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JOURNAL

OF THE

HOUSE OF ASSEMBLY

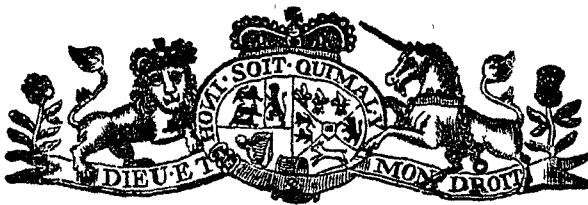
OF HIS MAJESTY'S

ISLAND PRINCE EDWARD.

Anno Quinquagesimo Nono,

REGIS GEORGII III.

First Session of the Tenth General Assembly.



CHARLOTTE-TOWN, PRINCE EDWARD ISLAND:

PRINTED BY JAMES BAGNALL,

PRINTER TO THE KING'S MOST EXCELLENT MAJESTY.

1819.

JOURNAL

OF THE HOUSE OF ASSEMBLY

OF HIS MAJESTY'S

ISLAND PRINCE EDWARD.

First Session of the Tenth General Assembly.

Tuesday, November 3d, 1818.

A GREEABLE to His Excellency the Lieutenant Governor's Proclamation, the undermentioned Representatives were returned to serve in the House of Assembly of this Colony, viz.

KING'S COUNTY.

BENJAMIN COFFIN, Esq.
 JAMES M'LAREN, Esq.
 CHARLES WORRELL, Esq.
 CHARLES KELLY, Esq.

QUEEN'S COUNTY.

ANGUS M'AULAY, Esq.
 WILLIAM HYDE, Esq.
 EWEN CAMERON, Esq.
 LEMUEL CAMBRIDGE, Esq.

PRINCE COUNTY.

ALEXANDER CAMPBELL, Esq.
 DAVID MURRAY, Esq.
 CHARLES BINNS, Esq.
 WILLIAM M'NEILL, Esq.

GEORGE-TOWN.

THOMAS ALLEY, Esq.
 THEOPHILUS CHAPPELL, Esq.

CHARLOTTE-TOWN.

SAMUEL NELSON, Esq.
 PAUL MABEY, Esq.

PRINCE-TOWN.

JAMES TOWNSEND, Esq.
 DUGALD STEWART, Esq.

The whole of the above Members being present (except *William M'Neill*, and *James Townsend*, Esquires,) were sworn in and took their places. The customary Oaths were administered by the Honorable *Thomas Tremlett*, Chief Justice, the Honorable *J. F. Holland*, and the Honorable *George Wright*, three of His Majesty's Council, appointed by *Dedimus Potestatem* for that purpose; after which a Message was delivered by the Gentleman Usher of the Black Rod, informing the Members, "That it was His Excellency the Lieutenant Governor's command, that the Members

"of the Lower House of Assembly attend His Excellency immediately in the Council Chamber.

The Members attended accordingly, and the President of his Majesty's Council addressed the Members as follows:

"Gentlemen,

"I am commanded by His Excellency the Lieutenant Governor, to acquaint you, that His Excellency does not intend to declare the cause of calling this General Assembly, 'till there be a Speaker of the House of Assembly,—and therefore you, Gentlemen of the House of Assembly, are to repair to the place where the House of Assembly usually sit, and there proceed to the Election of a fit person to be your Speaker, whom you are to present to His Excellency here immediately for his approbation."

The Members returned accordingly to the Lower House when *Samuel Nelson*, Esq. one of the Members for Charlotte-Town, stood up in his place, and addressing *Ewen Cameron*, Esq. Clerk of the late House, proposed *Doctor Angus M'Aulay*, Member for Queens County, to be their Speaker, which was seconded by *David Murray*, Esq.

Lemuel Cambridge, Esq. Member for Queen's County, stood up in his place, and addressed the late Clerk, and proposed to the Members, *Charles Worrell*, Esq. a Member for King's County as their Speaker, which was seconded by *Dugald Stewart*, Esq. Member for Prince Town—The House then divided,

For DR. M'AULAY.

Mr. Nelson,	Mr. M'Laren,
Mr. Campbell,	Mr. Murray,
Mr. Hyde,	Mr. Chappell,
Mr. Coffin,	Mr. Binns,
Mr. Alley,	Mr. Mabey.

For MR. WORRELL.

Mr. Cambridge,	Mr. Kelly,
Mr. Stewart.	

The Clerk having declared *Doctor M'Aulay*, duly elected, he was led to the Chair by *Mr. Nelson*, and *Mr. Murray*, whereupon he said:

"Gentlemen,

"I return you my best thanks for the honor you have done me in voting me your Speaker. I intreat of you, (as I hope) that you will aid my slender abilities to support the Order, Rules and Dignity of the House."

