.

And to which His Excellency was pleased to give the following answer:

Honorable Gentlemen of the Honorable Council: Your respectful address calls for my best thanks and acknowledgement; and I entertain the pleasing hope that the inhabitants of this Province will derive the greatest benefits from your exertions and care.

The Members being returned, and the Chair being reassumed, the same was read by the Clerk at the table.

The House adjourned until to-morrow.

Wednesday, the 6th February, 1805.

The Speaker with the other officers of the House, and two members thereof, having attended in the Council Chamber at the proper hour, and they having taken their respective places, prayers were read. The Speaker then for the want of a quorum adjourned the House until to-morrow.

Thursday, the 7th February, 1805.

The Speaker with the other officers of the House and the members thereof having attended in the Council Chamber at the proper hour, and they having taken their respective places, the Speaker then, for the want of a quorum, adjourned the House until to-morrow morning.

Friday, the 8th February, 1805.

The House met pursuant to adjournment. Prayers were read.

Mr. Baby gives notice that he will on to-morrow bring in a Bill "To relieve the heirs or devisees of certain original nominees of the waste lands of the Crown."

A deputation from the House of Assembly thereafter brought up for the concurrence of this House: A Bill "to regulate the trial of controverted elections or returns of members to serve in Parliament," which Bill was read a first time, and on motion of Mr. Baby, seconded by Mr. McGill, ordered that the said Bill be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Saturday, the 9th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day was read. Conformably thereunto was read, a Bill, "to relieve the heirs or devisees of certain original nominees of the waste lands of the Crown."

Mr. Baby then moved, seconded by Mr. Shaw, that the said Bill be referred to a committee of the whole House on Monday next.

A deputation from the House of Assembly brought up for the concurrence of this House, a Bill "For the division of the Township of Lancaster."

Which Bill was read a first time, and on motion of Mr. McGill, seconded by Mr. Shaw, ordered that the said Bill be read a second time on Monday next.

A Bill "to regulate the trial of controverted elections or returns of members to serve in Parliament" was then read a second time, and on motion of Mr. Baby, seconded by Mr. McGill, ordered that the said Bill be committed on Monday next.

And thereafter, on motion made and seconded, the House adjourned until Monday next.

Monday, the 11th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, Mr. Russell moved, seconded by Mr. Shaw, that that part of the order of the day which directed the second reading of a Bill "For the division of the Township of Lancaster," be discharged. Ordered accordingly.

The House thereafter resolved itself into a committee of the whole House, to take into consideration a Bill "To regulate the trial of controverted elections, or returns of Members to serve in Parliament." House in committee, Mr. Shaw in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto, amended, under the title of "A Bill to regulate the trial of controverted elections, or returns of Members to serve in the House of Assembly," which report was accepted. And the said Bill being read and amended, ordered that the said report be accepted; and the said amendments be engrossed, and read with the Bill to-day. Which, being read, it was signed by the Speaker, and was sent down by the Master-in-Chancery to the House of Assembly for concurrence therein. And the Master-in-Chancery carried the same down accordingly.

On motion of Mr. McGill, seconded by Mr. Baby, ordered that the House do now resolve itself into a committee of the whole House, to take into consideration a Bill "To relieve the heirs or devisees of certain original nominees of the waste lands of the Crown." Whereupon the House did resolve itself into the said committee. House in committee, Mr. Shaw in the Chair. Took the said Bill into consideration. The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had made some amendments therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Tuesday, the 12th February, 1805.

The House met pursuant to adjournment. Prayers were read.

William Jarvis, Secretary of the Province, attended with the Roll, when he administered the usual oaths unto the Honorable Robert Hamilton, who took the same, and thereupon took his seat.

The order of the day being read, conformably thereto the House resolved itself into a committee of the whole House, to take into further consideration a Bill "To relieve the heirs or devisees of certain original nominees of the waste lands of the Crown." Whereupon the House resolved itself into the said committee. House in committee, Mr. Shaw in the Chair. Took again into consideration the said Bill.

A deputation from the House of Assembly announced. The Speaker resumed the Chair. The said deputation brought up for the concurrence of this House a Bill "To alter certain parts of an Act passed in the forty-second year of His Majesty's reign, intituled 'An Act to provide for the administration of justice in the District of Newcastle,'" which was read a first time.

The said deputation also brought up a Petition from the District of Newcastle, which was ordered to lie on the table.

The committee was then reassembled for the further consideration of a Bill "To relieve the heirs or devisees of certain original nominees of the waste lands of the Crown."

Another deputation being announced, and they being admitted, they brought up a message, which follows in these words, to wit:

Honorable Mr. Speaker: We are deputed by the House of Assembly to inform this Honorable House that they have acceded to the amendments made by this Honorable House in and to a Bill intituled "An Act to regulate controverted elections. By order of the House, (Signed) Alexr. McDonell, Speaker.

Ordered that Messrs. McLean and Cowan do carry the said message up to the Honorable the Legislative Council.

House of Assembly, 12th February, 1805.

The Speaker having resumed the Chair, and the House being formed, the said message was read by the Clerk at the table.

Thereafter the committee reassembled, and the Speaker having reassumed the Chair, the Chairman reported that the committee had gone into the further consideration of a Bill, "To relieve the heirs or devisees of certain original nominees of the waste lands of the Crown," and that they had directed him to report a further progress therein; whereupon they requested leave to sit again to-morrow. Ordered that the said report be accepted.

On motion made and seconded, the House adjourned until to-morrow.

Wednesday, the 13th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read; conformably thereunto, the House resolved itself into a committee of the whole House, to take into further consideration a Bill "To relieve the heirs or devisees of certain original nominees of the waste lands of the Crown." Whereupon the House resolved itself into the said Committee accordingly. House in committee, Mr. Shaw in the Chair. Went again into the consideration of the said Bill.

A deputation from the House of Assembly being announced, the Speaker took the Chair, and the House formed, when the said deputation brought up for the concurrence of this House a Bill "To ratify and confirm certain provisional articles of agreement entered into by the respective commissioners of this Province of Lower Canada, at Montreal, and the fifth day of July, one thousand eight hundred and four; relative to duties and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's Reign, and continued by an Act passed in the forty-first year of His Majesty's Reign," which was read a first time, and on motion of Mr. Baby, seconded by Mr. Hamilton, ordered that the same be read a second time to-morrow.

Another deputation being announced; and they being admitted; the said deputation brought up for the concurrence of this House a Bill "To make provision

for further appointment of parish and town officers throughout this Province." Which was read a first time, and on motion of Mr. Baby, seconded by Mr. Hamilton, ordered that the said Bill be read a second time to-morrow. Thereupon the Committee was reassumed, and

The Speaker having resumed the Chair, the Chairman reported that the committee had gone into the further consideration of the Bill "To relieve the heirs or devisees of certain original nominees of the waste lands of the Crown," and that they had directed him to report a further progress therein, and thereupon they requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Mr. Baby moved, seconded by Mr. Shaw, that a Bill "To alter certain parts of an Act passed, in the forty-second year of His Majesty's reign, intituled an Act to provide for the administration of justice in the District of Newcastle," be now read a second time. Ordered accordingly, and the same being read, Mr. Baby moved, seconded by Mr. McGill, that the said Bill be referred to the consideration of a committee of the whole House to-morrow. Ordered that the same be so referred.

Then, on motion made and seconded, the House adjourned until to-morrow.

Thursday, the 14th February, 1805.

The House met pursuant to adjournment. Prayers were read.

William Jarvis, Esquire, being announced with a message from His Excellency the Lieutenant-Governor, he brought in Public Accounts, entitled agreeable to the following schedule:

No. 1, The Inspector's list of names of persons licensed as shop and innkeepers in the several districts of this Province of Upper Canada, for the year ending 5th April, 1805. These returns were not received in time to be laid before the Legislature in 1804.

No. 2, The Inspector's list of names of such persons as have been licensed to work stills in the several districts of the Province of Upper Canada, for the year ending fifth of April, 1804. These returns were not received in time to be laid before the Legislature in 1804.

No. 3, The Inspector's list of names of persons licensed as shop and innkeepers for the several districts of the Province of Upper Canada for the year ending the 5th of April, 1805.

No. 4, The Inspector's list of names of persons who have been licensed to work stills in the several districts of the Province of Upper Canada for the year ending 5th April, 1805.

No. 5, Provincial revenue of the Crown arising from duties collected on goods imported under authority of Acts of the Provincial Parliament, between the 1st January and the 31st December, 1804, including such duties as have not been heretofore stated.

No. 6, Provincial revenue of the Crown arising from duties collected on goods imported under the authority of Acts of the Parliament of Great Britain; between the 1st of January and 31st December, 1804.

No. 7, Abstract of warrants issued by His Excellency Lieutenant General Peter Hunter; Lieutenant Governor of the Province of Upper Canada, for Monies charged against the funds arising from duties imposed by the Provincial Legislature.

No. 8, Supplementary abstract statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeepers' licenses for

the year ending the 5th April, 1804; after deducting ten per cent. allowed to the Inspectors by the Act of the 23rd of the King.

No. 9, Supplementary abstract statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeepers' licenses for the year ending the 5th April, 1804, under authority of Acts of the Parliament of Great Britain, after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 10, Abstract statement of monies collected within the several districts of this Province of Upper Canada in shop, innkeepers' and still licenses for the year ending the 5th April, 1805, as far as the returns have been received, after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 11, Abstract statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeeper's licenses for the year ending the 5th April, 1805, under the authority of the Acts of the Parliament of Great Britain, so far as the returns have been received; after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 12, General account of articles upon which duties upon importation are imposed by the Legislature of Lower Canada, which have passed Coteau-du-Lac upwards from the 1st of July to the 31st of December, 1804; agreeably to the written accounts thereof received, or on examination of carriages according to the Act.

No. 13, General accounts of articles upon which duties on importation are imposed by the Legislature of Lower Canada, which have passed Coteau-du-Lac upwards from the 1st of July to the 31st of December, 1804; agreeably to the written accounts thereof received, or on examination of carriages according to the Act.

No. 14, Account of lighthouse tonnage duties collected for the year ending 31st December, 1804.

No. 15, Account of cash received by the Honorable Peter Russell, Receiver-General, for fines and forfeitures under authority of Acts of the Provincial Parliament; between the 5th January, 1804, and the 5th February, 1805..

No. 16, Account of cash received by the Honorable Peter Russell, Receiver General, for duties and fines under authority of Acts of Great Britain between the 5th February, 1804, and the 5th February, 1805.

No. 17, General state of cash received by the Honorable Peter Russell, Receiver General, for duties and fines under authority of Acts of the Parliament of Great Britain, between the 5th February, 1804, and 5th February, 1805.

No. 18, General state of receipts and payments by the Honorable Peter Russell, Receiver General, for duties and fines under authority of Acts of the Provincial Parliament, between the 5th February, 1804, and 5th February, 1805.

Inspector General's Offices,

York, 4th February, 1805.

(Signed) JOHN MCGILL,

Inspr. Gen. P.P.Acct.

Ordered that the same do lie on the table.

The order of the day being read, the House resolved itself into a committee of the whole House upon the further consideration of a Bill "To relieve the heirs of devisees of certain original nominees of the waste lands of the Crown." House in committee, Mr. McGill in the Chair. Went into the further consideration of the same.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration of the said Bill, and had directed him to

report that they had agreed thereunto, amended under the title of "A Bill to afford relief to those persons who may be entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown in cases where no patent hath issued for such lands." And the same being read as amended, Mr. Baby moved, seconded by Mr. McGill, that the said Bill be engrossed, and read a third time on Monday next. Thereupon ordered accordingly.

Read a second time, a Bill "To ratify and confirm certain articles of agreement entered into by the respective commissioners of this Province and Lower Canada, at Montreal, on the 5th day of July, 1804, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's Reign and continued by an Act passed in the forty-first year of His Majesty's reign." And on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House, to take into consideration the said Bill. Ordered accordingly. Whereupon the House resolved itself into the said committee. House in committee, Mr. Baby in the Chair. Went into consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration thereof, and directed him to report that they had agreed thereunto with amendments, which Bill being read as amended, ordered that the said report be accepted. Also ordered, that the said amendments be engrossed, and read with the Bill a third time to-morrow.

Read a second time, a Bill "To make further provision for further appointments of parish and town officers throughout this Province," and on motion made and seconded, ordered that the said Bill be referred to the consideration of a committee of the whole House to-morrow.

Conformably to the order of the day. The House resolved itself into a committee of the whole House, to take into consideration a Bill "To alter certain parts of an Act passed in the forty-second year of His Majesty's Reign, intituled an Act to provide for the administration of justice in the District of Newcastle." House in committee, Mr. Baby in the Chair. Went into consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration thereof, and had directed him to report that they had taken the same into consideration, and had made some progress therein. And thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Friday, the 15th February, 1805.

The House met pursuant to adjournment. Prayers were read.

Read as amended, a Bill to "ratify and confirm provisional articles of agreement entered into by the respective commissioners of this Province and Lower Canada, at Montreal, on the 5th day of July, 1804, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's Reign, and continued by an Act passed in the forty-first year of His Majesty's Reign." And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery with its amendments for concurrence therein.

Conformably to the order of the day, the House resolved itself into a committee of the whole House, to take into consideration a Bill "To make provision for further appointments of parish and town officers throughout this Province." House in committee, Mr. Hamilton in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration thereof, and had directed him to report some progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

Mr. Rogers was thereafter called to the Bar of the House conformably to the Notice given him.

Legislative Council Chamber,
York, 14th February, 1805.

Sir,—I am directed to inform you that the Legislative Council will be ready to hear in behalf of the petitioners for altering the place appointed by law for building a gaol and court house in the District of Newcastle, at the Bar of the House, at one o'clock to-morrow. I have the Honor to be, Sir, Your obedient Servant,

JAMES CLARK, Clerk, L.C.

David M. Rogers, Esq.

And being interrogated in respect thereof he thereafter withdrew. Then, on motion made by Mr. Hamilton, seconded by Mr. McGill, ordered that that part of the order of the day which directed the commitment of a Bill "To alter certain parts of an Act passed in the forty-second year of His Majesty's reign, intituled an Act to provide for the administration of justice in the District of Newcastle," be discharged until to-morrow. Ordered accordingly.

On motion made and seconded, the House adjourned until to-morrow.

Saturday, the 16th day of February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, the House resolved itself into a committee of the whole House upon the further consideration of a Bill "To make provision for further appointments of parish and town officers throughout this Province." House in committee, Mr. Hamilton in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration thereof, and had agreed thereunto with amendments, which they recommend to the adoption of the House. Then, on motion made and seconded, ordered that the said amendments be engrossed, and read a third time with the Bill on Monday next.

On motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House, to take into consideration "A Bill to alter certain parts of an Act passed in the forty-second year of His Majesty's reign, intituled an Act to provide for the administration of justice in the District of Newcastle." Ordered that the House do now resolve itself into the said committee. House in committee, Mr. Russell in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration thereof, and had agreed thereunto with amendments; which they recommended to the adoption of the House. Ordered that the said report be accepted. Whereupon the said Bill with the amendments thereunto was read. Then, on motion made and seconded, ordered that the said amendments be engrossed, and read with the Bill a third time on Monday next.

A Deputation from the House of Assembly brought up for the concurrence of the House a Bill "To regulate the curing, packing, and inspection of beef and pork," which Bill was read a first time, and on motion of Mr. McGill, seconded by Mr. Shaw, ordered that the said Bill be read a second time on Monday next.

Another deputation from the House of Assembly brought to this House the following message, comprised in these words, to wit:

Mr. Speaker: We are deputed by the House of Assembly to inform this Honorable House that they have concurred in the amendments made by the Honorable Legislative Council in and to a Bill intituled "An Act to ratify and confirm certain provisional articles of agreement entered into by the respective commissioners of this Province and Lower Canada at Montreal, on the fifth day of July one thousand eight hundred and four, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's reign and continued by an Act passed in the forty-first year of His Majesty's reign." Ordered that Messrs. Clench and Cowan do carry up the said message to the Legislative Council.

(Signed) ALEX. McDONNELL, Speaker of the Assembly.

Commons House of Assembly,
18th February, 1805.

Then, on motion made and seconded, the House adjourned until Monday.

Monday, the 18th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read a third time respectively the amended Bills:

A Bill "To make provision for further appointments of parish and town officers throughout this Province."

And a Bill "To alter certain parts of an Act passed in the forty-second year of His Majesty's reign, intituled an Act to provide for the administration of justice in the District of Newcastle."

And the question being put, that these Bills do now pass, it was resolved in the affirmative, upon which the Speaker signed the same, and the Master-in-Chancery carried down the same to the House of Assembly for concurrence in the amendments made therein.

Mr. Hamilton moved, seconded by Mr. McGill, that a Bill "To afford relief to those persons who may be entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown, in cases where no patent hath issued for such lands," be recommitted. Ordered accordingly. House in committee, Mr. Baby in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had made further amendments unto the same, which they recommend to

the adoption of this House. And the amendments being read, ordered that the said report be accepted, whereupon the said amendments were ordered to be engrossed and read with the Bill a third time to-day, and the same being read with its amendments, the Speaker signed the same. The question was then put, whether this Bill do now pass, and it was resolved in the affirmative. Whereupon the same was carried down by the Master-in-Chancery to the House of Assembly for concurrence therein.

Read a second time, a Bill "To regulate the curing, packing, and inspection of beef and pork." Mr. Hamilton then moved, seconded by Mr. McGill, that the House do now resolve itself into a committee of the whole House to take into consideration the said Bill. Ordered accordingly. Whereupon the House resolved into the said committee. House in committee, Mr. Baby in the Chair. Took into consideration the same.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had made some progress therein, and thereupon requested leave to sit again to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Tuesday, 19th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, conformably thereunto the House resolved itself into a committee of the whole House, to take into further consideration a Bill "To regulate curing, packing and inspection of beef and pork." House in committee, Mr. Baby in the Chair. Took the same into further consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into further consideration, and had directed him to report that they had made further progress therein, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

A deputation from the House of Assembly brought to this House a message, comprised in these words, to wit:

Mr. Speaker: We are directed by the House of Assembly to inform this Honorable House that they have concurred with it in the amendments made in and to a Bill intituled "An Act to alter certain parts of an Act passed in the forty-second year of His Majesty's reign, intituled an Act to provide for the administration of justice in the District of Newcastle," As also in the amendments made in and to a Bill intituled "An Act to make provision for further appointments of parish and town officers." Orderd that Messrs. Rogers and McGregor do carry up the above message to the Honourable the Legislative Council.

(Signed) ALEXR. McDONELL, Speaker.

Commons House of Assembly,
18th February, 1805.

Another deputation from the House of Assembly brought up for the concurrence of this House a Bill "For the relief of insolvent debtors." Which Bill was read a first time, and on motion made and seconded, ordered that the same do lie upon the table.

Then, on motion made and seconded, the House adjourned until to-morrow.

Wednesday, the 20th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, conformably thereto, the House resolved itself into a committee of the whole House, upon the further consideration of a Bill "To regulate the curing, packing, and inspection of beef and pork." House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration of the said Bill, and had directed him to report that they had made further amendments thereunto, which they recommend to the adoption of the House. Ordered that the said report be accepted, and that the said Bill be read as amended to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Thursday, 21st February, 1805.

The House met pursuant to adjournment. Prayers were read.

Mr. Baby moved, seconded by Mr. McGill, that a Bill "To regulate the curing, packing and inspection of pork and beef," be recommitted. Ordered accordingly. House in committee, Mr. Baby in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had directed him to report that they had made additional amendments thereunto, which they recommend to the adoption of the House. Ordered that the said report be accepted; and the said amendments being read they were agreed to. Whereupon ordered that the said amendments be engrossed and read with the Bill a third time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Friday, 22nd February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read as amended, a Bill "To regulate the curing, packing and inspection of beef and pork." And the question being put: that this Bill do now pass, it was resolved in the affirmative, whereupon the Speaker signed the same.

Thereafter a deputation from the House of Assembly brought up for the concurrence of this House a Bill "For applying certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of two addresses." Which was read a first time, and on motion made and seconded, ordered that the same be read a second time to-morrow.

Another deputation from the House of Assembly brought up for the concurrence of this House a Bill "To alter the mode of performing statute labour on the highways and roads throughout this Province," which was read a first time, and on motion made and seconded, ordered that the same be read a second time to-morrow.

A deputation from the House of Assembly brought up and returned without amendment a Bill "To afford relief to those persons who may be entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown, in cases where no patent hath issued for such lands."

Then, on motion made and seconded, the House adjourned until to-morrow.

Saturday, the 23rd day of February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, the Master-in-Chancery carried to the House of Assembly a Bill "To regulate the curing, packing and inspection of beef and pork."

Mr. Hamilton moved, seconded by Mr. Shaw, that a Bill "For the relief of insolvent debtors" be now read a second time. Ordered accordingly, and the same being read a second time, on motion made and seconded, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Hamilton in the Chair. Took the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto without amendment. Ordered that the said report be accepted. And the said Bill being read, the question was now put, that this Bill do now pass; and it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery and returned to the House of Assembly.

Conformably to the order of the day, the House resolved itself into a committee of the whole House to take into further consideration a Bill "for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of two addresses." House in committee, Mr. Russell in the Chair. Took into further consideration the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration thereof, and had directed him to report that they had made a further progress therein, and thereupon requested leave to sit again on Monday next. Ordered that the said report be accepted, and that leave be given to sit again on Monday next accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:

A Bill "For altering the time of issuing licenses for the keeping of a house or any other place of public entertainment, or for the retailing of wine, brandy, rum or any other spirituous liquors; and for repealing so much of an Act passed in the forty-third year of His Majesty's reign, as relates to the periods of paying into the hands of the Receiver General the monies collected by the Inspector of each and every district throughout this Province for such license.

Also a Bill "For the speedy recovery of the rents arising from the lands reserved for the Crown; and for the maintenance and support of a Protestant Clergy within this Province."

And a Bill "To amend an Act passed in the thirty-third year of His Majesty's reign, intituled an Act to enable married women having real estate more easily to alien the same."

Which Bills were severally read a first time, and on motion made and seconded, ordered that the said Bills be read a second time on Monday next.

Another deputation from the House of Assembly brought up to this House a message comprised in these words, to wit:

Mr. Speaker: The House of Assembly have concurred in the amendments made by the Honourable the Legislative Council in and to a Bill intituled "An Act to regulate the curing, packing and inspection of beef and pork."

(Signed) ALEXR. McDONELL, Speaker.

Commons House of Assembly, 23rd February, 1805.

Ordered that Mr. Washburn and Mr. Mallory do carry the above message to the Honourable the Legislative Council.

Then, on motion made and seconded, the House adjourned until to-morrow.

Monday, 25th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read a second time, a Bill "For altering the time of issuing licenses for the keeping of a house or any other place of public entertainment, or for the retailing of wine, brandy, rum or any other spirituous liquors; and for repealing so much of an Act passed in the forty-third year of His Majesty's reign as relates to the periods of paying into the hands of the Receiver General the monies collected by the Inspectors of each and every district throughout this Province for such licenses."

On motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to take the said Bill into consideration. House in committee, Mr. McGill in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report that they had agreed upon the same, without amendment. Thereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly.

Also was read a second time, a Bill "For the speedy recovery of the rents arising from the lands reserved for the Crown, and for the maintenance and support of a Protestant Clergy within this Province." And on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to take the same into consideration. House in Committee, Mr. Shaw in the Chair. Took into consideration the said Bill.

The Speaker resumed the Chair. The Chairman reported that the said committee had taken the said Bill into consideration, and had directed him to report that they had made some amendments therein, which they recommended to the adoption of the House. Ordered that the said report be accepted, and the said amendments being read, ordered that the same be engrossed, and read with the Bill to-morrow.

On motion of Mr. McGill, seconded by Mr. Shaw, ordered that the order of the day for the second reading of a Bill "To amend an Act passed in the thirty-third year of His Majesty's reign, intituled an Act to enable married women having real estate more easily to convey the same" be discharged. Ordered accordingly.

Then, on motion made and seconded, the House adjourned until to-morrow.

Tuesday, 26th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read as amended, a Bill "For the speedy recovery of rents arising from the lands reserved for the Crown, and for the maintenance and support of a Protestant Clergy within this Province." And the question being put, whether this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery, for concurrence in the amendments.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill "To repeal certain parts of an Act passed in the fortieth year of His Majesty's reign, intituled an Act for the more equal representation of the Commons of this Province in Parliament, and for the better defining the qualification of electors." Which Bill was read a first time.

Another deputation from the House of Assembly brought up for the concurrence of this House, a Bill "To amend an Act passed in the forty-fourth year of His Majesty's reign, intituled an Act for granting to His Majesty a certain sum of money for the further encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof." Which Bill was read a first time, and, on motion made and seconded, ordered that the said Bill be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow.

Wednesday, 27th February, 1805.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, read a second time, a Bill "To amend an Act passed in the forty-fourth year of His Majesty's reign, intituled an Act for granting to His Majesty a certain sum of money for the encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof."

Mr. Baby moved, seconded by Mr. Shaw, that the House do now resolve itself into a committee of the whole House to take into consideration the said Bill. The House then resolved itself into the said committee. House in committee, Mr. Hamilton in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had directed him to report that they had agreed thereunto as brought up. Ordered that the said report be accepted. And the said Bill being read a third time, the question was put: whether the Bill do now pass; and it was resolved in the affirmative. Thereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly.

A deputation from the House of Assembly brought up to this House a message, comprised in these words, to wit:

Mr. Speaker: We are commanded by the House of Assembly to wait upon the Honorable the Legislative Council, to request a conference on the amendments made by them to a Bill "For the Recovery of Crown and Clergy Rents." (Signed) ALEXR. McDONELL.

Ordered that Messrs. Rogers and Elliott do carry up the said message.

Commons House of Assembly, 27th February, 1805.

Then, on motion made and seconded, ordered that a message be sent down to the House of Assembly, which message followeth in these words, to wit:

Mr. Speaker: I am directed by the Honourable the Legislative Council to inform you that they have acceded to the message sent unto them by the House of Assembly of this date, and that they have appointed a committee to meet a committee of the House of Assembly forthwith in the Council Chamber in conference upon the amendments made in and to the Bill "For the recovery of the Crown and Clergy Rents."

(Signed) RICHARD CARTWRIGHT, Speaker.

Legislative Council Chamber, 27th February, 1805.

Also ordered, that Mr. Baby, Mr. Shaw, and Mr. Hamilton be a committee to the said conference on behalf of this House. The Committee appointed to confer with a Committee of the House of Assembly agreeably to their message of this House, reported that the committee appointed to hold a conference with the committee of the House of Assembly agreeably to their message of to-day (that they) had agreed to withdraw their part of the amendment made by the Legislative Council that might be construed to extend to make executors and administrators liable, although they had no assets; but had not agreed to withdraw the other amendments. Ordered that the said Report be accepted.

Then, on motion made and seconded, the House adjourned until to-morrow.

Thursday, 28th February, 1805.

The House met pursuant to adjournment. Prayers were read.

Then, on motion made and seconded, the House adjourned until to-morrow.

Friday, the 1st March, 1805.

The Speaker having attended, and the respective officers of the House being in their different places, for the want of a quorum the Speaker adjourned the House until to-morrow.

Saturday, the 2nd March, 1805.

Prayers were read. At half an hour after twelve o'clock His Excellency the Lieutenant Governor came to the Legislative Council Chamber.

George Lawe, Esquire, Usher of the Black Rod, was then sent with a message to the House of Assembly, commanding their immediate attendance at the Bar of the Legislative Council Chamber. And they being come thereunto, His Excellency was pleased to give his assent to the following Bills, to wit:

An Act to afford relief to those who may be entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown, in cases where no patent hath issued for such lands.

An Act to regulate the trials for controverted elections, or returns of Members to serve in Parliament.

An Act to ratify and confirm certain provisional articles of agreement entered into by the respective commissioners of this Province and Lower Canada, at Montreal on the 5th day of July, one thousand eight hundred and four, relative to duties, and for carrying the same into effect; and also to continue an Act passed in the thirty-ninth year of His Majesty's Reign, and continued by an Act passed in the forty-first year of His Majesty's Reign.

An Act to alter certain parts of an Act passed in the forty-second year of His Majesty's Reign, intituled an Act to provide for the administration of justice in the District of Newcastle.

An Act to make provision for the further appointment of parish and town officers throughout this Province.

An Act to regulate the curing, packing and inspection of beef and pork.

An Act for altering the times of issuing licenses for the keeping of a house or any other place of public entertainment, or for the retailing of wine, brandy, rum or any other spirituous liquors, or for the having and using of stills for the

purpose of distilling spirituous liquors; and for repealing so much of an Act passed in the forty-third year of His Majesty's Reign as relates to the periods of paying into the hands of the Receiver General the monies collected by the Inspector of each and every district throughout this Province for such licenses.

An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced in pursuance of two addresses.

An Act to amend an Act passed in the forty-fourth year of His Majesty's Reign, intituled an Act for granting to His Majesty a certain sum of money for the further encouragement of the growth and cultivation of hemp within this Provincial Parliament in these words, to wit:

His Excellency thereafter was pleased to address both Houses of the Provincial Parliament in these words, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: The ability and diligence with which you have conducted the business of the public enables me at this early period to close this session of the Legislature. I have with pleasure assented in His Majesty's name to the Bill by which lands bestowed by the bounty of the Crown will be transmitted and secured to the heirs and according to the will of the original object of that bounty.

The regulations which have been enacted respecting the improvement and management of some of the most essential articles of our produce meet with my approbation, and I trust will contribute to render that produce a permanent source of supply and of wealth to this Province.

The other laws which have been passed will I hope effectuate the salutary purpose for which they are intended, and prove that in the discharge of your duty you have not been unmindful of the important trust committed to your care.

I now close this session of the Legislature, fully confiding that in your respective counties and districts as magistrates or as private individuals you will at all times give additional force to the laws of this Province by your exertions and example.

And then the Honorable the Speaker of the Legislative Council by command of His Excellency the Lieutenant Governor, declared the Provincial Parliament to be prorogued until Monday, the eighth day of April next. And it was prorogued accordingly.

I do hereby certify that the foregoing is a true transcript of the Journal of the Legislative Council.—JAMES CLARK, Clerk of the Legislative Council.

Certified to be true copies from the originals in the Colonial Office.—GEORGE MAYER, Librarian and Keeper of the Records.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From Tuesday, the fourth day of February,
to
Monday, the third day of March,
1806.

Being the forty-sixth year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,

1806.

YORK, Tuesday, 4th February, 1806.

The Provincial Parliament being by proclamation prorogued until this day. The House met accordingly.

Present: The Honorables Richard Cartwright (Speaker), Peter Russell, John McGill, Æneas Shaw.

Prayers were read. At one o'clock His Honour the President came to the Council Chamber, and being seated on the Throne, the Usher of the Black Rod was sent with a message to the House of Assembly to require their attendance in the Council Chamber. And they being come thereunto, His Honor was pleased to address both Houses in these words to wit:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly: By the much lamented death of Lieutenant Governor Hunter the administration of the Government of this Province hath devolved on me. I most sincerely condole with you on that untimely event; his faithful and meritorious services to the public in this part of His Majesty's Dominions will be long felt and remembered. It shall be my endeavour to imitate and follow his example.

Since the last session of this Legislature commissioners have been appointed for carrying into effect the provisions of an Act for affording relief to those persons who may be entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown to such lands. I make no doubt by the exertions and ability of those Gentlemen to whom that important trust is delegated the public will soon receive the most important benefits from the operation of that salutary law.

I forbear on the present occasion to point out particular objects for your deliberations, being convinced that your knowledge of the respective situations of His Majesty's subjects whom you here represent will be the surest guide to direct you in the enacting of such laws as still may be necessary for their security and benefit, as well as in the continuing of laws theretofore enacted, but now about to expire, whose beneficial effects we have already felt and experienced.

Gentlemen of the House of Assembly: I have ordered the Public Accounts to be laid before you, not doubting but that you will pay that attention in the examination of them which the nature of the subject requires.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: It is with the highest satisfaction that I congratulate you on the great victory which lately hath crowned with success his Majesty's armies, though our joy is not unmixed, and we have deeply to regret the loss of one of the bravest and most able defenders of his King and Country.

May Great Britain, our parent state, ever have such men to fight her battles, and may she by the blessing of Providence be enabled to defend herself and her widely extended Dominions from the assaults of her enemies; and transmit her territories with her invaluable constitution unimpaired to the latest posterity.

His Honor then withdrew.

Thereafter the Speaker reported to the House that he had a copy of His Excellency's Speech, which he read; and it was also read by the Clerk at the Table.

Mr. Russell then moved, seconded by Mr. Shaver, that a committee be appointed to prepare an address of thanks in answer to His Honor the President's Speech. Ordered thereupon that Mr. Russell and Mr. McGill be a committee to prepare the same, and that they do report the same to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Wednesday, 5th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, the committee appointed to prepare the draft of an address in answer to His Honor the President's speech reported a draft thereof, and it being read, on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to take the same into consideration.

House in committee, Mr. Russell in the chair, took the said draft into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken into consideration the said draft of an address in answer to His Honor the President's speech, and had agreed thereunto without any amendment. Which report was accepted, and the same being read it was agreed to. Thereafter, on motion made and seconded, ordered that the said address be engrossed; and again, on motion made and seconded, ordered that Mr. McGill and Mr. Shaw be a committee to wait upon His Honor the President to know when he will be pleased to receive this House with its address; and they, being returned to the Council Chamber, reported that His Honor the President would be pleased to receive the House with its address at the hour of one to-day. Accordingly, the Speaker, attended by the other officers and members of the House, waited upon His Honor with their address, comprised in the following words, to wit:

To His Honor Alexander Grant, Esquire, President administering the Government of Upper Canada, etc.

May it please Your Honor: We, His Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of Upper Canada in Provincial Parliament assembled, beg leave to address your Honor with our respectful thanks for your speech.

The late Lieutenant Governor Hunter's exertions to promote the welfare of this Province will be long remembered with gratitude, and his death sincerely lamented by its inhabitants. We therefore fervently join your Honour in our condolence on that melancholy event, and highly approve your intentions to imitate and follow so good an example.

The Act for affording relief to the persons entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown to such lands has had our fullest approbation; and we are well assured that the commissioners appointed to carry it into effect will exert their abilities to render the operation as beneficial to the public as possible.

We beg leave to assure Your Honor that the Legislative Council of this Province will not be wanting in zeal for its prosperity, and in giving its assistance to the enacting of such laws as may appear to be still necessary for the security and comfort of the King's subjects who dwell in it; and also to the continuing of these laws heretofore enacted and about to expire whose beneficial effects have been already felt and experienced by them.

With pleasure we reciprocate the congratulations of Your Honor on this great moral victory which has lately crowned with success His Majesty's arms; but while we thus exultingly join in expressing our joy, we equally lament that we have at the same time to regret the loss of that distinguished officer whose conspicuous abilities and great naval skill have closed a brilliant career of the most eminent services to his King and country in adding this very splendid triumph to their number.

We also piously join Your Honor in praying that Great Britain, our Parent State, may not only ever have such men to fight her battles, but that she may by the blessing of Providence which has hitherto protected her be enabled to defend her widely extended Dominions against the assaults of her enemies, and transmit them with her invaluable constitution undiminished and unimpaired to the latest posterity.

By order of the House, (Signed) RICHARD CARTWRIGHT, Speaker.

Legislative Council Office,
York, 5th February, 1806.

And to which His Honour was pleased to return the following answer:

Honorable Gentlemen of the Legislative Council: Your respectful address calls for my best thanks and acknowledgment, and I entertain the pleasing hope that the inhabitants of this Province will derive the greatest possible benefits from your exertions and care.

The Speaker, attended by the Members and the respective officers of the Crown, having returned to the Council Chamber,

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock.

Thursday, the 6th February, 1806.

The Speaker and the other respective officers of the House having attended in their places, for want of a quorum the Speaker adjourned the House until to-morrow at twelve o'clock.

Friday, the 7th February, 1806.

The Speaker and the respective officers of the House having attended in their places, for the want of a quorum, the Speaker adjourned the House until to-morrow [Monday] at the hour of eleven.

Monday, the 10th February, 1806.

The Speaker and other respective officers of the House having attended in their places, for the want of a quorum, the Speaker adjourned the House until to-morrow at one o'clock.

18 A.

Tuesday, 11th February, 1806.

The Speaker and other respective officers of the House having attended in their places, for the want of a quorum the Speaker adjourned the House until Thursday next at twelve o'clock.

Thursday, 13th February, 1806.

The Speaker and other respective officers of the House having attended in their places, for the want of a quorum, the Speaker adjourned the House until to-morrow at twelve o'clock.

Friday, 14th February, 1806.

The House met pursuant to adjournment. Prayers were read.

William Jarvis, Esquire, Secretary of the Province, attended with the public accounts, and on motion made and seconded, ordered that they lie upon the Table. The House adjourned until Monday next, at twelve o'clock.

Monday, the 17th February, 1806.

The House met pursuant to adjournment. Prayers were read.

Mr. Hamilton brought in papers purporting to be a petition and subscription from sundry inhabitants of the District of Johnstown. Which was read. And are in the following words, to wit:

To the Honorable the Legislative Council and Assembly for the Province of Upper Canada, in Provincial Parliament assembled,

The Petition of the Subscribers, Inhabitants of the District of Johnstown, in said Province, Humbly Showeth:

That the District of Johnstown extends about fifty-six miles on the River St. Lawrence;

That the Counties of Grenville and Leeds are the only inhabited counties in the said District.

That the County of Leeds originally contained ten townships; two of which, Escott and Yonge, are now comprised in one.

That the County of Grenville only contains seven townships, whose population in the whole is not more than half as great as that of the County of Leeds.

That the Courthouse and Gaol in the District of Johnstown are situated in the town of Johnstown in the County of Grenville, within seven miles of the division line between the said District and the Eastern District.

That the said Courthouse and Gaol were erected in pursuance of an Act passed in the 32nd year of the King for the express purpose of accommodating the inhabitants of that part of the Province, then known by the name of Eastern District.

That since the last-mentioned period the present District of Johnstown has been formed by dividing the said Eastern District conformably to an Act passed in the 38th year of the King, entitled "An Act for the better division of this Province."

That the remote situation of the said Courthouse and Gaol from the centre of the said District of Johnstown precludes in a great degree the inhabitants of said District from enjoying the conveniences which the Legislature undoubtedly had in view when the last-mentioned Act was passed.

That previous to the division of the Eastern District before mentioned, the General Quarter Sessions of the Peace were alternately holden at Cornwall and Johnstown; and the inhabitants of the said District attended the said sessions as jurymen only twice a year at the said Courthouse in Johnstown.

That since the said division the inhabitants are obliged to attend the General Quarter Sessions of the Peace to serve as jurors four times in each year, and to travel the same distance for that purpose as formerly.

That if The Court House and Gaol were placed in a more central situation the expense and trouble of attending the Courts to serve on juries would be more equally divided and the benefits intended to be granted by the said Act of the 38th of the King would be more generally experienced.

The said Gaol and Courthouse in the town of Johnstown is in a ruinous and almost irreparable state.

Your Petitioners therefore humbly pray the Legislative Council and the Honourable House of Assembly to form a Bill calculated to enable the inhabitants of the said District of Johnstown to build a new Gaol and Courthouse, near or about Mr. Daniel Jones' mill, in the front of the first concession of Elizabethtown, in the County of Leeds aforesaid.

Your petitioners humbly conceive that the aforesaid situation is the most eligible of any in the said district of Johnstown for the purpose aforesaid; being at the distance of twenty-three miles from the lower extremity and as far towards the centre of the same as convenience will allow.

And your Petitioners as in duty bound will ever pray.

(Signed) WILLIAM BUELL, DANIEL MANFART and one hundred and seven other names.

District of Johnstown,
December 10th, 1805.

And on demand we the subscribers severally promise to pay to any person or persons who may be legally appointed to receive the same the sum placed opposite our names in this subscription, to be laid out and expended in building a Gaol and Court House near or about Mr. Daniel Jones' Front mill, in the front of the first concession of Elizabethtown.

(Signed) STEPHEN DUCALON, ALPHERD WARD, and the names of one hundred and twenty-eight others.

December 10th, 1805.

On motion made and seconded, ordered that the said petition and subscription do lie upon the table.

The House adjourned during pleasure, and having met again, a deputation from the House of Assembly was announced, who brought up for concurrence of this House a Bill intituled "An Act for relieving dissenters of the religious societies of Quakers, Mennonites and Tunkers from certain legal disabilities." Which Bill was read in this House for the first time, and, on motion made and seconded, ordered that the said Bill be read a second time in this House to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, 18th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, on motion made and seconded, ordered that the same be discharged until to-morrow, and on motion made and seconded the House adjourned until to-morrow at twelve o'clock.

Wednesday, 19th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read for the second reading of the Bill intituled "An Act for relieving dissenters of the religious societies of Quakers, Menonists and Tunkers from certain legal disabilities," Mr. Baby, seconded by Mr. McGill, moved that the said order be discharged. Thereupon ordered accordingly.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to afford relief to the religious society of people called Methodists."

Another deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to enable the inhabitants of the District of Johnstown to erect and build a Court House and Gaol in the township of Elizabethtown." Both of which Bills were read in this House for the first time. And from the local object of the Bill intituled "An Act to enable the inhabitants of the District of Johnstown to erect and build a Court House and Gaol in the township of Elizabethtown," the Speaker stated that no further proceedings could regularly be had in this Bill until the following general rule adopted by the House in similar cases had been complied with; namely, that this House will not proceed in any Bill of a local character until they have before them most sufficient proof that the most public notice has been given of the intention to apply to the Legislature for the alteration contemplated by the said Bill; and that sufficient time had been allowed for all persons who may be affected by such alteration to make such representations to the House on the subject of such Bill as they may judge expedient. By this rule the House was guided in the cases of the Bills for the better division of the township of Lancaster, and the Bill for altering the place of building the Court House and Gaol in the District of Newcastle. Which statement was recommended to be entered upon the Journals of this House, and was entered accordingly.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Thursday, 20th February, 1806.

The House met pursuant to adjournment. Prayers were read.

Mr. Hamilton moved, seconded by Mr. Baby, that the Bill intituled "An Act to afford relief to the religious society of people called Methodists," be read a second time this day. Ordered therefore, and the same having been read a second time, the House resolved itself into a committee of the whole House to take the said Bill into consideration. House in committee, Mr. Hamilton in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to alter and

amend an Act intituled An Act for the more equal representation of the Commons of this Province, and for better defining the qualifications of electors," which Bill was read the first time in this House.

The committee was resumed, and went into the further consideration of a Bill "To afford relief to the religious society of people called Methodists."

The Speaker resumed the Chair. The Chairman reported progress, and requested leave to sit again to-morrow, and leave was granted.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Friday, the 21st February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, House in Committee, Mr. Hamilton in the Chair. Went into the further consideration of a Bill intituled "An Act to afford relief to the religious society of people called Methodists."

The Speaker resumed the Chair. The Chairman reported that a further progress had been made in the consideration of the said Bill, and requested leave to sit again. And leave was granted.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to amend the Law." Which Bill was read in this House for the first time. Mr. Hamilton moved, seconded by Mr. Baby, that the said Bill be read a second time to-morrow. Whereupon ordered accordingly.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 22nd February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, House in committee, Mr. Hamilton in the Chair. Went into the further consideration of a Bill intituled "An Act to afford relief to the religious society of people called Methodists."

The Speaker resumed the Chair. The Chairman reported that it is the opinion of the committee that the said Bill be read a third time in three months. Which report was accepted. And thereupon ordered accordingly.

The Bill intituled "An Act to amend the Law" having been read the second time, Mr. Hamilton moved, seconded by Mr. Baby, that the House do now resolve itself into a committee of the whole House to take the said Bill into consideration. And it was ordered accordingly. House in committee, Mr. Russell in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had made some amendments to the said Bill. Which report was accepted.

A deputation from the House of Assembly brought up to this House for its concurrence a Bill intituled "An Act to procure certain apparatus for the promoting of science." Which Bill having been read in this House for the first time, on motion made and seconded, was ordered to be read the second time on Monday next.

A deputation from the House of Assembly brought up to this House for its concurrence a Bill intituled "An Act to alter and amend an Act passed in the

thirty-third year of His Majesty's Reign, intituled An Act to provide for the nomination and appointment of parish and town officers." Which having been read in this House for the first time, on motion made and seconded was ordered to be read the second time on Monday next.

On motion made and seconded, the House adjourned until Monday next at twelve o'clock.

Monday, 24th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, the Bill intituled "An Act to procure certain apparatus for the promoting of science," was read the second time. Mr. McGill moved, seconded by Mr. Shaw, that the House do now resolve itself into a committee of the whole House to take the said Bill into consideration. Thereupon ordered accordingly. House in committee, Mr. Hamilton in the Chair. Went into the consideration of the Bill intituled "An Act to procure certain apparatus for the promoting of science."

The Speaker resumed the Chair. The Chairman reported that some progress had been made in the consideration of the said Bill, and requested leave to sit again to-morrow. Thereupon it was ordered accordingly. The Bill intituled "An Act to alter and amend an Act passed in the thirty-third year of His Present Majesty's reign, intituled An Act to provide for the nomination and appointment of parish and town officers," having been read the second time. On motion made and seconded, ordered that it be committed.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to make provision for several sheriffs in this Province." Which Bill having been read the first time, Mr. Baby moved, seconded by Mr. Russell that it be read the second time to-morrow. Thereupon ordered that the said Bill be read a second time on to-morrow.

Mr. McGill moved, seconded by Mr. Shaw, that this House do now resolve itself into a committee of the whole House to take into consideration the amendments made in and to a Bill intituled "An Act to amend the law." Thereupon ordered accordingly. House in committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had gone through the consideration of the amendments made in and to a Bill intituled "An Act to amend the Law." Which report was accepted. Thereupon ordered that the said amendments be adopted, and that they do make a part of the Bill intituled "An Act to amend the Law." The question being then put, whether the said Bill do now pass as amended, it was resolved in the affirmative. And having then passed as amended, it was signed by the Speaker, and taken by the Master-in-Chancery to the House of Assembly for concurrence.

The order of the day having been gone through, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, the 25th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day having been read. House in committee, Mr. Baby in the Chair, went into the consideration of the Bill intituled "An Act to alter and amend an Act passed in the thirty-third year of His Majesty's reign, intituled An Act

to provide for the nomination and appointment of parish and town officers."

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had made some amendments thereunto. Which report was accepted, and, on motion made and seconded, ordered that the said amendments be engrossed, and read again on to-morrow.

The Bill intituled "An Act to purchase certain apparatus for the promoting of science," having been ordered for further commitment this day, and read the third time. The House went into committee, thereupon, Mr. Shaw in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration of the said Bill, to which they had made some amendments. Which report was accepted. On motion made and seconded, ordered that the said amendments be engrossed and read to-morrow.

The Bill intituled "An Act to make provision for several sheriffs in this Province," having been read a second time, on motion made and seconded, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Shaw in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, unto which they had made some amendments. Which report was accepted, and on motion made and seconded, ordered that the said amendments be engrossed, and with the Bill read again to-morrow.

On motion made and seconded, the House adjourned until to-morrow. at twelve o'clock.

Wednesday, 26th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read, the amendments made to the Bill intituled "An Act to alter and amend an Act passed in the thirty-third year of His present Majesty's reign, intituled 'An Act to provide for the nomination and appointment of parish and town officers,'" having been read, on motion made and seconded, they were agreed to and adopted. The question being then put, whether this Bill do now pass, as amended, it was resolved in the affirmative; and having thus passed and been signed by the Speaker, it was taken by the Master-in-Chancery to the House of Assembly for their concurrence.

The amendments to the Bill intituled "An Act to procure certain apparatus for the promoting of science," having been read, were approved of, and on motion made and seconded were adopted. The question being put that this Bill do now pass as amended, it was resolved in the affirmative. And having thus passed, and been signed by the Speaker, it was taken by the Master-in-Chancery to the House of Assembly.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to amend certain parts of an Act passed in the thirty-fifth year of His Majesty's Reign, intituled 'An Act to regulate the practice of physic and surgery.'" Which having been read, on motion made and seconded the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. McGill in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, unto which they had made some

amendments. Which report was accepted. On motion made and seconded, ordered that the said amendments be engrossed and read again to-morrow.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act for the better securing to His Majesty His Heirs and Successors the due collection and receipt of certain duties therein mentioned." Which having been read, the House resolved itself into a committee of the whole House to take the said Bill into consideration. House in committee, Mr. Russell in the Chair. Went into the consideration of the said Bill.

Mr. Speaker resumed the Chair. The Chairman reported that the committee had gone through the consideration of the said Bill, and had agreed to the same without amendments. Which report was accepted. The question being then put, whether the Bill do pass, it was resolved in the affirmative; and having thus passed and been signed by the Speaker, it was taken down by the Master-in-Chancery to the House of Assembly.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Thursday, 27th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day being read. The Bill intituled "An Act to amend certain parts of an Act passed in the thirty-fifth year of His Majesty's reign, intituled "An Act to regulate the practice of physic and surgery" and the engrossed amendments being read. House in committee, Mr. McGill in the Chair. Went into the consideration of the said amendments. The Speaker resumed the Chair. The Chairman reported that the committee had gone through the consideration of the said amendments, which they recommended to be adopted by the House. On motion made and seconded, ordered that the said amendments be adopted and make a part of the Bill. The question being then put, whether this Bill do now pass as amended, it was resolved in the affirmative, and being signed by the Speaker it was carried down by the Master-in-Chancery to the House of Assembly.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof; and to make further provision for the opening and amending the said roads.'" Which having been read for the first time, Mr. Baby, seconded by Mr. McGill, moved that it be read a second time to-morrow. Thereupon ordered for the second reading to-morrow. A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to procure certain apparatus for the promotion of science." Which Bill being read for the first time, on motion made and seconded was ordered to be read the second time to-morrow.

Another deputation from the House of Assembly brought up a Bill intituled "An Act to make provision for certain sheriffs in this Province." This Bill being one which had gone through all the different stages, and had been amended in this House, and the amendments adopted by the House of Assembly, and being no further a new Bill than merely the change of "certain" for "several" in the title, passed through all the different stages *pro forma* only, and was returned and approved of by the House of Assembly.

Another deputation from the House of Assembly brought up to this House a message in the words following, to wit:

The House of Assembly have deputed us to inform this Honorable House that they have concurred in the amendments made to the Bill intituled "An Act to amend certain parts of an Act passed in the thirty-first year of His Majesty's reign, intituled 'An Act to regulate the practice of physic and surgery.'"

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Friday, the 28th February, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day having been read, the Bill intituled "An Act to procure certain apparatus for the promoting of science," was read for the second time, and on motion of Mr. Baby, seconded by Mr. Hamilton, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Hamilton in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the Bill which had been before the committee was literally what had passed this House on the 26th instant with the title amended by this House as it now appears, and which amendment had been adopted by the House of Assembly. Which report was accepted. And this Bill being no further a new Bill than merely the change of title, passed through all the different stages *pro forma* only, and was returned as approved of to the House of Assembly.

A deputation from the House of Assembly brought up to this House a message in the following words, to wit:

Mr. Speaker: The Commons do request a conference with the Honourable the Legislative Council on the subject of a joint address to His Honor the President, for the payment of the salaries of the officers of the two Houses of Parliament, yearly.

(Signed) ALEXR. McDONELL, *Speaker.*

Commons House of Assembly, 27th February, 1806.

Another deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act for the more general dissemination of learning throughout this Province."

A message was sent down by the Master-in-Chancery to the House of Assembly, which is in the words following, to wit:

Mr. Speaker: A committee of the Legislative Council are now ready to meet a committee of the House of Assembly in the Legislative Council Chamber; as well on the subject of a joint address to his Honor the President for the payment of the salaries of the officers of the two houses of Parliament half yearly, as on the subject of the amendments made by them to the Bill, intituled "An Act to alter an Act passed in the thirty-third year of His present Majesty's Reign intituled An Act to provide for the nomination and appointment of parish and town officers.

(Signed) RICHARD CARTWRIGHT, *Speaker.*

Legislative Council Chamber,
28th February, 1806.

A deputation from the House of Assembly brought up a message to this House in the following words, to wit:

Mr. Speaker: The House of Assembly have agreed to the report of their committee in conference on the Bill intituled "An Act to alter and amend an Act passed in the thirty-third year of His present Majesty's reign, intituled, 'An Act to provide for the nomination and appointment of parish and town officers'; and also to repeal certain parts of an Act passed in the thirty-third year of His present Majesty's reign, intituled, 'An Act to authorize and direct the laying and collecting of assessments and rates in every district in this Province, and to provide for the payment of the wages of the Members of the House of Assembly,'" and have adopted all the amendments made by this Honorable House except the one agreed to be withdrawn by the Committee of both Houses.

ALEXR. McDONELL, *Speaker.*

Commons House of Assembly, 28th February, 1806.

The committee appointed to confer with a committee of the House of Assembly reported the result of the said conference in the following words, to wit: The Members of this House deputed to meet in conference a deputation from the House of Assembly on an amendment made by this House in a Bill intituled "An Act to alter and amend An Act passed in the thirty-third year of His present Majesty's reign, intituled An Act to provide for the nomination and appointment of parish and town officers," do report that they have agreed to withdraw the amendment above mentioned, which was added to the eighth clause of that Bill. Which report was accepted.

They further reported that they had agreed upon a joint address to His Honor the President, respecting the payment of the salaries of the officers and others attendant upon the Houses of Parliament half-yearly; which address is in the following words, to wit:

To His Honor Alexander Grant, Esquire, Administering the Government of the Province of Upper Canada.

May it please You Honor: We, His Majesty's dutiful and loyal subjects, the Legislative Council and the Commons of Upper Canada in Parliament assembled, beg leave to state to Your Honour that the officers and others attending the Legislative Council and House of Assembly suffer much inconvenience from the delay of payment of their respective salaries until the end of the year in which the same become payable.

We therefore entreat Your Honour to direct that they may be paid half-yearly as the other civil officers of the Government are paid.

(Signed) RICHARD CARTWRIGHT, *Speaker.*

Which further report was also accepted, and on motion made and seconded, ordered that the said address be engrossed and read again to-morrow.

The Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof, and to make further provision for the opening and amending the said roads,'" having been read a second time. On motion made and seconded, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Shaw in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill. Which report was accepted. On motion made and seconded, ordered that the said Bill be read again to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 1st March, 1806.

The House met pursuant to adjournment. Prayers were read.

The order of the day having been read, the Address to His Honor the President was read and engrossed.

On motion made and seconded, ordered that Messrs. Baby and Mr. McGill be a committee to wait upon His Honor the President with the said Address this day; and they having waited upon His Excellency, and being returned to the Council Chamber, reported that they had presented the said Address to His Honor, unto which he was pleased to return the following answer:

Honorable Gentlemen of the Legislative Council: In reply to your address requesting that the salaries of the officers and others attending Your Honourable House may be paid half-yearly as the other civil officers of the Government are paid, I shall readily meet your wishes, and give the necessary instructions for that purpose.

(Signed) ALEXANDER GRANT, President.

York, Upper Canada, 1st March, 1806.

Which report was accepted.

The Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof," and "to make further provision for the opening and amending the said roads," having been read the third time, on motion made and seconded, the House resolved itself into a committee of the whole House to go into the further consideration thereof. House in committee, Mr. Shaw in the Chair. Went into the further consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone through the consideration of the said Bill, unto which they had not made any amendment. Which report was accepted. The question being then put, whether this Bill do now pass without amendment, it was resolved in the affirmative, and having passed the House, and being signed by the Speaker, was taken by the Master-in-Chancery to the House of Assembly for their concurrence.

The Bill intituled "An Act for the more general dissemination of learning throughout this Province," having been read the second time, on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to go into the consideration thereof. House in committee, Mr. McGill in the Chair. Went into the consideration of the same.

The Speaker resumed the Chair. The Chairman reported progress, and requested leave to sit again on Monday next. And leave was granted.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act for applying a certain sum of monies issued

and advanced by His Majesty through the Lieutenant Governor in pursuance of several addresses. Which Bill having been read the first time, on motion made and seconded, the House resolved itself into a committee of the whole House to take the said Bill into consideration. House in committee, Mr. Baby in the Chair. Went into the consideration of the said Bill.

Mr. Speaker resumed the Chair. The Chairman reported that the committee had gone into the consideration of the said Bill, and had agreed thereunto. Which report was accepted. The question being then put, whether this Bill do now pass, it was resolved in the affirmative, and having passed the House, and being signed by the Speaker, it was taken by the Master-in-Chancery to the House of Assembly.

On motion made and seconded, the House adjourned until Monday next at twelve o'clock.

Monday, 3rd March, 1806.

The House met pursuant to adjournment. Prayers were read.

His Honor the President came to the Council Chamber; and, being seated on the Throne, the Usher of the Black Rod was sent to the House of Assembly to desire their immediate attendance, in the Council Chamber. And they having attended as required, His Honor was pleased to assent in His Majesty's Name to the following Bills, to wit:

An Act to make provision for certain sheriffs in this Province.

An Act to repeal an Act passed in the thirty-fifth year of His Majesty's reign, intituled An Act to regulate the practice of physic and surgery.

An Act to procure certain apparatus for the promotion of science.

An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof; and to make further provision for the opening and amending the said roads.

An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of several addresses.

An Act to alter and amend an Act passed in the thirty-third year of His present Majesty's reign, intituled An Act to provide for the nomination and appointment of parish and town officers, and also to repeal certain parts of an Act passed in the thirty-third year of His present Majesty's reign, intituled An Act to authorize and direct the laying and collecting of assessments and rates in every district within this Province, and to provide for the payment of wages to the members of the House of Assembly.

An Act to continue an Act passed in the forty-third year of His Majesty's reign, intituled An Act for the better securing to His Majesty, His Heirs and Successors, the due collection and receipt of certain duties therein mentioned.

And was pleased to reserve for the signification of His Majesty's pleasure thereupon the Bill intituled An Act to authorize the Sheriff to levy all necessary costs incurred in any suit brought in any of His Majesty's Courts of Law in this Province.

After, His Honor was pleased to address both Houses in the following words, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: Having dedicated a considerable portion of your time to the service of the public, I think it proper to close this session of the Legislature.

The Bills to which I have now given the Royal assent contain some of them objects of the highest importance to the people.

By the opening of roads and construction of bridges while the safety and comfort of the individual will be promoted, the commerce and the riches of the Province will necessarily be extended and increased.

The encouragement which you have given for the procuring of the means necessary for communicating useful and ornamental knowledge to the rising generation meets with my approbation, and I have no doubt will produce the most salutary effects.

The other Bills which have now passed will, I trust, effectuate the beneficial purposes for which they are intended.

I dismiss you with the pleasing hope that the Laws enacted for the good of this Province will derive additional strength and energy from your exertions, influence and example.

(Signed) ALEX. GRANT, President.

York, Upper Canada, 3rd March, 1806.

And then the Honorable the Speaker, by His Honor the President's command, declared both Houses to be prorogued to Saturday the 13th day of April next. And they were prorogued accordingly.

[I hereby certify that the foregoing is a true transcript of the Journal of the Legislative Council hold'n at York, from Tuesday, the 4th February, to Monday, the 3rd March, 1806.—James Clark, Clerk Legislative Council.]

[Certified to be true copies from the original records in the Colonial Office.—George Mayer, Librarian and Keeper of the records. Downing Street, 2nd September, 1857.]



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

From Monday, the second day of February,

to

Tuesday, the tenth day of March,

1807.

Being the forty-seventh year of the Reign of

KING GEORGE THE THIRD



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,

1807

YORK, Monday, the 2nd February, 1807.

The Provincial Parliament having been summoned to attend this day by proclamation, the House met accordingly.

Present: The Honorables Thomas Scott (Speaker), James Baby, Richard Cartwright, Peter Russell, Æneas Shaw, and John McGill.

The Honorable Thomas Scott produced his Writ of Summons to attend the Legislative Council, under the Great Seal of the Province. Which was read.

William Jarvis, Esquire, attended and produced an authority under the hand and seal of His Excellency the Lieutenant Governor, in pursuance of the Act of 31st George the Third, intituled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled 'An Act for making more effectual provision for the Government of the Province of Quebec in North America,' and to make further provision for the Government of the said Province," authorizing him to administer a certain Oath therein mentioned. Which was read. And the said oath was administered to and subscribed by the Honorable Thomas Scott, who took his seat accordingly. He also produced a Commission under the Great Seal of the Province, appointing him Speaker of the Legislative Council. Which was likewise read. Whereupon he took the Chair.

At two o'clock His Excellency the Lieutenant Governor came to the Council Chamber, and being seated on the throne in the usual form,

The Usher of the Black Rod was sent with a message to the House of Assembly to direct their immediate attendance at the Bar of the Council Chamber.

And they being come thereunto,

His Excellency was pleased to address both Houses as follows, to wit:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly: It is with great satisfaction I now meet you for the first time in Parliament.

From the very short period of my residence in this Province I shall not take upon myself to call your attention to any particular object of legislation; convinced that your experience and knowledge of this Colony will fully enable you to enact such salutary laws as will tend to its prosperity; and I have no doubt of your attention being guided to such Acts of the Provincial Parliament as will necessarily expire unless continued by the Legislature.

Gentlemen of the House of Assembly: I have ordered the proper officers to lay the Public Accounts before you, and have given instructions that the unappropriated sums of money raised under the authority of this Parliament taken out

of the Provincial Treasury and applied to the payment of certain public contingent expenses in the year 1805, as stated in the accounts laid before you during the last session of the Legislature, shall be replaced.

I am, however, fully confident that you will unite with me in sentiments of loyalty and gratitude which reflect on the very liberal supplies annually afforded to this Province by the bounty of our parent state for its necessary expenditure; and it will be for the House of Assembly to consider whether some appropriation of revenue ought not to be made on its part, to relieve (so far as its resources will permit) the mother country from the burthen of the contingent expenses incidental to the support of the civil government and the administration of justice in this Province.

Honorable Gentlemen and Gentlemen: I trust that your zeal for the public good will induce you to occupy your time in the faithful discharge of your duties; and be assured of my cordial co-operation when you direct your attention to the welfare and happiness of His Majesty's subjects. His Excellency then withdrew.

The Speaker took the Chair, and the House formed. Upon which the Speaker informed the House that he had been furnished with a copy of His Excellency's speech, which he read; and it was also read, *pro forma*, by the Clerk at the table, and was taken into consideration by the House. Then, on motion for that purpose, made and seconded, ordered that Mr. Baby and Mr. Cartwright be a committee to prepare an address of thanks in answer to His Excellency's speech, and that they report a draught thereof to-morrow.

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

Tuesday, the 3rd February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the committee appointed to prepare an address of thanks in answer to His Excellency the Lieutenant Governor's speech reported that they had prepared a draught thereof; which they submitted to the House. Which being read, on motion made and seconded, ordered that the House do resolve itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Baby in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the same into consideration, and had agreed thereunto with some amendments; which they submitted to the consideration of the House. Ordered that the said report be accepted, and on motion made and seconded, ordered that it be engrossed, and so read to-day. Read as engrossed, the said address; and the question being put whether the same be adopted, it was carried in the affirmative. Whereupon the same was by order of the House signed by the Speaker, and on motion made and seconded, ordered that Mr. Shaw and Mr. Baby be a committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive this House with their address.

The House then adjourned until three o'clock to-day.

The House being met, the committee appointed to wait upon His Excellency the Lieutenant Governor to know when he will be pleased to receive this House with their address, reported that His Excellency will be pleased to receive them with their address at three o'clock on to-morrow. Ordered accordingly.

The House adjourned until half-past two o'clock to-morrow.

Wednesday, 4th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Speaker attended by the members and respective officers of the House waited upon His Excellency the Lieutenant Governor with the address thereof, which is comprised in the words following, to wit:

To His Excellency Francis Gore, Esquire, Lieutenant Governor of the Province of Upper Canada, etc.

May it please Your Excellency: We, His Majesty's most dutiful and loyal subjects, the Legislative Council in the Provincial Parliament assembled, return Your Excellency our thanks for your gracious speech.

We beg leave to offer your Excellency our respectful congratulations on your being called by Our Most Gracious Sovereign to the Government of this Province; and in every manner for its welfare you may rely on our most cordial support and co-operation.

We shall be at all times disposed to employ our experience and knowledge of the situation and circumstances of the colony in framing such laws as shall appear to us to tend to its prosperity, and it shall be our constant endeavour to promote to the utmost of our power the welfare and happiness of our fellow subjects. By Order of the House.

(Signed) THOMAS SCOTT, Speaker.

Legislative Council Chamber, York, 3rd February, 1807.

After which the Speaker and the officers returned to the House, and having taken their several places, the Speaker adjourned the House until to-morrow at one o'clock.

Thursday, the 5th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Speaker informed the House that His Excellency the Lieutenant Governor was pleased to answer their address of yesterday in the words following, to wit:

Honorable Gentlemen: I return you my thanks for this Address, and for your congratulations on my being called upon by my Sovereign to the Government of this Province.

It affords me great satisfaction to find that you are disposed to apply your experience and knowledge of the situation and circumstances of this Colony in framing such laws as may tend to its prosperity and the happiness of His Majesty's subjects.

Which he read, and it was also read by the Clerk at the table.

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

Friday, the 6th February, 1807.

The House met pursuant to adjournment. Prayers were read. The House adjourned until Monday next at one o'clock.

Monday, the 9th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Secretary of the Province, being announced, he delivered in at the Bar sundry papers, purporting to be Public Accounts; entitled Public Accounts, as followeth, to wit:

No. 1, The Inspectors' list of names of persons licensed as shop and innkeepers between the 5th of April, 1805, and 5th January, 1806.

No. 2, The Inspectors' list of names of persons licensed as shop and innkeepers from the 5th January, 1806, to 5th January, 1807.

No. 3, The Inspectors' list of names of such persons as have been licensed to work stills from the 5th January, 1806, to the 5th January, 1807.

No. 4, Provincial revenue of the Crown arising from duties collected on goods imported under the authority of Acts of the Provincial Parliament, between the 1st January and 31st December, 1806, including such duties as have not been heretofore stated.

No. 5, Provincial revenue of the Crown, arising from duties collected on articles imported under authority of Acts of Parliament of Great Britain between the 1st January and the 31st December, 1806, including such duties as have not been heretofore stated.

No. 6, Abstract of warrants issued by His Honor Mr. President Grant and His Excellency Francis Gore, Esq., Lieutenant Governor.

No. 7, Supplementary abstract statement of moneys collected on shop and innkeepers licenses issued between the 5th April, 1805, and 5th January, 1806, under authority of the Acts of the Provincial Parliament.

No. 8, Supplementary abstract statement of moneys collected on shop and innkeepers licenses, issued between the 5th April, 1805, and 5th January, 1806, under authority of Acts of the Parliament of Great Britain.

No. 9, Abstract statement of moneys collected on shop, innkeepers and still licenses issued between the 5th January, 1806, and 5th January, 1807.

No. 10, Abstract statement of moneys collected on shop and innkeepers licenses issued between the 5th January, 1806, and 5th January, 1807, under authority of Acts of the Parliament of Great Britain.

No. 11, General accounts of articles on which duties on importation are imposed by the Legislature of Lower Canada, which have passed Coteau-du-Lac upwards from 1st January to 30th March, 1806.

No. 12, Account of tonnage lighthouse duty collected for the year ending the 31st December, 1806.

No. 13, Amount of cash received by the Honorable Peter Russell, Receiver General, for fines and forfeitures under authority of Acts of the Provincial Parliament, between the 5th February and 31st December, 1806.

No. 14, Amount of cash received by the Hon. Peter Russell, Receiver General, for fines and forfeitures under authority of Acts of the Parliament of Great Britain, between the 5th February and 31st December, 1806.

No. 15, General state of cash received by the Hon. Peter Russell, Receiver General, for duties and fines under authority of Acts of the Parliament of Great Britain, between the 5th January and 31st December, 1806.

No. 16, General state of receipts and payments by the Hon. Peter Russell, Receiver General, for duties and fines, and likewise appropriations made under authority of Acts of the Provincial Parliament.

No. 17, General account of articles on which duties on importation are imposed by the Legislature of Lower Canada which have passed Coteau-du-Lac upwards from the 1st July to 31st December, 1806.

He then withdrew; and they were ordered to lie upon the table.

Mr. Cartwright gave notice that he should bring in on to-morrow "A Bill to extend the benefits of an Act passed in the 37th year of His Majesty's Reign, in-

intituled 'An Act for the more easy barring of dower' and to repeal certain parts of the same."

The House then adjourned until to-morrow at one o'clock.

Tuesday, the 10th February, 1807.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright brought in his "Bill to extend the benefits of an Act passed in the 37th year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same." Which was read a first time. And on motion made and seconded, ordered that the same be read a second time to-morrow.

William Halton, Esquire, being announced with a message from His Excellency the Lieutenant Governor, and having come to the Bar of the House, he delivered the same in thereat and then withdrew. Which message was reported to the House by the Speaker, and by him then read. It was also read by the Clerk at the table in these words, to wit:

Francis Gore, Lieutenant Governor.

The Lieutenant Governor thinks it proper to acquaint the Legislative Council that he has received from Mr. President Dunn, administering the Government of Lower Canada, the copy of an Act of the Legislature of that Province, passed in the month of March, one thousand eight hundred and five, intituled "An Act to provide for the erection of a common gaol in the Districts of Quebec and Montreal," by which additional duties have been imposed on certain goods, etc., imported into that Province from the United States of America; and the Lieutenant Governor submits to the consideration of the Legislative Council whether the Legislature of this Province is not called upon by the existing agreement with the Province of Lower Canada to impose similar duties upon the like articles imported into the Province from the United States of America.

F. G.

Government House, 10th February, 1807.

The House then adjourned until to-morrow at one o'clock.

Wednesday, 11th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, was read a second time, "A Bill to extend the benefits of an Act passed in the 37th year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same. House in committee, Mr. Cartwright in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had directed him to report that they had taken the same into consideration; and thereupon requested him to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

On motion made and seconded, the House adjourned until to-morrow at one o'clock.

Thursday, the 12th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House, in conformity thereto, resolved itself into a committee of the whole House upon the further consideration of "A Bill to extend the provisions of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same. House in committee, Mr. Cartwright in the Chair. Went into the consideration of the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone into the further consideration of the said Bill, and had directed him to report a progress thereon, and thereupon requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave was given accordingly.

On motion made and seconded, the House adjourned until to-morrow at one o'clock.

Friday, 13th February, 1807.

The Speaker having attended, and also the several officers of the House, who being in their respective places,

Prayers were read. and then, for want of a quorum, the House was adjourned until to-morrow at one o'clock.

Saturday 14th February, 1807.

The House met pursuant to adjournment. Prayers were read.

On motion made and seconded, ordered that a Bill intituled ("An Act to extend the benefits of an Act passed in the 37th year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same," be further committed. House in committee, Mr. Cartwright in the Chair. Went again into the consideration of the same.

The Speaker resumed the Chair. The Chairman reported that they had again gone into the consideration of the same, and had directed him to report that they had gone through the same with some amendments, which they had recommended to the adoption of the House. Which report was accepted. And it being read so amended, ordered that the same be engrossed, and so read on Monday next.

On motion made and seconded, the House adjourned until Monday next at one o'clock.

Monday, 16th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read as engrossed, "A Bill to extend the benefits of an Act passed in the 37th year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same." And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down to the House of Assembly for their concurrence.

On motion made and seconded, the House adjourned until to-morrow at one o'clock.

Tuesday, 17th February, 1807.

The Speaker having attended at the House, with only one member and the respective officers thereof, all in their places, for the want of a quorum the Speaker adjourned the House until to-morrow at one o'clock.

Wednesday, 18th February, 1807.

The House met pursuant to adjournment. Prayers were read.

Mr. Cartwright by leave brought in sundry petitions, which were ordered to lie upon the table.

A deputation from the House of Assembly brought up for the concurrence of this House "A Bill to revive and continue an Act passed in the forty-second year of His present Majesty; intituled 'An Act to enable the Governor, Lieutenant Governor, or person administering the Government of this Province, to appoint one or more additional port or ports, place or places of entry within this Province, and to appoint one or more Collector or Collectors of the same respectively.'" Which Bill was read a first time, and on motion made and seconded, ordered that the same be read a second time to-morrow; then, on motion made and seconded, the House adjourned until to-morrow at one o'clock.

Thursday, 19th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a second time, a Bill to revive and continue an Act passed in the forty-second year of His present Majesty, intituled An Act to enable the Governor, Lieutenant Governor, or person administering the Government of this Province, to appoint one or more additional port or ports of entry within this Province, and to appoint one or more collector or collectors at the same respectively. On motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House, to take the said Bill into consideration. House in committee, Mr. McGill in the Chair. Took the same into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto without any amendment. Ordered that the said report be accepted, and that the said Bill be read a third time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock.

Friday, the 20th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a third time, "A Bill to revive and continue an Act passed in the 42nd year of the Reign of His present Majesty, intituled 'An Act to enable the Governor, Lieutenant Governor, or person administering the Government of this Province to appoint one or more additional port or ports, place or places of entry within this Province, and to appoint one or more collector or collectors at the same respectively,'" And the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the

Speaker signed the same, and it was carried down by the Master-in-Chancery and returned to the House of Assembly.

Mr. Cartwright moved for leave to bring in to-morrow "A Bill for the relief of clerks to attorneys who may have served their clerkship without being bound by contracts in writing," Which motion was seconded by Mr. Baby. Whereupon ordered that leave be given.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock.

Saturday, 21st February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Mr. Cartwright brought in by leave "A Bill for the Relief of clerks to attorneys who may have served their clerkship without being bound by contracts in writing." Which was read a first time, and on motion made and seconded, ordered that the said Bill be read a second time on Monday next.

Then, on motion made and seconded, the House adjourned until Monday next, at one o'clock.

Monday, 23rd February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a second time, "A Bill for the relief of clerks to attorneys who may have served their clerkship without being bound by contracts in writing." And on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to take the same into consideration. House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair, a deputation from the House of Assembly being announced. When the said deputation, being admitted, brought up for the concurrence of this House "A Bill for granting to His Majesty duties on licenses to hawkers, pedlars and petty chapmen, and for regulating their trade." Which was ordered to lie upon the table.

The House again resolved itself into a committee of the whole House to take into consideration the said "Bill for the relief of clerks to attorneys who may have served their clerkship without being bound by contracts in writing."

The Speaker resumed the chair. The Chairman reported that the committee had taken the said Bill into consideration, and had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

On motion made and seconded, read a first time, "A Bill for granting to His Majesty duties on licenses to hawkers, pedlars and petty chapmen, and for regulating their trades." And on motion made and seconded, ordered that the said Bill be read a second time to-morrow.

Mr. Cartwright moved for leave to bring in to-morrow "A Bill to repeal part of an Act passed in the thirty-seventh year of His present Majesty, intituled 'An Act for regulating the practice of the Court of King's Bench,'" Which motion was seconded by Mr. Baby. Ordered that leave be given.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock.

Tuesday, 24th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, Mr. McGill moved, seconded by Mr. Baby, that the Order of the Day on "A Bill for the relief of clerks to attorneys who may have served their clerkship without being bound by contract in writing," be discharged until to-morrow. Ordered accordingly.

Read a second time, "A Bill for granting to His Majesty duties on licenses to hawkers, pedlars and petty chapmen, and for regulating their trade." And on motion made and seconded, ordered that the House do now resolve itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported progress, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given accordingly.

Mr. Cartwright, by leave, brought in "A Bill to repeal part of an Act passed in the thirty-seventh year of His present Majesty, intituled 'An Act for regulating the practice of the Court of King's Bench,'" Which was read a first time, and on motion made and seconded, ordered that the said Bill be read a second time to-morrow.

John Powell, Esquire, having appeared at the Bar, and produced a Commission under the Great Seal of this Province, appointing him Clerk of this House. Which being read by the Speaker he was admitted, and took his place at the table as Clerk of this House accordingly.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock.

Wednesday, 25th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, the House resolved itself into a committee of the whole House to take into consideration "A Bill for the relief of clerks to attorneys who may have served their clerkship without being bound by contract in writing." Mr. Cartwright in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and agreed thereunto without any amendment. Ordered that the said report be adopted. Then, on motion of Mr. Cartwright, ordered that the said Bill be engrossed, and read a third time to-morrow.

Then the House resolved itself into a committee of the whole House to take into consideration "A Bill for granting to His Majesty duties on licenses to hawkers, pedlars and petty chapmen, and for regulating their trade."

The Speaker resumed the Chair. The Chairman reported progress, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again accordingly.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Thursday, 26th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read as engrossed, "A Bill for the relief of clerks to attorneys, who may have served their clerkship without being bound by

contracts in writing." And on the question being put, that this Bill do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly for their concurrence.

Agreeably to the Order of the Day, the House resolved itself into a committee of the whole House to take into further consideration "A Bill for granting to His Majesty duties on licenses to hawkers, pedlars and petty chapmen, and for regulating their trade," Mr. Baby in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. When the deputation was admitted, and brought up and returned to this House with amendments "A Bill to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same." Ordered that the amendments be read, and they being read accordingly, and ordered to lie upon the table, the House again resolved itself into a committee to take into consideration the said Bill.

The Speaker resumed the Chair. The Chairman reported that the committee had gone through the consideration of the said Bill, and had agreed thereunto with amendments. Which amendments being read, ordered that the said report be accepted, and that the said amendments be engrossed, and read with the Bill a third time to-morrow.

Then, conformably to the Order of the Day, read a second time, "A Bill to repeal part of an Act passed in the thirty-seventh year of His present Majesty, intituled 'An Act for regulating the Practice of the Court of King's Bench.'" Then, on motion of Mr. Cartwright, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had gone through the consideration of the said Bill, and had agreed thereunto without any amendment. Ordered that the said report be accepted. Ordered also, that the said Bill be engrossed, and read a third time to-morrow.

On motion of Mr. Cartwright, the House then resolved itself into a committee of the whole House, to take into consideration the amendments made by the House of Assembly to "A Bill to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same." House in committee, Mr. McGill in the Chair.

Mr. Speaker resumed the Chair. The Chairman reported that the committee had taken the amendments into consideration, and had directed him to report that they had agreed to part of the said amendments, and recommended that a Committee of conference be appointed, and that a message be sent to-morrow to request the House of Assembly to appoint a Committee to confer with them thereon. Ordered that the said report be accepted.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Friday, 27th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a third time, "A Bill for granting to His Majesty duties on licenses to hawkers, pedlars and petty chapmen, and for

regulating their trade," with the amendments made thereunto as engrossed. The question being put, if the said Bill as amended should pass, it was resolved in the affirmative. Whereupon the Speaker signed the amendments.

Then, conformably to the Order of the Day, was read a third time, "A Bill to repeal part of an Act passed in the thirty-seventh year of His present Majesty, intituled 'An Act for regulating the practice of the Court of King's Bench.'" And the question being put, if the said Bill should pass, it was resolved in the affirmative. Whereupon the Speaker signed the same.

Then a message to the House of Assembly was read in the following words: "The Legislative Council concur with the House of Assembly in that part of their amendments to the Bill intituled 'An Act to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled "An Act for the more easy barring of dower," and to repeal parts of the same,' which instead of 'Great Britain and Ireland' substitutes the words 'The United Kingdom of Great Britain and Ireland,' and also to that part which declares that 'no omission which has heretofore occurred in the registry of a certificate of dower barred shall vitiate the same;' but disagree to the other amendments; and request a conference thereon." Which being signed by the Speaker, was, with the said Bill and amendments, carried down by the Master-in-Chancery to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal the several Acts now in force giving bounties for destroying wolves." The deputation having withdrawn, ordered that the said Bill be read, and it was accordingly read, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and delivered a message in the words following:

Mr. Speaker: We are directed by the Commons to inform Your Honorable House, that they have appointed a committee to manage on their part a conference upon the subject of their amendments in and to the Bill intituled "An Act for barring dower," and that their managers will attend your committee at any time your Honorable House may think fit to appoint.

(Signed) ALEXR. McDONELL, Speaker.

Commons House of Assembly, 27th February, 1807.

The deputation having withdrawn, the said message was read by the Clerk. Then, on motion made and seconded, Mr. Cartwright and Mr. Baby were appointed a Committee of conference. And a message in the following words was read: The Committee of conference of the Legislative Council on the amendments to the Bill intituled "An Act to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same," are now ready to meet the Committee of the House of Assembly in the Legislative Council Chamber. And being signed by the Speaker, was by the Master-in-Chancery carried down to the House of Assembly.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 28th February, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, conformably thereto was read a second time "A Bill to repeal the several Acts now in force giving bounties for destroying

wolves." And on motion of Mr. Baby, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had made an amendment thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and that the said amendment be read; and it was accordingly read.

On motion of Mr. Cartwright, ordered that the Bill as amended be read, and it was accordingly so read. Ordered that the amendments be engrossed, and read on Monday next.

Then, on motion made and seconded, the House adjourned until Monday, at twelve o'clock.

Monday, 2nd March, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, conformably thereto was read as engrossed the amendment to "An Act to repeal the several Acts now in force, giving bounties for destroying wolves."

On motion of Mr. Cartwright, read a third time, as amended, "An Act to repeal the several Acts now in force, giving bounties for destroying wolves." And the question being put, if the Bill as amended do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act to repeal the several Acts now in force in this Province relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to assessments and rates; and fixing the several valuations at which each and every particular of such property shall be rated and assessed."

The deputation having withdrawn, on motion of Mr. Cartwright, ordered that the said Bill be now read, and it was accordingly read. Then, on motion made and seconded, ordered that the said Bill be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, 3rd March, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, conformably thereto was read a second time a Bill intituled "An Act to repeal the several laws now in force in this Province, relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to assessments and rates; and fixing the several valuations at which each and every particular of such property shall be rated and assessed." And on motion of Mr. Cartwright, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. McGill in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. The deputation, being admitted, brought up and returned a Bill intituled "An Act for the relief of clerks to attorneys, who may have served

their clerkship without being bound by contracts in writing," and informed this House, that the House of Assembly had concurred in passing the same without amendment.

And they also brought up for the concurrence of this House a Bill intituled "An Act to establish public schools in each and every district of this Province."

And also a Bill intituled "An Act for granting to His Majesty duties on licenses to hawkers, pedlars and petty chapmen, and other trading persons therein mentioned."

The deputation having withdrawn, on motion of Mr. Cartwright, ordered that the said Bills be read, and they were accordingly read. On motion of Mr. Baby, ordered that the said Bills be read again to-morrow.

The House again resolved itself into a committee to take the said Bill into consideration.

The Speaker resumed the Chair. The Chairman reported that the committee had made some progress, and requested leave to sit again to-morrow. Ordered that the said report be accepted; and that leave be given to sit again to-morrow.

And then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Wednesday, 4th March, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, on motion of Mr. Cartwright, ordered that so much of the same as relates to the second reading of the Bill intituled "An Act for establishing public schools in each and every district of this Province," and the Bill intituled "An Act for granting to His Majesty duties on licenses to hawkers, pedlars, petty chapmen and other trading persons therein mentioned," be discharged, and that the House do now resolve itself into a committee to take into consideration the Bill intituled "An Act to repeal the several Acts now in force in this Province, relative to rates and assessments; and also to particularize the property, real and personal, which during the continuance thereof shall be subject to assessments and rates, and fixing the several valuations at which each and every particular of such property shall be rated and assessed." House in committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that they had taken the said Bill into consideration, and had made some amendments, which they recommended to the adoption of the House. Ordered that the said report be accepted, and that the said amendments be now read; and they were accordingly read. Then, on the motion of Mr. Cartwright, ordered that the said amendments be engrossed, and read with the Bill again to-morrow.

The House then resolved into a Committee of the whole House to take into consideration a Bill intituled "An Act for establishing public schools in each and every district of this Province." House in committee, Mr. Shaw in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. The deputation being admitted, brought up for the concurrence of the House a Bill intituled "An Act to establish the fees of the Clerks of the Peace, and to regulate the fees of the several Courts of Quarter Sessions throughout this Province," and delivered a message in the following words:

Mr. Speaker: We are commanded by the House of Assembly to inform this House that they have concurred in the amendment made by this House to an Act

intituled "An Act to repeal the several Acts now in force giving bounties for destroying wolves."

(Signed) ALEXR. MACDONELL, Speaker.

Commons House of Assembly, 3rd March, 1807.

Which was read.

The committee [deputation] having withdrawn, the committee was resumed.

The Speaker resumed the Chair. The Chairman reported that the committee had taken into consideration the said Bill, intituled "An Act for establishing public schools in each and every district of this Province," and had agreed thereto without amendment. Ordered that the said report be accepted, and that the said Bill be read a third time to-morrow.

On motion of Mr. Cartwright, the House resolved itself into a committee of the whole House, to take into consideration the Bill intituled "An Act for granting to His Majesty duties on licenses to hawkers, pedlars, petty chapmen and other trading persons therein mentioned." House in committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto without any amendments. Ordered that the report be accepted, and that the Bill be read a third time to-morrow.

A petition from part of the Inhabitants of the District of Johnstown was presented by Mr. Cartwright, and ordered to lie on the table.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock.

Thursday, 5th March, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, read a third time, a Bill intituled "An Act for establishing public schools in each and every District of this Province." And the question being put if the said Bill do now pass, it was resolved in the affirmative. And the Speaker having signed the same, it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Conformably to the Order of the Day, the amendments made to a Bill intituled "An Act to repeal the several Acts now in force in this Province relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to assessments and rates, and fixing the several valuations at which each and every particular of such property shall be rated and assessed," were read; and the said Bill as amended was then read. And the question being put, if the said Bill as amended shall pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly.

A Bill intituled "An Act for granting to His Majesty duties on licenses to hawkers, pedlars, petty chapmen and other trading persons therein mentioned," was read a third time, and, the question being put, if the said Bill do now pass, it was resolved in the affirmative, and the Speaker having signed the same it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly was announced, and being admitted, brought up for the concurrence of this House a Bill intituled "An Act to regulate the payment of certain debts due by the Eastern District before the establishment of the District of Johnstown," and also a Bill intituled "An Act to authorize prac-

tioners in the law to take such number of clerks as therein mentioned," and also a Bill intituled "An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from the United States of America into the Province of Lower Canada."

The deputation having withdrawn, on motion of Mr. Baby, ordered that the said Bills be now read. And they were read accordingly.

The House then resolved itself into a committee of the whole House to take into consideration a Bill intituled "An Act to establish the fees of the Clerks of the Peace, and to regulate the fees in the several Courts of Quarter Sessions throughout this Province." House in committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted and that leave be given to sit again to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock.

Friday, the 6th March, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, conformably thereto was read a second time a Bill intituled "An Act to authorize practitioners in the law in this Province to take such number of clerks as therein mentioned." And on motion of Mr. Baby, the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. Shaw in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. The deputation being admitted, brought up and delivered at the Bar a message in the following words:

Mr. Speaker: We are commanded by the House of Assembly to inform this Honorable House that the House of Assembly have concurred in the amendments made by the Honorable the Legislative Council to an Act intituled "An Act to repeal the several Acts now in force in this Province relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to assessments and rates; and fixing the several valuations at which each and every particular of such property shall be rated and assessed."

(Signed) ALEXR. MACDONELL, Speaker.

Commons House of Assembly, 6th March, 1807.

And also brought up for the concurrence of this House a Bill intituled "An Act for the preservation of salmon." The deputation having withdrawn, the said message was read. The committee was then reassumed.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereunto without amendment. Ordered that the said report be accepted, and that the said Bill be read a third time to-morrow.

Then, conformably to the Order of the Day, was read a second time, a Bill intituled "An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise imported into this Province from the United States of America as are now paid on goods

and merchandise imported from the United States of America into the Province of Lower Canada." And on motion of Mr. Cartwright, the House resolved itself into a committee of the whole House to take the said Bill into consideration. House in committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had taken the said Bill into consideration; and had agreed thereunto without any amendment. Ordered that the said report be accepted, and that the said Bill be read a third time to-morrow.

On motion of Mr. Cartwright, a Bill intituled "An Act for the preservation of salmon," was read a first time. And on motion of Mr. Baby ordered to be read a second time to-morrow.

Then, conformably to the Order of the Day, the House resolved itself into a committee of the whole House, to take into consideration a Bill intituled "An Act to establish the fees of the Clerks of the Peace and to regulate the fees in the several Courts of Quarter Sessions throughout this Province." House in committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair. The Chairman reported that the committee had directed him to report that they had taken the said Bill into consideration, and had made further progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and that leave be given to sit again to-morrow accordingly.

Then, on motion made and seconded, the House adjourned until to-morrow morning at one o'clock.

Saturday, 7th March, 1807

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, conformably thereto was read a third time, a Bill intituled "An Act to authorize practitioners in the law in this Province, to take such number of clerks as therein mentioned." And the question being put, if this Bill should pass, it was resolved in the affirmative. Whereupon the Speaker signed the same.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for applying certain sums of money therein mentioned to make good certain moneys issued and advanced by His Majesty through His Honor President Grant, in pursuance of two addresses."

And also a Bill intituled "An Act to extend and amend two several Acts; one an Act to confirm and make valid certain marriages heretofore contracted, and to provide for the solemnization thereof," the other "An Act to extend the provisions of a former Act, and to provide for the future solemnization of marriages."

The deputation having withdrawn, conformably to the Order of the Day was read a third time a Bill intituled "An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from the United States of America into the Province of Lower Canada." And the question being put, if the said Bill should pass, it was resolved in the affirmative. Whereupon the Speaker signed the same, and the said last-mentioned Bill, and also the Bill intituled "An Act to authorize practitioners in the law in this Province to take such numbers of clerks as is therein mentioned," were by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act to enable the inhabitants of the District of Johnstown to erect and build a Court House and Gaol in the Township of Elizabethtown."

The deputation having withdrawn, on motion of Mr. McGill, a Bill intituled "An Act for applying certain sums of money therein mentioned to make good certain moneys issued and advanced by His Majesty through His Honor Mr. President Grant in pursuance of two addresses," was read a first time. And on motion of Mr. Cartwright, the said Bill was read a second time; and the House resolved itself into a committee of the whole House to take the same into consideration. House in committee, Mr. McGill in the Chair.

The Chairman reported that the committee had taken the said Bill into consideration, and had agreed thereto without any amendment. Ordered that the said report be accepted, and that the said Bill be read a third time on Monday next.

A Bill intituled "An Act to extend and amend two several Acts, one an Act to confirm and make valid certain marriages heretofore contracted, and to provide for the future solemnization thereof; the other an Act to extend the provisions of a former Act, and to provide for the future solemnization of marriages," was read a first time; and a Bill intituled "An Act to enable the Inhabitants of the District of Johnstown to erect and build a Gaol and Court House in the Township of Elizabethtown," was read a first time. Ordered that the said Bills be read a second time on Monday next.

Conformably to the Order of the Day was read, a second time, a Bill intituled "An Act for the preservation of salmon."

On motion of Mr. Cartwright, ordered that so much of the Order of this House as relates to the third reading of the Bill intituled "An Act for applying certain sums of money therein mentioned to make good certain moneys issued and advanced by His Majesty through His Honor Mr. President Grant, in pursuance of two addresses," be discharged; and that the said Bill be now read a third time. It was accordingly read, and the Speaker having signed the same was carried down and returned to the House of Assembly by the Master-in-Chancery.

On motion of Mr. McGill, the House resolved itself into a committee of the whole House, to take into consideration the Bill intituled "An Act for the preservation of salmon." House in committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair. The Chairman reported that they had agreed thereto without any amendment. Ordered that the said report be accepted, and that the said Bill be read a third time on Monday next.

Conformably to the Order of the Day, the House resolved itself into a committee, to take into consideration the Bill intituled "An Act to establish the fees of the Clerks of the Peace, and to regulate the fees in the several Courts of Quarter Sessions throughout this Province." House in committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair. The Chairman reported that they had taken the said Bill into consideration, and had made some amendments thereto; which they recommended to the adoption of the House. Ordered that the said report be accepted, and that the said Bill as amended be read. And it was accordingly read. Ordered that the said Bill be read with the amendments on Monday next.

Then, on motion made and seconded, the House adjourned until Monday next at ten o'clock.

Monday, the 9th March, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being read, conformably thereto, read as engrossed with the amendments: A Bill intituled "An Act to establish the fees of the Clerks of the Peace and to regulate the fees in the several Courts of Quarter Sessions throughout this Province." And the said Bill as amended was then read the third time. And the question being put, if the said Bill as amended do now pass, it was resolved in the affirmative. Whereupon the Speaker signed the same.

Then "An Act for the preservation of salmon" was read a third time; and, the question being put, whether the said Bill do now pass, it was resolved in the affirmative. And the Speaker having signed the same they were by the Master-in-Chancery carried down and returned to the House of Assembly.

Then, on motion of Mr. Baby, ordered that so much of the Order of the Day as relates to the second reading of the Bill intituled "An Act to extend and amend two several Acts; one an Act to confirm and make valid certain marriages heretofore contracted, and to provide for the future solemnization thereof; and the other an Act to extend the provisions of a former Act, and to provide for the future solemnization of marriage, and also of the Bill intituled An Act to enable the Inhabitants of the District of Johnstown to erect and build a Court House and Gaol in the Township of Elizabethtown," be discharged.

A deputation from the House of Assembly was announced. It was admitted, and delivered a message in the following words:

Mr. Speaker: We are directed by the House of Assembly to inform this Honorable House that the House of Assembly have agreed to the amendments made by the Honorable the Legislative Council to "An Act to establish the fees of the Clerks of the Peace, and to regulate the fees in the several Courts of Quarter Sessions throughout this Province."

(Signed) ALEXR. MACDONELL, Speaker.

Commons House of Assembly, 9th March, 1807.

The deputation having withdrawn the message was read.

Then, on motion made and seconded, the House adjourned until to-morrow at eleven o'clock.

Tuesday, 10th March, 1807.

The House met pursuant to adjournment. Prayers were read.

The Order of the Day being called for, and nothing appearing thereon, on motion made and seconded, the House adjourned during pleasure.

The House being formed, at twelve o'clock His Excellency the Lieutenant Governor came to the Council Chamber, and being seated on the throne, the Usher of the Black Rod was sent down to the House of Assembly to inform them that it was His Excellency's command that they should immediately attend at the Bar of the Council Chamber. And the Speaker, attended by the members and officers of the House of Assembly, having come to the Bar, His Excellency was pleased, in His Majesty's name, to give his assent to the following Bills:

An Act for the relief of clerks to attorneys who may have served their clerkships without being bound by contracts in writing.

An Act to repeal the several Acts now in force giving bounties for destroying wolves.

An Act to regulate the payment of certain debts due by the Eastern District before the establishment of the District of Johnstown.

An Act to revive and continue an Act passed in the forty-second year of His present Majesty, intituled "An Act to enable the Governor, Lieutenant Governor or person administering the Government of this Province to appoint one or more additional port or ports, place or places of entry within this Province; and to appoint one or more collector or collectors at the same respectively.

An Act to authorize practitioners in the law in this Province to take such number of clerks as therein mentioned.

An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from the United States of America into the Province of Lower Canada.

An Act to repeal the several Acts now in force in this Province, relative to assessments and rates, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments; and fixing the several valuations at which each and every particular of such property shall be rated and assessed.

An Act for granting to His Majesty duties on licenses to hawkers, pedlars, petty chapmen and other trading persons therein mentioned.

An Act for the preservation of salmon.

An Act to establish the fees of the Clerks of the Peace, and to regulate the fees of the several Courts of Quarter Sessions throughout this Province.

An Act for applying certain sums of money therein mentioned to make good certain moneys issued and advanced by His Majesty through His Honor Mr. President Grant, in pursuance of two addresses.

An Act to establish public schools in each and every District of this Province.

His Excellency was then pleased to address both Houses of Parliament in the following words, to wit:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:

In closing this session of the Legislature I must express the sense I entertain of the attention with which you have executed the important trusts committed to your care.

I have with particular approbation assented in His Majesty's name to the Acts whereby public schools will now be established in the different Districts of this Province, fully sensible of the importance of such institutions to the education and morals of the rising generation in this infant Colony.

In the prosecution of this laudable object you may rely on my attention and care.

The regulations which have been enacted for increasing the public revenues will, I trust, produce that salutary end, and I here must express my satisfaction when considering the liberal manner in which the House of Assembly has conducted itself respecting the revenues of this Province, entertaining the pleasing hope that its revenues may soon be more adequate to its necessities, and that it will at no very distant period be enabled to relieve our parent state from part of that burthen which it has on our account so generously sustained.

The other Bills which I have assented to will, I trust, promote the end of all legislation, the public good.

I now put an end to this session of the Legislature, confiding that in the different parts of the widely extended Province to which you respectively belong, good order in society, obedience to the laws and loyalty to the King will effectually be promoted by your influence and example.

And then the Speaker of the Legislative Council, by command of His Excellency the Lieutenant Governor, declared the Houses of the Provincial Parliament to be prorogued until Saturday, the eighteenth day of April next. And they were prorogued accordingly.

[I certify that the foregoing is a true transcript of the Journal of the Legislative Council holden at York, from Monday, the 2nd day of February, to Tuesday, the 10th day of March, 1807, inclusive.

[JOHN POWELL, C.L.C.]

[Certified to be true copies from the records in the Colonial Office.

GEORGE MAYER, Librarian and Keeper of the Records.

Downing Street, 1st September, 1857.]

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From Wednesday, the twentieth day of January,
to
Wednesday, the sixteenth of March,
1808.

And in the forty-eighth Year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,

1808

YORK, Wednesday, 20th January, 1808.

The Provincial Parliament having been summoned to meet this day, the House met accordingly.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable Peter Russell.
The Honorable Æneas Shaw.
The Honorable John McGill.