The House having informed His Excellency, that it had made choice of a Speaker, a Message was sent down by the Usher of the black Rod, as follows, announced by the Sergeant at Arms, viz.

"A Message from His Excellency the Lt. Governor."

The Gentleman Usher of the Black Rod appeared at the Bar, and said,

"His Excellency the Lieutenant Governor commands the immediate attendance of this Honorable House in the Council Chamber: the House attended accordingly with its Speaker at its Head, when the President of His Majesty's Council addressed the House as follows,

"Gentlemen of the House of Assembly,

"I am to acquaint you, by His Excellency's Command, that His Excellency is perfectly well satisfied, with the choice you have made of *Angus M^cAulay*, Esqr. to be your Speaker, and therefore His Excellency doth allow of, and confirm you *Angus M^cAulay*, Esq. to be Speaker of the House of Assembly."

The Speaker then addressed His Excellency as follows, viz.

"May it please your Excellency,

"As you have had the Goodness to approve of the choice of the Lower House of Assembly in appointing me to be its Speaker, it now becomes my duty, as such, to request of your Excellency, as the privilege of the House, that the Members thereof, during the Session, may be freed from molestation, that they may have freedom of Speech in their Debates, have the power of punishing their own Members—have free and easy access to your Excellency on all occasions; and I do also in their name and behalf beg leave to claim all their ancient Rights and Privileges."

The President of His Majesty's Council, then replied in the following words, viz.

"Mr. Speaker,

"I am commanded by His Excellency to say, that His Excellency being fully assured of the prudence, loyalty, and good affections of the House of Assembly, does most willingly grant to them all their privileges in as full a manner as

they have at any time been granted or allowed by His Excellency, or any former Governors of this Island."

The House having returned Mr. Speaker reported, that when the House attended this day in the Council Chamber His Excellency the Lieut. Governor was pleased to deliver the following Speech to both Houses of the Assembly, of which Mr. Speaker said he had to prevent mistakes, obtained a Copy, which he read and delivered in at the Clerk's Table, and is as follows, viz.

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

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

"MY first wish in meeting you in a new General Assembly, is to express my readiness to co-operate in Measures for the advancement of the welfare of the Island:—feeling it at the same time incumbent upon me most seriously to recommend attention to such essential points, to the utter exclusion of all party spirit, or personal animosity. Proclamation or other notice having given perfect publicity to the gracious decision of His Royal Highness the Prince Regent, on the subject of the Quit Rent due to the Crown, it is unnecessary for me at present to do more than to remark, on the great bounty of His Royal Highness, in establishing so reduced a Scale of payment, as he has been pleased to adopt, and to observe on the great advantage thus arising to property out of a definitive arrangement of any kind, having been brought to a conclusion,

"The severe affliction he has experienced in the decease of Her Royal Highness the Princess Charlotte Augusta, consort of His Royal Highness Prince Leopold of Saxe Cobourg, with all its melancholy circumstances, has been nationally sympathised in and deplored throughout the British Dominions. I cannot better divert your attention from so mournful a subject than by calling it to the matters of congratulation afforded by the Nuptials of His Royal Highness the Duke of Clarence with the Princess Adelaide of Saxe Meinengen, eldest daughter of the reigning Duke of Saxe Meinengen. Let it be mentioned here with peculiar interest, of His Royal Highness the Duke of Kent, with Victoria Maria Louisa, consort of the late Prince of Leinengen, (sister of the reigning Duke of Saxe Cobourg, and of His Royal Highness Prince Leopold of Saxe

Cobourg,)—of His Royal Highness the Duke of Cambridge with the Princess of Hesse, youngest daughter of the Landgrave Frederick, and Niece of the Elector of Hesse,—and of Her Royal Highness the Princess Elizabeth with the hereditary Prince of Hesse Hombourg: as I am persuaded you will participate in the general satisfaction these events have occasioned.

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

“I have directed the Public Accounts to be prepared and laid before you, and I am at all times desirous, that the state of the Revenue, and the detail of its expenditure, should be communicated in the most full and satisfactory manner.

“*Mr. President, and Gentlemen of His Majesty's Council,*

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

“Sensible as you can be yourselves of how essential good Roads are to the improvement of any country, I have in addition to the exertion of the Statute Labour, caused certain sums of money, out of the existing small Revenue, to be appropriated to the formation of them, and nothing but its not having been as yet practicable to enter into Contracts for carrying the design into execution has prevented their application to the Service in question—I have only to regret that more powerful means are not at my disposal.