Prayers were read.

At one o'clock His Excellency the Lieutenant-Governor came to the Council Chamber, and, being seated on the Throne, the Usher of the Black Rod was sent to the House of Assembly to command their immediate attendance at the Bar of the Council Chamber. And they having come thereto, His Excellency was pleased to address both Houses of Parliament as follows, to wit:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

It is with the highest satisfaction that I express on this occasion the sentiments which I entertain of the spirit of loyalty which was lately so conspicuously displayed on calling out the Militia of this Province.

The zeal and unanimity which at that time prevailed, and the voluntary offers of service which were tendered, evince that His Majesty's subjects in this Colony have a King whom they love and a constitution which they are ready to defend.

Since the last session of this Legislature the necessary measures have been taken on my part, and of that of the Trustees appointed by me, for the establishment of Public Schools, institutions which I trust will be the means not only of communicating useful knowledge to the youth of this Province, but also of instilling into their minds principles of religion and loyalty.

I think it proper to remind you that the Act for affording relief to those persons who may be entitled as Heirs or Devisees of the Nominees of the Crown to lands in this Province will shortly expire; it will be for you to consider the expediency of a further continuation of that Act.

Your past experience, as well as your local knowledge, render you particularly qualified to discover what may still be wanting to secure the peace, welfare and good government of this Province.

To promote this important purpose I am well assured will be the object of your deliberations, as it shall be the ruling principle of my conduct.

Gentlemen of the House of Assembly:—

I shall give orders to the proper officer to lay before you the Public Accounts, not doubting but that they will be considered with that attention which the nature of the subject requires.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

The events of the times, and the particular situation of this Province, requires from you more than an ordinary degree of attention and care.

From the short experience that I have had during the last session of this Legislature, I entertain a well founded confidence that firmness with moderation will govern your conduct on the present occasion, and that you will convince His Majesty's subjects in this Colony that the authority with which you are vested by the constitution has not been delegated to you in vain.

His Excellency the Lieutenant Governor then withdrew.

The Speaker took the Chair, and informed the House that he was furnished with a copy of His Excellency the Lieutenant Governor's Speech; which he read, and which was also read by the Clerk (*pro forma*).

And on motion made and seconded, Mr. Shaw and Mr. McGill were appointed a Committee to prepare an address to His Excellency the Lieutenant Governor in answer to his Speech, and ordered to report a draught thereof to-morrow.

On motion made and seconded, the House adjourned until Thursday, the 21st inst., at 10 o'clock, p.m.

Thursday, 21st January, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable Peter Russell.

The Honorable Aeneas Shaw.

The Honorable John McGill.

Prayers were read.

The Committee appointed to prepare an address in answer to His Excellency the Lieutenant Governor's Speech reported the draft of an Address.

Which being read, the House resolved itself into a Committee of the whole, to take the said Address into consideration.

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that they had taken the draft of the address into consideration, and had agreed thereto without amendment.

And on motion made and seconded, ordered that the said draft of an Address be engrossed.

Which being done it was read as engrossed, and signed by the Speaker. And on motion made and seconded, ordered that Messrs. Shaw and McGill be a Committee to wait on His Excellency the Lieutenant Governor to know when he will receive this House with their Address.

And on motion made and seconded, the House adjourned until twelve o'clock to-morrow.

Friday, 22nd January, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable Æneas Shaw.
 The Honorable John McGill.
 The Honorable Peter Russell.

The Committee appointed to wait upon His Excellency the Lieutenant Governor reported that His Excellency would be pleased to receive this House and its Address at one o'clock p.m. this day.

And the Speaker, attended by the members and officers of the House, waited upon His Excellency with the Address in answer to His Excellency's Speech; which Address is in the words following, to wit:

We, His Majesty's most dutiful and loyal subjects, the members of the Legislative Council of the Province of Upper Canada, in Parliament assembled, beg leave to offer our thanks to Your Excellency for your most gracious Speech on the opening of the present session of the Legislature.

We most sincerely congratulate Your Excellency on the zeal and loyalty which have been so eminently displayed by the Militia of this Province; who by their late conduct have manifested their attachment to the constitution and their love to the King.

We entertain also the pleasing hope that our Public Schools, which have lately been established, will not only be the means of communicating useful knowledge, but also of promoting a spirit of religion and loyalty amongst the rising generation.

The attention of Your Excellency to the interests of those persons who are heirs or devisees of the Nominees of the Crown, to lands in this Province, demands our grateful acknowledgment; and we will take into our serious consideration the expediency of continuing that law which has already been enacted for their benefit.

Encouraged by Your Excellency's recommendation, we will to the best of our abilities and knowledge turn our attention to what still may be wanting to secure the peace, welfare and good government of this Province; and being deeply impressed with the events of the times, and with the peculiar circumstances in which we are placed, we will use our utmost endeavours with moderation and firmness to discharge the important trust committed to our care.

To which Address His Excellency was pleased to make the following answer:

Government House, York, Jany. 22nd.

Honorable Gentlemen:—

I thank you for your very loyal Address; nothing can afford me more real satisfaction than your assurances of directing your attention to what still may be wanting to secure the peace, welfare and good government of this Province. The Hon. The Speaker of the Leg. Council.

After which the Speakers and Members, with the officers, returned to the Legislative Council Chamber.

And on motion made and seconded, the House adjourned until Monday, the 25th inst., at 12 o'clock.

Monday, 25th January, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable Jas. Baby.
 The Honorable Æneas Shaw.
 The Honorable John McMcGill.

Prayers were read.

Mr. Speaker informed the House that he had received a copy of His Excellency the Lieutenant Governor's answer to their Address; which he read, and which was read *pro forma* by the Clerk in his place.

And on motion made and seconded, the House adjourned until Wednesday, the 27th inst., at twelve o'clock.

Wednesday, the 27th January, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.

Prayers were read.

And there being but three members present, the Speaker adjourned the House until Friday, the 29th instant, at 1.20 o'clock, p.m.

Friday, the 29th January, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable John McGill.
 The Honorable Richard Cartwright.
 The Honorable Æneas Shaw.

The Usher of the Black Rod informed the House that William Jarvis, Esq., Secretary of the Province, was waiting to deliver a message from His Excellency the Lieutenant Governor.

And on motion made and seconded, ordered that the Secretary be admitted. And he was admitted accordingly, and informed the Speaker that he was directed by His Excellency the Lieutenant Governor to present at the bar of this House the Public Provincial Accounts for the current year, which he did, and which are entitled as follows, to wit:—

The Inspector's List of names of Persons licensed as shop and innkeepers in the several districts of the Province of Upper Canada, between the 5th January, 1806, and the 5th January, 1807. These returns were not received in time to be laid before the Legislature in 1807.

The Inspector's list of names of persons licensed as shop and innkeepers in the several districts of the Province of Upper Canada, from the 5th January, 1807, to the 5th January, 1808.

The Inspector's list of names of such persons as have been licensed to work stills in the several districts of the Province of Upper Canada, from the 5th January, 1807, to the 5th January, 1808.

Provincial Revenue of the Crown arising from duties collected on goods imported under authority of Acts of the Provincial Parliament, between the 1st January and 31st December, 1807, including such duties as have not been heretofore stated.

Provincial Revenue of the Crown arising from duties collected on goods imported under authority of Acts of the Parliament of Great Britain, between the 1st January and the 31st December, 1807, including such duties as have not been heretofore stated.

Abstract of Warrants issued by His Excellency the Lieutenant Governor of the Province of Upper Canada, for monies charged against the funds arising from duties imposed by the Provincial Legislature.

Supplementary Abstract Statement of monies collected within the several Districts of the Province of Upper Canada on shop, innkeepers and still licenses issued between the 5th January, 1806, and the 5th January, 1807, under authority of Acts of the Provincial Parliament, after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

Supplementary Abstract Statement of monies collected within the several Districts of the Province of Upper Canada on shop and innkeepers licenses, issued between the 5th January, 1806, and 5th January, 1807; under authority of Acts of the Parliament of Great Britain, after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

Abstract Statement of monies collected within the several districts of the Province of Upper Canada on shop, innkeepers and still licenses issued between the 5th January, 1807, and the 5th January, 1808, so far as the returns have been received, after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

Abstract Statement of monies collected within the several districts of the Province of Upper Canada, on shop and innkeepers licenses, issued between the 5th January, 1807, and 5th January, 1808, under authority of Acts of the Parliament of Great Britain, so far as returns have been received, after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

General Account of articles upon which duties on importation are imposed by the Legislature of Lower Canada, which have passed Coteau du Lac upwards from 1st January to 30th June, 1807, agreeable to the written accounts thereof received, or as ascertained on examination of carriages according to the Act.

Account of Lighthouse Tonnage Duty collected for the year ending the 31st December, 1807.

Account of monies collected within the several districts of the Province of Upper Canada on licenses issued to Hawkers, Pedlars and Petty Chapmen, for the year ending the 5th April, 1808, after deducting ten per cent. allowed to the collectors by the Act of the 47th of the King.

Account of cash received by the Honorable Peter Russell, Receiver General, for fines and forfeitures under authority of Acts of the Provincial Parliament from the 1st January to the 31st December, 1807.

Account of cash received by the Hon. Peter Russell, Receiver General, for fines and forfeitures under authority of Acts of the Parliament of Great Britain, between the 1st January and the 31st December, 1807.

General State of cash received by the Hon. Peter Russell, Receiver General, for duties and fines under authority of Acts of the Parliament of Great Britain, between the 1st January and the 31st December, 1807.

General State of receipts and payments by the Hon. Peter Russell, Receiver General, for duties and fines and likewise appropriations made under authority of Acts of the Provincial Parliament, between the 1st January and 31st December, 1807.

On motion made and seconded, ordered that the Public Provincial Accounts do lie on the table.

And on motion made and seconded, the House adjourned until Monday next, at twelve o'clock, noon.

Monday, 1st February, 1808.

The Speaker and Officers of the House having attended, and there being but two members present this day besides the Speaker, they adjourned until to-morrow at twelve o'clock, M.

Tuesday, the 2nd February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable Richard Cartwright.

The Honorable James Baby.

The Honorable Æneas Shaw.

Prayers were read.

Mr. Cartwright, seconded by Mr. Baby, moved for leave to bring in a Bill intituled "An Act to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same," and that the said Bill be read a first time this day.

Leave was granted, and the said Bill was read accordingly. And on motion made and seconded, ordered that the said Bill be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Wednesday, 3rd February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable Richard Cartwright.

The Honorable James Baby.

The Honorable Æneas Shaw.

Prayers were read.

Agreeably to the order of the day, the Bill relative to barring of dower was read a second time.

And on motion made and seconded, the House resolved itself into a Committee of the whole to take the said Bill into consideration.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

And the Chairman reported progress, and requested leave to sit again to-morrow.

Leave was granted, and on motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Thursday, 4th February, 1808.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable John McGill.
 The Honorable Æneas Shaw.

Prayers were read.

Agreeably to the order of the day, the House resolved itself into a Committee of the whole House, to go into the further consideration of a Bill to relieve dower.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the further consideration of the said Bill, and made some amendments thereto.

And, on motion made and seconded, the Bill as amended was read.

And on motion of Mr. Cartwright, seconded by Mr. Shaw, the said Bill was ordered to be engrossed as amended, and read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Friday, 5th February, 1808.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable John McGill.

Prayers were read.

Agreeably to the order of the day, the Bill for the more easy barring of dower was read a third time.

And the question being then put, whether the said Bill should now pass, it was carried in the affirmative.

And being signed by the Speaker was carried by the Master-in-Chancery to the House of Assembly for concurrence.

And, on motion made and seconded, the House adjourned until Monday, the 8th inst., at twelve o'clock.

Monday, 8th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable John McGill.
 The Honorable Æneas Shaw.

Prayers were read.

The Usher of the Black Rod announced a deputation from the House of Assembly, and they, being admitted, informed the Speaker that the House of Assembly had passed a Bill, intituled "An Act for the better regulation of Parish and Town Officers," and to which they requested the concurrence of this House.

The deputation having withdrawn, the said Bill was read a first time. And, on motion made and seconded, ordered that it be read a second time to-morrow.

Another deputation from the House of Assembly was announced, and, being admitted, they informed the Speaker that the House of Assembly had passed a Bill intituled "An Act to repeal an Act passed in the 44th year of His Majesty's reign, intituled 'An Act appropriating a certain sum of money annually, to defray the expenses of erecting certain Public Buildings to and for the uses of this Province,'" to which they requested the concurrence of this House.

The deputation then withdrew, and the Bill was read a first time.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, 9th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable John McGill.
 The Honorable Æneas Shaw.

Prayers were read.

And agreeable to the order of the day, read the second time, a Bill for the better regulation of Parish and Town Officers throughout this Province.

And on motion made and seconded, the House resolved itself into a Committee of the whole, to take the said Bill into consideration.

Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow.

Leave was granted, and, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Wednesday, 10th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable John McGill.
 The Honorable Æneas Shaw.

Prayers were read.

A deputation from the House of Assembly was announced, and, being admitted, informed the Speaker that the House of Assembly had passed a Bill intituled "An Act to authorize the inhabitants of the County of Haldimand to hold annual meetings for the purpose of electing Town and Parish Officers"; to which they requested the concurrence of this House.

The deputation having withdrawn, on motion of Mr. Baby, seconded by Mr. Shaw, ordered that the said Bill be read for the first time on this day; and it was read accordingly.

On motion made and seconded, ordered that it be read a second time to-morrow.

Agreeably to the order of the day, the Committee went into the further consideration of the Bill for the better regulation of Parish and Town Officers.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the consideration of the said Bill and requested leave to sit again. And leave was granted.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Thursday, 11th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable John McGill.

The Honorable Æneas Shaw.

Prayers were read.

The order of the day being read, pursuant thereto was read a second time the Bill to authorize the inhabitants of the County of Haldimand to hold Annual Meetings, for the purpose of electing town and parish officers.

And, on motion made and seconded, ordered that the said Bill be committed on Saturday next.

A deputation from the House of Assembly was announced, and, being admitted, they reported that the Assembly had agreed to the Bill relative to the more easy barring of dower, without any amendment.

The House, agreeably to the order of the day, resolved itself into a Committee to go into the further consideration of the Bill for the better regulation of Parish and Town Officers.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. And the deputation, being admitted, they informed the Speaker that the House of Assembly had passed a Bill intituled "An Act for the better regulation of Special Juries," to which they requested the concurrence of this House.

The deputation having withdrawn, the House again went into committee upon the Bill for the better regulation of Parish and Town Officers.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House.

Then, on motion made and seconded, ordered that the amendments be engrossed, and that the Bill as amended be read a third time to-morrow.

On motion made and seconded, the Bill intituled "An Act for the better regulation of Special Juries" was read a first time, and ordered to be read a second time to-morrow.

And, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Friday, 12th February, 1808.

The House having met pursuant to adjournment,

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Peter Russell.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

The order of the day being read, a third time as amended, pursuant thereto was read, the Bill for the better regulation of Parish and Town Officers.

And the question being put, whether the said Bill as amended do now pass, it was resolved in the affirmative, and the Speaker, having signed the amendments, the said Bill, with the amendments, was carried down and returned to the Assembly by the Master-in-Chancery.

And agreeably to the order of the day was read a second time the Bill for the better regulation of Special Juries. And, on motion made and seconded, the House resolved itself into a Committee of the whole House, to take the said Bill into consideration.

Mr. Shaw in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair.

And the deputation, being admitted, informed the Speaker that the House of Assembly had passed a Bill intituled "An Act to amend certain parts of an Act passed in the 33rd year of His Majesty's reign, intituled 'An Act to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada,'" to which they requested the concurrence of this House.

The deputation having withdrawn, a second deputation from the House of Assembly was announced, and, being admitted, they informed the Speaker that the House of Assembly had passed a Bill intituled "An Act to encourage the destroying of wolves in this Province," to which they requested the concurrence of this House.

And the deputation having withdrawn, the Committee was resumed.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken into consideration the Bill for the regulation of Special Juries, and had made some progress therein, and requested leave to sit again. Leave was granted.

On motion made and seconded, the Bill intituled "An Act to confirm and make valid certain marriages heretofore contracted in the country now comprised within the Province of Upper Canada" was read a first time, and ordered to be read a second time to-morrow.

Then, on motion made and seconded, was read a first time a Bill intituled "An Act to encourage the destroying of wolves in several Districts of this Province."

And, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Saturday, 13th February, 1808.

The House having met pursuant to adjournment,

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable John McGill.

Prayers were read.

The order of the day being read, on motion of Mr. Cartwright, seconded by Mr. McGill, ordered that so much of the order of the day as relates to the commitment of the Act to authorize the inhabitants of the County of Haldimand to hold Annual Meetings for the purpose of electing Town and Parish Officers be discharged; and that the House do now proceed to that part of the order of the day which relates to the Bill intituled "An Act for the better regulation of Special Juries."

House in Committee, Mr. McGill in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. And the deputation, being admitted, brought up and delivered at the Bar of this House the following message.

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that it has concurred in adopting the amendments made by the Legislative Council in and to the Act intituled "An Act for the better regulation of Parish and Town Officers throughout this Province."

Commons House of Assembly,

13th February, 1808.

(Signed) ALEXR. McDONELL,

Speaker.

The deputation having withdrawn, the Speaker reported the same.

A second deputation from the House of Assembly being announced was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the establishment of a Court of Common Pleas in each and every district of this Province."

The deputation having withdrawn, the Speaker reported the same, and the Committee was resumed.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill for the better regulation of Special Juries into consideration, and had made some amendments thereto, which they recommended to be adopted by the House. Ordered that the said report be accepted, and the amendments adopted, and that the Bill as amended be read on Monday next.

A deputation from the House of Assembly was announced, and, being admitted, brought up for the concurrence of this House a Bill intituled "An Act for building a Courthouse and Gaol in the Township of Elizabethtown in the District of Johnstown."

And they having withdrawn, on motion made and seconded was read a first time "An Act for the establishment of a Court of Common Pleas in each and every District of this Province."

Ordered that a copy of the said Bill be provided for each member of the House.

On motion made and seconded, was read a first time a Bill intituled "An Act for building a Courthouse and Gaol in the Township of Elizabethtown in the District of Johnstown."

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Monday, 15th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable Richard Cartwright.
The Honorable Peter Russell.
The Honorable John McGill.

Prayers were read.

The order of the day being read, pursuant thereto was read the second time a Bill for the better regulation of Special Juries. And ordered that the amendments be engrossed, and that the said Bill as amended be read a third time to-morrow.

On motion of Mr. Cartwright, seconded by Mr. Baby, was read a second time the "Bill to encourage the destroying of wolves in several districts in this Province."

On motion made and seconded, the House resolved itself into a Committee of the whole, to take the said Bill into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein, and requested leave to sit again this day three months.

The Speaker reported the same, and leave was granted.

On motion made and seconded, was read a second time the Bill relative to the building a Courthouse and Gaol in the Township of Elizabethtown. And the House resolved itself into a Committee of the whole House to take the said Bill into consideration.

House in Committee, Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein, and requested leave to sit again to-morrow. And leave was granted.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

Tuesday, 16th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable James Baby.
The Honorable Richard Cartwright.
The Honorable Peter Russell.
The Honorable Aeneas Shaw.
The Honorable John McGill.

Prayers were read.

The order of the day being read, pursuant thereto was read a third time as amended the Bill for the better regulation of Special Juries.

And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative; and, being signed by the Speaker, it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Then, on motion made and seconded, the House resolved itself into a Committee of the whole, to take the Bill to authorize the Inhabitants of the County of Haldimand to hold Annual Meetings for the purpose of electing Town and Parish Officers into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. And leave was granted.

Agreeably to the order of the day was read a second time the Bill to confirm and make valid certain marriages heretofore contracted in the country now comprized within Upper Canada. And on motion made and seconded, the House resolved itself into a Committee of the whole, to take the said Bill into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded, ordered that so much of the order of the day as relates to a Bill for building a Court House and Gaol in Elizabethtown be discharged, and that the said Bill be recommitted to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Wednesday, 17th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

On motion of Mr. Cartwright, seconded by Mr. Baby, was read a second time the Bill for the establishment of a Court of Common Pleas in each and every district of this Province. And ordered to be committed to-morrow.

The Provincial Secretary with a message from His Excellency the Lieutenant Governor being announced, he was admitted, and delivered at the Bar of the House a paper entitled "General Account of articles on which duties are imposed by the Legislature of Lower Canada, which have passed Coteau du Lac upwards from the 1st July to the 31st December, 1807, agreeable to the written accounts thereof received, or as ascertained on examination of carriages according to the Act."

The Provincial Secretary having withdrawn, it was ordered to lie upon the table.

The House then went into Committee upon the Bill to authorize the inhabitants of the County of Haldimand to hold Annual Meetings for the purpose of electing Town and Parish Officers.

Mr. McGill in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. And the deputation being admitted, they brought up for the concurrence of this House a Bill intituled "An Act to provide for the support of Judges of the Court of Common Pleas."

The deputation having withdrawn, the Committee was resumed.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some amendments in the "Bill to authorize the Inhabitants of the County of Haldimand to hold Annual Meetings for the purpose of electing Town and Parish Officers." Which amendments they recommended to be adopted by the House, and on motion made and seconded the said Bill was read as amended, and ordered that the said amendments be engrossed, and the said Bill as amended read a third time to-morrow.

On motion made and seconded was read a first time the Bill intituled "An Act to provide for the support of Judges of the Court of Common Pleas."

The House, pursuant to the order of the day, resolved itself into a Committee of the whole, to go into the consideration of the "Bill to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada."

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress and requested leave to sit again to-morrow. And leave was granted.

On motion of Mr. Baby, seconded by Mr. Cartwright, ordered that so much of the order of the day as relates to the Bill for erecting a Courthouse and Gaol in the Township of Elizabethtown be for the present discharged, and made part of the order of the day for to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock, M.

Thursday, 18th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable Peter Russell.
 The Honorable Aeneas Shaw.
 The Honorable John McGill.

Prayers were read.

The order of the day being read, pursuant thereto was read as amended a Bill to authorize the Inhabitants of the County of Haldimand to hold Annual Meetings, for the purpose of electing Town and Parish Officers. And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative; and, being signed by the Speaker, it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Then, pursuant to the order of the day, the House resolved itself into a Committee of the whole, to take the Bill to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada into further consideration.

Mr. Baby in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. And the deputation, being admitted, brought up for the concurrence of this House a Bill intituled "An Act to continue an Act passed in the 33rd year of His Majesty's Reign, intituled 'An Act to provide for the appointment of Returning Officers of the several Counties within the Province.'"

The deputation having withdrawn, the Committee was resumed.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded was read a first time the Bill relative to the appointment of Returning Officers. And ordered that the said Bill be read a second time to-morrow.

Then, pursuant to the order of the day, the House resolved itself into a Committee of the whole to consider of the Bill for building a Gaol and Courthouse in Elizabethtown.

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

And the House resolved itself into a Committee of the whole to go into the consideration of a Bill for the establishment of a Court of Common Pleas in each and every district of this Province.

Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded, ordered that the Bill intituled "An Act to repeal an Act passed in the 44th year of His Majesty's Reign, intituled 'An Act appropriating a certain sum of money annually to defray the expenses of erecting certain public buildings to and for the uses of this Province,' be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Friday, February 19th, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Peter Russell.

The Honorable Aeneas Shaw.

The Honorable John McGill.

Prayers were read.

And pursuant to the order of the day was read a second time the Bill to provide for the appointment of Returning Officers.

On motion made and seconded, the House resolved itself into a Committee, to take the said Bill into consideration.

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had considered the said Bill, and had agreed thereto without amendment.

On motion made and seconded, ordered that the said Bill be read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee to consider of the Bill to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendment thereto, which they recommended to the adoption of the House.

On motion made and seconded, ordered that the said Bill as amended be read to-morrow.

Pursuant to the order of the day was read a second time the Bill to repeal the Act appropriating money for Public Buildings.

On motion made and seconded, ordered that the said Bill be committed to-morrow.

Then, on motion made and seconded, the House went into Committee upon the Bill for building a Courthouse and Gaol in Elizabethtown.

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendment thereto; which they recommended to be adopted by this House. On motion made and seconded, the said Bill was read as amended, and ordered to be recommitted to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole, upon the Bill for the establishment of a Court of Common Pleas in each and every district of this Province.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. The deputation being admitted, they brought up and delivered at the Bar of the House a message in the following words, to wit:—

Mr. Speaker:—We are commanded by the Commons House of Assembly to inform this Honorable House that it has concurred in adopting the amendments made by the Legislative Council in and to the Act for the better regulation of Special Juries.

Commons House of Assembly,
19th February, 1808.

ALEXR. McDONELL,
Speaker.

The deputation having withdrawn, the Committee was resumed.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

And the House adjourned until 12 o'clock to-morrow.

Saturday, 20th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable James Baby.
The Honorable Richard Cartwright.
The Honorable Peter Russell.
The Honorable Æneas Shaw.
The Honorable John McGill.

Prayers were read.

The order of the day being read, pursuant thereto was read a third time the Bill for the appointment of Returning Officers, and the question being put whether the said Bill do now pass, it was carried in the affirmative. And the Bill was signed by the Speaker.

On motion made and seconded, ordered that so much of the order of the day as relates to the reading of the Bill to confirm and make valid certain marriages now comprized within the Province of Upper Canada be discharged; and that the House do now go into Committee upon the said Bill.

House in Committee, Mr. Baby in the Chair. The Chairman reported that the Committee had considered the said Bill, and had made some amendments thereto, which they recommended to be adopted by the House. On motion made and seconded, the Bill was read as amended, and ordered to be read again on Monday next.

Pursuant to the order of the day the House resolved itself into a Committee to go into the consideration of the Bill for repealing the Act appropriating a certain sum of money annually to erect public buildings.

Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again this day three months. Leave was granted.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole, to go into the consideration of the Bill for building a Courthouse and Gaol in Elizabethtown.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to be adopted by this House. On motion made and seconded, the Bill was read as amended, and ordered that the said amendments be engrossed, and with the Bill read on Monday next.

The House then resolved itself into Committee, to go into the consideration of the Bill for the establishment of a Court of Common Pleas in each and every district of this Province.

Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again on Monday next. Leave was granted.

On motion made and seconded, the House adjourned until Monday next, at twelve o'clock noon.

Monday, 22nd February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

The order of the day being read, pursuant thereto was read as amended the third time the Bill to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada. And the question being put, whether the said Bill as amended do now pass, it was carried in the affirmative; and it was signed by the Speaker.

Then, agreeably to the order of the day, was read a third time the Bill for building a Courthouse and Gaol in the Township of Elizabethtown in the District of Johnstown. And the question being put, whether it should pass as now amended, it was carried in the affirmative, and it was signed by the Speaker.

Then the Master-in-Chancery carried down and returned to the House of Assembly the following Bills, viz. :—

An Act to continue an Act passed in the 33rd year of His Majesty's reign, intituled "An Act to provide for the appointment of Returning Officers of the several Counties within this Province."

An Act to amend certain parts of an Act passed in the 33rd year of His Majesty's Reign, intituled "An Act to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada."

An Act for building a Courthouse and Gaol in the Township of Elizabethtown, in the District of Johnstown.

Then, pursuant to the order of the day, the House resolved itself into a Committee of the whole to take into consideration the Bill for the establishment of a Court of Common Pleas in each and every district of this Province.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, 23rd February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole upon the Bill for the establishment of a Court of Common Pleas in each and every district of this Province.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Wednesday, 24th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day, the House went into Committee upon the Bill for the establishment of a Court of Common Pleas in each and every district of this Province.

Mr. Cartwright in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. The deputation, being admitted, brought up and delivered at the Bar of the House the following message.

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that it has concurred in adopting the amendments made by the Legislative Council in and to the Act intituled "An Act for building a Court House and Gaol in the Township of Elizabethtown, in the District of Johnstown."

Commons House of Assembly,
23rd February, 1808.

ALEXR. McDONELL,
Speaker.

The deputation having withdrawn, the Committee was resumed.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded was read a second time a Bill intituled "An Act to provide for the support of Judges of the Court of Common Pleas." And on motion made and seconded, the House resolved itself into a Committee of the whole, to take the said Bill into consideration.

Mr. McGill in the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Thursday, 25th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration the Bill for the establishment of a Court of Common Pleas in each and every district of this Province.

Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded, ordered that so much of the order of the day as relates to the Bill to provide for the support of Judges of the Court of Common Pleas be discharged, and made part of the order of to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Friday, 26th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Richard Cartwright.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message, in the following words, viz.:

Mr. Speaker:—The House of Assembly request a conference with the Honorable Legislative Council, on the subject of amendments made by them in and to an Act intituled "An Act to amend certain parts of an Act passed in the 33rd year of His Majesty's reign, intituled 'An Act to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada.'"

Commons House of Assembly,
 24th February, 1808.

ALEXR. McDONELL,
 Speaker.

The deputation having withdrawn, the Speaker reported the same, and on motion made and seconded, ordered that Messrs. Baby and Cartwright be a Committee to confer with the Committee from the Assembly upon the subject stated in their message; and that the conference be held in the Legislative Council Chamber after the rising of the House this day. And ordered that an answer to the message from the Assembly be prepared, which being done, and signed by the Speaker, was carried down by the Master-in-Chancery to the Assembly.

Then, pursuant to the order of the day, the House resolved itself into a Committee of the whole upon the Bill for the establishment of a Court of Common Pleas in each and every district within this Province.

Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Whereupon ordered that the said amendments be adopted, and that the Bill as amended be read again to-morrow.

Then the House, pursuant to the order of the day, went into Committee upon the Bill to provide for the support of Judges of the Court of Common Pleas.

Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to be adopted by the House. Ordered that the said report be accepted, and that the Bill as amended be read again to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock. M.

Saturday, 27th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Aeneas Shaw.

The Honorable John McGill.

Prayers were read.

The Committee of conference reported that they had conferred with a Committee of the House of Assembly upon the subject of amendments made by this House in and to the Bill "To amend certain parts of an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to confirm and make valid certain marriages heretofore contracted in the country now comprized within the Province of Upper Canada.'" Which report was accepted.

Thereupon ordered that the Speaker do inform the House of Assembly that this House adhere to their said amendments, and ordered that a message be sent to that effect. Which, being done, it was signed by the Speaker, and was by the Master-in-Chancery carried down to the House of Assembly.

Then, pursuant to the order of the day, was read as amended the Bill for the establishment of a Court of Common Pleas in each and every District of this Province. And ordered to be recommitted.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further amendments to the said Bill; which they recommended to the adoption of this House. On motion made and seconded, the Bill was read as amended, and ordered that the amendments be engrossed, and the Bill as amended be read to-morrow.

Then, pursuant to the order of the day, was read as amended the Bill to provide for the support of Judges of the Court of Common Pleas. Ordered that the amendments to this Bill be engrossed, and with the Bill be read on Monday next.

Then, on motion made and seconded, the House adjourned until Monday next at twelve o'clock, M.

Monday, 29th February, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House the following Bills, to wit:—

An Act the better to ascertain and secure the titles to lands in this Province.

An Act to regulate the practice of Physic, Surgery and Midwifery within this Province.

The deputation having withdrawn, a second deputation was announced; and, being admitted, they brought up for the concurrence of this House a Bill intituled "An Act for the laying out, amending and keeping in repair the public highways and roads in this Province; and to repeal the laws now in force for that purpose."

On motion made and seconded, ordered that so much of the order of the day as relates to the Bill for the establishment of a Court of Common Pleas in each and every district within this Province be discharged; and that the said Bill be recommitted.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and had made further amendments thereto; which they recommended to the adoption of this House.

On motion made and seconded, was read a first time the Bill the better to ascertain and secure the titles to lands in this Province. Ordered that the said Bill be read a second time to-morrow.

On motion made and seconded was read a first time the Bill to regulate the practice of Physic, Surgery and Midwifery within this Province. Ordered that the said Bill be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

Tuesday, 1st March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Peter Russell.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day was read a second time the Bill the better to ascertain and secure the titles to lands in this Province. On motion made and seconded, the House resolved itself into a Committee of the whole, to take the said Bill into consideration.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again. Leave was granted.

A deputation from the House of Assembly brought up for the concurrence of this House the following Bills, to wit:—

An Act for the better regulating the Statute Labour in the Counties of Essex and Kent, in the Western District.

An Act for the better regulation of the fees to be taken in the Court of King's Bench.

The deputation then withdrew.

Pursuant to the order of the day was read the second time the Bill to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose. On motion made and seconded the House resolved itself into a Committee of the whole, to take the said Bill into consideration.

Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

Pursuant to the order of the day was read a second time the Bill to regulate the practice of Physic, Surgery and Midwifery within this Province. On motion made and seconded the House resolved itself into a Committee of the Whole House, to take the said Bill into consideration.

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded was read a first time the Bill for the better regulating the Statute Labour in the Counties of Essex and Kent, in the Western District. Ordered that the said Bill be read a second time to-morrow.

On motion made and seconded was read a first time the Bill for the better regulating the fees to be taken in the Court of King's Bench. On motion made and seconded the House adjourned until to-morrow at one o'clock, p.m.

Wednesday, 2nd March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Peter Russell.

The Honorable Aeneas Shaw.

The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day the House went into Committee upon the Bill the better to ascertain and secure the titles to lands in this Province.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some amendments to the said Bill, which they recommended to the adoption of the House.

Then, pursuant to the order of the day, was read a second time the Bill for the better regulating the Statute Labour in the Counties of Essex and Kent, in the Western District. On motion made and seconded, the House resolved itself into a Committee of the whole, to take the said Bill into consideration.

Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

On motion made and seconded, ordered that so much of the order of the day as respects the Bill to provide for the laying out, amending and keeping in repair the public highways and roads of this Province, and to repeal the laws now in force for that purpose, be discharged, and made part of the order of to-morrow.

Then, on motion made and seconded, the House resolved itself into a Committee of the whole upon the Bill to regulate the practice of Physic, Surgery and Midwifery within this Province.

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow. Leave was granted.

Pursuant to the order of the day, the House resolved itself into Committee upon the Bill for the better regulating the fees to be taken in the Court of King's Bench.

Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the consideration of the said Bill.

On motion made and seconded was read as amended the Bill "The better to ascertain and secure the title to lands in this Province." Ordered that the amendments thereto be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

Thursday, 3rd March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Peter Russell.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

On motion made and seconded, so much of the order of the day as related to the third reading of the Bill "The better to ascertain and secure the title to lands

in this Province" was discharged. And the House resolved itself into Committee to go into further consideration of the said Bill.

Mr. Baby in the Chair.

The Chairman reported that the Committee had made some further amendments to the said Bill, which they recommended to be adopted by the House. On motion made and seconded, ordered that the Bill be now read as amended, and that the amendments be engrossed, and with the Bill read again this day.

Pursuant to the order of the day, the House resolved itself into Committee upon the Bill "For the better regulating the Statute Labour in the Counties of Essex and Kent, in the Western District."

Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had considered the said Bill, and had made some amendments thereto, which they recommended to be adopted by the House. On motion made and seconded, the said Bill was read as amended, and ordered that the said amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House upon the Bill "To provide for the laying out, amending and keeping in repair the public highways and roads of this Province, and to repeal the laws now in force for that purpose."

Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into their further consideration, and that they had made some further amendments thereto, which they recommended to the adoption of the House. On motion made and seconded, the Bill was read as amended. Ordered that the amendments be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded was read a third time the Bill "The better to ascertain and secure the titles to lands in this Province." And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Friday, the 4th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Richard Cartwright.

The Honorable Peter Russell.

The Honorable Aeneas Shaw.

The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day was read a third time as amended the Bill "For the better regulating the Statute Labour in the Counties of Essex and Kent, in the Western District." And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative; and was signed by the Speaker.

Then, pursuant to the order of the day, was read a third time as amended the Bill "To provide for the laying out, amending and keeping in repair the public highways and roads of this Province, and to repeal the laws now in force for that purpose." And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and the Bills as amended were by the Master-in-Chancery carried down to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the better representation of the Commons of the Province in Parliament." The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Saturday, 5th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable James Baby.
The Honorable Richard Cartwright.
The Honorable John McGill.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House the following Bills, to wit:—

An Act "To establish a Court of Quarter Sessions in the Town of St. Josephs, on the Island of St. Joseph, in the Western District of this Province."

An Act "To explain, amend, and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province."

On motion made and seconded, the said Bills were read a first time.

And on motion made and seconded was read a second time an Act "To explain, amend, and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province." On motion made and seconded, the House resolved itself into Committee upon the said Bill.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again on Monday next. Leave was granted.

On motion made and seconded, ordered that the order of the day relative to the Act "To regulate the practice of Physic, Surgery and Midwifery within this Province" be discharged. And it was discharged accordingly.

Then, on motion made and seconded, was read a second time an Act "For the better representation of the Commons of this Province in Parliament." And on motion made and seconded the House resolved itself into a Committee to take the same into consideration.

Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the consideration of the said Bill. Which report was accepted.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Monday, 7th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable Peter Russell.
 The Honorable James Baby.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day, the House went into Committee for the further consideration of the Bill "To explain, amend, and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province."

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again to-morrow.

Leave was granted.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock, M.

Tuesday, March 8th, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

And pursuant to the order of the day, the House again went into Committee upon the Bill "To explain, amend, and reduce to one Act of Parliament, the several laws now in being for the raising and training the Militia of this Province."

Mr. Baby in the Chair.

The Speaker resumed the Chair.

A deputation from the House of Assembly brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the 47th year of His Majesty's reign, intituled An Act to establish Public Schools in each and every district of this Province."

The deputation having withdrawn, the Committee resumed.

Another deputation from the House of Assembly being announced, the Speaker resumed the Chair. The deputation, being admitted, brought up for the concurrence of this House a Bill intituled "An Act for the applying certain sums of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address."

And a message in the following words, to wit:

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that it has concurred in adopting the amendments made by the Legislative Council in and to the Act intituled "An Act to continue an Act passed in the 45th year of His Majesty's reign, intituled 'An Act to afford

relief to those persons who may be entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown, in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act."

Commons House of Assembly,
8th March, 1808.

ALEXR. McDONELL,
Speaker.

And another message in the words following, to wit:—

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that it has concurred in adopting the amendments made by the Legislative Council in and to the Act intituled "An Act for the better regulating the statute labour in the Counties of Essex and Kent, in the Western District."

Commons House of Assembly,
9th March, 1808.

ALEXR. McDONELL,
Speaker.

The deputation having withdrawn, the Committee thereupon resumed.

The Speaker resumed the Chair.

The Chairman reported progress, and requested leave to sit again. Leave was granted.

Then, on motion made and seconded, the following Bills were read a first time, to wit:—

An Act to amend an Act passed in the 47th year of His Majesty's reign, intituled "An Act to establish Public Schools in each and every District of this Province."

And an Act "For applying certain sums of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address.

Ordered that the said Bills be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Wednesday, 9th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Peter Russell.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day, the House went into Committee, to go into the further consideration of the Bill "To explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province."

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported further progress, and requested leave to sit again to-morrow. Leave was granted.

In pursuance of the order of the day was read a second time the Bill intituled "An Act to amend an Act passed in the 47th year of His Majesty's reign, inti-

tuled 'An Act to establish Public Schools in each and every district of this Province.'” Ordered that the said Bill be committed for to-morrow.

Then, agreeably to the order of the day, was read a second time the Bill intituled “An Act for applying certain sums of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address. Ordered that the said Bill be committed to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at eleven o'clock, a.m.

Thursday, 10th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Peter Russell.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day, the House went into Committee to take into further consideration the Bill intituled “An Act to amend an Act passed in the 47th year of His Majesty’s reign, intituled An Act to establish Public Schools in each and every district of this Province.”

Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment. And the question being put, whether the said Bill do now pass, it was carried in the affirmative. Whereupon it was signed by the Speaker.

Then, in further pursuance of the order of the day, the House resolved itself into a Committee to go into the consideration of the Bill “For applying certain sums of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address.

Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill without making any amendments thereto. On motion made and seconded, ordered that the said Bill be read a third time on to-morrow.

The House then resolved itself into a Committee upon the Bill intituled “An Act to explain, amend and reduce to one Act the several laws now in being for the raising and training the Militia of this Province.”

Mr. Baby in the Chair.

A deputation from the House of Assembly being announced, the Speaker resumed the Chair. And the deputation, being admitted, brought up for the concurrence of this House a Bill intituled “An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof.”

And a Bill intituled "An Act for granting to His Majesty an annual sum of money for the purposes therein mentioned."

And a Bill intituled "An Act to repeal certain parts of an Act passed in the 46th year of His Majesty's reign, intituled An Act to continue an Act passed in the 43rd year of His Majesty's reign, intituled 'An Act for the better securing to His Majesty, his Heirs and Successors, the due collection and receipt of certain duties therein mentioned.'"

And a Bill intituled "An Act for the further encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof."

The deputation having withdrawn, the Committee was resumed.

A second deputation from the House of Assembly being announced, the Speaker resumed the Chair. And the deputation being admitted, delivered at the Bar of the House the following message, to wit:

Mr. Speaker:—The Commons House of Assembly do respectfully request a conference with this Honorable House upon the subject matter of the amendments made by this House in and to an Act intituled "An Act to provide for the support of Judges of the Court of Common Pleas."

Commons House of Assembly,
10th March, 1808.

ALEXR. McDONELL,
Speaker.

The deputation withdrew. In pursuance whereof, ordered that Messrs. Baby and McGill be a Committee to confer with a Committee of the House of Assembly in the Council Chamber, at 10 o'clock to-morrow; and that a message to inform the Assembly thereof be forthwith prepared. Which being done, was signed by the Speaker, and was by the Master-in-Chancery carried down to the Assembly.

The Committee was then resumed.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made a further progress in the Bill intituled "An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training of the Militia of this Province." And requested leave to sit again to-morrow. Leave was granted.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock, M.

Friday, 11th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable James Baby.
The Honorable Peter Russell.
The Honorable Aeneas Shaw.
The Honorable John McGill.

Prayers were read.

The Committee of Conference reported that they had conferred with a Committee from the Assembly, and could not recede from the amendments made by this House in and to the Bill intituled "An Act to provide for the support of Judges of the Court of Common Pleas."

Thereupon ordered that a message be prepared to the foregoing purport; which being done, the message was signed by the Speaker; and, with the Bill intituled "An Act to amend an Act passed in the 47th year of His Majesty's reign,

intituled 'An Act to establish Public Schools in each and every district of this Province,' was by the Master-in-Chancery carried down to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for granting to His Majesty a certain sum of money out of the Provincial Fund to increase the salary of the Clerk of the Legislative Council and the Clerk of the House of Assembly.

The deputation having withdrawn, pursuant to the order of the day was read the second time the Bill intituled "An Act for applying certain sums of money therein mentioned, to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address." And on motion made and seconded, the House resolved itself into a Committee, to go into the consideration of the said Bill.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had agreed thereto without amendment. On motion made and seconded, ordered that the said Bill be read a third time to-morrow.

Pursuant to the order of the day was read the second time the Bill intituled "An Act for granting to His Majesty an annual sum of money for the purpose therein mentioned." Then, on motion made and seconded, the House resolved itself into Committee to take the said Bill into consideration.

Mr. Russell in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill without amendment, and had agreed thereto. Then, on motion made and seconded, ordered that the said Bill be read a third time to-morrow.

And in further pursuance of the order of the day was read a second time the Bill intituled "An Act to repeal certain parts of an Act passed in the 46th year of His Majesty's Reign, intituled 'An Act to continue an Act for the better securing to His Majesty, his Heirs and Successors, the due collection and receipt of certain duties therein mentioned.'" And on motion made and seconded, the House resolved itself into a Committee to take the said Bill into consideration.

Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and had agreed thereto without any amendment. Then, on motion made and seconded, ordered that the said Bill be read a third time to-morrow.

Then, agreeably to the order of the day, was read a second time the Bill intituled "An Act for the further encouragement of the growth and culture of hemp in this Province, and the exportation thereof." And, on motion made and seconded, the House resolved itself into Committee upon the said Bill.

Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had agreed thereto without any amendment. Ordered that the said Bill be read a third time on to-morrow.

The House then resolved itself into a Committee of the whole House upon the Bill intituled "An Act to explain, amend, and reduce to one Act of Parliament,

the several laws now in being for the raising and training the Militia of this Province."

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some amendments to the said Bill, which they recommended to the adoption of the House; and requested leave to sit again to-morrow. Leave was granted.

Then, on motion made and seconded, was read a first time a Bill intituled "An Act for granting to His Majesty a certain sum of money out of the Provincial Fund, to increase the salary of the Clerk of the Legislative Council and the Clerk of the House of Assembly." Ordered that the said Bill be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Saturday, 12th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable James Baby.

The Honorable Æneas Shaw.

The Honorable John McGill.

Prayers were read.

Pursuant to the order of the day, the following Bills were read a third time, viz. :—

An Act "For applying certain sums of money therein mentioned, to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, pursuant to an Address."

An Act "For granting to His Majesty an annual sum of money for the purpose therein mentioned."

An Act "To repeal certain parts of an Act, passed in the 46th year of His Majesty's reign, intituled 'An Act to continue an Act passed in the 43rd year of His Majesty's reign, intituled "An Act for the better securing to His Majesty, his Heirs and Successors the due collection and receipt of certain duties therein mentioned."'"

An Act "For the further encouragement of the growth and cultivation of hemp in this Province, and for the exportation thereof."

And the question being put, whether these Bills do now severally pass, it was carried in the affirmative. Whereupon they were signed by the Speaker.

Then, pursuant to the order of the day, was read the second time the Bill intituled "An Act for granting to His Majesty a certain sum of money out of the Provincial Fund, to increase the salary of the Clerk of the Legislative Council and the Clerk of the House of Assembly." And on motion made and seconded, the House went into Committee to go into the consideration of the said Bill.

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment. On motion made and seconded, the said Bill was read a third time. And the question being put, whether

the said Bill do now pass, it was carried in the affirmative. And the Speaker having signed the same, it was with the before mentioned Bills carried down by the Master-in-Chancery; and they were returned to the House of Assembly.

Then, in further pursuance of the order of the day, the House went into Committee upon the further consideration of the Bill intituled "An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province."

Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further amendments to the said Bill; which amendments they recommended to the adoption of the House. Which report was accepted, and ordered that the said Bill as amended be read again to-morrow.

And on motion made and seconded, the House adjourned until to-morrow at 10 o'clock, a.m.

Monday, 14th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Peter Russell.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

On motion made and seconded, ordered that the order of the day relative to the Bill intituled "An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province" be discharged; and that the said Bill be now recommitted.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had further amended the said Bill, which amendments they recommended to be adopted by the House. On motion made and seconded, ordered that the said amendments be engrossed, and the Bill as amended read a third time this day. And the said Bill as amended having been read a third time, the question was then put, whether the said Bill as amended do now pass, and it being carried in the affirmative, the Bill was signed by the Speaker, and with the amendments was carried down by the Master-in-Chancery, and returned to the House of Assembly.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

Tuesday, 15th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
 The Honorable James Baby.
 The Honorable Peter Russell.
 The Honorable Æneas Shaw.
 The Honorable John McGill.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of the House the following Message, viz.:

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that it has concurred in adopting the amendments made by the Legislative Council in and to the Bill intituled “An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province.”

Commons House of Assembly,
15th March, 1808.

ALEXR. McDONELL,
Speaker.

On motion made and seconded, the House resolved itself into Committee upon the Bill intituled “An Act for the better representation of the Commons of this Province in Parliament.”

Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of this House. On motion made and seconded, the Bill as amended was read, and ordered that the amendments be engrossed; and that the Bill as amended be read a third time. Which being done, the question was then put, if the said Bill as amended do now pass; and it was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery, with the amendments, carried down and returned to the House of Assembly.

Another deputation from the House of Assembly being announced, it was admitted; and brought up and delivered at the Bar of this House the following message, to wit:

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that it has concurred in adopting the amendments made by the Legislative Council in and to the Act intituled “An Act for the better representation of the Commons of this Province in Parliament.”

Commons House of Assembly,
15th March, 1808.

ALEXR. McDONELL,
Speaker.

On motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

Wednesday, 16th March, 1808.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable James Baby.
The Honorable Peter Russell.
The Honorable Æneas Shaw.
The Honorable John McGill.

Prayers were read.

The House adjourned during pleasure; and, having formed again, at four o'clock, p.m. His Excellency the Lieutenant Governor came to the Council Chamber; and, being seated on the Throne, the Usher of the Black Rod was sent to the House of Assembly to command the immediate attendance of the members in the Council Chamber. And the Speaker and members, with the officers thereof, being come to

the Bar, His Excellency the Lieutenant Governor was pleased in His Majesty's name to assent to the following Bills, viz. :—

An Act to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the more easy barring of dower,' and to repeal certain parts of the same.

An Act for the better regulation of Parish and Town Officers throughout this Province.

An Act for the better regulation of Special Juries.

An Act to continue an Act passed in the 33rd year of His Majesty's reign, intituled 'An Act to provide for the appointment of Returning Officers of the several Counties within this Province.

An Act for building a Courthouse and Gaol in the Township of Elizabethtown, in the District of Johnstown.

An Act for the better regulating the Statute Labour in the Counties of Essex and Kent, in the Western District.

An Act to continue an Act passed in the 45th year of His Majesty's reign, intituled "An Act to afford relief to those persons who may be entitled to claim lands in this Province, as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands"; and further to extend the benefits of the said Act.

An Act for applying certain sums of money therein mentioned, to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address.

An Act to amend an Act passed in the 47th year of His Majesty's Reign, intituled "An Act to establish Public Schools in each and every district of this Province."

An Act for the further encouragement of the growth and cultivation of hemp in this Province, and the exportation thereof.

An Act for granting to His Majesty a certain sum of money out of the fund applicable to the uses of this Province, to defray the expense of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof.

An Act to repeal certain parts of an Act, passed in the 46th year of His Majesty's reign, intituled "An Act to continue an Act passed in the 43rd year of His Majesty's reign, intituled 'An Act for the better securing to His Majesty, His Heirs and Successors, the due collection and receipt of certain duties therein mentioned.'"

An Act for granting to His Majesty an annual sum of money for the purpose therein mentioned.

An Act to explain, amend and reduce to one Act of Parliament, the several laws now in being for the raising and training the Militia of this Province.

An Act for the better representation of the Commons of this Province in Parliament; and to repeal part of an Act passed in the 40th year of His Majesty's reign, intituled "An Act for the more equal representation of the Commons of this Province, and for the better defining the qualifications of Electors."

An Act for granting to His Majesty a certain sum of money out of the Provincial Fund, to increase the salary of the Clerk of the Legislative Council and the Clerk of the House of Assembly.

His Excellency the Lieutenant Governor was then pleased to address both Houses of the Provincial Parliament in the following words, to wit:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

The unusual length to which the session of the Legislature has been prolonged by an event that could not have been foreseen, will not, I trust, operate as a material inconvenience to your private affairs. It will, however, be your pride to reflect that instead of repining at any expense of labour or of time, your zealous exertions for the public service have terminated honorably to yourselves and advantageously to the public.

In times like the present, of uncertainty and danger, the first care of every good man is the safety of his country. The salutary provisions enacted by you in the Bill for regulating the Militia of this Province are the most substantial proofs that this has been the governing principle of your conduct.

The Act for extending the representation of the Commons in the House of Assembly I consider as a measure beneficially conducive to the interests of the subjects of this Province at large; I therefore cheerfully concur in the adoption of it.

I am much gratified also to have it in my power to observe that the growth and culture of hemp in this Colony, the soil of which is so well calculated for that desirable branch of agriculture, has not escaped the serious attention of the House of Assembly; and no exertions shall be wanting on my part to give activity to the measures which they have suggested to produce an abundant supply of an article of the first necessity to the Mother Country.

Your wisdom in providing against the difficulties of an inland communication, with prudent management of the sums you have appropriated for the laying out, amending and keeping in repair the public roads and bridges, will I trust considerably improve them. They are, however, generally in so imperfect a state that I have it in contemplation to call the next session of the Legislature at a season of the year better calculated for an easy access to the seat of Government.

The relations of amity which happily existed between Great Britain and the United States of America have been in some degree interrupted; and I regret that during this session I have not been able to lay before you any communication on this interesting subject; but I cherish the hope that the voice of wisdom and moderation will ultimately prevail, and that the people of the United States will justly appreciate the good will of His Majesty; and that two nations may not be involved in the calamities of war whose mutual interests plainly point to peace and commercial intercourse, from whence, naturally, opulence, prosperity and happiness to nations arise.

It is, however, our essential duty to be prepared for every event, and should occasion call for it to be ready with firmness to defend the just rights of our King, and the interests of his people.

I now close this session of the Legislature, which, from its constitution, must soon be dissolved, fully confident that your utmost efforts will be exerted in promoting peace, harmony and good morals amongst the great body of the people; and that the same zeal for the prosperity of this Province which has distinguished your public characters will govern and animate your private conduct.

Then the Honorable the Speaker of the Legislative Council, by command of His Excellency the Lieutenant Governor, declared the Provincial Parliament to be prorogued until Wednesday, the 16th day of April next.

And it was prorogued accordingly.

I hereby certify that the foregoing is a true transcript of the Journal of the Legislative Council; holden at York, from Wednesday, the 20th January, to Wednesday, the 16th March, 1808, inclusive.

JOHN POWELL,

C. L. C.

Certified to be true copies from the Records in the Colonial Office.

GEO. MAYER.

Librarian and Keeper of the Records.

Downing Street, 1st Septr., 1857.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From Thursday, the first day of February,
to
Monday, the twelfth day of March,
1810.

Being the fiftieth Year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,
1810.

YORK, Thursday, February 1st, 1810.

The Provincial Parliament being by proclamation prorogued until this day, the House met accordingly.

Present:

The Honorable Thomas Scott, Speaker.
The Honorable Aeneas Shaw.
The Honorable John McGill.

Prayers were read.

At noon His Excellency the Lieutenant-Governor came to the Council Chamber, and, being seated on the Throne, the Gentleman Usher of the Black Rod was sent to command the attendance of the Commons House of Assembly at the Bar of this House. And they being come thereto, His Excellency the Lieutenant-Governor was pleased to address both Houses of Provincial Parliament in the following words, to wit:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

On reviewing the situation of this Province, I am happy in stating to you that I do not perceive any occurrence that has taken place to interrupt its commerce or internal prosperity since the last session of the Legislature.

It would have been an additional source of satisfaction to me to have been enabled to announce to you the restoration and renewal of friendship between Great Britain and the United States of America, which until of late had so happily existed; and should the repeated efforts of His Majesty to accomplish so desirable an end not succeed, I trust that his brave and loyal subjects in this Province will evince, as many of them have already done, an unconquerable attachment to their King and Constitution.

Your respective situations in the Province will enable you to discover what may be still wanting to increase the happiness and prosperity of your fellow subjects, and to direct your deliberations to those points which may require Legislative assistance it is the honorable task you are now called upon to perform.

It is incumbent upon me to call your attention to the evils resulting from the unskilful surveys of land in this Province; instances of which have been reported to me by the Judges on their return from circuits, a subject of such importance will, I have no doubt, engage your most serious consideration.

Gentlemen of the House of Assembly:—

I have directed the public accounts to be laid before you, in order that they may undergo such an examination as the nature of the subject requires.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

It is unnecessary for me to recommend to you an unremitting zeal for the public service, and a steady prosecution of those objects which may promote the general interests of the Province; as a prompt and faithful discharge of those duties will be most conducive to the interests of your constituents.

The Commons having retired to their own House, His Excellency then withdrew. And the Speaker informed the House that he had a copy of His Excellency the Lieutenant-Governor's speech, which he read.

On motion made and seconded,

Ordered that the Hons. Æneas Shaw and John McGill be a Committee to prepare an Address in answer to His Excellency the Lieutenant-Governor's Speech; and that they report the same to-morrow.

On motion made and seconded, the House adjourned until to-morrow morning at noon.

Friday, 2nd February, 1810.

The House met pursuant to adjournment.

Present:

The Honorable Thomas Scott, Speaker.

The Honorable Æneas Shaw.

The Honorable John McGill.

The House formed, and Prayers were read.

The Committee appointed to prepare the draught of an Address in answer to His Excellency the Lieut.-Governor's Speech, reported the same; and it being read, the House assented thereunto.

Ordered that the Hons. Æneas Shaw and John McGill be a Committee to wait upon His Excellency the Lieut.-Governor to know when he will be pleased to receive this House with their address.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 3rd February, 1810.

The House met pursuant to adjournment.

Present: The Hon. Thomas Scott, Speaker; Æneas Shaw, and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, the Committee appointed to wait upon His Excellency the Lieutenant-Governor reported that he would receive the House with their address at one o'clock, p.m.

Which report was accepted.

And at that hour the Speaker, attended by the members and officers of the House, did wait upon His Excellency the Lieutenant-Governor with the following Address, to wit:—

To His Excellency Francis Gore, Esquire, Lieutenant-Governor of the Province of Upper Canada, &c., &c., &c.:—

We, His Majesty's most dutiful and loyal subjects, the Legislative Council of Upper Canada in Parliament assembled, do return our thanks for Your Excellency's most gracious speech at the opening of this Session of the Legislature.

We rejoice with Your Excellency on a review of the commerce and internal prosperity of this Province, and should have felt the highest gratification from a continuation of that friendship and amity which till of late subsisted between Great Britain and the United States of America.

To the repeated efforts of His Majesty to accomplish this desirable object we sincerely wish a happy termination, but should such efforts prove fruitless and vain, we trust that the Legislative Council of Upper Canada, with His Majesty's other subjects in that Province, will by their conduct evince attachment to their constitution and loyalty to their King.

We will pay the utmost attention to remedy the evils that necessarily must have arisen to private property from the unskilful surveys of land in this Province; and will on every occasion cordially unite with the other branches of the Legislature in such measures as may appear best calculated for promoting the happiness and prosperity of our fellow subjects.

To which His Excellency was pleased to return the following answer:
Honorable Gentlemen:—

I thank you for this very dutiful and loyal address. Your assurances of attachment to the King and Constitution afford me peculiar satisfaction; and your professions of cordially uniting with the other branches of the Legislature in whatever may promote the happiness and prosperity of your fellow subjects in this Province are most honorable to yourselves.

The Speaker, members and officers having returned to the Council Chamber, the House formed.

And the Speaker informed the House that he had a copy of His Excellency's answer to their address, which he read.

Then, on motion made and seconded, The House adjourned until Tuesday next, at twelve o'clock.

Tuesday, 6th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and Prayers were read.

The Secretary of the Province being announced, was admitted, and delivered at the Bar of this House certain papers purporting to be Public Accounts for the current year.

He then withdrew.

And the Speaker having reported the same to the House, ordered that they do lie upon the table; and were as follows:—

No. 1. General Account of articles on which duties on importation are imposed by the Legislature of Lower Canada which have passed Coteau du Lac upwards from the 1st January to the 30th June, 1809; agreeably to the written accounts thereof received, or as ascertained on examination of carriages according to the Act.

No. 2. The Inspector's List of names of persons licensed as shop and inn-keepers in the several districts of the Province of Upper Canada, between the 5th January, 1808, to 5th January, 1809. These returns were not received in time to be laid before the Legislature in 1809.

No. 3. The Inspector's return of Still licenses issued in the Midland and Niagara Districts, which expired on the 5th January, 1809. These returns were received in time to be laid before the Legislature in 1809.

No. 4. The Inspector's List of names of persons licensed as shop or inn keepers in the several districts of the Province of Upper Canada, from the 5th January, 1809, to the 5th January, 1810.

No. 5. The Inspector's list of names of such persons as have been licensed to work stills in the several districts of the Province of Upper Canada, from the 5th January, 1809, to the 5th January, 1810.

No. 6. Account of monies collected within the several districts of the Province of Upper Canada on licenses issued to Hawkers, Pedlars and Petty Chapmen, for the year ending the 5th April, 1809. These returns were not received in time to be laid before the Legislature during the last session. After deducting 10 per cent. allowed to the Collectors by the Act of the 43rd of the King.

No. 7. Account of monies collected within the several districts of the Province of Upper Canada on licenses issued to Hawkers, Pedlars and Petty Chapmen, for the year ending the 5th April, 1810; so far as the returns have been received, after deducting 10 per cent. allowed to the Collectors; and the sums repaid to such persons as have obtained certificates of residence agreeable to the Act of the 47th of the King.

No. 8. Provincial Revenue of the Crown arising from duties collected on goods imported under authority of Acts of the Provincial Parliament, between the 1st January and 31st December, 1809, including such duties as have not been heretofore stated.

No. 9. Provincial Revenues of the Crown arising from duties collected on goods imported under authority of Acts of the Parliament of Great Britain, between the 1st January and 31st December, 1809, including such duties as have not been heretofore stated.

No. 10. Abstract of Warrants issued by His Excellency Francis Gore, Esq., Lieutenant-Governor of the Province of Upper Canada, for monies charged against the funds arising from duties imposed by the Provincial Legislature.

No. 11. Account of Lighthouse tonnage duty collected for the year ending the 31st December, 1809, so far as the returns have been received, including such duties as have not been heretofore stated.

No. 12. Supplementary Abstract Statement of monies collected within the several districts of the Province of Upper Canada on shop, innkeepers and still licenses issued between the 5th January, 1808 and the 5th January, 1809, under authority of Acts of the Provincial Parliament, after deducting 10 per cent. allowed to the Inspector by the Act of the 43rd of the King.

No. 13. Supplementary Abstract statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeepers licenses issued between the 5th January, 1808, and 5th January, 1809, under authority of Acts of the Parliament of Great Britain; after deducting ten per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 14. Abstract statement of monies collected within the several districts of the Province of Upper Canada, on shop, innkeepers and still licenses issued between the 5th January, 1809, and 5th January, 1810, so far as the returns have been received, after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 15. Abstract statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeepers licenses issued between

the 5th January, 1809 to 5th January, 1810, under authority of Acts of the Parliament of Great Britain, so far as the returns have been received, after deducting 10 per cent allowed to the Inspectors by the Act of the 43rd of the King.

No. 16. General state of cash received by the Receiver-General for duties and fines, under authority of Acts of the Parliament of Great Britain, between the 1st January and 31st December, 1809.

No. 17. General state of receipts and payments by the Receiver-General for duties and fines, likewise appropriations made under authority of Acts of the Provincial Parliament, between the 1st January, 1809 and 31st December, 1809.

Mr. Cartwright gave notice that he would on to-morrow bring in a Bill to render Justices of the Peace more safe in the execution of their duty.

Then on motion made and seconded, The House adjourned until to-morrow at twelve o'clock.

Wednesday, 7th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Agreeably to notice given yesterday, Mr. Cartwright brought in a Bill intituled "An Act to render Justices of the Peace more safe in the execution of their duty."

On motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at noon.

Thursday, 8th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; Richard Cartwright, Æneas Shaw and John McGill.

The House formed, and Prayers were read.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to render Justices of the Peace more safe in the execution of their duty."

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, ordered that the said Bill be engrossed as amended, and read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at noon.

Friday, 9th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill.

The House formed; Prayers were read.

Mr. Cartwright moved for leave to bring in to-morrow a Bill intituled "An Act for preventing the forging and counterfeiting the Foreign Bills of Exchange, and foreign notes and orders for the payment of money."

Leave was accordingly given.

On motion made and seconded, ordered that the order of the day for the present be discharged, and that the House do now resolve itself into a Committee for the reconsideration of the Bill intituled "An Act to render Justices of the Peace more safe in the execution of their duty."

House in Committee, Mr. McGill in the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and had made further amendments thereto, which they recommended to the adoption of the House.

The said report was accepted.

On motion made and seconded, ordered that the said Bill, as amended, be engrossed and read a third time to-morrow.

A deputation from the House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to Authorize the Inhabitants of the County of Haldimand to hold annual meetings for the purpose of electing Parish and Town Officers."

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time on Monday next.

On motion made and seconded, the House adjourned until to-morrow at noon.

Saturday, 10th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, and Æneas Shaw, Esquires.

The House formed, and Prayers were read.

Pursuant to the order of the day was read a third time, a Bill intituled "An Act to render Justices of the Peace more safe in the execution of their duty."

And the question being put—if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

Agreeably to leave given yesterday, Mr. Cartwright brought in a Bill intituled "An Act for preventing the forging and counterfeiting of foreign Bills of Exchange, and of foreign Notes and Orders for the payment of money."

On motion made and seconded, the said Bill was read a first time, and ordered to be read a second time on Monday next.

A deputation from the House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act for the better defining the qualifications of Electors for the Commons of Upper Canada."

The deputation having withdrawn, the said Bill was read a first time, and ordered to be read a second time this day three months.

Then, on motion made and seconded, the House adjourned until Monday next.

Monday, 12th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and Prayers were read.

Pursuant to the order of the day, was read a second time, A Bill intituled “Act to authorize the Inhabitants of the County of Haldimand to hold annual meetings for the purpose of electing Town and Parish Officers.”

On motion made and seconded, The House resolved itself into a Committee of the whole House, to take the said Bill into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Chairman reported that the Committee had taken the said Bill into their consideration, and had made some amendments thereto, which they recommend to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill as amended was read, and ordered that the amendments be engrossed, and read a third time to-morrow.

Pursuant to the order of the day was read a second time, a Bill intituled “An Act for preventing the forging and counterfeiting the Foreign Bills of Exchange, and of foreign notes and orders for the payment of money.”

On motion made and seconded, the House resolved itself into a Committee of the whole House, to take the said Bill into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into their consideration, and had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and that leave be given accordingly.

The Master in Chancery carried down to the House of Assembly for their concurrence a Bill intituled “An Act to render Justices of the Peace more safe in the execution of their duty.”

Then, on motion made and seconded, the House adjourned until to-morrow at noon.

Tuesday, 13th February, 1810.

The House met pursuant to adjournment.

Present:—The Honourable Thomas Scott, Speaker; James Baby, Richard Cartwright, and Æneas Shaw.

The House formed, and Prayers were read.

Agreeably to the order of the day was read a third time, as amended, A Bill intituled “An Act to authorize the Inhabitants of the County of Haldimand to hold annual meetings for the purpose of electing Parish and Town Officers.”

And the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was, with the amendments, by the Master-in Chancery carried down to the House of Assembly and returned.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled “An Act to prevent the forging and counterfeiting of Foreign Bills of Exchange, and of foreign notes and orders for the payment of money.”

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported further progress, and asked leave to sit again to-morrow.

The report was accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at noon.

Wednesday, 14th February, 1810.

The House met pursuant to adjournment.

The Speaker with the officers having attended, adjourned the House for want of a quorum until to-morrow noon.

Thursday, 15th February, 1810.

The House met pursuant to adjournment.

Present: The Hons. Thomas Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take the Bill intituled "An Act for preventing the forging and counterfeiting of Foreign Bills of Exchange, and of foreign notes and orders for the payment of money," into further consideration.

House in Committee, Mr. Shaw in the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration; had made further progress, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

A deputation from the House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to prevent the fraudulent sale and transfer of lands in this Province," and a Bill intituled "An Act for the more ready recovery of debts in this Province, and for other purposes."

The deputation having withdrawn, on motion made and seconded, the said Bills were read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for granting an additional sum of money for the purpose of erecting a bridge across the Grand River."

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act further to extend the benefits of an Act passed in the 37th year of His Majesty's Reign, intituled "An Act for the more easy barring of dower," and a Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads within this Province; and to repeal the laws now in force for that purpose."

The deputation having withdrawn, on motion made and seconded, the said Bills were read a first time, and ordered to be read the second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock, p.m.

Friday, 16th February, 1810.

The House met pursuant to adjournment.

Present: the Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, and Æneas Shaw.

The House formed and Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act for preventing the forging and counterfeiting of foreign Bills of Exchange, and of foreign notes and orders for the payment of money."

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill was read as amended, and ordered to be engrossed and read a third time to-morrow.

A deputation from the House of Assembly being announced it was admitted, and brought up for concurrence of this House a Bill intituled "An Act for the relief of minors in the Societies of Menonites and Tunkers."

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

Agreeably to leave given yesterday, Mr. Cartwright brought in a Bill intituled "An Act to provide Houses of Correction in the several districts of this Province."

On motion made and seconded, the said Bill was read the first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province; and to repeal the laws now in force for that purpose."

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day was read a Bill intituled "An Act to prevent the fraudulent sale and transfer of lands in this Province."

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress, and requested leave to sit again on Monday next.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act for granting an additional sum of money for the purpose of erecting a bridge across the Grand River."

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the said Bill into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress, and requested leave to sit again to-morrow.

Ordered that the said report be accepted and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock, a.m.

Saturday, 17th February, 1810.

The House met pursuant to adjournment.

Present: The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and Prayers were read.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act for the relief of Minors of the Societies of Menonites and Tunkers," and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again on Monday next.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act further to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the more easy barring of dower.'"

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said bill into further consideration; had made a further progress therein, and requested leave to sit again on Monday next.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act for granting an additional sum of money for the purpose of erecting a bridge across the Grand River."

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill was read and amended, and ordered that the amendments be engrossed, and the Bill as amended read a third time on Monday next.

Pursuant to the order of the day was read a third time a Bill intituled "An Act for preventing the forging and counterfeiting of foreign Bills of Exchange, and foreign notes and orders for the payment of money."

And the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same.

Then, on motion made and seconded, the House adjourned until Monday at twelve o'clock.

Monday, 19th February, 1810.

The House met pursuant to adjournment.

Present: The Hons. Thomas Scott, Speaker; James Baby, Richard Cartwright and Æneas Shaw.

The House formed and Prayers were read.

Pursuant to the order of the day a Bill intituled "An Act for granting an additional sum of money for the purpose of erecting a bridge across the Grand River," was read a third time, as amended.

And the question being put, if the said Bill, as amended, do now pass, it was carried in the affirmative; whereupon it being signed by the Speaker was with the amendments carried down by the Master-in-Chancery and returned to the House of Assembly.

The Master-in-Chancery also carried down to the House of Assembly for their concurrence, a Bill intituled "An Act for preventing the forging and counterfeiting of foreign Bills of Exchange, and foreign notes and orders for the payment of money."

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into consideration a Bill intituled "An Act for the relief of Minors of the Societies of Menonites and Tunkers" into further consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill was read as amended.

Ordered that the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

Pursuant to the order of the day, A Bill intituled "An Act to provide Houses of Correction in the several districts of this Province," was read a second time.

On motion made and seconded, the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

Then, on motion made and seconded, the said Bill was read, as amended, and ordered to be engrossed and read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following message:—

Mr. Speaker:—

We are commanded by the Commons House of Assembly to acquaint this Honorable House that they have concurred in adopting the amendments made

by the Legislative Council in and to the Bill intituled "An Act to authorize the inhabitants of the County of Haldimand to hold annual meetings for the purpose of electing Town and Parish Officers.

Commons House of Assembly
16th February, 1810.

(Signed) SAM'L STREET,
Speaker.

The deputation having withdrawn, pursuant to the order of the day a Bill intituled "An Act for the more easy recovery of debts in this Province, and other purposes" was read a second time. On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Wednesday next.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act for granting to His Majesty an annual sum of money for the purposes therein mentioned.'" The deputation having withdrawn, on motion made and seconded, the said Bill was read the first time.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration a Bill intituled "An Act further to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the more easy barring of dower.'"

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again on Wednesday next. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province; and to repeal the laws now in force for that purpose."

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, ordered that the remainder of the order of the day be discharged.

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

Tuesday, 20th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, and Æneas Shaw, Esquires.

The House formed, and prayers were read.

Pursuant to the order of the day a Bill intituled "An Act for the relief of Minors of the Societies of Menonists and Tunkers" was read as amended a third time. And the question being put, if the said Bill do now pass as amended, it was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, a Bill intituled "An Act to provide Houses of Correction in the several districts of this Province" was read a third time; and the question being put, if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery, with the foregoing Bill, carried down to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to alter the mode of paying the wages of the members of the House of Assembly."

The deputation having withdrawn, pursuant to the order of the day the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads of this Province; and to repeal the laws now in force for that purpose."

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow noon.

Wednesday, 21st February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

On motion made and seconded was read a first time a Bill intituled "An Act to alter the mode of paying the wages of the members of the House of Assembly."

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take a Bill intituled "An Act to provide for the laying out, amending, and keeping in repair the public highways and roads of this Province; and to repeal the laws now in force for that purpose" into further consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act further to extend the benefit of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the more easy barring of dower.'"

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted.

On motion made and seconded, the second Bill as amended was read, and ordered that the amendments be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock.

Thursday, 22nd February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and John McGill, Esquires.

The House formed, and prayers were read.

Mr. Cartwright moved for leave to bring in to-day a Bill intituled "An Act to provide for obtaining the process of Outlawry in Civil Actions within this Province." And leave being given, on motion made and seconded the said Bill was read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day was read a third time as amended a Bill intituled "An Act to further extend the benefits of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the more easy barring of dower.'" And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded, the House adjourned until to-morrow noon.

Friday, 23rd February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

Pursuant to the order of the day was read a second time a Bill intituled "An Act to provide for obtaining the process of outlawry in Civil actions within this Province." On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted. And on motion made and seconded, the said Bill as amended was read; and ordered that the Bill as amended be engrossed, and read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to make provision for the poor throughout this Province," and a Bill intituled

"An Act granting an additional sum of money for erecting a bridge across the Grand River."

The deputation having withdrawn, pursuant to the order of the day the House resolved itself into a Committee of the whole House, to take a Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads of this Province; and to repeal the laws now in force for that purpose" into further consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further amendments in the said Bill, which they had recommended to the adoption of the House. Ordered that the said report be accepted.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 24th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and Æneas Shaw, Esquires.

The House formed and prayers were read.

On motion made and seconded was read a first time "An Act to make provision for the poor throughout this Province." Ordered that the said Bill be read a second time on Monday.

A Bill intituled "An Act granting an additional sum of money for erecting a bridge across the Grand River" was read a first time, and ordered to be read a second time on Monday.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following message:

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that they have concurred in adopting the amendments made by the Legislative Council in and to the Act intituled "An Act further to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's Reign, intituled 'An Act for the more easy barring of dower.'"

Commons House of Assembly,

24th February, 1810.

(Signed) SAML. STREET,

Speaker.

And a Bill intituled "An Act to repeal certain parts of an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to establish Public Schools in each and every district of this Province.'" On motion made and seconded, the said Bill was read a first time.

Pursuant to the order of the day was read a third time a Bill intituled "An Act to provide for obtaining the process of outlawry in civil actions within this Province." And the question being put, if the said Bill do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down to the House of Assembly for their concurrence.

A deputation from the House of Assembly being announced, it was admitted, and brought up and returned to this House a Bill intituled "An Act to provide Houses of Correction in this Province," to which they had concurred.

Also a Bill intituled "An Act to extend the provisions of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act for the preservation of salmon.'" And, on motion made and seconded, the said Bill was read a first time.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take a Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province; and to repeal the laws now in force for that purpose" into further consideration.

House in Committee, Mr. Baby in the Chair.

The Chairman reported that the Committee had gone through the said Bill, and made some amendments thereto; which they recommended to the adoption of the House. Ordered that the said report be accepted. On motion made and seconded, the said Bill was read as amended, and ordered that the said amendments be engrossed, and read with the Bill amended a third time on Monday.

On motion made and seconded, the House adjourned until Monday at eleven o'clock.

Monday, 26th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw, Esquires.

The House formed and prayers were read.

Pursuant to the order of the day, a Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose" was read a third time as amended. And the question being put, if the said Bill do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was, with the amendments, carried down by the Master-in-Chancery and returned to the House of Assembly.

Pursuant to the order of the day was read a second time a Bill intituled "An Act to make provision for the poor throughout this Province." On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein. Ordered that the said report be accepted.

Pursuant to the order of the day was read a second time a Bill intituled "An Act for granting an additional sum of money for erecting a bridge across the Grand River." On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill without amendment. Ordered that the said report be accepted, and the Bill read a third time to-morrow.

On motion made and seconded a Bill intituled "An Act to extend the provisions of an Act passed in the forty-seventh year of His Majesty's Reign, intituled 'An Act for the preservation of salmon'" was read a second time. And the House resolved itself into a Committee of the whole, to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

Tuesday, 27th February, 1810.

The House met pursuant to adjournment.

Present:—The Hon. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

Pursuant to the order of the day was read a third time a Bill intituled "An Act to grant an additional sum of money for erecting a bridge across the Grand River." And the question being put, if the said Bill do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and delivered at the Bar of this House the following message:

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that they have concurred in adopting the amendments made by the Legislative Council in and to a Bill intituled "An Act for the relief of Minors of the Societies of Menonists and Tunkers."

Commons House of Assembly,

(Signed) SAML. STREET,

26th February, 1810.

Speaker.

It also delivered a Bill intituled "An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of several Addresses of this House.

The deputation having withdrawn, on motion made and seconded the said Bill was read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take a Bill intituled "An Act to extend the provisions of an Act passed in the forty-seventh year of His Majesty's Reign, intituled 'An Act for the preservation of salmon'" into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be adopted. On motion made and seconded, the said Bill was read as amended, and ordered that the said amendments be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow noon.

Wednesday, 28th February, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

Pursuant to the order of the day was read a third time as amended the Bill intituled "An Act to extend the provisions of an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for the preservation of salmon.'" And the question being put, if the said Bill do now pass, it was carried in the

affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery, with the amendments, carried down and returned to the House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor, in pursuance of several addresses of this House," was read a second time. And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill without amendment. Ordered that the said report be accepted, and the Bill read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

Thursday, 1st March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, and John McGill.

The House formed and prayers were read.

Pursuant to the order of the day was read a third time a Bill intituled "An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor, in pursuance of several addresses of this House.

And the question being put, that this Bill do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for licensing Billiard Tables."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to prevent bribery and corruption at any future election of a member to serve in the House of Assembly of this Province."

The deputation having withdrawn, the said Bill was read a first time; and on motion made and seconded, ordered that the said Bill be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

Friday, 2nd March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill.

The House formed and prayers were read.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act to prevent bribery and corruption at any future election of a member or members to serve in the House of Assembly in this Province." And on motion made and seconded, the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the same into consideration; had gone through the Bill, and made some amendments thereto; which they recommended to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded, ordered that the said Bill as amended be read, and it was read accordingly. Ordered that the amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act for licensing Billiard Tables."

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again to-morrow. Leave was given accordingly.

A deputation from the House of Assembly brought up and delivered at the Bar of this House the following message:

Mr. Speaker:—We are commanded by the Commons House of Assembly to request a conference with the Honorable the Legislative Council, on the subject of the amendments made by them in and to the Act intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads throughout this Province, and to repeal the laws now in force for that purpose.

Commons House of Assembly,

(Signed) SAML. STREET,

2nd March, 1810.

Speaker.

The deputation having withdrawn, the Speaker reported the same, whereupon Mr. Baby and Mr. Cartwright were appointed a Committee to meet the Committee of the Commons House of Assembly forthwith in the Legislative Council Chamber. And a message to that effect was by the Master-in-Chancery carried down to the House of Assembly.

And on motion made and seconded, the House adjourned during pleasure.

The House formed.

The Committee of Conference reported that they had met the Committee of the House of Assembly, and that they had agreed to the alteration proposed by the Committee of the House of Assembly, which they recommended to the adoption of the House. Ordered that the report be accepted. And on motion made and seconded, the following message being signed by the Speaker was by the Master-in-Chancery carried down to the House of Assembly:

Mr. Speaker:—The Honorable the Legislative Council have acceded to the alteration agreed upon this day by the Committee of Conference, upon the subject matter of the amendments made by them in and to an Act intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads of this Province; and to repeal the laws now in force for that purpose.

Legislative Council Chamber,

THOMAS SCOTT,

3rd March, 1810.

Speaker.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to extend the jurisdiction of the Courts of Requests throughout this Province.

The deputation having withdrawn, the said Bill was read a first time.

And on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 3rd March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

On motion made and seconded, ordered that the order of the day relative to a Bill intituled "An Act to prevent bribery and corruption at any future election of a member or members to serve in the House of Assembly in this Province," be discharged, and the said Bill be now recommitted.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Monday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take a Bill intituled "An Act for licensing Billiard Tables" into further consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted. On motion made and seconded, the Bill was read as amended. Ordered that the amendments be engrossed, and the Bill as amended read a third time on Monday next.

On motion made and seconded, the House adjourned until Monday next.

Monday, 5th March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

Pursuant to the order of the day was read a third time as amended a Bill intituled "An Act for licensing Billiard Tables." And the question being put, if the said Bill, as amended, do now pass, it was carried in the affirmative, whereupon the Speaker signed the same and it was, by the Master-in-Chancery, carried down and returned to the House of Assembly, as amended.

A deputation from the House of Assembly being announced, they were admitted, and brought up and delivered at the Bar of this House the following message:—

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that they have concurred in adopting the amend-

ments made by the Legislative Council in and to the Bill intituled "An Act to extend the provisions of an Act passed in the 47th year of His Majesty's reign, intituled 'An Act for the preservation of salmon.'"

Commons House of Assembly.

SAML. STREET,

2nd March, 1810.

Speaker.

And a Bill intituled "An Act for the better division of sundry districts in this Province."

The deputation having withdrawn, the Speaker reported the same. On motion made and seconded, the said Bill was read a first time, and in reference to a resolve of this House of the 19th February, 1806, was ordered to lie upon the table.

On motion made and seconded, ordered that so much of the order of the day as respects a Bill intituled "An Act to prevent bribery and corruption at any future election of a member or members to serve in the House of Assembly in this Province," be discharged.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for granting His Majesty a certain sum of money out of the funds applicable to the uses of this Province to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof," and a Bill intituled "An Act to amend an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money for the further encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof.'"

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

Then on motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

Tuesday, 6th March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, and John McGill, Esquires.

The House formed and prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts of this Province," was read a second time.

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill without amendment. On motion made and seconded, ordered that the said report be adopted, and the Bill read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker:—We are commanded by the Commons House of Assembly to acquaint this Honorable House that the House of Assembly have concurred in and

to the amendments made to the Bill intituled "An Act to provide for the laying out, amending and keeping in repair the public highways and roads of this Province, and to repeal the laws now in force for that purpose," as modified by a Committee of the Honorable the Legislative Council and a Committee of the House of Assembly.

Commons House of Assembly,
6th March, 1810.

(Signed) SAML. STREET,
Speaker.

They also brought up for the concurrence of this House a Bill intituled "An Act to prevent all Plays of Interludes, Puppet Shows, Rope Dancers or stage plays from performing in this Province for hire or gain," and a Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act to establish a Superior Court of Civil and Criminal Jurisdiction, and to regulate the Court of Appeal, and to authorize His Majesty's Court of King's Bench in this Province to regulate certain fees, costs and Charges therein mentioned.'"

The deputation having withdrawn, on motion made and seconded, the said Bills were read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, a Bill intituled "An Act to amend an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money for the further encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill without making any amendments thereto. On motion made and seconded, ordered that the said report be accepted, and the Bill read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for granting to His Majesty a duty upon Billiard Tables."

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up and returned to this House a Bill intituled "An Act for preventing the forging and counterfeiting of Bills of Exchange, and of foreign notes and orders for the payment of money," with amendment.

The deputation having withdrawn, on motion made and seconded, the amendments were read, and the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the amendments into consideration, had made some progress, and requested leave to sit again to-morrow. On motion made and seconded, the said report was accepted, and leave given accordingly.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

Wednesday, 7th March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill, Esquires.

The House formed and prayers were read.

Pursuant to the order of the day, a Bill intituled "An Act to amend an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money therein mentioned for the further encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof.'" was read a third time. And the question being put, if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

A Bill intituled "An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof" was read a third time, and the question being put, if the said Bill do now pass, it was carried in the affirmative.

And being signed by the Speaker, the said Bills were by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into consideration the amendments made to a Bill intituled "An Act to prevent the forging and counterfeiting of foreign Bills of Exchange, and of foreign notes and orders for the payment of money."

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the amendments. Ordered that the said report be accepted, whereupon the following message, being signed by the Speaker, was by the Master-in-Chancery carried down to the House of Assembly:

Mr. Speaker:—The Honorable the Legislative Council have concurred in the amendments made by the Commons House of Assembly in and to a Bill intituled "An Act for preventing the forging and counterfeiting of foreign Bills of Exchange, and of foreign notes and orders for the payment of money."

Legislative Council Chamber,

(Signed) THOS. SCOTT,

7th March, 1810.

Speaker.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act for granting to His Majesty a duty upon Billiard Tables." On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill without amendment. Ordered that the said report be accepted, and the Bill read a third time to-morrow.

Pursuant to the order of the day was read the second time, a Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act to repeal certain parts of an Act passed in the thirty-fourth year of His Majesty's reign, intituled 'An Act to establish a Superior Court of

Civil and Criminal jurisdiction, and to authorize His Majesty's Court of King's Bench in this Province to regulate certain fees, costs and charges therein mentioned.'"

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill without amendment. Ordered that the said report be accepted, and the Bill read a third time to-morrow.

Pursuant to the order of the day was read the second time, A Bill intituled "An Act to prevent all Plays of Interludes, Puppet Shows, Rope Dancers or Stage Plays from performing in this Province for hire or gain." On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and asked leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

Resolved unanimously that an humble address of congratulation be drawn up by this House upon the joyful event of His Majesty having entered into the fiftieth year of His reign, and also that an address be prepared to His Excellency the Lieutenant-Governor, requesting him to transmit the same to be laid before His Majesty

On motion made and seconded, ordered that Mr. Baby and Mr. Shaw be a Committee to wait upon His Excellency the Lieutenant-Governor with this resolve, and request to know when it will be his pleasure to receive this House with the several addresses; and that they report the same to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Thursday, 8th March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant-Governor, to know when it would be his pleasure to receive this House with their address, reported that His Excellency would receive this House with their addresses this day at one o'clock, p.m.

The said Addresses, being read, were accepted and signed by the Speaker, and at one o'clock the Speaker, attended by the members and officers of the House, waited upon His Excellency with the said Addresses, which are comprised in the following words, to wit.

To the King's Most Excellent Majesty:

The Humble Address of the Legislative Council of the Province of Upper Canada.

Most Gracious Sovereign:—We, Your Majesty's most dutiful and loyal subjects, the members of the Legislative Council of Upper Canada in Parliament assembled, do most humbly present to Your Majesty our sincere congratulations on your having entered into the fiftieth year of Your Majesty's reign.

With gratitude and thankfulness we acknowledge that whilst surrounding nations have been torn by civil dissensions and outrage, and after the most sanguinary revolutions and convulsions have been constrained to submit to the yoke of tyrannical power we, under Your Majesty's mild and upright Government, have the happiness to be free.

We acknowledge also a most especial blessing which has accomplished and adorned your Majesty's reign; that whilst atheism and infidelity have been openly professed without check or control in other countries, religion and virtue have found a steady support within the British Empire from Your Majesty's influence and example.

Having experienced, and being fully sensible of Your Majesty's goodness and paternal care, we offer our most sincere thanks for that protection and encouragement which at all times Your Majesty has condescended to bestow upon every pursuit that may tend to improve, instruct and enrich your people.

Attached to Your Majesty's person and government, happy in the enjoyment of that invaluable constitution which we possess, and grateful for the bounty which in this Province we have received from your Royal hands, we, the Legislative Council of Upper Canada, do most fervently implore the great Ruler of Princes that he may be graciously pleased to preserve Your Majesty's valuable life, and to permit Your Majesty long to be the Father, the Protector and the King of your people.

By order of the House,
Legislative Council Chamber,
8th March, 1810.

(Signed) THOS. SCOTT,
Speaker.

To His Excellency Francis Gore, Esquire, Lieutenant-Governor of the Province of Upper Canada:

We, His Majesty's most dutiful and loyal subjects, the Legislative Council of Upper Canada in Parliament assembled, do most respectfully solicit Your Excellency that you would be pleased to lay at the foot of the Throne our Humble Address to His Majesty, on the joyful occasion of His Majesty having entered upon the fiftieth year of his reign.

We with pleasure embrace the opportunity of congratulating Your Excellency on that happy event, and of testifying to Your Excellency our loyalty and attachment to the person and government of the best of Kings.

Legislative Council Chamber,
8th March, 1810.

(Signed) THOS. SCOTT,
Speaker.

The Speaker, members and officers having returned to the Council Chamber, The House formed, and the Speaker reported that His Excellency the Lieutenant Governor had been pleased to return the following answer to their address: Honorable Gentlemen of the Legislative Council:—

Your Address to His Majesty on his having entered into the fiftieth year of his reign affords me the highest satisfaction.

I will, with pleasure, transmit that testimony of loyalty and affection to be laid before the King; and am happy in joining with you in congratulations on that joyful event.

8th March, 1810.

Pursuant to the order of the day was read a third time a Bill intituled "An Act for granting to His Majesty a duty on Billiard Tables." And the question being put, if the said Bill do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same.

And a Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act to repeal certain parts of an Act passed in the thirty-fourth year of His Majesty's reign, intituled "An Act to establish a Superior Court of Civil and Criminal Jurisdiction, and to regulate the Court of Appeal, and to authorize His Majesty's Court of King's Bench in this Province to regulate certain fees, costs and charges therein mentioned,"'" was also read a third time. The question being put, that this Bill do now pass, it was carried in the affirmative, and the Speaker signed the same.

And the said Bills were by the Master-in-Chancery carried down and returned to the House of Assembly.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

Friday, 9th March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill.

The House formed and prayers were read.

Then, on motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

Saturday, 10th March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

Then, on motion made and seconded, the House adjourned until Monday at twelve o'clock.

Monday, 12th March, 1810.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

The House formed and prayers were read.

At twelve o'clock His Excellency the Lieutenant-Governor came to the Council Chamber, and, being seated on the Throne, the Gentleman Usher of the Black Rod was sent to the House of Assembly, to command their immediate attendance at the Bar of the Legislative Council Chamber. And they being come thereto, His Excellency was pleased to give his assent to the following Bills, to wit:—

An Act for preventing the forging and counterfeiting of foreign Bills of Exchange, and of foreign notes and orders for the payment of money.

An Act to authorize the Inhabitants of the County of Haldimand to hold Annual Meetings, for the purpose of electing Town and Parish Officers.

An Act further to extend the benefits of an Act passed in the thirty-seventh year of His Majesty's reign, intituled "An Act for the more easy barring of dower."

An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose.

An Act for the relief of Minors of the Societies of Menonists and Tunkers.

An Act to provide Houses of Correction in the several Districts within this Province.

An Act granting an additional sum of money for erecting a bridge across the Grand River.

An Act to extend the provisions of an Act passed in the forty-seventh year of His Majesty's reign, intituled "An Act for the preservation of salmon."

An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor, in pursuance of several Addresses of this House.

An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, laying out and opening new roads, and building bridges in the several districts thereof.

An Act to amend an Act passed in the forty-fourth year of His Majesty's reign, intituled "An Act for granting to His Majesty a certain sum of money for the further encouragement of the growth and cultivation of hemp within this Province, and the exportation thereof."

An Act granting to His Majesty a duty upon Billiard Tables.

An Act to repeal an Act passed in the forty-fourth year of His Majesty's reign, intituled "An Act to repeal certain parts of an Act passed in the thirty-fourth year of His Majesty's reign, intituled An Act to establish a Superior Court of Civil and Criminal jurisdiction and to regulate the Court of Appeal; and to authorize His Majesty's Court of King's Bench in this Province to regulate certain fees, costs and charges therein mentioned."

His Excellency was then pleased to address both Houses of the Provincial Parliament in these words, to wit:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

In closing this session of the Legislature I with pleasure embrace this opportunity of expressing my approbation of that zeal with which you have discharged the duties committed to your care.

The regulations which you have enacted respecting the statute labour on the highways, as well as the liberal appropriation of money for the purpose of laying out and amending certain roads, and building bridges, I consider as an honorable testimony of the attention which you have paid to the objects of public utility and benefit.

By the extension of the power delegated to the Commissioners for purchasing hemp, the growth of this Province, a facility will be obtained of establishing manufactures of that valuable article amongst ourselves.

The laws which are now passed for the prevention and punishment of forgery and counterfeiting of foreign Bills of Exchange, and other securities for the payment of money, which we have adopted from our Parent State, will I trust put a stop to a crime so detrimental to the interests of civil society in every country.

I entertain the hope that the other Bills passed by you, and to which I have assented in His Majesty's name, will produce the salutary ends for which they were intended.

But, Gentlemen, before I prorogue this session of the Legislature, I cannot deny myself the satisfaction of uniting my congratulations with yours on the happy event of His Majesty's having entered into the fiftieth year of His reign. To few Sovereigns has it been granted for so long a period to reign in the hearts and affections of His people. May His Subjects ever bear in mind the security and protection which they have enjoyed under his Government. May his valuable life, if it shall so please Almighty God, be still prolonged for their benefit, and may we in this Province, who have been specially favoured by his bounty, manifest our gratitude by attachment to his person and government, and by obedience to his laws.

And then the Hon. the Speaker of the Legislative Council, by Command of His Excellency the Lieutenant-Governor, declared the Provincial Parliament to be prorogued until Monday, the 16th April, 1810.

(Certificates of authenticity by Jas. Powell, Clerk of the Legislative Council, and Geo. Mayer, Librarian and Keeper of the Records at the Colonial Office, Downing Street.)

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From Friday, the first day of February,
to
Wednesday, the thirteenth day of March,
1811.

Being the fifty-first Year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,

1811.

YORK, Friday, 1st February, 1811.

This being the day appointed by proclamation for the meeting of the third session of the Fifth Provincial Parliament, the House accordingly met.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

At three o'clock His Excellency the Lieutenant Governor came to the Legislative Council Chamber, and, being seated on the Throne, the Gentleman Usher of the Black Rod was sent to desire the attendance of the Members of the Commons House of Assembly at the Bar of this House. And they being come thereto, His Excellency the Lieutenant Governor was pleased to address both Houses of the Provincial Parliament in the following words:—

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:—

When Europe is desolated by the calamities of War, and Nations with their Kings degraded and oppressed; whilst in other countries life and property are held at the will of the conqueror, and liberty is but an empty name; you, Gentlemen, are called together by a kind and gracious Sovereign, not for the purposes of ambition or power, but peacefully to consult and promote your own happiness.

Undeserving of such blessings must those subjects be who under these circumstances are not deeply impressed with thankfulness to God, and loyalty to their King.

Your past conduct, Gentlemen, bears ample testimony to your loyalty.

Thus animated, you will with zeal perform that important task committed to your care; and your knowledge of this widely extended Province will enable you to direct that zeal to its proper objects; and effectually to promote the comfort and prosperity of your Fellow Subjects.

I think it proper on this occasion to call your attention to the expediency of continuing for a limited time an Act passed in the forty-ninth year of His Majesty's reign, to ratify and confirm the Provisional Articles of Agreement entered into between this Province and that of Lower Canada.

Gentlemen of the House of Assembly:—

Having communicated your wishes with regard to the establishment of a regular Post in this Province to be submitted to His Majesty, I am now enabled to inform you that this subject is under particular consideration.

I have directed the Public Accounts to be laid before you, not doubting but that you will consider them with your usual care and attention.

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:—

Thus gratefully acknowledging the advantages and the privileges which we enjoy, let us remember that their continuance depends upon our own conduct. It is by removing from our minds partiality, prepossession and prejudice, that we can hope, either as legislators or individuals, to be of real benefit to the Community.

Banishing, then, everything from our thoughts that can weaken or divert our attention from the love of our country, let us now cordially unite in the enacting of such laws as may best tend to the peace, welfare and good government of this Province.

The Speaker and members of the House of Assembly having retired from the Bar, His Excellency the Lieutenant-Governor then withdrew.

The Honorable the Speaker then read His Excellency's speech, which was again read by the Clerk, and on motion made and seconded, the Honorable James Baby and the Honorable Æneas Shaw were appointed a Committee to prepare an address in answer to His Excellency's Speech.

On motion made and seconded, the House adjourned until to-morrow at two o'clock.

Saturday, 2nd February, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

The Committee appointed to prepare an address in answer to His Excellency the Lieutenant Governor's Speech reported the same; and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the same without amendment. Ordered that the said report be accepted. On motion made and seconded, ordered that the said address be engrossed, and read a third time on Monday next.

On motion made and seconded, the House adjourned until Monday next at twelve o'clock.

Monday, February 4th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, the Address in answer to His Excellency the Lieutenant Governor's Speech was read a third time.

And the question being put, if the said address do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same.

Ordered that the Hon. James Baby and the Hon. Æneas Shaw be a Committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive this House with their Address.

And on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, February 5th, 1811.

The House met pursuant to adjournment.

Present: The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when His Excellency would be pleased to receive this House with their Address reported that His Excellency would receive the House at 10 o'clock to-day.

At 1 o'clock the Honorable the Speaker, attended by the members and officers of this House, waited upon His Excellency the Lieutenant Governor, and presented their address in the following words, to wit:

To His Excellency Francis Gore, Esquire, Lieutenant Governor of the Province of Upper Canada, &c., &c.

May it please Your Excellency:—

We, His Majesty's most dutiful and loyal subjects, the Legislative Council of Upper Canada in Provincial Parliament assembled, do respectfully offer to Your Excellency our thanks for your Speech at the opening of this session of the Legislature.

When we contemplate the situation of Europe, desolated by the calamities of war; when life and property are held at the will of the conqueror, and when the name of liberty is used only as a mask to promote the purposes of ambition and power, we gratefully acknowledge the advantages which we in this Province possess in being thus called together by our kind and gracious Sovereign to consult and promote our own happiness.

With thankfulness to God and loyalty to our King, we will with zeal endeavour to fulfil the important task committed to our care.

We will pay that attention to the expediency of continuing an Act passed by this Legislature for ratifying and confirming the provisional Articles of Agreement entered into between this Province and Lower Canada which every recommendation from Your Excellency calls for at our hands.