“I have real satisfaction in observing to you the increase of industry, and the consequent great improvement in Agriculture, which the abundant crops the Island has been blessed with, sufficiently testify—yielding the means of ample support for its own inhabitants, and affording a considerable surplus for exportation. The important object of the printing and publication of the Laws has been accomplished, and carried on up to the latest period possible, as the present edition contains all the Acts which passed, even during the last Session; but it is necessary to specify that those which passed in the Session concluded in January, 1814, are the latest which have received the Royal Allowance.

“Whatever your collective wisdom may suggest either as to the enactment of new Statutes, or to the amelioration of existing ones, shall be met on my part with very calm consideration—pure constitutional principles and an earnest desire to do good and hinder evil.”

Samuel Nelson, Esqr. moved that *Mr. James Bagnall*, be appointed Clerk to this House.

Lenuel Cambridge, Esqr. moved that *Mr. Robert Pyke*, be appointed Clerk to this House—The House divided,

For *Mr. BAGNALL*,

<i>Mr. Nelson,</i>	<i>Mr. Binns,</i>
<i>Mr. Hyde,</i>	<i>Mr. Mabey,</i>
<i>Mr. Chappell,</i>	<i>Mr. Alley,</i>
<i>Mr. Murray,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Stewart,</i>	<i>Mr. Cameron,</i>

For *Mr. PYKE.*

<i>Mr. Cambridge,</i>	<i>Mr. Coffin,</i>
<i>Mr. Kelly,</i>	<i>Mr. Worrell,</i>
<i>Mr. Campbell,</i>	

Mr. Bagnall was accordingly appointed Clerk, and took the usual Oaths.

On Motion of *Mr. Chappell*, seconded by *Mr. Murray*, Ordered, that the *Rev. Theophilus Desbrisay*, be appointed Chaplain to this House, and that the Clerk acquaint him with the Order of the House, requesting his attendance to read Prayers each morning before the House proceed to Business.

On Motion of *Mr. Cameron*, seconded by *Mr. Chappell*, *Mr. Thomas Alexander*, was appointed Sergeant at Arms to this House.

On Motion of *Mr. Murray*, seconded by *Mr. Binns*, the Solicitor General, *Mr. George Mabey*, was appointed Messenger to the House.

On Motion of *Mr. Worrell*, seconded by *Mr. Cambridge*, Ordered, that a Committee be appointed to prepare an Address in answer to his Excellency the Lieut. Governor's Speech, and that *Mr. Worrell*, *Mr. Cambridge*, *Mr. Solicitor General*, *Mr. Murray*, and *Mr. Cameron*, do form the same.

On Motion of *Mr. Murray*, seconded by *Mr. M'Laren*, the following Rules and Regulations were ordered to be read which were adopted by the House.

FIRST.—That Eight Members and the Speaker shall constitute and form a full House for the Dispatch of Business.

SECOND.—When the Speaker assumes the Chair, every Member to take his place, privileged to keep his head covered when seated only.

THIRD.—No Member upon coming into the House, or in removing from his place, is to pass between the Speaker and any other Member then speaking.

FOURTH.—When any Member intends to speak, he is to stand up with his head uncovered, and address himself to the Speaker.

FIFTH.—If two or more Members stand up and address the Chair, the Speaker is to determine the prior right of Speech in favour of him who stood up first.

SIXTH.—No Member to interrupt another while speaking to the end that regularity and good order may prevail.

SEVENTH.—That no Bill shall pass this House, until the same be three times aloud and distinctly read.

EIGHTH.—If any Member shall propose any Bill to this House, such Member shall produce the heads thereof in writing.

NINTH.—Upon any material question or Business being agitated in the House, and it is deemed necessary that a Committee of the whole House shall be formed, and the same being made by Motion, and agreed to by a Majority, the Speaker shall leave the Chair, and a Chairman shall be chosen, who is to report the proceedings of such Grand Committee in the body of the House upon the Speakers re-assuming the Chair.

TENTH.—That all Bills presented from the upper House, as well as those originating in this House, may be

read twice in one day, and referred for a third reading to a future day, except such Bills which may require a more particular attention from the House, to be reserved for one reading only, on succeeding days.

ELEVENTH.—That all Petitions to this House complaining of undue Elections and returns, be presented on or before the second day of the Session.

TWELFTH.—That when a division at any time takes place, at the request of a single Member, the names of the Members dividing shall be inserted in the Journal.

THIRTEENTH.—That no Paper which has been ordered to lie on the Table, shall be copied by any person, but by the Clerk, or by his Deputy, but any Member may take an abstract of dates or sums in such Document, to qualify him as a public Speaker.

Ordered, That Mr. *Thomas Bertram*, be appointed Attendant to this House, to cut the Wood, make Fires, and sweep the Room.