Whilst thus gratefully acknowledging the advantages and privileges which we possess, we are fully sensible that their continuance depends upon ourselves; we will therefore endeavour by banishing partiality, prepossession and prejudice from our minds cordially to unite in the enacting of such laws as may best tend to the peace, welfare and good government of this Province.

To which His Excellency was pleased to make the following answer:—

Honorable Gentlemen of the Legislative Council:—

I receive with pleasure your loyal and respectful address, having the fullest confidence that you will discharge the important trust committed to your care with honor to yourselves and with advantage to the Province.

5th February, 1811.

The Speaker and members having returned to the Council Chamber the House formed, when the Speaker reported that he had a copy of His Excellency the Lieutenant Governor's answer, which he read; and which was read by the Clerk.

Then, on motion made and seconded, the House adjourned until Thursday at twelve o'clock.

Thursday, February 7th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

The Gentleman Usher of the Black Rod informed the Speaker that the Secretary of the Province was attending with a message from His Excellency the Lieutenant Governor. And being admitted, he presented at the Bar the Public Accounts for the preceding year, and then withdrew. On motion made and seconded, ordered that the said Accounts do lie upon the table.

Schedule.

No. 1. General Account of articles on which duties are imposed by the Legislature of Lower Canada which have passed Coteau du Lac from the 1st February to the 30th June, 1810; agreeable to the written accounts thereof received, or as ascertained on examination of carriages according to the Act.

No. 2. The Inspector's list of names of persons licensed as shop and innkeepers in the several districts of the Province of Upper Canada, between the 5th January, 1809, and the 5th January, 1810. These returns were not received in time to be laid before the Legislature in 1810.

No. 3. The Inspectors' returns of Still Licenses issued in the Midland, Niagara and London Districts, which expired on the 5th January, 1810. These returns were not received in time to be laid before the Legislature in 1810.

No. 4. The Inspectors' list of names of persons such as have been licensed as shop and innkeepers in the several districts of the Province of Upper Canada, from the 5th January, 1810, to the 5th January, 1811.

No. 5. The Inspectors' list of names of such persons as have been licensed to work stills in the several districts of the Province of Upper Canada, from the 5th January, 1811.

No. 6. Account of monies collected within the several districts of the Province of Upper Canada, on licenses issued to Hawkers, Pedlars and Petty Chapmen, for the year ending 5th April, 1810. (These returns were not received in time to be laid before the Legislature in 1810) after deducting 10 per cent. allowed to the Collectors by the Act of the 43rd of the King.

No. 7. Account of monies collected within the several districts of the Province of Upper Canada on licenses issued to Hawkers, Pedlars and Petty Chapmen for the year ending 5th April, 1811, so far as the returns have been received, after deducting the Collector's allowance of 10 per cent., and the sums repaid to such persons as have obtained certificates of residence agreeable to the Act of the 47th of the King.

No. 8. Provincial Revenue of the Crown arising from duties collected on goods imported under authority of Acts of the Provincial Parliament between the

1st January and the 31st December, 1811; including such duties as have not been heretofore stated.

No 9. Provincial Revenue of the Crown arising from duties collected on goods imported under authority of Acts of the Parliament of Great Britain, between the 1st January and 31st December, including such duties as have not been heretofore stated.

No. 10. Abstract of Warrants issued by His Excellency Francis Gore, Esquire, Lieutenant Governor of the Province of Upper Canada, for monies charged against the funds arising from duties imposed by the Provincial Legislature.

No. 11. Account of Lighthouse tonnage duty collected for the year ending the 31st December, 1810 (so far as the returns have been received), including such duties as have not been heretofore stated.

No. 12. Supplementary Abstract statement of monies collected within the several districts of this Province of Upper Canada, on shop, innkeepers and still licenses issued between the 5th January, 1809, and 5th January, 1810; under authority of Acts of the Provincial Parliament; after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 13. Supplementary Abstract Statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeepers' licenses issued between the 5th January, 1809, and 5th January, 1810; under authority of Acts of the Parliament of Great Britain, after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 14. Abstract statement of monies collected within the several districts of the Province of Upper Canada on shop, innkeepers' and still licenses issued between the 5th January, 1810, and the 5th January, 1811, so far as the returns have been received, after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 15. Abstract statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeepers' licenses issued between the 5th January, 1810, and 5th January, 1811, under authority of Acts of the Parliament of Great Britain (so far as the returns have been received) after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 16. General State of cash received by the Receiver General for duties and fines under authority of Acts of the Parliament of Great Britain between the 1st January and the 31st December, 1810.

No. 17. General state of receipts and payments by the Receiver General for duties and fines (likewise appropriations) made under authority of Acts of the Provincial Parliament, between the 1st January and 31st December, 1810.

Also sundry Accounts relative to the purchase and exportation of hemp, under the authority of an Act passed in the Provincial Parliament the 9th day of January, 1804.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Friday, February 8th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, and Æneas Shaw, Esquires.

Prayers were read.

On motion, made and seconded, Mr. Cartwright brought in a Bill intituled "An Act to provide for obtaining the benefits of the process of outlawry in civil actions within this Province," which was read a first time, and ordered to be read a second time on Monday next.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, February 9th, 1811

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and Aeneas Shaw, Esquires.

Prayers were read.

On motion, made and seconded, the House adjourned until Monday at 12 o'clock.

Monday, February 11th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, a Bill intituled "An Act to provide for obtaining the benefits of the process of outlawry in civil actions within this Province," was read a second time, and on motion, made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into consideration; had made some progress therein, and requested leave to sit again on Wednesday next.

Ordered that the report be accepted and leave given.

On motion made and seconded, the House adjourned until Wednesday at 12 o'clock.

Wednesday, February 13th, 1811. . .

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and John McGill, Esquires.

Prayers were read.

Pursuant to notice, Mr. Cartwright brought in a Bill intituled "An Act to extend the benefits of the Statute of the 5th Geo. II.," and, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time on Friday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration a Bill intituled "An Act to provide for the obtaining the benefits of the process of outlawry in civil actions within this Province."

House in Committee, Mr. Cartwright in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and the Bill read a third time to-morrow.

On motion, made and seconded, the House adjourned until to-morrow at 12 o'clock.

Thursday, February 14th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, a Bill intituled "An Act to provide for the obtaining the benefits of the process of outlawry in civil actions within this province," was read a third time; and, the question being put, if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down to the House of Assembly.

On motion, made and seconded, the House adjourned until to-morrow at 12 o'clock.

Friday, February 15th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act to extend the Statute of the 5th Geo. II.," and on motion, made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some good progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act for granting to His Majesty an annual sum of money for the purposes therein mentioned.'"

The deputation having withdrawn, on motion, made and seconded, the said Act was read a first time.

A deputation from the House of Assembly being announced was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor in pursuance of an Address of this House," and a Bill, intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province.'"

The deputation having withdrawn, the said Bills were read a first time, and on motion, made and seconded, the Bill intituled "An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor in pursuance of an Address of this House," was ordered to be read a second time to-morrow, and the Bill, intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to amend, explain and reduce to one Act of Parliament the several laws now in being for raising and training the Militia of this Province,'" was ordered to be read a second time on Monday next.

Then, on motion, made and seconded, the House adjourned until to-morrow at one o'clock.

Saturday, February 16th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor in pursuance of an Address of this House," and on motion, made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without any amendment.

Ordered that the report be accepted, and that the Bill be read a third time on Monday next.

On motion, made and seconded, ordered that so much of the order of the day as relates to the further commitment of the Bill intituled "An Act to extend the Statute of 5th Geo. II." be discharged, and made part of the order of the day for Monday next.

Then, on motion, made and seconded, the House adjourned until Monday next at 12 o'clock.

Monday, February 18th, 1811.

The House met pursuant to adjournment.

Present: The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Aeneas Shaw, John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, a Bill intituled "An Act for applying a certain sum of money therein mentioned, to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor, in pursuance of an Address of this House," was read a third time; and the question being put, if this Bill do now pass, it was carried in the affirmative; and the Speaker having signed the same, it was by the Master-in-Chancery carried and returned to the House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration a Bill intituled "An Act to extend the Statutes of 5th Geo. II."

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given to sit again accordingly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for preventing charge and expense in election of members to serve in the House of Assembly in this Province."

The deputation having withdrawn, the said Bill was read a first time.

Pursuant to the order of the day, the Bill intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament, the several laws now in being for the raising and training the Militia of this Province,'" was read a second time, and on motion made and seconded, the House went into Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said bill, and requested leave to sit again to-morrow.

Then on motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Tuesday, February 19th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and Æneas Shaw, Esquires.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration the Bill intituled "An Act to extend the Statute of 5th Geo. II."

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and had made some amendments thereto, and requested leave to sit again to-morrow.

On motion made and seconded, ordered that the said Bill as amended be engrossed, and read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to obviate certain doubts which have arisen in the Practice of the Court of King's Bench in this Province."

The deputation having withdrawn, the said Bill was read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act

to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in force for the raising and training the Militia of this Province.'

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and made some amendments thereto which they recommended to the adoption of the House. Ordered that the said report be accepted; that the amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day was read a second time a Bill intituled "An Act for preventing Charge and Expense in election of members to serve in the House of Assembly of this Province." And on motion made and seconded, ordered that the House do now resolve itself into a Committee of the whole House to-morrow to take the same into consideration.

Then on motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Wednesday, February 20th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill intituled "An Act to extend the Statute of the 5th Geo. II." be discharged, and that the House do now resolve itself into a Committee to take the said Bill into further consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again on Friday next. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the House of Assembly being announced, they were admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to amend an Act passed in the forty-seventh year of His Majesty's reign, intituled "An Act to establish Public Schools in each and every district of this Province.''" The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into consideration a Bill intituled "An Act for preventing charge and expense in election of members to serve in the House of Assembly in this Province."

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again this day three months. Ordered that the said report be accepted, and that leave be given accordingly.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act to obviate certain doubts which have arisen in the practice of the Court of

King's Bench in this Province." And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again on Friday next. Ordered that the report be accepted, and leave given accordingly.

Then, on motion made and seconded, the House adjourned until Friday at 12 o'clock.

Friday, February 22nd, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled "An Act for the benefit of the Creditors of such persons who have died indebted beyond what their personal estate can discharge."

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled "An Act to obviate certain doubts which have arisen in the Practice of the Court of King's Bench in this Province."

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, had made some further progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Saturday, February 23rd, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to notice given yesterday, Mr. Cartwright brought in a Bill intituled "An Act further to amend an Act intituled 'An Act to establish Public Schools in each and every district of this Province.'" On motion made and seconded, the said Bill was read a first time, and ordered to be read a second time on Monday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take a Bill intituled "An Act for the benefit of the creditors of such persons who have died indebted beyond what their personal estate can discharge," into further consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, had made some further progress therein, and requested leave to sit again on Monday next. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to obviate certain doubts which have arisen in the practice of the Court of King's Bench in this Province."

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, had made some amendments thereto, and requested leave to sit again on Monday. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal all laws and ordinances of the Province of Quebec now in force in this Province."

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time.

On motion made and seconded, the House adjourned until Monday at 12 o'clock.

Monday, February 25th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

On motion made and seconded, ordered that a Bill intituled "An Act to repeal part of an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to amend an Act passed in the forty-seventh year of His Majesty's reign, intituled "An Act to establish Public Schools in each and every district of this Province," " be read a second time this day three months.

Pursuant to the order of the day, was read a second time, A Bill intituled "An Act further to amend an Act intituled 'An Act to establish Public Schools in each and every district of this Province,'" and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted, and the Bill as amended be engrossed and read a third time to-morrow

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration the Bill intituled "An Act for the benefit of the creditors of such persons who have died indebted beyond what their personal estate can discharge."

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, had made some further progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to obviate certain doubts which have arisen in the practice of the Court of King's Bench in this Province."

House in Committee, Mr. Cartwright in the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and that the Bill be engrossed as amended, and read a third time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, February 26th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, was read a third time a Bill intituled "An Act further to amend an Act intituled 'An Act to establish Public Schools in each and every district of this Province.'" And the question being put—if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, was read a third time, a Bill intituled "An Act to obviate certain doubts which have arisen in the practice of the Court of King's Bench in this Province." And the question being put—if the said Bill do now pass, as amended, it was carried in the affirmative; whereupon the Speaker signed the same. And the said Bills were, by the Master-in-Chancery, carried down and returned to the House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration a Bill intituled "An Act for the benefit of the creditors of such persons who have died indebted beyond what their personal estate can discharge."

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted.

And, on motion made and seconded, the said Bill was ordered to be engrossed, and read a third time to-morrow.

On motion made and seconded, ordered that the Bill intituled "An Act to repeal an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act for granting to His Majesty an annual sum of money for the purposes therein mentioned,'" be read a second time this day three months.

A deputation from the House of Assembly being announced, they were admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend and explain an Act passed in the thirty-eighth year of His Majesty's reign, intituled 'An Act to establish a Superior Court of civil and criminal jurisdiction, and to regulate the Court of Appeal.'" And a Bill intituled "An Act to regulate the duty of Sheriffs, and for other purposes therein mentioned."

The deputation having withdrawn, on motion made and seconded the said Bills were read a first time, and the Bill intituled "An Act to regulate the duty of Sheriffs, and for other purposes therein mentioned," was ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock.

Wednesday, February 27th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day was read a third time a Bill intituled "An Act for the benefit of the creditors of such persons who have died indebted beyond what their personal estate can discharge," and the question being put—if the said Bill do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was, by the Master-in-Chancery, carried down to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for granting to His Majesty duties upon Licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned, and further granting to His Majesty duties upon Licenses to Hawkers, Pedlars and Petty Chapmen and other trading persons therein mentioned.'" And a Bill intituled "An Act to repeal the several Acts now in force in this Province, relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments; and fixing the several valuations at which each and every particular of such property shall be rated and assessed," and to make further provision for the same.

The deputation having withdrawn, on motion made and seconded, the said Bills were read a first time and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought and delivered at the bar of this House a message in the following words:—

Mr. Speaker:—

The House of Assembly request a conference with the Honorable Legislative Council on the subject of the amendments made by them in and to an Act sent

up from the House, intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in force for the raising and training the Militia of this Province.'"

Commons House of Assembly
Monday, 25th February, 1811.

SAML. STREET,
Speaker.

The deputation having withdrawn, Mr. Baby and Mr. Cartwright were appointed a Committee of the House of Assembly; and a message in the following words was by the Master-in-Chancery carried down to the House of Assembly:

Mr. Speaker:—

The Legislative Council have appointed a Committee to confer with the Committee of the Commons House of Assembly on the subject of the amendments made by them in and to an Act intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act the several laws now in force for the raising and training the Militia of this Province,' " at the rising of this House, in the Legislative Council Chamber.

Legislative Council Chamber,
Monday, Feby. 25th, 1811.

THOS. SCOTT,
Speaker.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to regulate the duty of Sheriffs, and for other purposes therein mentioned." And on motion made and seconded, the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

Then, on motion made and seconded, the House adjourned until to-morrow at 1 o'clock.

Thursday, February 23th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richd. Cartwright, Æneas Shaw, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend and repeal part of an Act passed in the fiftieth year of His Majesty's Reign, intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose.'"

The deputation also brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker:—The House of Assembly request a conference with the Honorable the Legislative Council, on the subject of the amendments made by them in

and to an Act sent up from this House, intituled "An Act for obviating certain doubts which have arisen in the practice of the Court of King's Bench in this Province."

Commons House of Assembly,
Thursday, 28th Feby., 1811.

SAML. STREET,
Speaker.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act to repeal the several Acts now in force in this Province, relative to the rates and assessments; and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments, and fixing the several valuations at which each and every particular of such property shall be rated and assessed,' and to make further provision for the same," and, on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, ordered that the said amendments be engrossed, and the Bill as amended read to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to regulate the duties of Sheriffs, and for other purposes therein mentioned."

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into further consideration, had made some further progress thereupon, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled, 'An Act for granting to His Majesty duties of Licenses to Hawkers, Pedlars, Petty Chapmen and other trading persons therein mentioned,' and further for granting to His Majesty certain duties on Licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned," and on motion made and seconded, ordered that the Bill be referred to a Committee of the whole House to-morrow.

On motion made and seconded, a Bill intituled "An Act to amend and repeal part of an Act passed in the fiftieth year of His Majesty's reign, intituled, 'An Act to provide for the laying out, amending and keeping in repair the Public Highways and roads in this Province, and to repeal the laws now in force for that purpose,'" was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Friday, March 1st, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw and John McGill, Esquires.

Prayers were read.

The Committee appointed to confer with a Committee of the House of Assembly, on the subject matter of the amendments made by this House in and to a Bill intituled "An Act to obviate certain doubts which have arisen in the practice of the Court of King's Bench in this Province," and that they had agreed to some further amendment of the said Act.

Ordered that the said report be accepted.

And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the said amendment into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said amendments into consideration, and had agreed thereto.

Ordered that the said report be accepted; and the said amendments be engrossed, and read to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to continue and amend an Act passed in the forty-ninth year of His Majesty's reign, intituled 'An Act for continuing for a limited time the provisional agreement entered into between this Province and Lower Canada, at Montreal, on the 5th day of July, one thousand eight hundred and four, relative to duties; also for continuing for a limited time the several Acts of the Parliament of this Province now in force relating thereto.'"

The deputation having withdrawn, the said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an ordinance of the Province of Quebec, passed in the twenty-eighth year of His Majesty's reign, intituled 'An Act or Ordinance to prevent persons practising Physic and Surgery within the Province of Quebec, or midwifery, in the towns of Quebec and Montreal without a License.'"

The deputation having withdrawn,

On motion made and seconded,

Ordered that so much of the order of the day as relates to the reading as amended of the Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled, 'An Act to repeal the several Acts now in force in this Province relative to rates and assessments, and also to particularize property, real and personal, which during the continuance thereof shall be subject to rates and assessments; and fixing the several valuations at which each and every particular of such property shall be rated and assessed,' and to make further provision for the same," and that the House do now resolve itself into a Committee of the whole House to take the said Bill into further consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further amendments to the said Bill, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and that the said amendments be engrossed, and the Bill read as amended a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled "An Act to regulate the duty of Sheriffs, and for other purposes therein mentioned."

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned,' and further for granting to His Majesty certain duties on licenses to Hawkers, Pedlars, and Petty Chapmen, and other trading persons therein mentioned."

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and the amendments engrossed, and the Bill read as amended a third time to-morrow.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act to amend and repeal part of an Act passed in the fiftieth year of His Majesty's reign, intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads of this Province; and to repeal the laws now in force for that purpose.'"

And on motion, made and seconded, ordered that the House do to-morrow resolve itself into a Committee of the whole House to take the same into consideration.

On motion made and seconded, a Bill intituled "An Act to repeal an Ordinance of the Province of Quebec, passed in the twenty-eighth year of His present Majesty's reign, intituled 'An Act or Ordinance to prevent persons practising Physic or Surgery within the Province of Quebec, or Midwifery in the towns of Quebec or Montreal, without license,'" was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock.

Saturday, March 2nd, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; Jas. Baby, Richd. Cartwright, Aeneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day was read a third time, a Bill intituled "An Act to obviate certain doubts which have arisen in the practice of the Court of King's Bench in this Province," and the question being put, if the said Bill as amended do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, was read a third time as amended, a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An act to repeal the several Acts now in force in this Province, relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments; and fixing the several valuations at which each and every particular of such property shall be rated and assessed,' and to make further provision for the same."

And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

And the said Bills as amended were by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded,

Ordered that so much of the order of the day as relates to the third reading of the Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for granting to His Majesty duties on Licenses to Hawkers, Pedlars and Petty Chapmen and other trading persons therein mentioned,' and further for granting to His Majesty certain duties on Licenses to Hawkers, Pedlars, Petty Chapmen and other trading persons therein mentioned" as amended be discharged, and that the House do resolve itself into a Committee of the whole to take the same into further consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further amendments to the Bill, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

And on motion made and seconded, the said amendments were engrossed, and the Bill as amended read a third time.

And the question being put, if the Bill as amended do now pass, it was carried in the affirmative; whereupon the Speaker signed the same; and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act to continue and amend an Act passed in the forty-ninth year of His Majesty's reign intituled 'An Act for continuing for a limited time the Provisional Agreement entered into between this Province and Lower Canada, at Montreal, on the fifth day of July, one thousand eight hundred and four, relative to duties. Also for continuing for a limited time the several Acts of the Parliament of this Province now in force relating thereto.'"

And on motion made and seconded, the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without any amendment.

Ordered that the report be accepted, and the Bill read a third time on Monday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled "An Act to amend and repeal part of an Act passed in the fiftieth year of His Majesty's reign, intituled 'An Act to provide for the laying out, amending and keeping in repair

the public highways and roads in this Province, and to repeal the laws now in force for that purpose."

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments which they recommended to the adoption of the House.

Ordered that the said report be accepted.

And on motion made and seconded, the said Bill was read as amended, and ordered to be read a third time on Monday.

On motion made and seconded,

Ordered that a Bill intituled "An Act to repeal all the laws and ordinances of the Province of Quebec now in force in this Province," be read a second time this day three months.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to repeal an Ordinance of the Province of Quebec passed in the twenty-eighth year of His Present Majesty's reign, intituled 'An Act or Ordinance to prevent persons practising Physic or Surgery within the Province of Quebec, or Midwifery in the Towns of Quebec and Montreal without License.'"

And on motion made and seconded,

Ordered to be committed on Monday next.

On motion made and seconded, a Bill intituled "An Act to amend the process of the District Courts, and also further to regulate the proceedings of Sheriffs in the sale of goods and chattels taken by them in execution," was read a first time, and ordered to be read a second time on Monday next.

Then, on motion made and seconded, the House adjourned until Monday next at twelve o'clock.

Monday, March 4th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following message:—

Mr. Speaker,—The House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to an Act intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act the several laws now in force for the raising and training the Militia of this Province.'"

The deputation having withdrawn, the Speaker reported the same.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill intituled "An Act to continue and amend an Act passed in the forty-ninth year of His Majesty's reign, intituled 'An Act for the continuing for a limited time the Provisional Agreement entered into between this Province and Lower Canada, at Montreal, on the fifth day of July, one thousand eight hundred and four, relative to duties'; also for continuing for a limited time the several Acts of the Parliament of this Province now in force relating thereto," be discharged; and that the House do now resolve itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some amendments to the said Bill, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill was read as amended; and ordered that the amendments be engrossed, and the Bill as amended read this day.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an ordinance of the Province of Quebec, passed in the seventeenth year of His Majesty's reign, intituled 'An Ordinance for ascertaining damages on protested Bills of Exchange, and fixing the rate of interest in this Province.'"

And a Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His Majesty, intituled 'An Act for the public registry of Deeds, Conveyances, Wills, and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province,'"

The deputation having withdrawn,

On motion made and seconded, the said Bills were read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled "An Act to repeal an ordinance of the Province of Quebec, passed in the twenty-eighth year of His Majesty's reign, intituled An Act or Ordinance to prevent persons practising Physic or Surgery within the Province of Quebec and Montreal without License."

House in Committee, Mr. Shaw in the Chair.

The Chairman reported that the Committee had taken the same into consideration; had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to amend the process of the District Courts; and also to further regulate the proceedings of Sheriffs in the sale of goods and chattels taken by them in execution,"

And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment.

Ordered that the said Report be accepted, and the Bill read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to amend and repeal part of an Act passed in the fiftieth year of His Majesty's reign, intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads of this Province, and to repeal the laws now in force for that purpose'" was read a third time and amended;

And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same.

The Bill intituled "An Act to continue and amend an Act passed in the

forty-ninth year of His Majesty's reign, intituled, 'An Act for the continuance for a limited time the Provisional Agreement entered into between this Province and Lower Canada, at Montreal, on the fifth day of July, one thousand eight hundred and four, relative to duties; also for continuing for a limited time the several Acts of the Parliament of this Province now in force relating thereto,' was read a third time as amended,

And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and the said Bills were as amended carried down and returned to the House of Assembly.

On motion made and seconded, the house adjourned until to-morrow, at ten o'clock.

Tuesday, March 5th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw and McGill.

Prayers were read.

Pursuant to the order of the day, was read a third time a Bill intituled "An Act to amend the process of the District Courts, and further to regulate the proceedings of Sheriffs in the sale of goods and chattels taken by them in execution," and the question being put, if this Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned as amended to the House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take a Bill intituled "An Act to repeal an Ordinance of the Province of Quebec, passed in the twenty-eighth year of His present Majesty's reign, intituled 'An Act or Ordinance to prevent persons practising Physic or Surgery within the Province of Quebec, or Midwifery in the Towns of Quebec and Montreal, without license,'" into further consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and the amendments engrossed, and the Bill as amended read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:—

Mr. Speaker,—The House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to an Act intituled "An Act to extend personal arrest to the sum of forty shillings, and otherwise to regulate the practice in cases of personal arrest."

Commons House of Assembly,

(Signed) SAML. STREET,

Tuesday, 5th March, 1811.

Speaker.

The deputation having withdrawn, the Speaker reported the same.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act con-

cerning Land Surveyors and the admeasurement of land; and the more accurately ascertaining the boundaries of lands in this Province."

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded,

Ordered that so much of the order of the day be discharged, and be the order of the day for to-morrow, as remains; and that the House do now adjourn until to-morrow at eleven o'clock.

Wednesday, March 6th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw and John McGill.

Prayers were read.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act to amend an Act passed in the thirty-fifth year of the reign of His Majesty, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements, or hereditaments within this Province,'"

And on motion made and seconded, the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the Order of the day, was read a second time, a Bill intituled "An Act to repeal an Ordinance of the Province of Quebec, passed in the seventeenth year of His Majesty's reign, intituled 'An Ordinance for ascertaining damages on protested Bills of Exchange, and fixing the rate of interest in the Province of Quebec.'"

Also to ascertain damages on protested Bills of Exchange, and fixing the rate of interest in this Province, was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded,

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

Pursuant to the order of the day, was read a third time, a Bill intituled "An Act to repeal an Ordinance of the Province of Quebec, passed in the twenty-eighth year of His present Majesty's reign, intituled 'An Act or Ordinance to prevent persons practising Physic or Surgery within the Province of Quebec, or Midwifery in the Towns of Quebec and Montreal, without license.'"

And the question being put, if the said Bill do now pass as amended, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned as amended to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the relief of creditors against absconding debtors,"

And a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for the granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned,'"

And an Act "To amend and continue for a limited time an Act passed in the forty-ninth year of His Majesty's reign, intituled 'An Act for continuing for a limited time the Provisional Agreement entered into between this Province and Lower Canada, at Montreal, on the fifth day of July, one thousand eight hundred and four; relative to duties; also for continuing for a limited time the several Acts of the Parliament of this Province now in force relating thereto.'"

The deputation then withdrew.

On motion made and seconded, the said Bills were read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act concerning Land Surveyors, the admeasurement of Land and the more accurately ascertaining the boundaries of lands in this Province."

And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

A deputation from the House of Assembly being announced, they were admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act to repeal the several Acts now in force in this Province relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments; and fixing the several valuations at which each and every particular of such property shall be rated and assessed,'"

and to make further provision for the same.

The deputation having withdrawn,

The said Bill was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until eleven o'clock to-morrow.

Thursday, March 7th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, a Bill intituled "An Act to repeal an Ordinance of the Province of Quebec, passed in the seventeenth year of His Majesty's reign, intituled 'An Ordinance for ascertaining damages on protested Bills of Exchange and fixing the rate of interest in the Province of Quebec; 'also to ascertain damages on protested Bills of Exchange and fixing the rate of interest in this Province,' " was read the third time as amended;

And the question being put, if the Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned as amended to the House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take a Bill intituled "An Act to amend an Act passed in the thirty-fifth year of the reign of His Majesty, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances, which shall be made or may affect any lands, tenements or hereditaments within this Province,' " into further consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned,' and further for granting to His Majesty certain duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned."

And on motion made and seconded,

The House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment.

Ordered that the said report be accepted.

And on motion made and seconded, the said Bill was read a third time and passed.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Bill intituled "An Act to amend and continue for a limited time an Act passed in the forty-ninth year of His Majesty's reign, intituled 'An Act for continuing for a limited time the Provisional Agreement entered into between this Province and Lower Canada, at Montreal, on the fifth day of July, one thousand eight hundred and four; relative to duties; also for continuing for a limited time the several Acts of the Parliament of this Province now in force relative thereto,' " was read a second time, committed, reported, and read a third time:

And the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and the said Bill was by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act to repeal the several Acts now in force in this Province relative to rates and assessments; and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments, and fixing the several valuations at which each and every particular of such property shall be rated and assessed,' and to make further provision for the same."

And on motion made and seconded, the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment.

Ordered that the said Bill be read a third time to-morrow.

On motion made and seconded,

Ordered that so much of the order of the day as relates to the further commitment of a Bill intituled "An Act concerning Land Surveyors, the admeasurement of land, and the more accurately ascertaining the boundaries of lands in this Province," be discharged, and made part of the order of the day for to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Friday, March 8th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day was read a third time a Bill intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign intituled 'An Act to repeal the several Acts now in force in this Province relative to rates and assessments, and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments; and fixing the several valuations at which each and every particular of such property shall be rated and assessed' and to make further provision for the same."

And the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act for the better regulation of Special Juries.'"

The deputation also brought up and delivered at the Bar of this House a message in the following words:—

Mr. Speaker,—The House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to an Act intituled "An Act

to repeal an Ordinance of the Province of Quebec, passed in the seventeenth year of His Majesty's reign, intituled "An Ordinance for ascertaining damages on protested Bills of Exchange, and fixing the rate of interest in the Province of Quebec; also to ascertain damages on protested Bills of Exchange, and fixing the rate of interest in this Province."

Commons House of Assembly,
March 8th, 1811.

(Signed) SAMUEL STREET,
Speaker.

The deputation having withdrawn,

The said Bill was read the first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His Majesty, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances, which shall be made or may affect any lands, tenements or hereditaments within this province,'"

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted.

And on motion made and seconded, the said Bill was read as amended, and ordered that the amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled "An Act concerning Land Surveyors, the admeasurement of land, and the more accurately ascertaining the boundaries of lands within this Province."

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again this day three months.

On motion made and seconded was read a second time a Bill intituled "An Act to amend part of an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province,'"

And the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock.

Saturday, March 9th, 1811.

The House met pursuant to adjournment.

Present:—The Hon. Thos. Scott, Speaker; James Baby, Æneas Shaw and John McGill.

Prayers were read.

Pursuant to the order of the day was read, a third time as amended, a Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His Majesty's reign, intituled 'An Act for the public registering of deeds, conveyances, wills, and other incumbrances which shall be made, or may effect any lands, tenements or hereditaments within this Province.'"

And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative; whereupon the Speaker signed the same; and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded, the House adjourned until Monday at 12 o'clock.

Monday, March 11th, 1811.

The House met pursuant to adjournment.

Present:—The Hon. Thos. Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

Prayers were read.

A Bill intituled "An Act to amend an Act passed in the twenty-eighth year of His Majesty's reign, intituled 'An Act for the better regulation of Special Juries,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given.

A deputation from the House of Assembly being announced, they were admitted, and brought up and delivered at the Bar of this House a message in the following words:—

Mr. Speaker,—The House of Assembly have passed an Act sent down from your Honorable House, intituled "An Act to amend the process of the District Courts and also further to regulate the proceedings of Sheriffs in the sale of goods and chattels taken by them in execution without any amendment.

Commons House of Assembly, (Signed) SAML. STREET,

March 9th, 1811.

Speaker.

The deputation also brought up for the concurrence of this House a Bill intituled "An Act to extend the jurisdiction of the Court of Requests in this Province,"

The deputation having withdrawn,

On motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and opening the public highways and roads, and building bridges in the several Districts thereof."

The deputation having withdrawn,

On motion made and seconded, the said Bill was read a first time, and on motion made and seconded the said Bill was read the second time; and the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock.

Tuesday, March 12th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, and John McGill, Esquires.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration a Bill intituled "An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and opening the public highways and roads and building of bridges in the several districts thereof."

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment.

Ordered that the said report be accepted.

And on motion made and seconded, the said Bill was read a third time, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded,

Ordered that so much of the order of the day as relates to the second reading of a Bill intituled "An Act to extend the jurisdiction of the Court of Requests in this Province," be discharged.

Then, on motion made and seconded,

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

Wednesday, March 13th, 1811.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, and John McGill.

Prayers were read.

At — o'clock His Excellency the Lieutenant Governor came to the Legislative Council Chamber, and being seated on the Throne,

The Gentleman Usher of the Black Rod was sent to the House of Assembly to command their immediate attendance at the Bar of the Legislative Council Chamber.

And they being come thereto, His Excellency was pleased to give his consent to the following Bills, to wit:—

An Act to amend an Act passed in the forty-eighth year of His Majesty's reign, intituled "An Act to explain, amend and reduce into one Act the several laws now in force for the raising and training the Militia of this Province,"

An Act to amend the process of the District Courts, and also further to regulate the proceedings of Sheriffs in the sale of goods and chattels taken by them in execution.

An Act to extend personal arrest to the sum of forty shillings, and otherwise to regulate the practice in cases of personal arrest.

An Act to repeal an Ordinance of the Province of Quebec, passed in the seventeenth year of His Majesty's reign, intituled "An Ordinance for ascertaining damages on protested Bills of Exchange, and fixing the rate of interest in the Province of Quebec; also to ascertain damages on protested Bills of Exchange, and fixing the rate of interest in this Province."

An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled "An Act to repeal the several Acts now in force in this Province relative to rates and assessments; and also to particularize the property, real and personal, which during the continuance thereof shall be subject to rates and assessments, and fixing the several valuations at which each and every particular of such property shall be rated and assessed, and to make further provision for the same."

An Act to amend and continue for a limited time an Act passed in the forty-ninth year of His Majesty's reign, intituled "An Act for continuing for a limited time the provisional agreement entered into between this Province and Lower Canada, at Montreal, on the fifth day of July, one thousand eight hundred and four, relative to duties; also for continuing for a limited time the several Acts of the Parliament of this Province now in force relating thereto."

An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and opening the public highways and roads of this Province, and building bridges in the several districts thereof.

An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address of this House.

An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled "An Act for the granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned."

His Excellency was then pleased to address both Houses of the Provincial Parliament in the following words, to wit:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

In closing this session of the Legislature, I am happy in expressing the sense I entertain of the diligence and attention with which you have conducted the various objects of public concern that have come before you.

It is with pleasure I observe that your liberality is continued and further extended to the opening and amending of roads and the building of bridges, as it is by a facility of communication and of intercourse that the interest of agriculture and commerce can be effectually promoted, and the industrial settler enabled to receive his merited reward.

The progressive state of improvement in this Province presents us with the most flattering prospects of success, and while it affords convincing proof of what patient industry can accomplish holds forth also a well grounded hope that by the fruits of our labour and the fertility of our soil we shall be enabled not only to ensure plenty to ourselves, but, through the intervention of commerce, to become a valuable colony to our parent state.

The other laws which you have enacted, and to which I have now given the Royal assent, merit also my approbation; it only remains for me to recommend that you will strengthen the laws of your country by your influence and example, and that, added to your public exertions in this place, you will as individuals promote good order, industry and loyalty amongst your fellow subjects; as it is only by such means we can expect or hope for the continuance of that comfort, security and liberty which we, under the protection of our parent state, and under the Government of the best of Kings, have hitherto enjoyed.

And the Honorable the Speaker of the Legislative Council by command of His Excellency the Lieutenant Governor, declared the Provincial Parliament to be prorogued until Wednesday, the 17th April, 1811.

And it was prorogued accordingly.

I do certify the foregoing to be a true transcript of the minutes of the proceedings of the Legislative Council of Upper Canada, in the third session of the fifth Provincial Parliament.

JOHN POWELL,
Clk. Legislative Council.

Certified to be true copies from the Records in the Colonial Office.

GEO. MAYER,
Librarian and Keeper of the Records.

Downing Street, 1st September, 1857.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

From Monday, the third day of February,

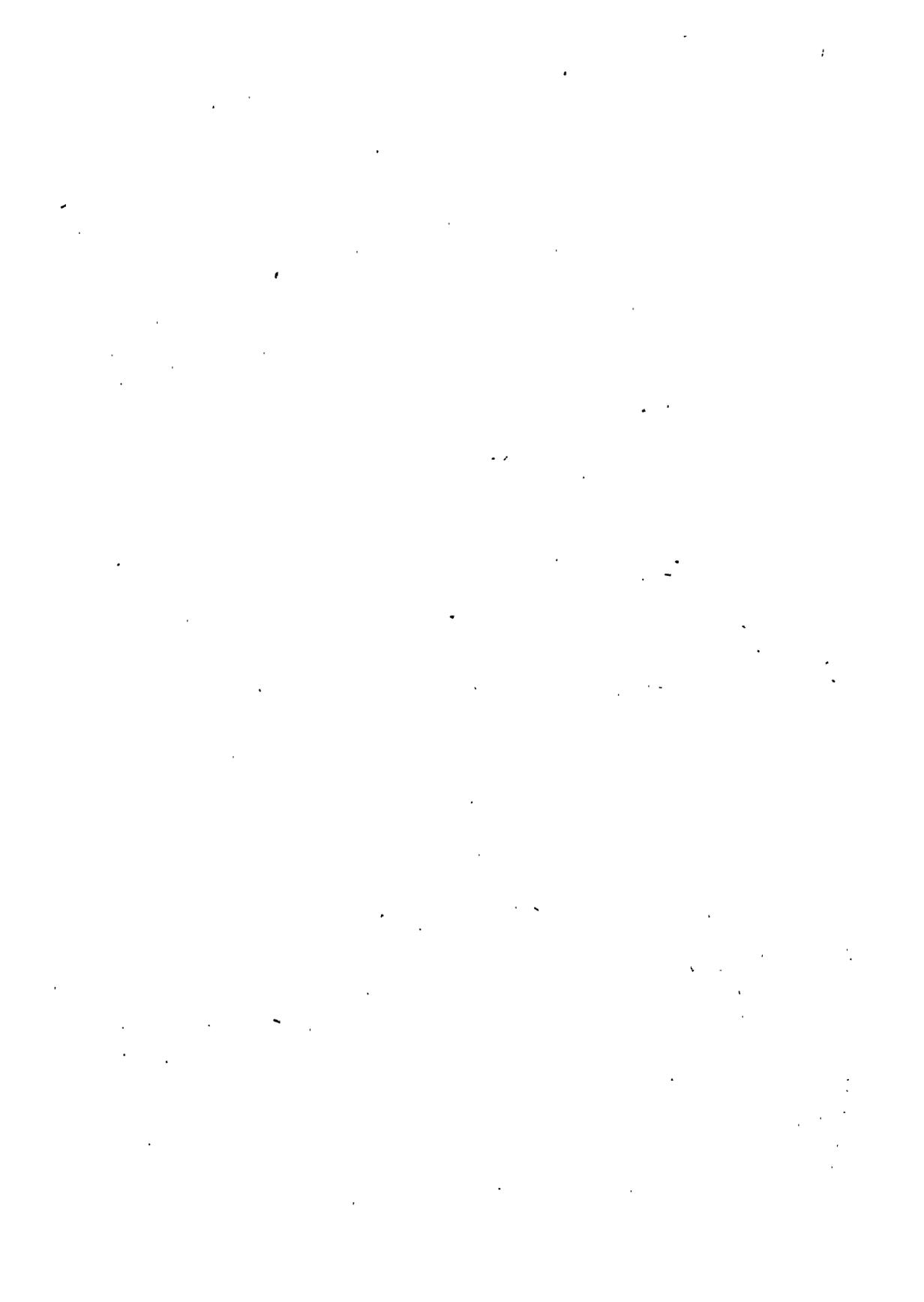
to

Friday, the sixth day of March,

1812.

Being the fifty-second Year of the Reign of

KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
1812.

YORK, 3rd February, 1812.

This being the day appointed by proclamation for the meeting of the Fourth Session of the Fifth Provincial Parliament,

The House accordingly met.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw and John McGill, Esquires.

At half-past one o'clock p.m. His Honor, the President, came to the House, and being seated on the Throne with the usual formalities,

The Gentleman Usher of the Black Rod was sent to command the attendance of the Commons House of Assembly at the Bar of this House.

And they being come thereto, His Honor the President was pleased to address both Houses in the following words, viz.:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—

I should derive the utmost satisfaction, the first time of my addressing you, were it permitted me to direct your attention solely to such objects as tended to the peace and prosperity of this Province.

The glorious contest in which the British Empire is engaged, and the vast sacrifice which Great Britain nobly offers to secure the independence of the other nations, might be expected to stifle every feeling of envy and jealousy, and at the same time to excite the interest and command the admiration of a free people; but, regardless of such generous impressions, the American Government evinces a disposition calculated to impede and divide her efforts.

England is not only interdicted the harbours of the United States, while they afford a shelter to the cruisers of her inveterate enemy, but she is likewise required to resign those maritime rights which she has so long exercised and enjoyed. Insulting threats are offered, and hostile preparations are actually commenced; and though not without hope that cool reflection and the dictates of justice may yet avert the calamities of war, I cannot under every view of the relative situation of the Province be too urgent in recommending to your early attention the adoption of such measures as will best secure the internal peace of the country and defeat every hostile aggression.

Principally composed of the sons of a brave and loyal band of veterans, the Militia, I am confident, stand in need of nothing but the necessary legislative provisions to direct their ardour in the acquirement of military instruction to form a most efficient force.

The growing prosperity of these Provinces, it is manifest, begins to awaken a spirit of envy and ambition. The acknowledged importance of this Colony to the Parent State will secure the continuance of her powerful protection. Her fostering care has been the first cause under Providence of the uninterrupted happiness you have so long enjoyed. Your industry has been liberally rewarded, and you have in consequence risen to opulence.

These interesting truths are not uttered to animate your patriotism, but to dispel any apprehension which you may have imbibed of the possibility of England forsaking you; for you must be sensible that if once bereft of her support, if once deprived of the advantages which her commerce and the supply of her most essential wants give you, this Colony, from its geographical position, must inevitably sink into comparative poverty and insignificance.

But heaven will look favorably on the manly exertions which the loyal and virtuous inhabitants of this happy land are prepared to make to avert such a dire calamity.

Our gracious Prince, who so gloriously upholds the dignity of the Empire, already appreciates your merit; and it will be your first care to establish by the course of your actions the first claim of the country to the protection of His Royal Highness.

I cannot deny myself the satisfaction of announcing to you from this place the munificent intention of His Royal Highness the Prince Regent, who has been graciously pleased to signify that a grant of one hundred pounds per annum will be proposed in the annual estimate for every future Missionary of the Gospel sent from England who may have faithfully discharged for the term of ten years the duties of his station in this Province.

Gentlemen of the House of Assembly:—

I have no doubt but that with me you are convinced of the necessity of a regular system of military instruction to the Militia of this Province: on this salutary precaution in the event of a war our future safety will greatly depend, and I doubt not but that you will cheerfully lend your aid to enable me to defray the expense of carrying into effect a measure so conducive to our security and defence. I have ordered the public accounts to be laid before you, and have no doubt but that you will consider them with that attention which the nature of the subject may require.

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:—

I have without reserve communicated to you what has occurred to me on the existing circumstances of this Province; we wish and hope for peace, but nevertheless it is our duty to be prepared for war.

The task imposed on you on the present occasion is arduous. This task, however, I hope and trust, laying aside every consideration but that of the public good, you will perform with that firmness, discretion and promptitude which a regard to yourselves, your families, your country and your King call for at your hands.

As for myself, it shall be my utmost endeavour to co-operate with you in promoting such measures as may best contribute to the security and to the prosperity of this Province.

His Honor having withdrawn, prayers were read.

The Honorable William Claus presented a summons under the Great Seal of the Province, requiring him to attend as a member of the Legislative Council; which was read,

And having taken and subscribed the usual Oath he took his seat accordingly.

The Speech of His Honor the President was then read by the Speaker in his place; and again read (*pro forma*) by the Clerk;

And on motion made and seconded, Mr. Baby and Mr. Shaw were appointed a Committee to prepare an Address in answer to His Honor's Speech, and to wait upon His Honor the President to inquire when he would be pleased to receive this House with their address.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock.

Tuesday, February 4th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

The Committee appointed to prepare an Address in answer to His Honor the President's speech, reported that they had prepared the same, which they now presented for the concurrence of the House.

Ordered that the said report be accepted, and that the House do resolve itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said address into consideration, and had agreed thereto without amendment.

Ordered that the said report be accepted.

On motion made and seconded, the address was read, and ordered to be engrossed and read a third time to-morrow.

The Committee appointed to wait upon His Honor the President reported that they had done so, and that His Honor would receive the House with their Address to-morrow at one o'clock p.m.

On motion made and seconded, the House adjourned until to-morrow at noon.

Wednesday, February 5th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

Pursuant to the order of the day, the Address in answer to His Honor the President's speech was read a third time,

And the question being put, if the said address do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

At one o'clock the Speaker, attended by the members and officers of the House, waited upon His Honor the President, and delivered their address in the following words, viz. :—

To His Honor Isaac Brock, Esquire, President administering the Government of this Province of Upper Canada, and Major-General Commanding His Majesty's Forces in the said Province, &c., &c., &c.

May it please Your Honor:

We, His Majesty's most dutiful and loyal subjects, the Legislative Council of Upper Canada in Provincial Parliament assembled, do offer you our thanks for your Speech at the opening of this Session of the Legislature; and should have felt the greatest satisfaction if it had only been necessary for Your Honor to have called our attention to objects of internal regulation and government, without having occasion to recommend measures of defensive preparation.

We admire the glorious efforts of Great Britain in the cause of liberty and of man, and that noble struggle which she still with success maintains to avert the yoke of servitude from surrounding nations; while we lament that so great a cause should be counteracted by a people who boast that they are free; interdicting her ships from their harbours while affording shelter to her inveterate enemy, and calling upon her to surrender what she has held most valuable and sacred, her Maritime Rights.

But we are still not without hope that cool reflection and the dictates of justice will avert the calamities of war, while we see and feel the necessity pointed out by Your Honor of adopting such measures as will best secure the internal prosperity of this country, but defeat every hostile aggression that may assail it.

We will most cordially unite with the other branches of the Legislature in adopting such measures as may enable our Militia, many of them descended from a loyal and brave band of veterans, to exert with effect that loyalty, zeal and courage which distinguished their fathers.

The gracious intentions of His Royal Highness the Prince Regent to this Province, we humbly and gratefully acknowledge.

Highly sensible of the comforts and blessings which we possess, and anxious for the continuance of that happiness which we enjoy, we feel from the declaration of Your Honor satisfaction as well as confidence that you will co-operate with us in promoting such measures as may best contribute to the security and to the prosperity of this Province.

Legislative Council Chamber,

(Signed) THOS. SCOTT,

Wednesday, Feby. 5th, 1812.

Speaker.

To which His Honor was pleased to return the following answer:—

Honorable Gentlemen of the Legislative Council:—

You have given so many proofs of your unshaken loyalty and attention to the best interests of this Province that I feel confident the professions contained in this address are made with a sincere determination to continue at the present crisis a line of conduct so conducive to the public good and so honorable to yourselves.

The Speaker, members and officers having returned to the Council Chamber, the House formed, and the Speaker in his place read the answer of His Honor the President to the Address of this House, and it was again read by the Clerk.

Then, on motion made and seconded, the House adjourned until Friday at twelve o'clock.

Friday, February 7th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill and William Claue, Esquires.

Prayers were read.

On motion made and seconded, the House adjourned until Monday next at twelve o'clock.

Monday, February 10th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

Mr. Baby gave notice that he should to-morrow bring in a Bill "To alter the practice of the District Courts of the Province,"

A deputation from the House of Assembly being announced, it was admitted, and presented at the Bar of this House for its concurrence a Bill intituled "An Act to continue an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as heirs or devisees of the nominees of the Crown, in cases where no patent hath issued for such lands, and further to extend the benefits of the said Act.'"

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

Mr. Brock, Secretary to His Honor the President, being announced, he was admitted; and presented at the Bar of this House the Public Accounts for the year 1811.

The Secretary having withdrawn,

Ordered that the said Accounts do lie on the table.

SCHEDULE.

No. 1. General account of articles on which duties on importation are imposed by the Legislature of Lower Canada, which have passed Coteau du Lac upwards from the 1st of January to the 30th June, 1811, agreeable to the written accounts thereof received, or as ascertained on examination of carriages according to the Act.

No. 2. General account of articles on which duties on importation are imposed by the Legislature of Lower Canada, which have passed Coteau du Lac upwards from the 1st of July to the 31st December, 1811, agreeable to the written accounts thereof received, or as ascertained on examination of carriages according to the Act.

No. 3. The Inspector's List of names of persons licensed as shop and inn-keepers in the several districts of the Province of Upper Canada, between the 5th January, 1810, and the 5th January, 1811. These returns were not received in time to be laid before the Legislature in 1811.

No. 4. The Inspector's returns of still licenses issued in the London, Niagara and Johnstown Districts, which expired on the 5th January, 1811. These returns were not received in time to be laid before the Legislature in 1811.

No. 5. The Inspector's List of names of persons licensed as shop and inn-keepers in the several districts of the Province of Upper Canada, from the 5th January, 1811, to the 5th January, 1812.

No. 6. The Inspector's List of names of such persons as have been licensed

to work stills in the several districts of the Province of Upper Canada, from the 5th January, 1811, to the 5th January, 1812.

No. 7. Account of monies collected within the several districts of the Province of Upper Canada, on licenses issued to hawkers, pedlars and petty chapmen, for the year ending the 5th April, 1811, (the returns were not received in time to be laid before the Legislature during the last session.) after deducting 10 per cent. allowed to the Collectors, by the Act of the 47th of the King.

No. 8. Account of monies collected within the several districts of the Province of Upper Canada, on licenses issued to hawkers, pedlars and petty chapmen, for the year ending 5th April, 1812, so far as the returns have been received, after deducting the Collectors' allowance of five per cent. and the sums repaid to such persons as have obtained certificates of residence, agreeable to the Act of the 51st of the King.

No. 9. Account of Cash received by the Inspector for the District of Niagara in the years 1810 and 1811 for duty on Billiard Tables.

No. 10. Provincial revenue of the Crown, arising from duties collected on goods imported under authority of Acts of the Provincial Parliament, between the 1st January and 31st December, 1811, including such duties as have not been heretofore stated.

No. 11. Provincial Revenue of the Crown, arising from duties collected under authority of Acts of the Parliament of Great Britain, between the 1st January and the 31st December, 1811, including such duties as have not been heretofore stated.

No. 12. Abstract of Warrants issued by His Excellency Francis Gore, Esquire, Lieutenant-Governor, and His Honor Isaac Brock, Esquire, President of the Province of Upper Canada, for monies charged against the funds arising from duties imposed by the Provincial Legislature.

No. 13. Account of Lighthouse Tonnage Duty, collected for the year ending 31st December, 1811, so far as the returns have been received, including such duties as have not been heretofore stated.

No. 14. Supplementary Abstract Statement of monies collected within the several districts of the Province of Upper Canada on shop, innkeepers and still licenses issued between the 5th January, 1810, and the 5th January, 1811, under authority of Acts of the Provincial Parliament, after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 15. Supplementary Abstract Statement of monies collected within the several districts of the Province of Upper Canada on shop and innkeepers licenses issued between the 5th January, 1810, and the 5th January, 1811, under authority of Acts of the Parliament of Great Britain, after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 16. Abstract statement of monies collected within the several districts of the Province of Upper Canada, on shop, innkeepers and still licenses, issued between the 5th January, 1811, and 5th January, 1812, so far as the returns have been received, after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 17. Abstract statement of monies collected within the several districts of the Province of Upper Canada, on shop and innkeepers licenses issued between the 5th January, 1811 and 5th January, 1812, under authority of Acts of the Parliament of Great Britain, so far as the returns have been received, after deducting 10 per cent. allowed to the Inspectors by the Act of the 43rd of the King.

No. 18. General state of cash received by the Receiver General for duties and fines under authority of acts of the Parliament of Great Britain, between the 1st of January and the 31st December, 1811.

No. 19. General state of receipts and payments by the Receiver General for duties and fines, likewise appropriations made under authority of Acts of the Provincial Parliament, between the 1st January and the 31st December, 1811.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Tuesday, February 11th, 1812.

The House met pursuant to the order of adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, John McGill and William Claus, Esquires.

Prayers were read.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act to continue an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devises of the Nominees of the Crown, in cases where no patent hath issued for such lands, and further to extend the benefits of the said Act.'"

On motion made and seconded the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded, the said Bill was read, as amended, and ordered that the amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to notice, Mr. Baby brought in a Bill intituled "An Act for the relief of Suitors in the District Courts of this Province." On motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to extend the provisions of an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money for the purposes therein mentioned,' " and a Bill intituled "An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to provide for the appointment of Returning Officers of the several Counties within this Province.'"

The deputation having withdrawn, on motion made and seconded, the said Bills were read a first time; and ordered to be read a second time to-morrow.

Then, on motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Wednesday, February 12th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, John McGill and William Claus, Esquires.

Prayers were read.

Pursuant to the order of the day was read a third time as amended, a Bill intituled "An Act to continue an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown, in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act."

And the question being put, if the said Bill do now pass as amended, it was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned with the amendments to the House of Assembly.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act for the relief of Suitors in the District Courts of this Province," and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, was read a second time, a Bill intituled "An Act to extend the provisions of an Act passed in the fifty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money for the purposes therein mentioned.'"

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to provide for the appointment of Returning Officers of the several counties within this Province.'" On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment. Ordered that the said report be accepted, and the Bill read a third time to-morrow.

Mr. Baby moved for leave to bring in a Bill on to-morrow, intituled "An Act for the better preservation of His Majesty's Government as by law happily established in this Province." Leave was accordingly given.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Thursday, February 13th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

Pursuant to the order of the day, was read a third time a Bill intituled "An Act for the relief of Suitors in the District Courts of this Province," and the question being put, if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

Agreeably to notice given, Mr. Baby brought in a Bill intituled "An Act for the better preservation of His Majesty's government, as by law happily established in this Province." And on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to extend the provisions of an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money therein mentioned.'"

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted. And on motion made and seconded, the Bill was read as amended, and the amendments ordered to be engrossed, and the Bill as amended read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of an Act passed in the fifty-first year of His Majesty's reign, intituled 'An Act to extend personal arrest to the sums of forty shillings and otherwise to regulate the practice in cases of personal arrest,' and to make further provision for the same."

And a Bill intituled "An Act to encourage the apprehending of deserters from His Majesty's Regular Forces,"

The deputation having withdrawn,

On motion made and seconded, the said Bills were read a first time and ordered to be read a second time to-morrow.

Pursuant to the order of the day was read a third time a Bill intituled "An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to provide for the appointment of Returning Officers for the several counties within this Province.'" And the question being put if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message and resolution from the Commons House of Assembly.

The deputation having withdrawn, the Message and Resolution were read as follows, to wit:—

Mr. Speaker: We are deputed by the House of Assembly to carry up to this Honorable House several Resolutions which have passed that House respecting an Officer of this House.

Commons House of Assembly
13th February, 1812.

(Signed) SAML. STREET,
Speaker.

Commons House of Assembly,
February 11th, 1812.

Mr. Gough moved, seconded by Mr. Rogers, that William Warren Baldwin, Esquire, Barrister, has been guilty of a false, scandalous, audacious, contemptible libel of this House; by the publickly charging this House in the hearing of several members thereof, with injustice to his father, Robert Baldwin, one of the Commissioners for amending and repairing the public highways and roads for the District of Newcastle. Carried in the affirmative.

Mr. Gough again moved, seconded by Mr. Rogers, that William Warren Baldwin, Esquire, Barrister, has been guilty of a breach of the Privilege of this House, by suing out a *capias* and putting the same into the hands of the Sheriff of the Home District, to execute against the person of Alexander McDonell, Esquire, a member of this House. Carried in the affirmative.

Commons House of Assembly
February 13th, 1812.

Mr. Gough, seconded by Mr. Rogers, moved that a message be sent to the Legislative Council with the resolutions of this House of the day before yesterday, respecting William Warren Baldwin, Esquire, whom this House knows to be an Officer attending their Honorable House as a Master-in-Chancery, assuring them of the reliance of this House that their Honorable House will proceed towards the delinquent as to their wisdom may seem meet, and to justice may appertain, which was accordingly ordered.

Attest.

(Signed) DONALD McLEAN,
Clerk Assembly.

Ordered that the said resolutions do lie on the table.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Friday, February 14th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Aeneas Shaw, John McGill, and William Claus, Esquires.

Prayers were read.

Pursuant to the order of the day, was read a third time as amended, a Bill intituled "An Act to extend the provisions of an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money for the purposes therein mentioned.'" And the question being put; if the said Bill as amended do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day was read a second time, an Act intituled "An Act for the better preservation of His Majesty's Government as by law happily established in this Province." And on motion made and seconded, the House re-

solved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded, the said Bill was read as amended, and ordered that the Bill be engrossed and read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend and explain an Act passed in the forty-eighth year of His present Majesty's reign, intituled 'An Act for the better regulation of Special Juries.'"

The deputation having withdrawn, on motion made and seconded, the said Bill was read a first time and ordered to be read a second time to-morrow.

On motion made and seconded, the message from the House of Assembly, together with the resolutions of that House respecting William Warren Baldwin, Esquire, an Officer of this House, were read; and on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to certain resolutions respecting William Warren Baldwin, Esquire, which they recommended to the adoption of the House. Ordered that the said report be accepted, and the resolutions adopted.

On motion made and seconded, ordered that the said resolutions be engrossed, and communicated by the Speaker of this House to the Commons House of Assembly forthwith.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act to repeal part of an Act passed in the fifty-first year of His Majesty's reign, intituled 'An Act to extend personal arrest to the sum of forty shillings, and otherwise to regulate the practice in cases of personal arrest,' and to make further provision for the same." And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and requested leave to sit again this day three months. Ordered that the said report be accepted, and the Bill read accordingly.

Pursuant to the order of the day was read a second time a Bill intituled "An Act to encourage the apprehending of deserters from His Majesty's Regular Forces." And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the resolutions of this House respecting William Warren Baldwin were read as engrossed, as follows, to wit:—

Legislative Council Chamber,

February 14th, 1812.

Whereas certain resolutions of the Commons House of Assembly, passed on the 11th day of February inst., signifying that William Warren Baldwin, Esquire, had incurred the displeasure of that House, were on the 13th inst. communicated to this House by a message from the Commons House of Assembly at the Bar of this House,

The Legislative Council in consideration of the same do resolve that the said William Warren Baldwin, Esquire, be dismissed from the attendance on this House, and be no longer considered an officer thereof; and that the Speaker do forthwith communicate this resolution to the Speaker of the Commons House of Assembly.

Attest.

(Signed) JOHN POWELL,

Clk. Legislative Council.

And the said resolutions, accompanied by a message in the following words, were immediately transmitted to the House of Assembly:

Mr. Speaker: In obedience to the resolution of the Legislative Council herewith enclosed, I transmit the same to you for the purpose of being communicated to the Commons House of Assembly.

Legislative Council Chamber,

February 14th, 1812.

(Signed) THOS. SCOTT,

Speaker.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Saturday, February 15th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, John McGill and William Claus, Esquires.

Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and delivered at the Bar of this House a message in the following words, viz.:

Mr. Speaker: We are directed by the House of Assembly to inform the Honorable the Legislative Council that the House of Assembly express the thanks of their House for the message of the Honorable the Legislative Council of yesterday, so satisfactorily supporting the privileges of the Commons of Upper Canada; and to assure the Honorable the Legislative Council that the House of Assembly, though jealous of their privileges, disclaim whatever might appear vindictive, and that the House of Assembly feel a confidence that Your Honorable House from the prompt decision they made in support of those privileges will be pleased to extend their mercy and accede to the earnest and unanimous solicitation of the House of Assembly, that Your Honorable House will be pleased to restore William Warren Baldwin, Esquire, to his former situation in your Honorable House.

Commons House of Assembly,

15th February, 1812.

(Signed) SAMUEL STREET,

Speaker.

The deputation having withdrawn, the message was read by the Speaker.

On motion made and seconded, a message to the Speaker of the House of Assembly was directed to be sent by the Speaker of this House, which was done in the following words:

Mr. Speaker: I am directed by the Legislative Council, through you, to assure the House of Assembly that they feel great pleasure in complying with the wishes of that House to restore William Warren Baldwin, Esquire, to his former situation.

Legislative Council Chamber,
February 15th, 1812.

(Signed) THOS. SCOTT,
Speaker.

And on motion made and seconded, the House resolved that William Warren Baldwin, Esquire, be restored accordingly to his former situation as an Officer of this House.

A deputation from the House of Assembly being announced, it was admitted, and brought up to the Bar of this House a message in the following words:

Mr. Speaker: We are directed by the House of Assembly to request a conference with the Honorable the Legislative Council, on their amendments made to an Act intituled "An Act to continue for a limited time an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act.'"

Commons House of Assembly,
15th February, 1812.

(Signed) SAML. STREET,
Speaker.

And a Bill intituled "An Act for preventing charge and expense in elections of Members to serve in the House of Assembly," to which the House of Assembly request the concurrence of this House.

The deputation having withdrawn, the said message was read by the Speaker.

Pursuant to the order of the day was read a third time a Bill intituled "An Act for the better preservation of His Majesty's Government as by law happily established in this Province." And the question being put—if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day was read a second time a Bill intituled "An Act to explain and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act for the better regulation of Special Juries.'" And on motion made and seconded, ordered that the House do resolve itself into a Committee of the whole House to take the same into consideration on Monday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled "An Act to encourage the apprehending of Deserters from His Majesty's regular Forces." House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommend to the adoption of this House. On motion made and seconded, ordered that the said report be accepted; the amendments engrossed; and the Bill as amended read a third time on Monday next.

On motion made and seconded, was read a first time a Bill intituled "An Act for preventing charge and expense in election of members to serve in the House of Assembly."

On motion made and seconded, the House adjourned until Monday next at 12 o'clock.

Monday, February 17th 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, John McGill and William Claus, Esquires.

Prayers were read.

The Hons. James Baby and Richard Cartwright were appointed a Committee to confer with the Committee of the Commons House of Assembly on the subject matter of amendments made by this House in and to a Bill intituled "An Act to continue an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devises of the Nominees of the Crown, in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act.'"

And a message to the Commons House of Assembly was sent down in the following words, by the Master-in-Chancery:

Mr. Speaker: The Legislative Council have appointed a Committee to confer with the Committee of the Commons House of Assembly, on the subject matter of the amendments made by them in and to the Bill intituled "An Act to continue for a limited time an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs and Devises of the Nominees of the Crown in cases where no patent hath issued, and further to extend the benefits of the said Act.'"

Legislative Council Chamber.
February 17th, 1812.

(Signed) THOS. SCOTT,
Speaker.

The Master-in-Chancery at the same time carried down to the House of Assembly the following Bills, viz.:

A Bill intituled "An Act for the relief of Suitors in the District Courts of this Province."

A Bill intituled "An Act for the better preservation of His Majesty's government, as by law happily established in this Province."

A Bill intituled "An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to provide for the appointment of Returning Officers of the several counties within this Province,' in which this House has concurred.

Also a Bill intituled "An Act to extend the provisions of an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act granting to His Majesty a certain sum of money for the purposes therein mentioned.'"

And a Bill intituled "An Act to encourage the apprehending of deserters from His Majesty's regular Forces," to which the House had made some amendments.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled "An Act to amend and explain an Act passed in the forty-eighth year of His present Majesty's reign, intituled 'An Act for the better regulation of Special Juries.'"

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein, and requested leave to sit again on Wednesday next. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the House of Assembly being announced, it was admitted, and brought up to the Bar of this House a Bill intituled "An Act to form a new District from part of the Niagara and Home Districts; to be hereafter known as the District of Nelson," to which they requested the concurrence of this House. And from the local object of the Bill, the Speaker stated that no further proceedings could be regularly had in this Bill until the following general rule adopted by the House in similar cases had been complied with: "That this House will not proceed on any Bill of a local nature until they have before them sufficient proof that the most public notice has been given of the intention to apply to the Legislature for the alteration contemplated by the said Bill, and that sufficient time has been allowed for all persons who may be affected by such alteration to make such representations to the House on the subject of such Bill as they may judge expedient."

By this rule the House was guided in the cases of the Bill for the better division of the Township of Lancaster, the Bill for altering the place of building the Courthouse and Gaol in the Districts of Newcastle, and the Bill to enable the inhabitants of the District of Johnstown to erect and build a Courthouse in the township of Elizabethtown. Which statement was recommended to be entered upon the journals of this House.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Tuesday, February 18th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Aeneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

The Committee appointed to meet a Committee of the House of Assembly, reported that they had done so; and that the Committee of the House of Assembly had proposed to modify the amendments made by this House in and to a Bill intituled "An Act to continue an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs and Devisees of the Nominees of the Crown, in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act.'" On motion made and seconded, ordered that the said report be accepted; and that the House do resolve itself into a Committee of the whole House to take the said modifications into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the said amendments, which they recommend to the adoption of this House. Ordered that the said report be accepted, and that the amendments be modified accordingly, and a message sent in the following words:

Mr. Speaker: The Legislative Council have agreed to modify the amendments made by them in and to an Act intituled "An Act to continue an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to con-

tinue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act, by expunging the words "once in the year at the Town of York, to wit, during ten days next succeeding each and every session of the Legislature of this Province, and also during fifteen days to commence on the first Monday of July next, and in each and every other year during the continuance of this Act said sittings of the Commissioners shall be holden at the said Town of York once in the year, to wit, during fifteen days to commence from the first Monday of July."

Legislative Council Chamber,
18th February, 1812.

(Signed) THOS. SCOTT,
Speaker.

Being signed by the Speaker, the said message was by the Master-in-Chancery carried down to the House of Assembly.

Wednesday, February 19th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Aeneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act concerning Land Surveyors and the admeasurement of land; and for the better and more exactly ascertaining the boundaries of lands in this Province, and to repeal certain parts of an Act passed in the thirty-eighth year of His Majesty's reign, intituled 'An Act to ascertain and establish on a permanent footing the boundary lines of the different townships in this Province.'"

The deputation having withdrawn, the said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, they were admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the thirty-second year of His Majesty's reign, intituled 'An Act for the more easy and speedy recovery of small debts, and to extend the jurisdiction of the Court of Requests.'"

The deputation having withdrawn, the said Bill was read a first time.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the bar of this House a message in the following words, to wit.:

Mr. Speaker: The House of Assembly have concurred in and to the amendments made by the Honorable the Legislative Council in and to the Act intituled "An Act to extend the provisions of an Act passed in the forty-fourth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a certain sum of money for the purposes therein mentioned.'"

Commons House of Assembly,
February, 1812.

(Signed) SAML. STREET,
Speaker.

The deputation also brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a sum of money out of the

Provincial Fund, to increase the salary of the Clerk of the Legislative Council and the Clerk of the House of Assembly.”

The deputation having withdrawn, the said Bill was read a first time.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled “An Act to extend the provisions of an Act passed in the forty-eighth year of His Majesty’s reign, intituled ‘An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this province.’”

The deputation having withdrawn,

The said Bill was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded,

Ordered that so much of the order of the day as relates to the further commitment of the Bill intituled “An Act to explain and amend an Act passed in the forty-eighth year of His present Majesty’s reign, intituled ‘An Act for the better regulation of Special Juries.’” be discharged, and made part of the order of the day to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o’clock.

Thursday, February 20th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled “An Act to amend and explain an Act passed in the forty-eighth year of His Majesty’s reign, intituled ‘An Act for the better regulation of Special Juries.’”

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some further progress, and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into consideration a Bill intituled “An Act concerning Land Surveyors and the admeasurement of Land and for the better and more exactly ascertaining the boundaries of lands in this Province; and to repeal certain parts of an Act passed in the thirty-eighth year of His Majesty’s reign, intituled ‘An Act to ascertain and establish on a permanent footing the boundary lines of the different Townships of this Province.’”

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Saturday next.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day was read a second time, a Bill intituled “An Act to extend the provisions of an Act passed in the forty-eighth year of His

Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province.'"

And on motion made and seconded,

The House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into consideration and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Friday, February 21st, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the relief of Suitors in the District Courts of this Province; to which the House of Assembly had made some amendments,"

And a Bill intituled "An Act to prevent desertion from His Majesty's Regular Forces, by granting a bounty for apprehending deserters in this Province."

The Deputation also brought up and delivered at the Bar of this House a message in the following words:—

Mr. Speaker: The House of Assembly have concurred in the amendments made to the Bill for affording relief to the Heirs and Devisees of the Nominees of the Crown by the Honorable the Legislative Council.

The House of Assembly have also passed the Bill sent down from the Honorable the Legislative Council, intituled "An Act for the relief of suitors in the District Courts of this Province," with some amendments, which they recommend to the adoption of this House.

Commons House of Assembly,

Feby. 20th, 1812.

SAML. STREET,

Speaker.

The deputation having withdrawn the said message was reported to the Speaker.

On motion made and seconded,

The Bill intituled "An Act for the relief of suitors in the District Courts of this Province," was read as amended.

And the Bill intituled "An Act to prevent desertion from His Majesty's Regular Forces by granting a bounty for apprehending deserters in this Province," was read a first time.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to extend the provisions of an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province.'"

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some further progress therein, and requested leave to sit again to-morrow.

Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, ordered that the Bill intituled "An Act to prevent desertion from His Majesty's Regular Forces by granting a bounty for apprehending deserters in this Province" be read a second time to-morrow.

On motion made and seconded, the Bill intituled "An Act for the relief of suitors in the District Courts of this Province" was read a second time as amended and the House resolved itself into a Committee of the whole House, to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill as amended into consideration; had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Saturday, February 22nd, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richd. Cartwright, Æneas Shaw, Jno. McGill, and William Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act to prevent damage to travellers on the highway in this Province."

The deputation having withdrawn,

On motion made and seconded the said Bill was read a first time, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration a Bill intituled "An Act to extend the provisions of an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province.'"

House in Committee, Mr. Cartwright in the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Monday next.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration an Act intituled "An Act concerning Land Surveyors and the admeasurement of land, and for the better and more exactly ascertaining the boundaries of lands in this Province, and to repeal certain parts of an Act passed in the thirty-eighth year of His Majesty's reign, intituled 'An Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province.'"

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress in the said Bill, and requested leave to sit again on Monday next.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act for the relief of Suitors in the District Courts of this Province."

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again on Monday next.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day was read a second time a Bill intituled "An Act to prevent desertion from His Majesty's regular forces, by granting a bounty for apprehending deserters in this Province."

And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without amendment.

Ordered that the said report be accepted, and the Bill read a third time on Monday next.

On motion made and seconded, the House adjourned until Monday next at 12 o'clock.

Monday, February 24th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thomas Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

Pursuant to the order of the day, was read a third time a Bill intituled "An Act to prevent desertion from His Majesty's Regular Forces, by granting a bounty for apprehending deserters in this Province."

And the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House, to take into further consideration a Bill intituled "An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province."

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and had agreed thereto without making any amendment.

Ordered that the said report be accepted, and the Bill read a third time tomorrow.

On motion made and seconded,

Ordered that so much of the order of the day as relates to the further commitment of the Bill intituled "An Act concerning Land Surveyors and the admeasurement of land, and for the better and more exactly ascertaining the boundaries of lands in this Province, and to repeal certain parts of an Act passed in the thirty-eighth year of His Majesty's reign, intituled 'An Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province,'" be discharged, and be made part of the order of the day this day three months.

Pursuant to the order of the day was read a second time, a Bill intituled "An Act to prevent damage to travellers on the highways of this Province."

And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and, on motion made and seconded, the Bill was read as amended, and ordered that the amendments be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, a message in the following terms, being signed by the Speaker, was by the Master-in-Chancery sent down to the House of Assembly.

Mr. Speaker: The Legislative Council request a conference with the Commons House of Assembly on the subject matter of amendments made by them in and to an Act sent down from this House, intituled "An Act for the relief of suitors in the District Courts of this Province."

Legislative Council Chamber,
February 24th, 1812.

(Signed) THOS. SCOTT,
Speaker.

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Tuesday, February 25th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw, John McGill and William Claus.

Prayers were read.

Pursuant to the order of the day was read a third time, a Bill intituled "An Act to extend the provisions of an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament, the several laws now in being for the raising and training the Militia of this Province.'"

And the question being put if the said Bill do now pass, it was resolved in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day was read a third time as amended, a Bill intituled "An Act to prevent damages to travellers on the highways of this Province."

And the question being put, if the said Bill do now pass, it was carried in the affirmative, and being signed by the Speaker, the said Bills were by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted; and brought up and delivered at the Bar of this House a Message in the following words, to wit:—

Mr. Speaker: We are directed by the House of Assembly to inform the Honorable the Legislative Council that the Assembly have agreed to a conference on the amendments made by them to a Bill for the relief of Suitors in the District Courts; and that a Committee of the Assembly are ready to meet a Committee of the Legislative Council whenever it shall be most convenient to this Honorable House.

Commons House of Assembly,
25th February, 1812.

(Signed) SAML. STREET,
Speaker.

The deputation having withdrawn, the Speaker reported the same,

Whereupon it was ordered that Mr. Cartwright and Mr. Shaw be a Committee to confer with the Committee of the Commons House of Assembly; and a message in the following words was by the Master-in-Chancery carried down to the House of Assembly:—

Mr. Speaker: The Committee of the Legislative Council will meet the Committee of the Commons House of Assembly to confer on the subject matter of amendments made by them in and to a Bill intituled "An Act for the relief of Suitors in the District Courts of this Province," forthwith, in the Legislative Council Chamber.

Legislative Council Chamber,
February 25th, 1812.

(Signed) THOS. SCOTT,
Speaker.

On motion made and seconded, the House adjourned until to-morrow, at 12 o'clock.

Wednesday, February 26th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, Richard Cartwright, John McGill and William Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a Bill intituled "An Act for granting to His Majesty a sum of money for the use of the Militia of this Province," and a Bill intituled "An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor in pursuance of an Address of the House of Assembly," and a Bill intituled "An Act to amend and alter an Act passed in the forty-ninth year of His Majesty's reign, intituled 'An Act to establish Public Schools in each and every District of this Province.'"

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, the two first Bills were ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the fiftieth year of His Majesty's reign, intituled 'An Act

to provide for laying out, amending and keeping in repair the public highways and roads of this Province, and to repeal the laws now in force for that purpose.”

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

The Committee appointed to meet a Committee of the Commons House of Assembly, on the subject matter of amendments made by them in and to the Bill intituled “An Act for the relief of Suitors in the District Courts of this Province,” reported that they had done so. Ordered that the report be accepted.

And on motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Thursday, February 27th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright and Wm. Claus, Esquires.

Prayers were read.

Pursuant to the order of the day, was read a second time, a Bill intituled “An Act for granting to His Majesty a sum of money for the use of the Militia of this Province.” And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration. House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment. Ordered that the said report be accepted, and on motion made and seconded the said Bill was read a third time; and the question being put—if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, was read a second time, a Bill intituled “An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant-Governor, in pursuance of an Address of the House of Assembly.” And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without amendment. Ordered that the said report be accepted, and on motion made and seconded the Bill was read a third time; and on the question being put—if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day was read a second time, a Bill intituled “An Act to amend an Act passed in the fiftieth year of His Majesty’s reign, intituled, ‘An Act to provide for laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose.’” And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without amendment. Ordered that the said

report be accepted. And on motion made and seconded, the said Bill was read a third time, and the question being put—if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills were by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Friday, February 28th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw, John McGill, and William Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words, to wit:—

Mr. Speaker: We are commanded by the House of Assembly to acquaint the Hon. the Legislative Council that it cannot recede from the amendments made by it to an Act sent down from the Legislative Council intituled "An Act for the relief of Suitors in the District Courts of this Province."

Commons House of Assembly,
February 28th, 1812.

(Signed) SAML. STREET,
Speaker.

Mr. Speaker: We are directed by the House of Assembly to inform the Honorable the Legislative Council that they have concurred in the amendments made by them, to an Act intituled "An Act to prevent damage to Travellers on the highways in this Province."

Commons House of Assembly,
February 28th, 1812.

(Signed) SAML. STREET,
Speaker.

The deputation having withdrawn, the Speaker reported the same.

And on motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Saturday, February 29th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, and William Claus, Esquires.

Prayers were read.

On motion made and seconded, the House adjourned until Monday at 12 o'clock.

Monday, March 2nd, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, Æneas Shaw, John McGill and Wm. Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to authorize the Governor, Lientenant-Governor or person administering the Government of this Province to License Practitioners in the Law."

The deputation having withdrawn, the said Bill was read a first time.

A deputation from the House of Assembly being announced it was admitted, and brought and delivered at the Bar of this House a message in the following words, to wit:—

Mr. Speaker: We are directed by the House of Assembly to inform the Honorable Legislative Council that the House of Assembly have resolved that the Hon. Thos. Scott, Chief Justice of this Province, has been guilty of a breach of the privileges of this House of Assembly, by discharging from the Gaol of this District the body of Robert Nichol, who was committed by them for a breach of privilege; and that the House of Assembly request the Honorable the Legislative Council to proceed in that case as the nature of the case may require.

Commons House of Assembly,
29th February, 1812.

(Signed) SAML. STREET,
Speaker.

The deputation having withdrawn, the Speaker reported the same to the House.

The Honorable the Chief Justice thought proper to enter into the following explanation of his conduct.

The Chief Justice is bound by his office to grant Habeas Corpus; and to discharge the prisoner if the commitment appears in the Warrant illegal.

To enable the Judges to decide on the legality of a commitment it was the law of the land that every commitment should contain upon the face of it that cause.

The High Court of the King in Council having neglected in some orders of commitment to insert the special cause, and the judges scrupling to relieve by Habeas Corpus at common law; on account of the high dignity of the Court, in which the King himself sat in person, a Statute was passed in the XVI. Chas. I., whereby it was enacted that the Judges shall grant Habeas Corpus on all commitments by His Majesty in Council; and if upon the return it does not appear to be for just and legal cause, they shall (under heavy penalties) bail or discharge.

Since this Statute it has become part of the law and usage of Parliament that all Warrants of Commitment by the House of Commons do specify the cause and recite the particular breach of privilege whereof the party has by the House been adjudged guilty, and also the specific order of the House for his imprisonment. Without such adjudication and order by the House the Speaker has no authority, and his authority must be shown in order to render his Warrant valid.

It appears by warrants of the Speaker of the House of Commons in England, at two different periods with an interval of forty years, that the usage of the House of Commons is conformable to the exigence of the statute with respect to the High Court of the King in Council. These warrants show distinctly the particular privilege violated; the judgment of the House upon the charge; the time when that adjudication was made; the order of the House for the specific punishment, and the date of that order. Whereupon, and not otherwise, the Speaker can require the detention of the offender in custody of any Gaoler.

This reasonable proceeding shows a charge, a trial, an adjudication, a sentence and award of execution; from all of which the Court or Judge can decide if it is legal or not.

From a copy of the return on the writ of habeas corpus sued out by Mr. Nicol, it does not appear of what nature was the breach of privilege charged, how, when or where he had been adjudged guilty; or that his imprisonment was ordered by the House.

The warrant under which Mr. Nichol was detained appeared in all respects as the personal act of Mr. Street under his seal, supposing authority vested in him personally by the House of Assembly.

Such authority cannot be delegated. Whatever powers the House of Assembly may have to decide upon their own privilege, it must be exercised by the House itself as a House, and not by their Speaker in his own person; and as the Chief Justice had only the return of the Habeas Corpus before him wherein the said warrant was inserted, and that warrant being materially defective, he was bound to discharge the prisoner. No question, therefore, regarding privilege would arise.

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the message of the Commons House of Assembly into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said message into consideration, and had agreed to some resolutions thereon, which they recommend to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded, the said resolutions were ordered to be engrossed, and read as follows, to wit:—

The resolution of the Commons House of Assembly of the 29th February, 1812, brought up to this House by message, being read,

It is considered that this House disclaim any right to interfere with the proceedings of the Chief Justice in the exercise of his judicial functions; but the Honorable the Chief Justice, as speaker of this House, having thought proper to enter into an explanation of his conduct in the matter stated in the aforesaid resolution, it is ordered that the explanation so given shall be entered upon the journals of this House, and a copy thereof sent to the Commons House of Assembly.

Legislative Council Chamber,

March 2nd, 1812.

Attest.

(Signed) JOHN POWELL,
Clk Leg. Co.

On motion made and seconded, a message in the following words, together with the aforesaid resolution and explanation, was by the Master-in-Chancery carried down to the House of Assembly.

Mr. Speaker: The Legislative Council transmit for the information of the Commons House of Assembly a copy of their proceedings on the resolutions of the Commons House of Assembly of the 29th day of February last.

Legislative Council Chamber,

March 2nd, 1812.

(Signed) THOS. SCOTT,
Speaker.

And on motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Tuesday, March, 3rd, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Richard Cartwright, John McGill, Æneas Shaw and William Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads and building bridges in the several districts thereof."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, it was read a second time, and the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Shaw in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment. Ordered that the said report be accepted. And on motion made and seconded, ordered that the said Bill be read a third time to-morrow.

On motion made and seconded, was read a second time, a Bill intituled "An Act to authorize the Governor, Lieutenant-Governor or person administering the Government of this Province, to License Practitioners in the Law." And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the Bills as follows were ordered to be read a second time this day three months:

No. 1. An Act for preventing charges and expenses in the elections of members to serve in the House of Assembly.

No. 2. An Act to amend an Act passed in the thirty-second year of His Majesty's reign intituled "An Act for the more speedy recovery of small debts, and to extend the jurisdiction of the Court of Requests."

No. 3. An Act to repeal an Act passed in the forty-eighth year of His Majesty's reign, intituled "An Act granting to His Majesty a certain sum of money out of the Provincial Fund, to increase the salary of the Clerk of the Legislative Council and the Clerk of the House of Assembly."

No. 4. An Act to alter and amend an Act passed in the forty-seventh year of His Majesty's reign, intituled "An Act to establish Public Schools in each and every district of this Province."

Then, on motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Wednesday, March 4th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; Æneas Shaw, James Baby, John McGill, William Claus.

Prayers were read.

Pursuant to the order of the day was read a third time a Bill intituled "An Act to amend an Act passed in the fiftieth year of His Majesty's reign, intituled 'An Act to provide for laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose.'"

And the question being put—if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the Parliament of England in the seventy-seventh year of His Majesty Henry the Eighth, for the enrolment of bargains and sales, as far as relates or may affect this Province and to make further provision for the registering of deeds and conveyances of land in this Province.

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the order of the day, as far as relates to the further commitment of a Bill intituled "An Act to authorize the Governor, Lieutenant-Governor or person administering the Government, to License Practitioners in the Law," was discharged.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Thursday, March 5th, 1812.

The House met pursuant to adjournment.

Present:—The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for regulating the sale of lands and tenements taken in execution by the Sheriff."

The deputation having withdrawn the Bill was read a first time.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for granting to His Majesty a certain sum of money further to encourage the growth and cultivation of hemp in this Province, and for other purposes."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded the Bill was read a second time, and the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment. Ordered that the said report be accepted, and on motion made and seconded, the Bill was read a third time. And the question being put—if the said Bill do now pass—it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Then, on motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Friday, March 6th, 1812.

The House met pursuant to adjournment.

Present: The Hons. Thos. Scott, Speaker; James Baby, Æneas Shaw, John McGill and William Claus, Esquires.

Prayers were read.

At one o'clock His Honor the President came to the Council Chamber, and being seated on the Throne, the Gentleman Usher of the Black Rod was sent with a message to the House of Assembly to command their immediate attendance at the Bar of the Council Chamber.

And they being come thereto, His Honor was pleased to give his assent to the following Bills, to wit:—

An Act to continue an Act passed in the forty-eighth year of His Majesty's reign, intituled "An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown, in cases where no patent hath issued for such lands," and further to extend the benefits of the said Act.

An Act to extend the provisions of an Act passed in the forty-fourth year of His Majesty's reign, intituled "An Act for granting to His Majesty a certain sum of money for the purposes therein mentioned."

An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, intituled "An Act to provide for the appointment of Returning Officers of the several counties within this Province."

An Act to extend the provisions of an Act passed in the forty-eighth year of His Majesty's reign, intituled "An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province."

An Act to prevent desertion from His Majesty's Regular Forces, by granting a bounty for apprehending deserters in this Province.

An Act to prevent damage to travellers on the highways of this Province.

An Act granting to His Majesty a sum of money for the use of the Militia of this Province.

An Act for applying a certain sum of money therein mentioned to make good certain monies issued and advanced by His Majesty through the Lieutenant Governor, in pursuance of an Address of the House of Assembly.

An Act to amend an Act passed in the fiftieth year of His Majesty's reign, intituled "An Act to provide for laying out, amending, and keeping in repair the public highways and roads in this Province and to repeal the laws now in force for that purpose."

An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads, and building bridges in the several districts thereof.

An Act for granting to His Majesty a certain sum of money further to encourage the growth and cultivation of hemp in this Province, and for other purposes.

His Honor the President was then pleased to address the two Houses of the Provincial Parliament in these words, to wit:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:—

I embrace the earliest moment to prorogue this Session of the Legislature, that the country may derive at this critical juncture the full benefit of your personal influence and example.

The exigency of the times can alone authorize me to give my assent to the amended Militia Bill, for under circumstances of less urgency its very limited duration would oblige me to reject it.

Your liberality in affording me the means to enable me to carry its otherwise salutary provisions into effect demands my warmest acknowledgements.

Whilst the true interests of the country are consulted every possible regard will be paid to the comfort and convenience of the individuals whom the Militia Law may call into action.

The other Bills which you have passed this Session will, I trust, effectually promote the beneficial purposes for which they are intended.

I place full reliance upon the exertion of your best endeavors to cherish and maintain that spirit of loyalty and attachment to the true principles of the constitution which happily at this time pervades every class of the community.

Any attempts to disseminate disaffection among us will be repelled with indignation, and you will not fail in your respective stations to point out and bring to justice all such persons who by their conduct may endanger the public tranquility.

Having communicated everything that occurs to me on this occasion, Gentlemen, I now dismiss you with a confident hope that you will not cease individually to give full efficacy and support to those laws which can alone preserve the peace and promote the prosperity of this Province.

And then the Honorable the Speaker of the Legislative Council, by command of His Honor the President, declared the Provincial Parliament to be prorogued until Thursday, the 10th April, 1812.

And it was prorogued accordingly.

I do hereby certify the foregoing to be a true transcript of the minutes of the proceedings of the Legislative Council of Upper Canada, in the fourth session of the fifth Provincial Parliament.

Certified to be true copies from the records in the Colonial Office.

GEORGE MAYER,

Librarian and Keeper of the Records.

Downing Street, 1st Sept., 1857.

Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada
From Tuesday, the fifteenth day of February,
to
Monday, the fourteenth day of March,
1814.

Being the fifty-fourth Year of the Reign of
KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,
1814.

TUESDAY, 15th February, 1814.

At the third Session of the Sixth Provincial Parliament of Upper Canada, begun and held in the Town of York, on Tuesday, the 15th day of February, in the Fifty-fourth year of the reign of Our Sovereign Lord, George the Third, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, and so forth; and in the year of Our Lord one thousand eight hundred and fourteen.

The Provincial Parliament having been prorogued from time to time from the day of March, one thousand eight hundred and thirteen, to the fifteenth day of February, one thousand eight hundred and fourteen;

His Honor, Lieutenant General Drummond, President, was pleased to meet them this day.

The House being met, the Honorable the Speaker of the Legislative Council desired Mr. Stephen Jarvis, Acting Gentleman Usher of the Black Rod, to go to the Honorable House of Assembly, and inform them that it was His Honor the President's pleasure that they do immediately attend him in the Honorable the Legislative Council Chamber.

The House having attended, His Honor the President was pleased to open the Session with the following most gracious Speech to both Houses:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: Called upon the civil administration which the policy of His Majesty's Government has united to the Military command of this Province, it is with great satisfaction I meet you here in the free and uncontrolled exercise of the Legislative powers entrusted to us by our Parliamentary Charter.

That we are enabled so to meet at this crisis commands every sentiment of our most devout gratitude to the Divine Providence; which seems to have manifested a special protection to the righteous cause of our defence against an enemy, unprovoked and implacable, who at the moment they were exulting in the assurances of their commander that the conquest of the Canadas was achieved, were arrested in their progress to invade our Sister Province, and their collective force discomfited by an handful of British troops, who, emulous of the glorious career of their comrades in the Peninsula, drove them in dismay to seek shelter on their own shores.

With no less gallantry, in another quarter, a small band of British soldiers attacked and carried by storm the fortress of Niagara, the strongest and most formidable position they held on our frontier.

In advancing to this enterprise the troops beheld with indignation the smoking ruins of the Town of Newark, which an atrocious policy had devoted to the flames, resentful of the misery brought upon the innocent but too credulous inhabitants, who had remained to the last moment under promise of protection to the person and property. The army inflicted a severe retaliation in the entire destruction of the whole frontier from Lake Erie to Lake Ontario, after defeating a superior force of the enemy.

Thus the valour of our soldiers and citizens has proved what can be effected in a good cause by men who have nothing in view but their own honor and their country's safety.

I lament it is not in my power to congratulate you upon any favorable change in the health of our beloved Sovereign. His Government continues to be administered by His Royal Highness the Prince Regent, under whose auspicious direction the glory of Great Britain has attained to its zenith, as well in the field as in the Cabinet.

His Majesty's arms, united with those of Spain and Portugal, under the command of Field Marshal the Marquis Wellington, have rescued the Peninsula from its invaders; whilst the Northern Powers of Europe, combined by the wise measures of His Majesty's Councils against the common foe, have overwhelmed and destroyed his immense armies, and compelled him to retire into the bosom of France.

Gentlemen of the House of Assembly: I have directed the Public Accounts to be laid before you. The monies placed at the disposal of my predecessors for the defence of the Province have, I doubt not, been judiciously disbursed. However small a proportion they may bear to the requisite expenditure, you have the merit of giving all you had; and I fear the present state of the Colony does not justify an expectation that your means will increase.

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly:

You must be aware of the importance of a well-organized Militia for the defence of this Province; it is a measure that will require your most serious consideration. The measure which has been adopted of incorporating Battalions of Militia for permanent service during the war has not on trial been found to answer.

You will doubtless find it expedient to authorize the embodying detachments from the different regiments in no greater proportion than one-third of the corps for any period not exceeding twelve months as the only method by which they can be furnished with clothing and appointments similar to troops of the line; without which the Militia cannot be relied upon as an efficient force.

During the last campaign the Military service has been greatly impeded by the neglected state of the public roads; it is an essential object that our great road through the Province should be in a condition to facilitate the transport of military stores.

In your deliberations on this head, justice to those who have gallantly hazarded their lives in defence of the Province will suggest the propriety of others who profit by such services, but who from religious scruples abstain from war, being called upon by Legislative Authority more liberally to afford their pecuniary assistance for the defence of that property which by the valor of their fellow subjects they so peacefully and with so many additional advantages enjoy.

It has been more a subject of regret than surprise to have found two members of the legislative body in the ranks of the enemy. This disgrace could not have been had their malignant influence in the last session failed to reject the call for a suitable modification of the Habeas Corpus Act.

I rely upon the good sense of the two Houses so to strengthen the hands of Government as to obviate all apprehension of the recurrence of a similar reproach.

A due regard to the interests of the loyal subjects requires that means should be adopted to punish such traitors as adhere to the enemy by the confiscation of their estates. It may often happen, as in the instance of the two representatives of the people, that they may withdraw from the process necessary for legal conviction; to obviate this an Act of attainder by the Legislature may subvene to the usual process of outlawry.

In submitting such a measure to your consideration, it is my duty to apprise you of the gracious desire of His Royal Highness the Prince Regent that all such forfeitures shall be applied to the relief of sufferers by the war within the Province.

The authority to restrain the distillation from grain expires with the session. I fear that the necessity to prolong it still exists. In reviving or continuing the Statute, it may be expedient to except his Majesty's Military Service from its several provisions.

With confidence I commit to your consideration and care the other matters which may be requisite for the welfare of this Province in the present emergency.

Your attention will of course be called to such expiring Acts as require to be renewed. In the actual situation of the Province it would be superfluous to remind you that as little time should be spent in the Session as is consistent with mature deliberation on the several topics to which your attention may be called.

Tuesday, 15th February, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker and Mr. Claus.

Prayers were read.

The Honorable the Speaker reported to the House that His Honor the President had been pleased to open the present Session with a most gracious speech; which with the leave of the House he would read.

The Honorable the Speaker having read the Speech desired the Clerk to read it again; which having done, the Hon. Mr. Claus moved that an answer should be drafted.

Not being a quorum, the House adjourned until to-morrow at one o'clock.

Wednesday, 16th February, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker and Mr. Claus.

Prayers were read.

The House, for the want of a quorum, adjourned until to-morrow at two o'clock.

Thursday, 17th February, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker and Mr. Claus.

Prayers were read.

The House adjourned until to-morrow at eleven o'clock, for want of a quorum.

Friday, 18th February, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker and Mr. Claus.

Prayers were read, and the House adjourned until three o'clock.

The House met at three o'clock p.m., pursuant to adjournment.

Present: The Hon. the Speaker.

The House adjourned until to-morrow at one o'clock, for want of a quorum.

Saturday, 19th February, 1814.

The House met pursuant to adjournment.

Present: The Hon. the Speaker and Hon. Mr. Claus.

Prayers were read.

The Gentleman Usher of the Black Rod informed the Honorable the Speaker that the Keeper of the Rolls with a message from His Honor the President was in waiting.

He was ordered to be admitted.

The Keeper of the Rolls reported that he had it in command from His Honor the President to lay before this Honorable House the Public Provincial Accounts for the last year, and returned.

The Accounts were laid upon the table.

The House adjourned until three o'clock p.m., for want of a quorum.

The House met at three o'clock, pursuant to adjournment.

Present: The Hon. the Speaker.

The House adjourned until Monday at one o'clock, for want of a quorum.

Monday, 21st February, 1814.

The House met pursuant to adjournment.

Present: The Hon. the Speaker and Hon. Mr. Claus.

Prayers were read.

The House adjourned until to-morrow at twelve o'clock, for want of a quorum.

Tuesday, 22nd February, 1814.

The House met pursuant to adjournment.

Present: The Hon. the Speaker and Hon. Mr. Claus.

Prayers were read.

The House adjourned until to-morrow at twelve o'clock, for want of a quorum.

Wednesday, 23rd February, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

The Clerk informed the House that the Secretary of the Province was in waiting to administer the customary Oath to the Hon. Mr. Cartwright.

The Secretary of the Province was desired to attend; which having done, he administered the Oath to the Hon. Mr. Cartwright, and retired.

A message from the House of Assembly was announced.

A deputation from the House of Assembly, consisting of Mr. Timothy Thompson and Mr. Isaac Swayze, informed the Honorable Speaker that they were sent by the House of Assembly with two Bills,

First, an Act for applying a certain sum of money to make good certain monies issued and advanced by His Majesty through Sir Roger Hale Sheaffe, Bart., President; in pursuance of an Address of the House of Assembly.

Secondly, An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled, "An Act to make provision for certain Sheriffs in this Province," and to request their concurrence therein. They then retired.

The Honorable the Speaker reported to the House that a deputation from the House of Assembly had waited upon them with the two Bills aforesaid, requesting the concurrence of this Honorable House.

Mr. Cartwright moved that the Bills be now read a first time. The Bill intituled "An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled, 'An Act to make provision for certain Sheriffs in this Province,'" was read a first time, and ordered to be read a second time to-morrow.

The Bill intituled, "An Act for applying a certain sum of money to make good certain monies issued and advanced by His Majesty through Sir Roger Hale Sheaffe, Bart., President, in pursuance of an address of the House of Assembly," was read a first time, and ordered to be read a second time to-morrow.

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

Thursday, 24th February, 1814.

The House met pursuant to adjournment.

Present:—The Hons. The Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

According to the order of the day, the Bill intituled "An Act for applying certain sums of money to make good certain sums of money issued and advanced by His Majesty, through Sir Roger Hale Sheaffe, Bart., President, in pursuance of an address of the House of Assembly" was read a second time.

Mr. Cartwright moved that the House do now resolve itself into a Committee to take into consideration the Bill intituled "An Act for applying a certain sum of money to make good certain sums of money issued and advanced by His Majesty, through Sir Roger Hale Sheaffe, Bart., President, in pursuance of an Address of the House of Assembly.

House in Committee, Mr. Cartwright in the Chair.

The Honorable the Speaker resumed the Chair.

Mr. Cartwright reported that the Bill intituled "An Act for applying a certain sum of money to make good certain monies issued and advanced by His

Majesty, through Sir Roger Hale Sheaffe, Bart., President, in pursuance of an Address of the House of Assembly," had been gone through by the Committee without any amendment; and recommended to the adoption of the House.

Mr. Cartwright moved that the said Bill be read a third time to-morrow.

Mr. Cartwright moved that the House do resolve itself into a Committee to take into consideration a Bill intituled, "An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province.'"

House in Committee, Mr. Claus in the Chair.

Mr. Speaker resumed the Chair.

Mr. Claus reported that the Committee had gone through the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,'" without any amendment, and recommended the said Bill to the adoption of the House.

Mr. Claus moved that the said Bill be read a third time to-morrow.

A deputation from the Honorable House of Assembly was announced, by the Gentleman Usher of the Black Rod.

Mr. Nichol and Mr. Young informed the Honorable Speaker, that they were sent from the House of Assembly to this Honorable House with a Bill intituled, "An Act to continue and amend an Act passed in the fifty-third year of His Majesty's reign, intituled 'An Act to authorize the Governor or person administering the Government of this Province to prohibit the exportation of grain and other provisions, and also to restrain the distillation of spirituous liquors from grain,'" and to request the concurrence of this Honorable House thereto.

The deputation having retired, on motion made and seconded, the said Bill was read a first time, and ordered to be read a second time to-morrow.

The House then adjourned until to-morrow at twelve o'clock.

Friday, 25th February, 1814.

The House met pursuant to adjournment.

Present:—The Hons., The Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

Mr. Cartwright moved for leave (previous to going into the order of the day) to bring in a Bill intituled, "An Act for the more speedy and effectual punishment of Treason and Misprision of High Treason, committed in this Province."

The Bill was read a first time to-day, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, was read for a third time, a Bill intituled, "An Act for applying a certain sum of money to make good certain monies issued and advanced by His Majesty, through Sir Roger Hale Sheaffe, Bart., President, in pursuance of an Address of the House of Assembly." And upon the question being put, whether the Bill do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and it was, by the Master-in-Chancery, carried down and returned to the House of Assembly.

Pursuant to the order of the day, was read a third time, a Bill intituled, "An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled, 'An Act to make provision for certain Sheriffs in this Province'"; and upon question being put, whether the said Bill do now pass, it was carried in the affirmative; Whereupon it was signed by the Speaker, and carried down by the Master-in-Chancery and returned to the House of Assembly.

Pursuant to the order of the day, was read a second time, a Bill intituled, "An Act to continue and amend an Act passed in the fifty-third year of His Majesty's reign, intituled, 'An Act to authorize the Governor, Lieutenant Governor, or person administering the Government, to prohibit the exportation of grain and other provisions, and also to restrain the distillation of spirituous liquors from grain.'"

Mr. Cartwright moved that the House do now resolve itself into a Committee of the whole, to take into consideration the said Bill.

The House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

Mr. Cartwright reported that the Committee had taken into consideration the said Bill; had made some progress therein, and begged leave to sit again to-morrow.

Ordered that the report be accepted, and leave given to sit again to-morrow.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 26th February, 1814.

The House met pursuant to adjournment.

Present:—The Honorable Speaker, The Hon. Mr. Cartwright and Hon. Mr. Claus.

Prayers were read.

Mr. Cartwright moved for leave to bring in a Bill previous to going into the order of the day, intituled, "An Act for the more speedy and effectual punishment of Traitors and Conspirators within this Province," to be read a first time to-day.

Ordered that the said Bill be read a second time to-morrow.

Mr. Cartwright moved for leave to bring in a Bill intituled, "An Act to repeal so much of an Act passed in the seventh year of the reign of Queen Anne, and also so much of an Act passed in the seventeenth year of His Majesty-King George the Second, as puts an end to forfeitures of inheritances upon attainder of treason after the death of the Pretender and his sons."

The said Bill was read a first time to-day, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill intituled, "An Act for the more speedy and effectual punishment of Treason and Misprision of High Treason committed in this Province," was read a second time.

Mr. Cartwright moved that the House do now resolve itself into a Committee, to take into consideration the said Bill.

House in Committee, Mr. Claus in the Chair.

The Honorable Speaker resumed the Chair.

Mr. Claus reported that the Committee of the whole House had taken the said Bill into consideration; had made some amendments therein, and begged leave to sit again to-morrow.

Ordered that the said report be accepted, and leave granted to sit again to-morrow.

Pursuant to the order of the day, the whole House resolved itself into a Committee to take into further consideration a Bill intituled "An Act to continue and amend an Act passed in the fifty-third year of His Majesty's reign, intituled 'An Act to authorize the Governor, Lieutenant Governor, or person administering the

Government of this Province, to prohibit the exportation of grain and other provisions; and also to restrain the distillation of spirituous liquors from grain.'"

The House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had gone through the said Bill; had made some amendments which they recommended to the adoption of the House.

Ordered that the said report be received.

Ordered that the Bill be engrossed with the amendments, and read a third time to-morrow.

A deputation from the House of Assembly was announced; it was admitted, and brought up a Bill intituled "An Act for granting to His Majesty, to and for the use of this Province, an additional duty on shop and tavern licenses," to request the concurrence of this Honorable House.

The said Bill was read a first time and ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until Monday at eleven o'clock.

Monday, 28th February, 1814.

The House met pursuant to adjournment.

Present: The Honorable Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act for the more speedy and effectual punishment of Traitors and Conspirators within this Province," was read a second time.

Mr. Cartwright moved that the whole House do now resolve itself into a Committee, to take into consideration the said Bill.

The House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and the said Bill be engrossed and read a third time to-morrow.

A deputation from the House of Assembly was announced; it was admitted, and it brought up a Bill intituled "An Act to empower His Majesty for a limited time to secure and detain such persons as His Majesty shall suspect of a treasonable adherence to the enemy."

The said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation was announced from the House of Assembly; it was admitted, and brought up two Bills intituled "An Act to continue for a limited time the Provisional Agreement entered into between this Province and Lower Canada, at Montreal, on the fifth day of July, one thousand eight hundred and four, relative to duties"; also "for continuing for a limited time the several Acts of the Parliament of this Province relating thereto."

And an Act "To repeal part of an Act passed in the fifty-first year of His Majesty's reign, intituled an Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for granting to His Majesty duties on

licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned.

Which Bills were read a first time to-day, and ordered to be read a second time to-morrow.

Pursuant to the order of the day was read a third time, a Bill intituled "An Act to continue and amend an Act passed in the fifty-third year of His Majesty's reign, intituled 'An Act to authorize the Governor, Lieutenant Governor or person administering the Government of this Province, to prohibit the exportation of grain and other provisions, and also to restrain the distillation of spirituous liquors from grain.'"

Upon the question being put, whether the said Bills shall now pass with the amendments, it was carried in the affirmative;

Whereupon the Speaker signed the same, and it was sent down to the House of Assembly by the Master-in-Chancery.

Pursuant to the order of the day, the Bill intituled "An Act for the more impartial and effectual trial and punishment of High Treason, Misprision of High Treason, and Treasonable practices committed in this Province," was taken into further consideration.

The House in Committee, Mr. Claus in the Chair.

Mr. Speaker resumed the Chair.

Mr. Claus reported that the Committee of the whole House had gone through the said Bill, and had made some amendments which they recommended to the adoption of the House.

Ordered that the said report be accepted, and the Bill be engrossed with the amendments made, and read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to repeal so much of an Act passed in the seventh year of the reign of Queen Anne, and also so much of an Act passed in the seventeenth year of the reign of His Majesty King George the Second, as puts an end to the forfeiture of inheritances upon attainder of treason after the death of the Pretender and his sons," was read a second time.

Mr. Cartwright moved that the House do now resolve itself into a Committee to take into consideration the said Bill.

House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had gone through the said Bill without any amendment, which they recommended to the adoption of the House.

Ordered that the said report be adopted, and that the said Bill be engrossed and read a third time to-morrow.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act for granting to His Majesty to and for the uses of this Province an additional duty on shop and tavern licenses."

Mr. Cartwright moved that the House do now resolve itself into a Committee to take into consideration the said Bill.

The House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

Mr. Claus reported that the Committee of the whole House had taken the said Bill into consideration; had made some progress therein, and beg leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given to sit again to-morrow.

Mr. Cartwright moved to bring in a Bill intituled "An Act to declare certain persons therein described Aliens, and to vest their estates in His Majesty."

The said Bill was read a first time, and ordered to be read a second time to-morrow.

Upon motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, 1st March, 1814.

The House met pursuant to adjournment.

Present: The Honorable Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

Pursuant to the order of the day, was read a third time the Bill intituled "An Act for the more speedy and effectual punishment of traitors and conspirators within this Province."

Upon the question being put, whether the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery.

Pursuant to the order of the day was read a third time the Bill intituled "An Act for the more impartial and effectual trial and punishment of High Treason, and Treasonable Practices committed in this Province."

Upon the question being put, whether the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery.

The Bill intituled "An Act to repeal so much of an Act passed in the seventh year of the reign of Queen Anne, and also so much of an Act passed in the seventeenth year of the reign of His Majesty King George the Second, as puts an end to the forfeitures of inheritances upon attainder of treason upon the death of the Pretender and his sons," was read a third time.

Upon the question being put, whether the said Bill do now pass, it was carried in the affirmative,

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery.

Mr. Cartwright moved to bring in a Bill intituled "An Act to supply in certain cases the want of County Courts in this Province,"

Which Bill was read a first time to-day, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act to declare certain persons therein described aliens, and to vest their estates in His Majesty."

The House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had gone through the said Bill; made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the said report be accepted, and the Bill engrossed and read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for granting to His Majesty, to and for the uses of this Province, and additional duty on shop and tavern licenses," was taken into further consideration.

The House in Committee, Mr. Claus in the Chair.

Mr. Speaker resumed the Chair.

Mr. Claus reported that the Committee of the whole House had gone through the said Bill; made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the report be received, and the said Bill read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act and to amend and continue an Act passed in the fifty-first year of His Majesty's reign, intituled an Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for granting to His Majesty duties on licenses to hawkers, pedlars, and petty chapmen, and other trading persons therein mentioned,'" was read a second time.

Mr. Cartwright moved that the House do now resolve itself into a Committee, to go into the consideration of the said Bill.

The House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had taken the said Bill into consideration, made some progress therein, and request leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given to sit again to-morrow.

Pursuant to the order of the day, was read a second time the Bill intituled, "An Act to empower His Majesty for a limited time to secure and retain such persons as His Majesty shall suspect of a treasonable adherence to the enemy."

Mr. Cartwright moved that the whole House do now resolve itself into a Committee, to take the said Bill into consideration.

The House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had gone through the said Bill without any amendment, which they recommended to the adoption of the House.

Ordered that the report be received, and the Bill read a third time to-morrow.

Upon motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Wednesday, 2nd March, 1814.

The House met pursuant to adjournment.

Present: The Hons., the Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to declare certain persons therein described aliens, and to vest their estates in His Majesty," was read a third time.

Whereupon the Speaker signed the same, and it was sent down to the House of Assembly by the Master-in-Chancery.

Pursuant to the order of the day, the Bill intituled "An Act for granting to His Majesty, to and for the uses of this Province, an additional duty on Shop and Tavern Licenses," was read a third time.

Whereupon the Speaker signed the same and it was sent down to the House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to continue for a limited time the Provisional Agreement entered into between this Province and Lower Canada, on the fifth day of July one thousand eight hundred and four, relative to duties; also for continuing for a limited time the several Acts of the Parliament of this Province relating thereto," was read a third time.

Whereupon the Speaker signed the same, and it was sent down by the Master-in-Chancery to the House of Assembly.

Pursuant to the order of the day, the Bill intituled, "An Act to empower His Majesty for a limited time to secure and detain such persons as His Majesty shall suspect of treasonable adherence to the enemy," was read a third time.

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery.

A deputation from the House of Assembly was announced; it was admitted, and brought up to this Honorable House a message in the following words:—

Mr. Speaker: The House of Assembly request a conference with the Honorable the Legislative Council, on the subject matter of amendments made by them in and to an Act sent up from this House, intituled "An Act to continue and amend an Act passed in the forty-third year of His Majesty's reign, intituled 'An Act to authorize the Governor, Lieutenant Governor or person administering the Government of this Province, to prohibit the exportation of grain and other provisions, and also to restrain the distillation of spirituous liquors from grain.'"

Commons House of Assembly,
2nd March, 1814.

(Signed) SAML. STREET,
Speaker.

An answer to the said message was immediately sent down in the following words:—

Mr. Speaker: A Committee of this Honorable House has been appointed to confer with a Committee of the House of Assembly on the subject matter of amendments made by this House in and to an Act intituled "An Act to continue and amend an Act passed in the fifty-third year of His Majesty's reign, intituled 'An Act to authorize the Governor, Lieutenant Governor, or person administering the Government of this Province, to prohibit the exportation of grain and other provisions, and also to restrain the distillation of spirituous liquors from grain.'"

Legislative Council Chamber,
2nd March, 1814.

(Signed) THOS. SCOTT,
Speaker.

Whereupon, the Speaker having retired, the Committee from the House of Assembly held a conference with a Committee of this Honorable House, and retired.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act, and to amend and continue an Act passed in the fifty-first year of His Majesty's reign, intituled 'An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled an Act for granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned,'" was taken into further consideration.

The House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

Mr. Claus reported that the Committee of the whole House had taken the said Bill into further consideration; had gone through the said Bill without amendment, and recommended the said Bill to the adoption of the House.

Ordered that the said report be accepted, and the Bill read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to supply in certain cases the want of County Courts in this Province," was read a second time.

Mr. Cartwright moved that the House do now resolve itself into a Committee to take the same into consideration.

The House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had taken the said Bill into consideration, made some progress therein, and beg leave to sit again to-morrow.

A deputation from the House of Assembly was announced; ordered to be admitted. The deputation brought up a Bill intituled "An Act to repeal and amend part of an Act passed in the thirty-fifth year of His Majesty's reign, intituled 'An Act to ascertain the eligibility of persons to be returned to the House of Assembly.'"

Which Bill was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Thursday, 3rd March, 1814.

The House met pursuant to adjournment.

Present: The Hons., the Speaker, Mr. Cartwright and Mr. Claus.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act and to amend and continue an Act passed in the fifty-first year of His Majesty's reign, intituled 'An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled an Act for granting to His Majesty duties on Licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned,'" was read a third time.

Upon the question being put, whether the said Bill do now pass, it was carried in the affirmative;

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery.

Pursuant to the order of the day, the Bill intituled "An Act to supply in certain cases the want of County Courts in this Province," was taken into further consideration.

The House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had gone through the said Bill without any amendment, and recommended it to the adoption of the House.

Ordered that the said report be received, and the Bill engrossed and read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to repeal and amend part of an Act passed in the thirty-fifth year of His Majesty's reign, intituled 'An Act to ascertain the eligibility of persons to be returned to the House of Assembly,'" was read a second time.

Mr. Cartwright moved that the House do now resolve itself into a Committee, to take the said Bill into consideration.

The House in Committee, Mr. Claus in the Chair.

Mr. Speaker resumed the Chair.

Mr. Claus reported that the Committee of the whole House had gone through the said Bill without any amendment, which they recommend to the adoption of the House.

Ordered that the said report be accepted, and the Bill engrossed and read a third time to-morrow.

A deputation from the House of Assembly was announced. They brought up the Bill intituled "An Act for the more impartial and effectual punishment of High Treason and Treasonable Practices in this Province," with an amendment, which was concurred in by this Honorable House.

A message to notify the House of Assembly of the adoption of the amendment was sent as follows:—

Mr. Speaker: The Legislative Council have concurred in the amendment made by the House of Assembly to a Bill intituled "An Act for the more impartial and effectual trial and punishment of High Treason and Treasonable practices in this Province.

Legislative Council,

3rd March, 1814.

(Signed) THOS. SCOTT,
Speaker.

Ordered that a member of this House be deputed to wait upon His Honor the President, to inquire at what time he will be pleased to receive their Address.

Whereupon the Hon. Richd. Cartwright was named for this purpose.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Friday, March 4th, 1814.

The House met pursuant to adjournment.

Present: The Hons., the Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

The Hon. Richard Cartwright reported that he had waited upon His Honor the President in conformity with the order of yesterday, who was pleased to say that he would receive the address at two o'clock this day.

Ordered that the House do attend His Honor at two o'clock this day accordingly.

The Bill intituled "An Act to supply in certain cases the want of County Courts in this Province," was read a third time.

Upon the question being put, whether the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was carried down by the Master-in-Chancery to the House of Assembly.

A deputation from the House of Assembly was announced.

It was ordered to be admitted, and brought up to this House two Bills, intituled:

“An Act to repeal an Act passed in the forty-eighth year of His Majesty’s reign, intituled ‘An Act to amend an Act passed in the forty-seventh year of His Majesty’s reign, intituled an Act to establish Public Schools in each and every district in this Province,’” which Bill was read a first time, and ordered to lie on the table.

And also an Act “Laying an additional duty on stills within this Province,” which Bill was read a first time, and ordered to be read a second time to-morrow.

The Bill intituled “An Act to repeal and amend part of an Act passed in the thirty-fifth year of His Majesty’s reign, intituled ‘An Act to ascertain the eligibility of persons to be returned to the House of Assembly,’” was read a third time.

Upon question being put, whether the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was carried down to the House of Assembly by the Master-in-Chancery.

The House waited upon His Honor the President at two o’clock this day, and presented the following address:—

To His Honor Gordon Drummond, Esquire, President administering the government of the Province of Upper Canada, and Lieutenant General Commanding His Majesty’s Forces in that Province.

May it please Your Honor: We, His Majesty’s most dutiful and loyal subjects, the Legislative Council of the Province of Upper Canada in Provincial Parliament assembled, having by the sudden death of one of our members, whose loss we feel and lament, and by the indisposition of others been prevented from addressing Your Honor before your departure to the Niagara Frontier, now embrace the earliest opportunity in our power of returning you our thanks for your speech at the opening of this session of the Legislature.

We most sincerely unite with Your Honor in gratitude to Divine Providence for permitting us at this awful crisis to enjoy the uncontrolled exercise of our legislative powers; as well as for having protected us from the efforts of an unprovoked and implacable enemy; who, while exulting in the hope that the Canadas were well nigh their own were arrested in their progress by a handful of British Troops, who, emulous of the glorious career of their comrades in the Peninsula, drove them in dismay to their own shores. Nor are we less grateful for the gallantry of that small but illustrious band of British Soldiers who attacked and carried by storm the important Fortress of Niagara; the strongest and most formidable position of the enemy on our frontier.

This auspicious beginning of Your Honor’s command induces us to rely with the most perfect confidence in the wisdom, promptitude and energy of your future measures.

The unhappy and cruel fate of the Town of Niagara, while it excites our sympathy, rouses our indignation; to burn without provocation the Houses of its peaceful but too credulous inhabitants, while remaining under promise of protection to their persons and property, is a breach of the laws of humanity and of war almost unheard of in modern times; and called for the severe retaliation inflicted by the entire destruction of the whole frontier from Lake Erie to Lake Ontario.

We lament with Your Honor that there is no change in the health of our Beloved Sovereign, whose long and virtuous reign will ever be remembered with gratitude and love by his affectionate people.

We have the happiness, however, to know as well as feel that His Government is continued by His Royal Highness the Prince Regent, under whose auspicious direction Great Britain has obtained a degree of glory unknown in former times.

It is with unfeigned pleasure that we contemplate the success of His Majesty's Arms, united with those of Spain and Portugal, under the command of Field Marshal the Marquis of Wellington, who have rescued the Peninsula from its invaders, whilst the northern Powers of Europe, combined together by the wise measures of His Majesty's Council against the common foe, have overwhelmed and destroyed his immense armies, and compelled him to retire into the bosom of France.

We are aware that the organizing of the Militia is a matter which requires our most serious consideration and care; and nothing which depends upon us shall be wanting to render that respectable body of men as efficient as possible for the defence of this Province.

The imperfect state of our public roads, particularly on the present occasion when so essentially necessary for the facilitating the transport of Military Stores, deserves, and shall have our particular attention, and in our deliberations on that subject we will duly attend to the claims which the Province has of a liberal pecuniary aid from such persons who from religious scruples abstain from War, but whose property and possessions are bravely defended by their fellow subjects in arms.

Your Honor may be assured that none of His Majesty's subjects regret more than we do that two even of the members of our Legislature itself are to be found fighting in the ranks of the enemy. The general indignation which such base and traitorous conduct has excited does honor to the loyalty of this Province, and Your Honor may be assured that we will most heartily co-operate in the enactments of such laws as in future may prevent such abominable treasons.

We acknowledge with gratitude the gracious and humane desire of His Royal Highness the Prince Regent that the forfeitures of such traitors as adhere to the enemy shall be applied to the relief of the sufferers by the war.

We are fully aware, not only of the expediency, but of the necessity that as little time should be spent in this session of the Legislature as is consistent with mature deliberation on the several topics to which our attention may be called.

To which His Honor was pleased to make the following reply:

Honorable Gentlemen of the Legislative Council: I thank you for your dutiful and loyal address. The sentiments it contains afford a well grounded hope that your exertions in behalf of the interests of this Province will conduce not only to its internal welfare, but also form security from foreign invasion.

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

Saturday, 5th March, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

Mr. Speaker reported that His Honor, the President, had been pleased to answer the address presented to him by this Honorable House yesterday; which, by the leave of the House, he would read.

A deputation from the House of Assembly was announced; it was admitted, and brought up a message in the following words:—

Mr. Speaker: The House of Assembly have agreed to the amendments made by the Honorable Legislative Council to a Bill sent up from them intituled "An Act to continue and amend an Act passed in the fifty-third year of His Majesty's reign intituled 'An Act to authorize the Governor, Lieutenant Governor, or person administering the Government of this Province, to prohibit the exportation of grain and other provisions, and also to restrain the distillation of spirituous liquors from grain.'"

Commons House of Assembly,
4th March, 1814.

(Signed) ALLAN McLEAN,
Speaker.

A deputation from the House of Assembly was announced. Ordered to be admitted.

The said deputation brought up a Bill intituled "An Act to empower the Commissioners of the Peace for the Home District in their Court of General Quarter Sessions Assembled, to establish and regulate a market in and for the Town of York in the said District."

Which Bill was read a first time and ordered to be read a second time on Monday.

Pursuant to the order of the day, the Bill intituled "An Act laying an additional duty on Stills within this Province," was read a second time.

Mr. Cartwright moved that the House do now resolve itself into a Committee of the whole House to take the said Bill into consideration.

The House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

Mr. Cartwright reported that the Committee of the whole House had gone through the said Bill without any amendment, which they recommended to the adoption of the House.

A deputation from the House of Assembly was announced, ordered to be admitted.

It brought up a Bill sent down from this Honorable House to them for their concurrence, intituled "An Act to repeal so much of an Act passed in the seventh year of the reign of Queen Anne, and also as much of an Act passed in the seventeenth year of the reign of His Majesty King George the Second, as puts an end to the forfeiture of inheritances upon attainder of treason after the death of the Pretender and his sons."

To which Bill they concurred without amendment.

The House adjourned until Monday at eleven o'clock.

Monday, 7th March, 1814.

The House met pursuant to adjournment.

Present: The Hons., the Speaker, Mr. Cartwright and Mr. Claus.

Prayers were read.

Pursuant to the order of the day, a Bill (stills) was read a third time, and the question being put if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, a Bill (Market) was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole House to take the same into consideration.

The House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and had agreed thereto without amendment.

On motion made and seconded, ordered that the said Bill be read a third time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House two Bills, viz. :—

“An Act to grant to His Majesty an additional duty on shop and tavern licenses,” which Bill was read a first time, and ordered to be read a second time to-morrow.

And a Bill intituled “An Act to supply in certain cases the want of County Courts in this Province,” to which the Commons House of Assembly had agreed without any amendment.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled “An Act to facilitate the circulation within this Province of Army Bills issued by the authority of the Province of Lower Canada,” which Bill was read a first time, and ordered to be read a second time to-morrow.

The deputation also brought up and returned to this House a Bill intituled “An Act to declare certain persons therein described aliens, and to vest their estates in His Majesty,” to which they had made some amendments.

The said amendments being read, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said amendments into consideration, and had agreed thereto.

Whereupon the said Bill as amended was read a third time; and a message signed by the Hon. the Speaker was by the Master-in-Chancery carried down to the House of Assembly.

Mr. Speaker: The Honorable the Legislative Council have concurred in the amendments made by the Commons House of Assembly in and to a Bill intituled “An Act to declare certain persons therein described Aliens, and to vest their estates in His Majesty.”

Legislative Council Chamber,

7th March, 1814.

(Signed) THOS. SCOTT,

Speaker.

On motion, made and seconded, the House adjourned until to-morrow at 12 o'clock.

Tuesday, 8th March, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker, Richard Cartwright and William Claus.

Prayers were read.

Pursuant to the order of the day, was read a third time a Bill (Market Bill) and the question being put if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, was read a second time a Bill (Shop and Tavern Licenses),

And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. — in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without amendment.

Ordered that the said report be accepted.

And on motion made and seconded, the said Bill was read a third time.

And the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act to facilitate the circulation within this Province of Army Bills, issued by authority of the Province of Lower Canada,"

And on motion made and seconded, the House resolved itself into a Committee of the whole, to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment.

Ordered that the said report be accepted, and the Bill read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock.

Wednesday, 9th March, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker, ——— [and] ———.

On motion made and seconded,

Ordered that so much of the order of the day as relates to the third reading of the Bill intituled "An Act to facilitate the circulation within this Province of Army Bills issued under the authority of the Province of Lower Canada," be dispensed with, and that the House do now resolve itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the report be accepted, and that the Bill as amended be now read.

On motion made and seconded, the Bill, as amended, was read a third time, and the question being put if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned as amended to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for granting to His Majesty, His Heirs and Successors a sum of money towards defraying the expenses attending the defence of this Province."

The deputation having withdrawn, the said Bill was read a first time; and on motion made and seconded the Bill was read a second time, and the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment.

Ordered that the report be accepted, and the Bill read a third time to-morrow.

A deputation from the House of Assembly being announced it was admitted, and brought up and delivered at the Bar of this House a message in the following words:—

Mr. Speaker: The House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to a Bill intituled "An Act to facilitate the circulation within this Province of Army Bills issued under authority of the Province of Lower Canada."

Commons House of Assembly,
9th March, 1814.

(Signed) ALLAN McLEAN,
Speaker.

The deputation also brought up for concurrence a Bill intituled "An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and repairing the public highways and roads and building bridges in the several districts thereof,"

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Thursday, 10th March, 1814.

The House met pursuant to adjournment.

Present: The Honorable the Speaker, Richard Cartwright and William Claus.
Prayers were read.

Pursuant to the order of the day was read a third time a Bill intituled "An Act for granting to His Majesty, His Heirs and Successors a sum of money towards defraying the expense attending the defence of this Province."

And the question being put if the said Bill do now pass it was resolved in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province, to defray the expenses of amending and

repairing the public highways and roads and building bridges in the several districts thereof."

And on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill without any amendment.

Ordered that the report be accepted.

On motion made and seconded, the said Bill was read a third time, and the question being put if the said Bill do now pass, it was resolved in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the forty-third year of His Majesty's reign, intituled 'An Act for the better securing to His Majesty, His Heirs and Successors the due collection and receipt of certain duties therein mentioned.'"

The deputation having withdrawn, the said Bill was read a first time.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to provide for and establish a circulating medium within this Province."

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Friday, 11th March, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker, Richard Cartwright and William Claus.

Prayers were read.

Pursuant to the order of the day, was read a second time a Bill intituled "An Act to provide for and establish a circulating medium within this Province."

And on motion made and seconded, the House resolved itself into a Committee of the whole House to take the said Bill into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the report be accepted, and the Bill read as amended.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of the laws now in force, and to make further and more effectual provision for the raising and training the Militia of this Province."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

Saturday, 12th March, 1814.

The House met pursuant to adjournment.

Present: The Hons. the Speaker, Richard Cartwright and William Claus.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of the laws now in force and to make further and more effectual provision for the raising and training the Militia of this Province," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, had made some amendments thereto, which they recommended to the adoption of the House.

Ordered that the report be accepted, and the Bill as amended was read.

On motion made and seconded, the amendments were engrossed, and the Bill as amended read a third time.

And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned with the amendments.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to provide for the issuing and circulation of Government Bills in this Province."

The deputation having withdrawn, the said Bill was read a first time; and on motion made and seconded, the Bill being read a second time, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and had agreed thereto without any amendments.

Ordered that the said report be accepted; and, on motion made and seconded, the said Bill was read a third time, and the question being put if the said Bill do now pass it was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the House of Assembly being announced, it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of the laws now in force for raising and training the Militia of this Province, and to make further and more effectual provision for the same."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, the said Bill, being read a second time, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Cartwright in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without any amendment.

Ordered that the said report be accepted, and on motion made and seconded, the said Bill was read a third time, and the question being put if the said Bill do

now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded, the House adjourned until Monday at four o'clock.

Monday, 14th March, 1814.

The House met pursuant to adjournment.

Present: The Honorable the Speaker; the Hon. Jno. McGill and Hon. William Claus.

Prayers were read.

At five o'clock p.m. His Honor the President came to the House, and being seated on the Throne, the Usher of the Black Rod was sent with a message to command the immediate attendance of the Commons House of Assembly at the Bar of this House.

And they being come thereto, His Honor the President was pleased to assent in His Majesty's name to the following Bills:—

1. An Act to continue and amend an Act passed in the fifty-third year of His Majesty's reign, intituled An Act to authorize the Governor, Lieutenant Governor, or person administering the Government of this Province, to prohibit the exportation of grain and other provisions, and also to restrain the distillation of spirituous liquors from grain.

2. An Act to grant to His Majesty an additional duty on Shop and Tavern Licenses.

3. An Act to empower His Majesty for a limited time to secure and detain such persons as His Majesty shall suspect of treasonable adherence to the enemy.

4. An Act for applying a certain sum of money to make good certain monies issued and advanced by Sir Roger Hale Sheaffe, Bart., President, in pursuance of an Address of the House of Assembly.

5. An Act laying an additional duty on stills within this Province.

6. An Act to continue for a limited time the Provisional Agreement entered into between this Province and Lower Canada, at Montreal, on the 5th of July, one thousand eight hundred and four, relative to duties; also for continuing for a limited time the several Acts of the Parliament of this Province relating thereto.

7. An Act to supply in certain cases the want of County Courts in this Province.

8. An Act to declare certain persons therein described aliens, and to vest their estates in His Majesty.

10. An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled "An Act to make provision for certain Sheriffs in this Province."

11. An Act to repeal and amend part of an Act passed in the thirty-fifth year of His Majesty's reign, intituled "An Act to ascertain the eligibility of persons to be returned to the House of Assembly."

12. An Act to repeal part of an Act and to amend and continue an Act passed in the fifty-first year of His Majesty's reign, intituled "An Act to repeal an Act passed in the forty-seventh year of His Majesty's reign, intituled 'An Act for granting to His Majesty duties on Licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned; and further for granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned.'"

13. An Act to repeal so much of an Act passed in the seventh year of the reign of Queen Anne, and also so much of an Act passed in the seventeenth year of the reign of His Majesty King George the Second, as puts an end to forfeiture of inheritance on attainder of treason after the death of the Pretender and his sons.

14. An Act for the more impartial and effectual trial and punishment of High Treason and Misprision of High Treason and Treasonable Practices in this Province.

15. An Act for granting to His Majesty a certain sum of money out of the funds applicable to the uses of this Province to defray the expenses of amending and repairing the public highways and roads and building bridges in the several districts thereof.

16. An Act to facilitate the circulation within this Province of Army Bills issued under the authority of the Province of Lower Canada.

17. An Act granting to His Majesty, His Heirs and Successors, a sum of money towards defraying the expenses attending the defence of this Province.

18. An Act to provide for the issuing and circulation of Government Bills in this Province.

19. An Act to repeal part of the laws now in force for raising and training the Militia of this Province; and to make further and more effectual provision for the same.

His Honor the President then addressed both Houses of the Provincial Parliament in the following words:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: Your Parliamentary duties being now completed, and as I duly appreciate the importance of your personal attendance in superintending your domestic and agricultural pursuits, it is expedient to close the present Session.

In recapitulating the advantages that I am assured will result from the establishment of many useful Acts you have been employed in framing, that of suspending the Habeas Corpus Act must eminently conduce to the welfare and prosperity of the Province.

Amongst the benefits that will result to the community from the Acts that have been passed this Session, your having granted a large sum of money towards the improvement of the public roads, will prove to be one of primary importance.

The measure of placing at my disposal so considerable a proportion of the public funds for the purpose of providing for the defence and security of the colony, as it proves your earnest determination to promote the Public Service, so it may be my duty to appropriate it to the best interests of the country.

I trust that the other Bills which have engaged your attention will on their promulgation equally promote the public good.

I rely with confidence on your affording in your own persons an example of energy and activity to your fellow subjects, in seconding the measures of government, as by so doing you will more firmly secure to yourselves and them the blessings which we derive from our happy constitution.

The Honorable the Speaker of the Legislative Council then said it was His Honor the President's will and pleasure that this Provincial Parliament be prorogued until the 15th day of April next ensuing.

And it was prorogued accordingly.

I certify the foregoing to be a correct transcript of the proceedings of the Legislative Council of Upper Canada in the third session of the Sixth Parliament.

JOHN POWELL,
Clerk, Legislative Council.

Certified to be true copies from the records in the Colonial Office.

GEORGE MAYER,
Librarian and Keeper of the Records.

Downing Street, 2nd September, 1857.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada

From Monday, the seventh day of June,

to

Monday, the twelfth day of July,

1819.

Being the fifty-ninth Year of the Reign of

KING GEORGE THE THIRD.



Journal and Proceedings
OF THE
LEGISLATIVE COUNCIL

OF THE
Province of Upper Canada,
1819.

Monday, 7th June, 1819.

The Provincial Legislature having been by proclamation prorogued to this day at two o'clock, the House met accordingly.

Present—The Hons. William Dummer Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus and William Dickson, Esquires.

At two o'clock p.m. His Excellency the Lieutenant-Governor, having come to the Legislative Council Chamber, and being seated on the Throne, the Gentleman Usher of the Black Rod was directed to command the attendance of the Speaker and members of the Commons House of Assembly at the Bar of this House. And they being come thereto, His Excellency was pleased to address both Houses of the Provincial Parliament in the following words:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly:—Many considerations having determined me to call you together before the close of the year; I decided on the present Season as probably more convenient to you than a later period.

Since you were last assembled in this place little appears to have taken place in the state of His Majesty's indisposition.

In that interval His August Consort, the Queen of the United Kingdom, has closed a long life, illustrious for the exemplary discharge of every public and private duty.

His Royal Highness the Prince Regent, on behalf of His Majesty, has authorized the Governors of both Canadas to bestow land on certain of the Provincial Navy and of the Militia which served during the late war.

Recent purchases from the natives have been so far effected as will enable me to set apart adequate tracts in the several districts to accommodate such of their respective inhabitants as are within the limit of the Royal instruction. I do not consider myself justified in extending this mark of approbation to any of the individuals who composed the late Convention of Delegates; the proceedings of which are properly the subject of your severe animadversion.

The Royal Assent has been given to the Bill for the establishment of a Provincial Bank, but from some delay it did not arrive in time for promulgation within the period limited by the law; the form of a re-enactment will therefore be necessary to render it available.

At the termination of the last session it was recommended you to bestow your attention on an amendment of the road law. At present, after a nearer acquaintance with the state of the country, I am more deeply impressed with the importance of that subject. It is painful to observe how serious an evil the neglected grants

of an early date are presenting to the actual inhabitants of this Province. The exemption of any land belonging to individuals from the operation of the assessment law is found to be detrimental. A new Bill, so modified as to protect the land from sale by distress until due notice can be given to the proprietor will receive His Majesty's assent.

Gentlemen of the House of Assembly:—I shall direct the proper officer to lay before you the Public Accounts of receipt and expenditure with estimates for the service of the ensuing year.

Honorable Gentlemen and Gentlemen:—The growth of the Province in population and wealth justifies a reasonable expectation that the measures adopted to encourage it will receive your fullest support; and I must suggest for your consideration the expediency of affording the new settler, unavoidably situated more remote from the great lakes and rivers, an early approach to market.

Your attention will doubtless be given to such laws about to expire as may require renewal.

Some parts of the Province, not accessible by land, it is my purpose to visit during the present season for navigation, that I may become personally acquainted with every part of the population committed to my care.

The Speaker and members of the Commons House of Assembly having withdrawn, His Excellency the Lieutenant Governor retired, whereupon the House formed and prayers were read.

The Speaker informed the House that he had a copy of His Excellency the Lieutenant Governor's speech, which he read; and it was again read (*pro forma*) by the Clerk, and on motion made and seconded Messrs. Baby and Claus were appointed a Committee to prepare an address in answer to His Excellency's speech.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Tuesday, 8th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus and William Dickson.

Prayers were read.

The Committee appointed to prepare an address in answer to the Speech of His Excellency the Lieutenant-Governor, reported that they had done so, and that they now submitted it to the consideration of the House. Ordered that the said report be accepted, and the address being read, on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said address into consideration, and had made some amendments thereto, which they recommended to the adoption of this House. Ordered that the report be accepted.

On motion made and seconded, the amendments were read, and the Address as amended ordered to be engrossed and read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock.

Wednesday, 9th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, William Claus, Thomas Scott, William Dickson and Thomas Clark, Esquires.

Prayers were read.

Pursuant to the order of the day, the Address in answer to the Speech of His Excellency the Lieutenant Governor was read as amended, and on motion made and seconded was ordered to be engrossed, and read a third time to-morrow.

Messrs. Claus and Dickson were appointed a Committee to wait upon His Excellency the Lieutenant-Governor, to know when he would be pleased to receive the House with their address.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker:—The Commons House of Assembly request a conference with the Honorable the Legislative Council on the subject of an Address of condolence to His Royal Highness the Prince Regent on the death of Her Majesty the Queen.
Commons House of Assembly, (Signed) ALLAN MACLEAN,
9th June, 1819. Speaker.

The deputation having withdrawn, the said message was read, and Messrs. Scott and Clark were appointed a Committee for that purpose.

The Committee appointed to wait upon His Excellency the Lieutenant Governor, reported that they had done so, and that His Excellency had been pleased to appoint to-morrow at noon to receive the House with their Address.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock a.m.

Thursday, 10th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, Wm. Claus, Wm. Dickson and Thos. Clark.

Prayers were read.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker:—The Honorable the Legislative Council have appointed a committee of two of its members to confer with the Committee of the Commons House of Assembly on the subject of an Address of condolence to His Royal Highness the Prince Regent on the death of Her Majesty the Queen.

The Committee will be ready to meet the Committee of the Commons House of Assembly in the Legislative Council Chamber, at the rising of this House this day.
Legislative Council Chamber, (Signed) WM. DUMMER POWELL,
10th June, 1819. Speaker.

The Speaker, members and officers of the House proceeded to wait upon His Excellency the Lieutenant-Governor with the address of this House in answer to His Excellency's Speech at the opening of the present session of Parliament, which they did in the following words:

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein.

May it please Your Excellency:—We, His Majesty's dutiful and loyal subjects, the Legislative Council of the Province of Upper Canada in Provincial Parliament assembled, beg leave to return our thanks for Your Excellency's Speech at the opening of this session.

We lament the continued indisposition of His Majesty, and condole with Your Excellency on the death of his august Consort, the Queen of the United Kingdom, whose long life was rendered illustrious by the exemplary discharge of every public and private duty.

We are grateful to learn that His Royal Highness the Prince Regent, on behalf of His Majesty has authorized grants of land to certain of the Provincial Navy and Militia who served during the late war; and we feel the propriety of withholding this mark of approbation from the individuals who composed the late Convention of Delegates.

A re-enactment of the bill for the establishment of a Provincial Bank will occupy our early attention.

The road law has undergone great consideration; any practicable amendment which can benefit the remote settlers in their access to market will receive our particular attention; and we shall concur in any measure which will remove the present unequal pressure of its operation.

We will direct our attention to such laws as are about to expire and require to be continued.

We wish Your Excellency every comfort whilst absent from the seat of Government with the laudable intention of visiting the more remote parts of the Province, and inspecting every part of the population committed to your care.

Legislative Council Chamber, (Signed) WILLIAM DUMMER POWELL,
10th June, 1819. Speaker.

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

Honorable Gentlemen of the Legislative Council:—I thank you for your condolence on His Majesty's continued indisposition, and on the death of our lamented Queen.

And I am well satisfied that the result of your deliberations will prove advantageous to the interests of the Province.

The Speaker, members and officers being returned to the Council Chamber, the Speaker informed the House that he had a copy of His Excellency's answer, which he read, and it was again read by the Clerk.

Then on motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

Friday, 11th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, Thos. Scott, Wm. Claus, Wm. Dickson and Thomas Clark.

Prayers were read.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject of a joint Address of Condolence with His

Royal Highness the Prince Regent on the death of Her Majesty the Queen, reported that they had done so and had agreed to one, which they now submitted to the consideration of the House. Ordered that the said report be accepted, and the said Address being read, on motion made and seconded the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said address into consideration, and had agreed thereto without any amendment. Ordered that the said report be accepted. On motion made and seconded, the said Address was read, and on the question being put—if the said Address do now pass, it was carried in the affirmative.

Whereupon a message, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly in the following words:

Mr. Speaker:—The Honorable the Legislative Council have adopted the report of their Committee of conference on the subject of a joint Address of Condolence to His Royal Highness the Prince Regent on the death of Her Majesty the Queen, in which this House have concurred.

Legislative Council Chamber,

(Signed) WILLIAM DUMMER POWELL,

11th June, 1819.

Speaker.

A message from His Excellency the Lieutenant-Governor being announced, Mr. Secretary Hillier was admitted, who informed the Speaker that he was directed to present certain accounts and estimates of the expenditure of the present year.

Mr. Secretary Hillier having withdrawn, the said messages were read from the Chair as follows:

P. Maitland:—The Lieutenant-Governor, on transmitting the Public Accounts and estimates for the expenditure and supply for the coming year, is happy to find that the grant for the present year will, with the other sources of revenue applicable to the support of the Civil Government, rather exceed its wants.

That the Legislature may have a clear view of the Charge of the Civil Government, and what proportion of it requires to be defrayed from the Provincial revenue, the Lieutenant Governor has directed to be laid before you two estimates, amounting together to twenty thousand, one hundred and twenty-five pounds sterling, of which sum the Parliament of the United Kingdom provides ten thousand, eight hundred and twenty pounds, proceeding from the Crown revenue in the Province, or from its share of that received in Lower Canada, leaving a balance of only five thousand, six hundred and eighty pounds to be required from the Provincial revenue.

10th June, 1819.

P. M.

P. Maitland:—The Lieutenant-Governor, in transmitting the Public Accounts and estimates for the expenditure and supply of the coming year, omitted to notice the proceeds of certain casualties and territorial revenue which on a former occasion had been erroneously stated, as applicable to defray the charge of the administration of justice and the Civil Government of the Province.

The Lieutenant-Governor herewith transmits for the information and satisfaction of the Legislature details of that branch of the King's revenue subject exclusively to the signification of His Majesty's pleasure, noting the appropriation already authorized.

P. M.

On motion made and seconded, the House adjourned until to-morrow at twelve o'clock.

Saturday, 12th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, Wm. Claus, Wm. Dickson and Thos. Clark.

Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered to this House a message in the following words:

Mr. Speaker:—The Commons House of Assembly request a conference with the Honorable Legislative Council, to frame an Address to His Excellency the Lieutenant-Governor, praying him to transmit the address of condolence to His Royal Highness the Prince Regent.

Commons House of Assembly,
12th June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The deputation having withdrawn, the said message was read.

A message, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered in the Commons House of Assembly, in the following words:

Mr. Speaker:—The Honorable the Legislative Council have appointed a Committee of two of its members to prepare, with a Committee of the Commons House of Assembly, an Address to His Excellency the Lieutenant-Governor, praying him to transmit the Address of condolence to His Royal Highness the Prince Regent, in the Legislative Council Chamber, at the rising of this House this day.

Legislative Council Chamber,
12th June, 1819.

(Signed) WM. DUMMER POWELL,
Speaker.

And Messrs. Claus and Clark were appointed a Committee for that purpose.

Then, on motion made and seconded, the House adjourned until Monday next at twelve o'clock.

Monday, 14th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, Thomas Scott, Wm. Claus, Thomas Fraser, Wm. Dickson, Thomas Clark.

Prayers were read.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject of an Address to His Excellency the Lieutenant-Governor, reported that they had done so, and that they had agreed upon an Address, which they now submitted to the consideration of the House. Ordered

that the said report be accepted, and the address being read, on motion made and seconded, the question was put if the said Bill do now pass, and it was carried in the affirmative.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

The deputation having withdrawn, the said message was read.

Mr. Speaker:—The Commons House of Assembly have agreed to the joint address to His Excellency the Lieutenant-Governor, praying him to transmit the Address of Condolence to His Royal Highness the Prince Regent, as reported by their Committee of conference.

Commons House of Assembly
14th June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

A message having been signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the House of Assembly in the following words:

Mr. Speaker:—The Honorable the Legislative Council have adopted the report of their Committee of conference on the subject of a joint Address to His Excellency the Lieutenant Governor, praying him to transmit their address of condolence to His Royal Highness the Prince Regent, and have concurred thereto.

The Legislative Council have also appointed a Committee of three of their members to wait with a Committee of the Commons House of Assembly upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive their address.

Legislative Council Chamber,
14th June, 1819.

(Signed) WILLIAM DUMMER POWELL,
Speaker.

And Messrs Dickson and Clark were appointed a Committee for that purpose. A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker:—The Commons House of Assembly has appointed four of its members to wait with the Committee of the Honorable the Legislative Council on His Excellency the Lieutenant-Governor, to know when he will be pleased to receive the Addresses of both Houses with the Address of Condolence

Commons House of Assembly,
14th June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The deputation having withdrawn, the said message was read. Then on motion made and seconded, the House adjourned until to-morrow at 11 o'clock a.m.

Tuesday, 15th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, Thomas Fraser, William Dickson, and Thomas Clark, Esquires.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant-Governor, to know when he would be pleased to receive the two Houses of the Provincial

Legislature with their Addresses, reported that they had done so; and that His Excellency had appointed this day at noon for that purpose.

At noon the Speaker, Members and Officers of the House proceeded to wait upon His Excellency the Lieutenant-Governor with the joint addresses of both Houses, which were delivered as follows:

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c., &c., &c.:

May it please Your Excellency:—We, His Majesty's dutiful and loyal subjects, the Legislative Council and Commons House of Assembly of the Province of Upper Canada, in Provincial Parliament assembled, having agreed to an address of condolence to His Royal Highness the Prince Regent on the lamented death of Her Majesty the late Queen, do humbly pray that Your Excellency will be graciously pleased to transmit the same to be laid at His Royal Highness' feet.

Legislative Council Chamber,
14th June, 1819.

(Signed) WILLIAM DUMMER POWELL,
Speaker.

Commons House of Assembly,
14th June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

To His Royal Highness, George, Prince of Wales, Regent of the United Kingdom of Great Britain and Ireland, &c., &c.:

May it please Your Royal Highness, We, His Majesty's dutiful and loyal subjects, the Legislative Council and Commons of Upper Canada in Provincial Parliament assembled, penetrated with the most profound grief beg leave to approach and condole with Your Royal Highness on the lamented death of Her Majesty the Queen, whose virtuous example during a long and illustrious reign had justly endeared her to all ranks of His Majesty's subjects in every part of the British Empire.

We entreat Your Royal Highness to receive the homage of our dutiful attachment to your Royal House, and the assurance of the deep interest which we take in every occurrence involving the domestic happiness of your august family.

Legislative Council Chamber,
14th June, 1819.

(Signed) WILLIAM DUMMER POWELL,
Speaker.

Commons House of Assembly,
14th June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

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

Honorable Gentlemen and Gentlemen:—I shall take the earliest opportunity of transmitting to His Majesty's Government your address of condolence, in order that it may be duly presented to His Royal Highness the Prince Regent.

The Speaker, Members and Officers of the House being returned to the Council Chamber, the House formed. The Speaker informed the House that he had a copy of the Lieutenant-Governor's answer to the address, which he read, and it was again read by the Clerk.

Then on motion made and seconded, the House adjourned until to-morrow at three o'clock, p.m.

Wednesday, 16th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. William Dummer Powell, Speaker; James Baby, Thomas Scott, Thomas Fraser, William Dickson and Thomas Clark.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to prevent the abatement of any Action against a joint Obligor, Contractor or Partner on account of the other joint Partners not being made defendants."

The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Thursday, 17th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Drummer Powell, Speaker; Thomas Scott, William Claus, William Dickson and Thomas Clark.

Pursuant to the order of the day, the Bill intituled "An Act to prevent the abatement of any action against a Joint Obligor, Contractor or Partner on account of the other Joint Partners not being made Defendants," was read a second time. And on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment. Ordered that the said report be accepted, and on motion made and seconded, ordered that the said Bill be read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

Friday, 18th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, Wm. Claus, Thomas Fraser, William Dickson and Thomas Clark, Esquires.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to prevent the abatement of any Action against a Joint Obligor, Contractor or Partner on account of the other Joint Partners not being made Defendants," was read a third time, and the question being put, if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to continue an Act passed in the fifty-fifth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money to be applied to the use

of the Common Schools throughout this Province, and to provide for the regulation of the said Common Schools.”

And a Bill intituled “An Act to repeal part of and amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same.”

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, the Bill intituled “An Act to repeal part of, and amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same,” was ordered to be read a second time on Monday next.

On motion made and seconded, the House adjourned until Monday next at 11 o'clock a.m.

Monday, 21st June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, Thomas Scott, William Claus, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled “An Act to repeal part of and to amend the laws now in force for establishing District Schools in the several districts of this Province and to extend the provisions of the same,” was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock a.m.

Tuesday, 22nd June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take the Bill intituled “An Act to repeal part of and amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same,” into further consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the said report be accepted, and Messrs. Baby and Dickson be appointed a Committee for that purpose.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker:—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of a Bill intituled "An Act to repeal part of and to amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same." The Legislative Council has appointed a Committee of two of its members who will be ready to meet the Committee of the Commons House of Assembly for that purpose in the Legislative Council Chamber, at the rising of this House this day.

Legislative Council Chamber,
22nd June, 1819.

(Signed) WILLIAM DUMMER POWELL,
Speaker.

A message from His Excellency the Lieutenant-Governor being announced, Mr. Secretary Hillier was admitted, and informed the Speaker that he was directed by His Excellency to deliver to this House a message and copies of letters from the Provincial Agent.

Mr. Secretary Hillier having retired, the message was read as follows:

P. Maitland:—The Lieutenant-Governor transmits to the Honorable the Legislative Council copies of four letters from the Provincial Agent resident in London, together with plans for Government buildings procured by that officer in consequence of the joint address of the two branches of the Legislature to the late Administrator.

21st June, 1819.

P. M.

And with the accompanying papers it was ordered to be laid on the table.

On motion made and seconded, the Bill intituled "An Act to continue an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money to be applied to the use of common schools throughout this Province, and to provide for the regulation of the said Common Schools,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Babby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein; they submitted to the consideration of the House an Address to His Excellency the Lieutenant-Governor, requesting him to order the reports of the several Boards of Education appointed by virtue of the said Act to be laid before this House.

Ordered that the said report be accepted; and the said address being read, on motion made and seconded was ordered to be engrossed, and read again this day.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act to revive and continue an Act passed in the fifty-second year of His Majesty's reign, intituled an Act to continue and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled an Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to the persons who may be intituled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act, and continue part of the

same, and to ascertain the titles of lands derived from the original Nominee or Nominees of the Crown when no patent hath issued for such lands."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced it was admitted; and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker:—The Commons House of Assembly, have appointed a Committee to confer with the Committee of the Honorable the Legislative Council on the subject of the Bill intituled,

An Act to repeal part of and amend an Act passed in the forty-seventh year of His Majesty's reign, intituled "An Act to establish District Schools in the several districts of this Province, and to extend the Provisions of the same."

Commons House of Assembly,
22nd June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the engrossed Address to His Excellency the Lieutenant Governor was read as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath; Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces, therein.

May it please Your Excellency: The Legislative Council respectfully submit to Your Excellency that by the Act for the regulation of Common Schools about to expire and now under consideration, provision was made for annual information to the Legislature by the reports of the several Boards of Education of the State of the Common Schools within their respective districts, which information from such reports not having been received, Your Excellency is respectfully solicited to direct the reports of the several Boards of Education under the said Act to be laid before the Legislative Council.

Legislative Council Chamber,
22nd June, 1819.

(Signed) WILLIAM DUMMER POWELL,
Speaker.

And the question being put, if it do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and Mr. Clark was appointed to wait upon His Excellency to know when he would be pleased to receive the same.

Messrs. Dickson and Clark were appointed a Committee to wait upon His Excellency with the Address of this House at such time as His Excellency shall be pleased to appoint.

On motion, made and seconded, the House adjourned until to-morrow at eleven o'clock a.m.

Wednesday, 23rd June, 1819.

The House met pursuant to adjournment.

Present: The Hon. Wm. Dummer Powell, Speaker, and the Hons. James Baby, Thomas Scott, Thomas Fraser and William Dickson.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal the several laws now in force relative to raising, levying and collecting rates and assessments in this Province, and further to provide for the

more equal and general assessment of lands and other ratable property throughout this Province."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

The Committee appointed to wait upon His Excellency with the Address of this House reported that they had done so, and that he had been pleased to make the following answer thereto:—

Honorable Gentlemen of the Legislative Council: I will direct that copies of such reports from the Boards of Education as have been received shall be laid before you.

23rd June, 1819.

Which was read by the Speaker.

On motion made and seconded, the petition of John Wagstaff was read, as follows:—

To the Honorable the Legislative Council of Upper Canada in Provincial Parliament assembled:

The Petition of John Wagstaff, of the Town of Niagara,

Humbly Sheweth: That at the time the enemy during the late war captured Fort George and took possession of the Town of Niagara, of which Your Petitioner was an inhabitant, and was exempt from Militia duty on account of the bad state of his health produced by disease of the liver, to which he had been long before and still is subject; that suffering under this complaint in the most prosperous time of his trade as Tinsmith, he was barely able to subsist his large family, consisting of nine persons, by the little labor he could perform; and that the capture of Niagara entirely ruined his business and left them without the means of support; that it was impossible for Your Petitioner to get into the interior of this Province with his family, the enemy being in possession of the country around Niagara. He was therefore obliged to seek subsistence and safety for his family in the only place left open to him; consequently he removed from the seat of war on or about the 20th day of June, 1813, to the interior of the State of New York; where he had relatives in circumstances which justified his expectations of their liberality to relieve his peculiar distress. For taking this step (which was actuated by paternal affection, poverty and disease) Your Petitioner has been included with those who voluntarily abandoned the Province.

Your Petitioner, at the Close of the War, returned to the District of Niagara, and in order to fully demonstrate to the public the justness of his views in departing the Province in time of war, he went before the first Court of Oyer and Terminer that was holden for the District aforesaid, and no person or persons appearing to impeach him with any species of treason, was in consequence thereof discharged by the proclamation. Your Petitioner then returned to the Town of Niagara, where he had long resided, respected as an honest, sober, and industrious member of the Community, took possession of his lot, built thereon a dwelling house and shop, and pursued his usual avocations in the best manner his health would permit, and firmly persuaded that his property, consisting of thirty-three acres of land in the District of Gore, and the Town lot in Niagara aforesaid, were as free from public encumbrance as his person was from the reach of the criminal laws of his country. Under these impressions, and with legal advice, he was induced to dispose of the first, and improve the latter, but to his surprise and sorrow the aforesaid property has been confiscated under the Provincial Act of this Province passed in the fifty-fourth year of His Present

Majesty's reign. Your Petitioner further begs leave to state that the Commissioners who proceeded against his property assembled in the District of Gore, in consequence of which he had no opportunity of showing the facts as before stated; and the time for traversing the inquisition against him was passed by without fault on his part. He therefore humbly prays that your Honorable House will be pleased to consider the hardship of his case, and pass such a law on his behalf as will restore to him the land hereinbefore mentioned.

And Your Petitioner, as in duty bound, will ever pray.

(Signed) JOHN WAGSTAFF.

Dated 12th June, 1819.

Mr. Dickson gave notice that he should to-morrow bring in a Bill for the relief of John Wagstaff.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill intituled "An Act to repeal part of and amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same," reported that they had done so, and had agreed to certain amendments which they recommended to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, ordered that so much as remains of the order of the day be discharged, and be of the order of the day to-morrow.

The House then adjourned until to-morrow, 11 a.m.

Thursday, 24th June, 1819.

The House met pursuant to adjournment.

Present: The Honorable Wm. Dummer Powell, Speaker; and the Hons. James Baby, John McGill, Thomas Scott, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's reign, intituled an Act to revive and continue an Act passed in the fifty-second year of His Majesty's reign, intituled an Act to continue and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled an Act to continue an Act passed in the forty-fifth year of his Majesty's reign, intituled 'An Act to afford relief to the persons who may be entitled to claim lands in this Province as Heirs and Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act, and to continue part of the same; and to ascertain the titles of lands derived from the original Nominee or Nominees of the Crown, where no patent hath issued for such lands," was read a second time.

And on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration and had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker: The Commons House of Assembly concur in the report of their Committee of Conference on the subject of the Bill intituled "An Act to repeal part of and to amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same."

Commons House of Assembly,
24th June, 1819.

(Signed) ALLAN MACLEAN,

Speaker.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House resolved itself into a Committee of the whole to take the Bill intituled "An Act to repeal part of and amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same," into further consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, to which they had made some amendments, which they submitted to the adoption of the House.

Ordered that the said report be accepted, and the amendments being read were ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to repeal the several laws now in force relative to raising, levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other ratable property throughout this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again to-morrow.

Ordered that the said report be accepted, and leave given accordingly.

Mr. Clark gave notice that he would on to-morrow move for leave to bring in a Bill to repeal part of and to modify and amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled "An Act to authorize the inquiry and trial of crimes and offences committed within this Province without the limits of any described township or county to be had in any district thereof."

24th June, 1819.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock a.m.

Friday, 25th June, 1819.

The House met pursuant to adjournment.

Present: The Hons. Wm. Dummer Powell, Speaker; James Baby and William Dickson.

On motion made and seconded, ordered that the order of the day be discharged, and be of the order of the day to-morrow.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock a.m.

Saturday, 26th June, 1819.

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; James Baby, John McGill, William Claus, Thomas Fraser, William Dickson and Thomas Clark.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole, to take into further consideration the Bill intituled "An Act to repeal the several laws now in force relative to raising, levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other ratable property throughout the Province."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into further consideration, had made some further progress therein, and requested leave to sit again.

Ordered that the said report be accepted, and leave given accordingly.

A message from His Excellency the Lieutenant Governor being announced, Mr. Secretary Hillier was admitted; who informed the House that he was directed by His Excellency the Lieutenant Governor to deliver a message and certain papers to this House.

Mr. Secretary Hillier having withdrawn, the said message was read as follows:—

The Lieutenant Governor transmits to the Honorable Legislative Council copies of all the reports that have been received from the Boards of Education in the several districts on the subject of Common Schools. P. M.

June 26th, 1819.

And the papers ordered to lie upon the table.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Monday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend and repeal part of an Act passed in the fifty-seventh year of His Majesty's reign, intituled "An Act to establish a market in the Town of Niagara, in the Niagara District," and an Act intituled "An Act for establishing a Police in the Town of Niagara in the District of Niagara, and for other purposes therein mentioned."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

A messenger from His Excellency the Lieutenant Governor being announced, Mr. Secretary Hillier was admitted; who informed the Speaker that he was directed by His Excellency to deliver a message to this House.

Mr. Secretary Hillier having withdrawn, the said message was read as follows:—

The Lieutenant Governor transmits the Petition of certain inhabitants of Perth and the new settlements in the County of Leeds for a particular representation in the Legislature; and at the same time submits for consideration the pro-

priety of providing for a distinct representation of the contemplated Provincial University when organized, in conformity to the established practice in the Mother Country.

P. M.

22nd June, 1819.

Pursuant to notice given, Mr. Dickson presented a Bill intituled "An Act for the relief of John Wagstaff of Niagara, in the District of Niagara, Tinsmith." On motion made and seconded, the said Bill was read a first time, and ordered to be read a second time on Monday next.

Pursuant to notice given, Mr. Clark presented a Bill intituled "An Act to repeal part of and to modify and amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to authorize the inquiry and trial of crimes and offences committed within this Province without the limits of any described township or county, to be held in any district thereof. On motion made and seconded, the said Bill was read a first time, and ordered to be read a second time on Monday next.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend the laws now in force for establishing District Schools in several Districts of this Province, and to extend the provisions of the same," was read a third time as amended, and on the question being put if the Bill do now pass it was carried in the affirmative, whereupon the Speaker signed the amendments, and they were by the Master-in-Chancery carried down with the Bill to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker:—The Commons House of Assembly have adopted the amendments made by the Honorable the Legislative Council to the Bill intituled "An Act to repeal part of and to amend the laws now in force for establishing District Schools in the several districts of this Province, and to extend the provisions of the same.

Commons House of Assembly,
26th June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into consideration a Bill intituled "An Act to continue an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money to be applied to the use of Common Schools throughout this Province, and to provide for the regulation of the said Common Schools.'"

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again on Monday next.

On motion made and seconded, the House adjourned until Monday next at ten o'clock, a.m.

Monday, 28th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, William Claus, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take into consideration the Bill intituled "An Act to repeal the several laws now in force relative to raising, levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other ratable property throughout this Province."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some further progress therein, and requested leave to sit again on Wednesday next.

Pursuant to the order of the day, the Bill intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole to take the said Bill into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled, "An Act to repeal and amend part of an Act passed in the fifty-seventh year of His Majesty's reign, intituled 'An Act to establish a market in the town of Niagara, in the Niagara District,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted.

On motion made and seconded, the said amendments were read and ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for establishing a Police in the Town of Niagara, in the District of Niagara, and for other purposes therein mentioned," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment. Ordered that the said report be accepted, and the Bill read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled An Act for vesting in Commissioners the estates of certain Traitors and also the estates of persons declared aliens by an Act passed in the fifty-fourth year of His Majesty's reign, intituled An Act to declare certain persons therein described aliens, and to vest their estates in His Majesty, and for applying the proceeds thereof towards compensating the losses which His Majesty's subjects have sustained in

consequence of the late war; and for ascertaining and satisfying the lawful debts and claims thereupon."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of, and to modify and amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to authorize the inquiry and trial of crimes and offences committed within this Province, without the limits of any described township or county, to be had in any District thereof,'" was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again this day three months. Ordered that the said report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of John Wagstaff of Niagara, in the district of Niagara, Tinsmith," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take the Bill intituled "An Act to continue an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money to be applied to the use of Common Schools throughout this Province, and to provide for the regulation of the said Common Schools,'" into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some further progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province."

The deputation having withdrawn, the said Bill was read a first time; and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock, a.m.

Tuesday, 29th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; John McGill, William Claus, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to amend and repeal part of an Act passed in the fifty-seventh year of His Majesty's reign intituled 'An Act to establish a market in the Town of Niagara, in the Niagara District,'" was read a third time as amended, and the question being put if the said Bill as amended do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act for establishing a Police in the Town of Niagara in the Niagara District, and for other purposes therein mentioned," was read a third time, and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act for vesting in Commissioners the estates of certain traitors, and also the estates of persons declared alien by an Act passed in the fifty-fourth year of His Majesty's reign. intituled "An Act for vesting in Commissioners the estates of certain traitors and also the estates of persons declared aliens by an Act passed in the fifty-fourth year of His Majesty's reign, intituled 'An Act to declare certain persons therein described aliens, and to vest their estates in His Majesty, and for applying the proceeds thereof towards compensating the losses which His Majesty's subjects have sustained in consequence of the late war, and for ascertaining and satisfying the lawful debts and claims thereupon,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again tomorrow. Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take the Bill intituled "An Act for the relief of John Wagstaff of Niagara, Tinsmith," into further consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some further progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker:—The Commons House of Assembly have concurred in the amendments made by the Honorable Legislative Council in and to the Bill intituled "An Act to amend and repeal part of an Act passed in the fifty-seventh year of His Majesty's reign, intituled 'An Act to establish a market in the Town of Niagara in the Niagara District.'"

Commons House of Assembly,
29th June, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The Deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the House resolved itself into a Committee

of the whole to take into consideration a Bill intituled "An Act to continue an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money, to be applied to the use of Common Schools throughout this Province, and to provide for the regulation of the said Common Schools.'" "

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted, and the said amendments being read, on motion made and seconded, ordered that the said amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to further continue an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to provide for the appointment of returning officers of the several counties within this Province,'" and a Bill intituled "An Act to continue an Act passed in the forty-second year of His Majesty's reign, intituled 'An Act to enable the Governor, Lieutenant-Governor, or person administering the Government of this Province to appoint one or more additional port or ports, place or places of entry within this Province, and to appoint one or more Collector or collectors to the same respectively.'" "

The deputation having withdrawn, the said Bills were read a first time.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock a.m.

Wednesday, 30th June, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. Dummer Powell, Speaker; John McGill, Thos. Scott, Thos. Fraser, Wm. Dickson and Thos. Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to continue an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money to be applied to the use of Common Schools throughout this Province, and to provide for the regulation of the said Common Schools,'" was read a third time as amended, and the question being put, if the said Bill as amended do now pass, it was carried in the affirmative, whereupon they were by the Master-in-Chancery carried down with the Bill to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, intituled 'An

Act to provide for the appointment of Returning Officers of the several counties within this Province," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without amendment. Ordered that the said report be accepted. On motion made and seconded, the said Bill was read a third time, and the question being put if the said Bill do now pass it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to continue an Act passed in the forty-second year of His Majesty's reign, intituled 'An Act to enable the Governor, Lieutenant-Governor, or persons administering the Government of this Province, to appoint one or more additional port or ports, place or places of entry within this Province, and to appoint one or more collectors to the same respectively,'" was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment. Ordered that the said report be accepted. On motion made and seconded, the said Bill was read a third time, and the question being put if the said Bill do now pass; it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take into consideration the Bill intituled "An Act to repeal the several laws now in force relative to raising, levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other ratable property throughout this Province."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without amendment. Ordered that the said report be accepted.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the better division of the County of Prince Edward into townships." And a Bill intituled "An Act to divide the incorporated counties of Lennox and Addington, in the Midland District, into two counties, and to provide for the representation of the same."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into consideration the Bill intituled "An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed to the same without any amendment. Ordered that the said report be accepted, and on motion made and seconded the said Bill was ordered to be read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at three o'clock, p.m.

Thursday, 1st July, 1819.

The House met pursuant to adjournment.

Present—The Hons. Wm. D. Powell, Speaker; James Baby, Thomas Scott, William Claus, Thos. Fraser, William Dickson and Thomas Clark.

Pursuant to the order of the day, the Bill intituled "An Act to repeal the several laws now in force relative to raising, levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other ratable property throughout this Province" was read a third time; and the question being put if the said Bill do now pass, it was Carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province," was read a third time; and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to divide the incorporated counties of Lennox and Addington in the Midland District into two counties, and to provide for the representation of the same," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein and requested leave to sit again. Ordered that the said report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act for the better division of the County of Prince Edward into townships," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein and requested leave to sit again. Ordered that the said report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act granting to His Majesty an additional duty on stills used for the distillation of spirituous liquors for sale; and for ascertaining the manner in which certain wooden stills shall be gauged in this Province."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into consideration the Bill intituled "An Act for the relief of John Wagstaff, of Niagara, in the Niagara District, Tinsmith."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some further progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

Mr. Clark gave notice that he would on to-morrow move for leave to bring in a Bill to repeal an Act passed in the fifty-ninth year of His Majesty's reign intituled "An Act to authorize the inquiry and trial of crimes and offences committed within this Province, without the limits of any described township or county, to be had in any district thereof."

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock a.m.

Friday, 2nd July, 1819.

The House met pursuant to adjournment.

Present:—The Hons. Wm. D. Powell, Speaker; James Baby, Thomas Scott, Thomas Fraser, William Dickson, Thomas Clark.

Pursuant to the order of the day, the Bill intituled "An Act granting to His Majesty an additional duty on stills used for the distillation of spirituous liquors for sale, and for ascertaining the manner in which certain wooden stills shall be gauged in this Province," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded, ordered to be read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take into consideration a Bill intituled "An Act for the relief of John Wagstaff, of Niagara in the District of Niagara, Tinsmith."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the said Bill, and recommended it to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded, ordered to be read a third time to-morrow.

Agreeably to notice given yesterday, Mr. Clark moved for leave to bring in a Bill to repeal an Act passed in the fifty-ninth year of His Majesty's reign, intituled "An Act to authorize the inquiry and trial of crimes and offences committed within this Province, without the limits of any described township or county, to be had in any district thereof," and the question being put, if leave should be given, it was carried in the negative.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into consideration a Bill intituled "An Act to repeal an Act passed

in the fifty-sixth year of His Majesty's reign intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be intituled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to extend the benefits of the said Act, and to continue part of the same, and to ascertain the titles to lands derived from the original nominee or nominees of the Crown where no patent hath issued for such lands."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress therein, and requested leave to sit again. Ordered that the said report be accepted and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock, a.m.

Saturday, 3rd July, 1819.

The House met pursuant to adjournment.

Present:—The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act granting to His Majesty an additional duty on stills used for the distillation of spirituous liquors for sale, and for ascertaining the manner in which certain wooden stills shall be gauged in this Province," was read a third time; and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of John Wugstaff, of Niagara, in the District of Niagara, Tinsmith," was read a third time; and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills were by the Master-in-Chancery carried down to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to regulate the trade between this Province and the United States of America by land and inland navigation," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the said report be accepted, and Messrs. Baby and Clark appointed a Committee for that purpose.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take into consideration the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's reign, intituled an Act to revive and continue an Act passed in the fifty-second year of His Majesty's reign intituled An Act to continue and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled "An Act to continue an Act passed in the forty-fifth year of His Majesty's reign intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to

extend the benefits of the said Act, and to continue part of the same; and to ascertain the titles to lands derived from the original nominee or nominees of the Crown where no patent hath issued for such lands."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded the amendments were read, and ordered to be engrossed, and the Bill as amended read a third time on Monday next.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into consideration a Bill intituled "An Act to amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled An Act for vesting in Commissioners the estates of certain traitors, and also the estates of persons declared aliens by an Act passed in the fifty-fourth year of His Majesty's reign, intituled 'An Act to declare certain persons therein described Aliens, and to vest their estates in His Majesty' and for applying the proceeds thereof towards compensating the losses which His Majesty's subjects have sustained in consequence of the late war, and for ascertaining and satisfying the lawful debts and claims thereon."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and requested leave to sit again this day three months. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into consideration the Bill intituled "An Act to divide the incorporated Counties of Lennox and Addington, in the Midland District, into two counties, and to provide for the representation of the same."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration. Ordered that the said report be accepted.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker:—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act to regulate the trade between this Province and the United States of America, by land and inland navigation," and have appointed a Committee of two of its members who will be ready to meet a committee of the Commons House of Assembly for that purpose in the Legislative Council Chamber at the rising of this House this day.

Legislative Council Chamber,
3rd July, 1819.

(Signed) WM. DUMMER POWELL,
Speaker.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House the following Bills:

"An Act to establish a market and police in the Town of Prescott, in the Township of Augusta, in the District of Johnstown."

"An Act to establish a Market and Police in the Town of Brockville, in the Johnstown District."

"An Act to repeal part of an Act passed in the fifty-sixth year of His Majesty's reign, intituled An Act to prevent damage to travellers on the highway in this Province."

"An Act to repeal the laws now in force granting Poundage to the Receiver General upon monies passing through his hands," and

"An Act for granting His Majesty a sum of money for certain purposes therein mentioned."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered to be read a second time on Monday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to increase the representation of the Commons of this Province in the House of Assembly," and A Bill intituled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant-Governor in pursuance of the Address of the Commons House of Assembly at the last session of Parliament."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered to be read a second time on Monday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker:—The Commons House of Assembly have appointed a Committee of four of its members to confer with a Committee of the Honorable the Legislative Council on the subject matter of a Bill intituled "An Act to regulate the intercourse between this Province and the United States, by land and inland navigation."

Commons House of Assembly,
3rd July, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House adjourned until Monday next, at 10 o'clock a.m.

Monday, 5th July, 1819.

The House met pursuant to adjournment.

Present:—The Hons. W. D. Powell, Speaker; Jno. McGill, Thomas Scott, Thomas Fraser and William Dickson.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act to revive and continue an Act passed in the fifty-second year of His Majesty's reign, intituled 'An Act to continue and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to extend the benefit of the said Act and to continue a part of the same, and to ascertain the title to lands derived from the original Nominee or Nominees of the Crown where no patent hath issued for such lands,'" was read as amended a third time; and the question being put, if the Bill as amended do now pass, it was carried in the affirmative, whereupon the Speaker signed the amendments.

Pursuant to the order of the day, the Bill intituled "An Act to establish a market and police in the Town of Prescott in the Township of Augusta in the District of Johnstown," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act passed in the fifty-sixth year of His Majesty's reign, intituled an Act to continue and amend an Act passed in the fifty-second year of His Majesty's reign, intituled 'An Act to prevent damage to travellers on the highways in this Province,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Fraser in the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the said report be accepted, and on motion made and seconded, ordered that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant-Governor in pursuance of the Address of the Commons House of Assembly, at the last session of Parliament," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, ordered that so much as remains of the order of the day be discharged, and be of the order of the day to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 10 o'clock, a.m.

Tuesday, 6th July, 1819.

The House met pursuant to adjournment.

Present:—The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act to continue and amend an Act passed in the fifty-second year of His Majesty's reign, intituled An Act to prevent damage to travellers on the highway in this Province,'" was read a third time; and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery, with the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act to revive and continue an Act passed in the fifty-second year of His Majesty's

reign intituled 'An Act to continue and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devises of the Nominees of the Crown in cases where no patent hath issued for such lands, and further to extend the benefit of the said Act and continue part of the same,' and to ascertain the titles to lands derived from the original Nominees of the Crown where no patent hath issued for such lands.'" with its amendments carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day the House resolved itself into a Committee of the whole to take into consideration the Bill intituled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor in pursuance of the Address of the Commons House of Assembly at the last session of Parliament."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had agreed thereto without any amendment. Ordered that the said report be accepted, and on motion made and seconded, the said Bill was read a third time; and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to increase the representation of the Commons of this Province in the House of Assembly," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that they had made some amendments to the said Bill. Ordered that the said report be accepted, and the amendments being read were ordered to be engrossed.

Pursuant to the order of the day, the Bill intituled "An Act to repeal the laws now in force granting poundage to the Receiver-General upon monies passing through his hands," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to limit the duration of an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money and to provide for the appointment of a Provincial Agent of this Province,'" and a message in the following words:

Mr. Speaker:—The Commons House have concurred in the amendments made by the Honorable the Legislative Council to the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An

Act to revive and continue an Act passed in the fifty-second year of His Majesty's reign, intituled 'An Act to continue and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown, in cases where no patent hath issued for such lands, and further to extend the benefit of the said Act, and to continue part of the same,' and to ascertain the titles to lands derived from the original Nominee or Nominees of the Crown where no patent hath issued for such lands.'"

Commons House of Assembly,
6th July, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to grant to His Majesty a sum of money to enable him to pay the salary of the Inspector-General of Public Provincial Accounts in this Province," and a Bill intituled "An Act to repeal and amend certain parts of an Act passed in the thirty-fourth year of His Majesty's reign, intituled 'An Act to establish a Court for the cognizance of small causes in each and every District of this Province,' and also of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act to extend the jurisdiction and regulate the proceedings of the District Court and Court of Requests.'"

The deputation having withdrawn, the said Bills were read a first time and on motion made and seconded, ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for granting to His Majesty a sum of money for certain purposes therein mentioned," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and recommended that a conference be requested with the Commons House of Assembly upon the subject matter of certain amendments which they now recommended to the House. Ordered that the said report be accepted, and Messrs. Baby and Clark being appointed a Committee for that purpose, a message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker:—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act for the granting to His Majesty a sum of money for certain purposes therein mentioned," and have appointed a Committee of two of its members who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the Legislative Council Chamber at the rising of this House this day.

Legislative Council Chamber, (Signed) WM. DUMMER POWELL,
6th July, 1819. Speaker.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the Bill intituled "An Act to regulate the trade between

this Province and the United States of America by land and inland navigation," reported that on consideration that the Bill shall be lost in this House; that a new Bill will be brought into the House of Assembly for repealing the former duties and re-enacting them in the Bill and at the same rates contemplated by this Act; that is to say the duties existing under the Provincial Agreement and the tariff by the rejected Bill to be added to them.

On motion made and seconded, the House resolved itself into a Committee of the whole, to take into consideration the Bill intituled "An Act to regulate the trade between this Province and the United States of America, by land and inland navigation."

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that they had made some further progress in the said Bill, and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to notice given, Mr. Baby brought in a Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston," which was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion, made and seconded, the Bill intituled "An Act to increase the representation of the Commons of this Province in the House of Assembly," was read a third time as amended, and the question being put, if the said Bill as amended do now pass, it was carried in the affirmative, whereupon the Speaker signed the amendments; and they were, with the Bill, carried down by the Master-in-Chancery to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker:—The Commons House of Assembly have appointed a Committee, to confer with a Committee of the Honorable the Legislative Council on the subject of the Bill intituled "An Act granting to His Majesty a sum of money for certain purposes therein mentioned."

Commons House of Assembly,

6th July, 1819.

(Signed) ALLAN MACLEAN,

Speaker.

On motion made and seconded, the House adjourned until to-morrow at 10 o'clock a.m.

Wednesday, 7th July, 1819.

The House met pursuant to adjournment.

Present: The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, Thomas Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to grant to His Majesty a sum of money to enable him to pay the salary of the Inspector General of Public Provincial Accounts in this Province," was read a second time; and on motion, made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone into the consideration of the said Bill, and recommended it to the adoption of the House.

Ordered that the said report be accepted, and on motion made and seconded the said Bill was read a third time; and the question being put, if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal and amend certain parts of an Act passed in the thirty-fourth year of His Majesty's reign, intituled 'An Act to establish a Court for the cognizance of small causes in each and every district of this Province,' and also of an Act passed in the thirty-seventh year of His Majesty's reign, intituled 'An Act to extend the jurisdiction and regulate the proceedings of the District Court and Court of Requests,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill was ordered to be read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the whole, to take into further consideration the Bill intituled "An Act for granting to His Majesty a sum of money for certain purposes therein mentioned."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some further progress therein; and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston," was read a second time; and on motion, made and seconded, the House resolved itself into a Committee of the whole, to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House.

Ordered that the said report be accepted, and the Bill read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to limit the duration of an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a sum of money, and to provide for the appointment of a Provincial Agent of this Province,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the consideration of the said Bill, and had made some progress therein, and requested leave to sit again.

Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted; and brought up and returned the Bill intituled "An Act for the relief of John Wagstaff of Niagara, in the District of Niagara, Tinsmith," to which they had agreed without any amendment.

A deputation from the Commons House of Assembly being announced, it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of and to amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to repeal an Act passed in the fifty-fifth year of His Majesty's reign, intituled an 'Act to License Practitioners in Physic and Surgery throughout this Province,' and to make further provision for licensing such Practitioners.'"

A Bill intituled "An Act granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of justice and support of the Civil Government of this Province."

And a Bill intituled "An Act to extend the provisions of an Act passed in the fifty-fifth year of His Majesty's reign, intituled an Act to repeal an Act passed in the fifty-fourth year of His Majesty's reign, intituled 'An Act to supply in certain cases the want of County Courts in this Province,' and to make further provision for proceeding to outlawry in certain cases therein mentioned."

The deputation having withdrawn, the said Bills were read a first time, and on motion, made and seconded, were ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock a.m.

Thursday, 8th July, 1819.

The House met pursuant to adjournment.

Present: The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, Thos. Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal and amend certain parts of an Act passed in the thirty-fourth year of His Majesty's reign, intituled 'An Act to establish a Court for the cognizance of small causes in each and every district of this Province,' and also of an Act passed in the thirty-seventh year of His Majesty's reign, intituled "An Act to extend the jurisdiction and regulate the proceedings of the District Court and Court of Requests," was read a third time; and the question being put if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston," was read a third time; and the question being put, if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

A deputation from the Commons House of Assembly being announced, it was admitted; and brought up for the concurrence of this House a Bill intituled "An Act for the relief of Eben Sherwood," and a message in the following words:

Mr. Speaker: The Commons House of Assembly request a Conference with

the Honorable the Legislative Council, on the amendments made by that House to the Bill sent up from this House, intituled "An Act to increase the representation of the Commons of this Province in the House of Assembly.

Commons House of Assembly,

(Signed) ALLAN MACLEAN,

8th July, 1819.

Speaker.

The deputation having withdrawn, the said Bill was read a first time.

The Message being read, Messrs. Dickson and Clark were appointed a Committee to confer with the Committee of the Commons House of Assembly; and a message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council have appointed a Committee of two of its members to confer with a Committee of the Commons House of Assembly on the amendments made to the Bill intituled "An Act to increase the representation of the Commons of this Province in the House of Assembly," in the Legislative Council Chamber at the rising of this House this day.

Legislative Council Chamber,

(Signed) WM. DUMMER POWELL,

8th July, 1819.

Speaker.

On motion made and seconded, the House resolved itself into a Committee of the whole, to take into consideration a Bill intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof.

Ordered that the said report be accepted; and Messrs. Dickson and Clark being appointed a Committee for that purpose, a message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the House of Assembly.

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada," and have appointed a Committee of two of its Members who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the Legislative Council Chamber, at the rising of this House this day.

Legislative Council Chamber,

(Signed) WILLIAM DUMMER POWELL,

8th July, 1819.

Speaker.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and to amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to repeal an Act passed in the fifty-fifth year of His Majesty's reign, intituled an Act to license Practitioners in Physic and Surgery throughout this Province,' and to make further provision for licensing such Practitioners," was read a second time; and on motion, made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House.

Ordered that the said report be accepted, and the Bill read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act for granting to His Majesty a sum of money to provide for the accommodation of the Legislative Council and the House of Assembly," and a Bill intituled "An Act to repeal part of the laws now in force imposing duties on goods, wares and merchandise imported into this Province from the United States of America, and to make further regulation for the trade between this Province and the said United States of America, by land and inland navigation."

The deputation having withdrawn, the said Bills were read a first time.

Pursuant to the order of the day, the Bill intituled "An Act to extend the provisions of an Act passed in the fifty-fifth year of His Majesty's reign, intituled An Act to repeal an Act passed in the fifty-fourth year of His Majesty's reign, intituled 'An Act to supply in certain cases the want of County Courts in this Province,' and to make further provision for proceeding to outlawry in certain cases therein mentioned," was read a second time, and on motion made and seconded, the House resolved itself into a Committee, of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein.

Ordered that the said report be accepted.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for appropriating a sum of money to defray the expense of procuring plans and elevations of Public Buildings, and for copies of the Journals which were destroyed by the enemy,"

The deputation also brought up and delivered a message in the following words:—

Mr. Speaker: The Commons House of Assembly have appointed a Committee to confer with the Committee of the Honorable the Legislative Council, on the subject of the Bill intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada."

Commons House of Assembly,

(Signed) ALLAN MACLEAN.

8th July, 1819.

Speaker.

The deputation having withdrawn, the said Bill was read a first time.

Pursuant to the order of the day, the Bill intituled "An Act for granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and support of the Civil Government of this Province," was read a second time; and on motion, made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and recommended it to the adoption of the House.

Ordered that the said report be accepted; and, on motion made and seconded, the said Bill was read a third time, and on the question being put if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House the Bill intituled "An Act to grant relief to Henry Demming."

The deputation having withdrawn, the said Bill was read a first time, and on motion, made and seconded, ordered to be read a second time to-morrow.

On motion, made and seconded, the Bill intituled "An Act for appropriating a sum of money to defray the expense of procuring plans and elevations of Public Buildings, and for copies of the Journals which were destroyed by the enemy," was read a second time, and the House resolved itself into a Committee of the whole, to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House.

Ordered that the said report be accepted, and on motion made and seconded, the Bill was read a third time, and the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion, made and seconded, the House adjourned during pleasure.

The House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to grant relief to Silas Smith,"

The deputation having withdrawn, the said Bill was read a first time, and on motion, made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the whole, to take into further consideration the Bill intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill was read a third time, and the question being put, if it do now pass, it was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Canada," was read a third time as amended; and the question being put, if the said Bill as amended do now pass, it was carried in the affirmative,

Whereupon the Speaker signed the said amendments, and the Bill as amended, with the Bill intituled, "An Act granting to His Majesty a sum of money to provide for the accommodation of the Legislative Council and House of Assembly," and the Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of King-

ston," was by the Master-in-Chancery carried down to the Commons House of Assembly.

On motion made and seconded, the Bill intituled "An Act to repeal part of the laws now in force imposing duties on goods, wares and merchandise imported into this Province from the United States of America, and to make further regulations for the trade between this Province and the said United States of America by land and inland navigation," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole, to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein.

Ordered that the said report be accepted.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the consideration of this House a Bill intituled, "An Act to repeal part of and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province.'"

The deputation having withdrawn, the said Bill was read a first time, and ordered to be read a second time to-morrow.

A deputation from the House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to give effect and validity to deeds executed by married women in the United Kingdom of Great Britain and Ireland, or in any of His Majesty's Colonies, and to repeal part and amend an Act passed in the forty-third year of His Majesty's reign, intituled 'An Act to enable married women having real estate to alien and convey the same.'"

The deputation brought up a message in the following words:—

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bill sent up from this House intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada."

Commons House of Assembly,

8th July, 1819.

(Signed) ALLAN MACLEAN.

Speaker.

The deputation having withdrawn, the said Bill was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock a.m.

Friday, 9th July, 1819.

The House met pursuant to adjournment.

Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, Thos. Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to repeal an Act in the fifty-seventh year of His Majesty's reign,

intituled 'An Act to license Practitioners in Physic and Surgery throughout the Province,' and to make further provision for licensing such Practitioners," was read a third time; and the question being put, if the said Bill do now pass, it was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to grant relief to Henry Demming," was read a second time; and on motion made and seconded the House resolved itself into a Committee of the whole, to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein.

Ordered that the said report be accepted.

Pursuant to the order of the day, the Bill intituled "An Act to grant relief to Silas Smith," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some progress therein.

Ordered that the said report be accepted.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again.

Ordered that the said report be accepted, and leave given to sit again accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to give effect and validity to deeds executed by Married women in the United Kingdom of Great Britain and Ireland, or in any of His Majesty's Colonies, and to repeal part of and amend an Act passed in the forty-third year of His Majesty's reign, intituled 'An Act to enable Married Women having real estate to alien and convey the same,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the whole, to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and had agreed thereto without any amendments.

Ordered that the said report be accepted; and on motion made and seconded the Bill was read a third time, and the question being put if the said Bill do

now pass, it was resolved in the affirmative; whereupon the Speaker signed the same.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into further consideration the Bill intituled "An Act granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and support of the Civil Government of this Province."

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some further progress therein.

Ordered that the said report be accepted.

On motion made and seconded, the House resolved itself into a Committee of the whole, to take into consideration the Bill intituled "An Act to limit the duration of an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money, and to provide for the appointment of a Provincial Agent of this Province.'"

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof.

Ordered that the said report be accepted, and Messrs. Scott and Dickson being appointed a Committee for that purpose, a message in the following words, being duly signed by the Speaker, was with the Bill intituled "An Act to give effect and validity to deeds executed by married women in the United Kingdom of Great Britain and Ireland, or in any of His Majesty's Colonies, and to repeal part of and amend an Act passed in the forty-third year of His Majesty's reign, intituled 'An Act to enable married women having real estate to alien and convey the same,'" by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act to limit the duration of an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money, and to provide for the appointment of a Provincial Agent of the Province,'" and have appointed a Committee of two of its members, who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the Legislative Council Chamber, at the rising of this House this day.

Legislative Council Chamber,

(Signed) ALLAN MACLEAN,

9th July. 1819.

Speaker.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker:—The Commons House of Assembly have appointed a Committee of conference to meet the Committee of the Honorable the Legislative Council on the subject of the Bill intituled "An Act to limit the duration of an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty a sum of money, and to provide for the appointment of a Provincial Agent of this Province.'"

Commons House of Assembly,

(Signed) ALLAN MACLEAN,

9th July, 1819.

Speaker.

The deputation also brought up for the concurrence of this House a Bill intituled "An Act to afford relief to Abner Chapin."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time.

On motion made and seconded, the House resolved itself into a Committee of the whole House to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration, and requested leave to sit again.

Ordered that the said report be accepted.

On motion, made and seconded, the House adjourned during pleasure.

The House formed.

The Committee of Conference reported that they had conferred with the Committee of the Commons House of Assembly.

On motion, made and seconded, the House resolved itself into a Committee of the whole to take into further consideration the Bill intituled "An Act to repeal part of the laws now in force imposing duties on goods, wares and merchandise imported into this Province from the United States of America; and to make further regulations for the trade between this Province and the United States of America by land and inland navigation."

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill without any amendments, and recommended it to the House for adoption.

Ordered that the said report be accepted.

On motion made and seconded, the said Bill was read a third time; and the question being put, if the said Bill do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and returned the Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston," which they agreed to do without any amendment.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to vary the provisions of an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to authorize the enquiry and trial of crimes and offences committed within this Province without the limits of any described township or County, to be had in any district thereof.'"

A Bill intituled "An Act to amend the laws now in force for ascertaining the limits of the District of Gore."

And a Bill intituled "An Act to afford relief to Adam Baker."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded; ordered to be read a second time to-morrow.

On motion, made and seconded, the House adjourned until to-morrow at ten o'clock a.m.

Saturday, 10th July, 1819.

The House met pursuant to adjournment.

Present: The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, Wm. Claus, Thos. Fraser, William Dickson and Thomas Clark.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole House to take into further consideration the Bill intituled "An Act for the relief of Abner Chapin."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House.

Ordered that the said report be accepted.

On motion made and seconded, the Bill, being read a third time, the question was put if the Bill do now pass, and was carried in the affirmative.

Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to vary the provisions of an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to authorize the inquiry and trial of crimes and offences committed within this Province without the limits of any described township or County to be had in any district thereof,'" was read a second time, and a motion, made and seconded, that the House do now resolve itself into a Committee of the whole to take the same into consideration was carried in the negative.

Pursuant to the order of the day, the Bill intituled "An Act to amend the laws now in force for ascertaining the limits of the District of Gore" was read a second time, and on motion, made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to afford relief to Adam Baker" was read a second time; and on motion, made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again this day three months.

Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the whole, to take into consideration a Bill intituled "An Act to repeal part of and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province.'"

House in Committee, Mr. McGill in the Chair

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, to which they had made some amendments.

Ordered that the said report be adopted, and on motion made and seconded, the amendments having been engrossed, the Bill as amended, was read a third time.

And the question being put, if the said Bill as amended do now pass, it was carried in the affirmative.

Whereupon the Speaker signed the amendments, and they were with the Bill carried down by the Master-in-Chancery to the Commons House of Assembly.

On motion, made and seconded, the House adjourned until Monday next at ten o'clock a.m.

Monday, 12th July, 1819.

The House met pursuant to adjournment.

Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, Thomas Fraser, William Dickson, Thomas Clark.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker: The Commons House of Assembly have adopted the amendments made by the Honourable the Legislative Council in and to the Bill intituled, "An Act to repeal part of and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to explain, amend, and reduce to one Act of Parliament the several laws now in being for raising and training the Militia of this Province.'"

Commons House of Assembly,
12th July, 1819.

(Signed) ALLAN MACLEAN,
Speaker.

The deputation having withdrawn, the said message was read.

At twelve o'clock, His Excellency the Lieutenant Governor came to the Council Chamber, and, being seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attention of the Speaker and House of Assembly at the Bar of this House.

And they being come thereto, His Excellency, in His Majesty's name, was pleased to assent to the following Bills:—

1. An Act to continue and amend an Act passed in the fifty-sixth year of His Majesty's reign, intituled "An Act to revive and continue an Act passed in the fifty-second year of His Majesty's reign, intituled 'An Act to continue and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled 'An Act to continue an Act passed in the forty-fifth year of His Majesty's reign, intituled 'An Act to afford relief to those persons who may be entitled to claim lands in this Province as Heirs or Devisees of the Nominees of the Crown in cases where no patent hath issued for such lands,' and further to extend the benefit of the said Act, and to continue part of the same.'"

2. An Act to repeal the several laws now in force relative to raising, levying and collecting rates and assessments in this Province, and further to provide for the more equal and generous assessment of lands and other ratable property throughout this Province.

3. An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston.

4. An Act to repeal and amend certain parts of an Act passed in the thirty-fourth year of His Majesty's reign, intituled "An Act to establish a Court for the cognizance of small causes in each and every District of this Province," and also an Act passed in the thirty-seventh year of His Majesty's reign, intituled "An Act to extend the jurisdiction and regulate the proceedings of the District Court and Court of Requests."

5. An Act to grant to His Majesty a sum of money to enable him to pay the salary of the Inspector General of Public Provincial Accounts in this Province.

6. An Act to continue an Act passed in the forty-second year of His Majesty's reign, intituled "An Act to enable the Governor, Lieutenant Governor, or person administering the Government of this Province to appoint one or more additional port or ports, place or places of entry within this Province; and to appoint one or more collectors at the same respectively."

7. An Act granting to His Majesty an additional duty on stills used for the distillation of spirituous liquors for sale; and for ascertaining the manner in which certain wooden stills shall be gauged in this Province.

8. An Act to repeal part of an Act passed in the fifty-sixth year of His Majesty's reign intituled "An Act to continue and amend an Act passed in the fifty-second year of His Majesty's reign; intituled 'An Act to prevent damage to travellers on the highways in this Province.'"

9. An Act for establishing a Police in the Town of Niagara, in the District of Niagara, and for other purposes therein mentioned.

10. An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, intituled "An Act to provide for the appointment of Returning Officers of the several counties within this Province."

11. An Act for the relief of John Wagstaff of Niagara, in the District of Niagara, Tinsmith.

12. An Act to repeal part of and to amend an Act passed in the fifty-ninth year of His Majesty's reign, intituled "An Act to repeal an Act passed in the fifty-fifth year of His Majesty's reign, intituled 'An Act to license Practitioners in Physic and Surgery throughout this Province, and to make further provision for licensing such Practitioners.'"

13. An Act for granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the administration of justice and support of the Civil Government of this Province.

14. An Act to repeal part of the laws now in force imposing duties on goods, wares and merchandise imported into this Province from the United States of America, and to make further regulations for the trade between this Province and the said United States of America by land and inland navigation.

15. An Act to give effect and validity to deeds executed by married women in the United Kingdom of Great Britain and Ireland, or in any of His Majesty's Colonies, and to repeal part of and amend an Act passed in the forty-third year of His Majesty's reign, intituled "An Act to enable married women having real estate to alien and convey the same."

16. An Act to afford relief to Abner Chapin.

17. An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province.

18. An Act to repeal part of, and amend an Act passed in the forty-eighth year of His Majesty's reign, intituled "An Act to explain, amend, and reduce to one Act of Parliament, the several laws now in being for the raising and training the Militia of this Province."

19. An Act to repeal part of and amend the laws now in force for establishing public schools in the several districts of this Province, and to extend the provisions of the same.

20. An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor, in pursuance of the Address of the Commons House of Assembly at the last session of Parliament.

21. An Act for appropriating a sum of money to defray the expense of procuring plans and elevations of public buildings, and for copies of the journals which were destroyed by the enemy.

22. An Act granting to His Majesty a sum of money to provide for the accommodation of the Legislative Council and House of Assembly.

23. An Act to amend and repeal part of an Act passed in the fifty-seventh year of His Majesty's reign intituled "An Act to establish a market in the Town of Niagara, in the Niagara District."

His Excellency was pleased to reserve the following Bills for the signification of His Majesty's pleasure thereon:—

1. An Act to prevent the abatement of any action against a joint Obligor, Contractor or Partner on account of the other Parties not being made Defendants.

2. An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada.

After which His Excellency was pleased to address both Houses of the Provincial Parliament in the following words:—

Honourable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly: I cannot put an end to this Session without expressing my great satisfaction at the benefit you have conferred on His Majesty's People by adopting a principle in your assessment Bill, and your amendment of the road law, which subjects all the granted and leased lands in the Province to an equal duty; though I hope to see the latter of these Acts still improved by the adoption of the same equitable principle of gradation which is established in the Mother Country.

Your inclination will, I am satisfied, lead you to renew as early as shall be found possible the assistance which you have been accustomed to afford the less opulent classes of His Majesty's faithful subjects for the education of their children; and I have no doubt the wisdom of Parliament, on a due consideration of the subject, will find the means of rendering a far more frugal grant than has heretofore been applied to that purpose at least equally beneficial in effect.

You have consulted with laudable feeling the very respectable character of the Militia Service, in enabling me to afford to any of its members an opportunity of obtaining in time of peace, but properly only at his own request, the verdict of a Court Martial; and you have at the same time relieved me from the unpleasant necessity of having on every occasion to decide by the light of evidence unguarded by the sanctity of an Oath.

Gentlemen of the House of Assembly: I thank you in the name of His Majesty for the supply you have granted me for the service of the ensuing year, and I congratulate you that the plan which has been adopted for meeting the expense of survey has so well succeeded as to have put it in my power to relieve

you from any demand on account of that service; for which in the former of the two preceding years you voted a sum exceeding three, and in the latter one exceeding four thousand pounds.

Honourable Gentlemen and Gentlemen: When returned to your respective districts let it be your care to promote in them a spirit of concord, and that generous obedience to the laws which is always essential to the happiness of a people. It shall be mine to protest the rights of His Majesty's subjects; to suppress the efforts of the seditious, and with diligence to aid the growing welfare of the Province.

The Honourable Speaker of the Legislative Council then said: It is His Excellency the Lieutenant Governor's will and pleasure that this Provincial Parliament be prorogued to the twentieth day of August next, to be then and there holden; and this Provincial Parliament is prorogued accordingly.

I certify the foregoing to be a correct transcript of the Minutes of the Legislative Council, in the 4th Session of the Seventh Provincial Parliament of Upper Canada.

JOHN POWELL,
Clk. Legislative Council.

Certified to be true copies from the records in the Colonial Office.

GEO. MAYER,
Librarian and Keeper of the Records.

Downing Street, 13th February, 1858.



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