Ordered, on Motion of Mr. *Cameron*, seconded by Mr. *Murray*, That a Committee be appointed to revise the Journals of this House, each day after the adjournment thereof. Mr. *Cameron*, Mr. *Solicitor General*, Mr. *Worrell*, Mr. *Campbell*, and Mr. *Stewart*, were accordingly appointed for that purpose.

Adjourned till ten o'clock to-morrow.



WEDNESDAY, November 4, 1818.

THE House met pursuant to adjournment.—PRAYERS.

James Townsend, Esquire, returned as a Member for Prince-Town and Royalty, to serve in this Assembly, appeared, and having taken the usual Oaths prescribed by Law, was admitted to his seat.

On Motion of Mr. *Murray*, seconded by Mr. *McLaren*, Ordered, That a Copy of the Journals be sent to His Excellency the Lieut. Governor each day, as soon as possible after the adjournment of the House, and that a Copy be also sent to the Printer, and that he be requested to furnish a printed Copy of the same to each Member as soon as practicable afterwards.

Mr. *McLaren* moved for leave to present a Petition to the House from *Fade Goff*, Esqr. complaining of an undue Return for Kings County, which Motion being seconded, the Petition was read and ordered to lie on the Table, and

On Motion of Mr. *Chappell*, seconded by Mr. *Hyde*, the said Petition was made the Order of the Day for to-morrow.

Message from his Majesty's Council, by Mr. *Desbrisay* their Clerk:

“Mr. Speaker,

“On Motion, Ordered, that a Committee of His Majesty's Council be appointed to meet a Committee of the House of Assembly, to draw up a congratulatory Address to His Royal Highness the Prince Regent, on the auspicious events of the late Marriages which have taken place among the several Branches of the Royal Family, and that the following Members on the part of His Majesty's Council, do form their Committee, The Honorables *George Wright*, *Colonel Holland*, and the *Attorney General*.”

And then the Messenger withdrew.

Adjourned till 6 o'clock this Evening.

Wednesday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion of Mr. *Mabey*, seconded by Mr. *Townsend*, Ordered, that a Committee be appointed to meet a Committee of his Majesty's Council, to draw up a congratulatory Address to his Royal Highness the Prince Regent on the auspicious events of the late Marriages which have taken place among the several Branches of the Royal Family, and that Mr. *Mabey*, Mr. *Cameron*, Mr. *Cambridge*, Mr. *Worrell*, Mr. *Nelson*, and Mr. *Solicitor General*, be a Committee to meet a Committee of his Majesty's Council to draw up the said Address.

Mr. *Worrell*, Chairman of the Committee appointed to draught an Address in answer to his Excellency's Speech, reported the same to the House which was read.

On Motion of Mr. *Cameron*, seconded

by Mr. *Solicitor General*, the House resolved itself into a Committee of the whole House to take into consideration the Address in answer to his Excellency's Speech,

Mr. Speaker left the Chair,

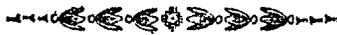
Mr. *Worrell* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Worrell*, Chairman of the Committee, Reported, That they had made a progress in the same, and that he was directed to move that they may have leave to sit again.

On Motion of Mr. *Solicitor General*, seconded by Mr. *Coffin*, that the King's Printer be requested to bring a copy of the Proclamation, (alluded to in the draught of the Address,) to this House to-morrow morning. Ordered accordingly.

Adjourned till 10 o'clock to-morrow,



Thursday, November 5, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration, of the Address in answer to his Excellency the Lieut. Governor's Speech,

Mr. Speaker left the Chair,

Mr. *Worrell* took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Worrell* Chairman of the Committee Reported, That they had agreed thereto.

On Motion of Mr. *Cameron*, seconded by Mr. *Murray*, the said Address was read, unanimously agreed to, and ordered to be engrossed and is as followeth, viz.

“*To His Excellency* CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and its Dependencies, &c. &c. &c.

“The Address of the Lower House of Assembly, of Prince Edward Island, in General Assembly, convened,

“*May it please your Excellency,*

“**WE** his Majesty's dutiful and loyal Subjects the Representatives of Prince Edward Island, in General Assembly convened, beg leave to thank your Excellency for your Speech at the opening of this new Assembly. We condole most sincerely with his Royal Highness the Prince Regent on the me-

lancholy circumstance which has taken place in the decease of Her Royal Highness the Princess Charlotte Augusta, consort of his Royal Highness Prince Leopold of Saxe Cobourg,—we join in that lamented event with the sympathetic feelings of every loyal heart, which have already been so deeply felt and expressed by the Inhabitants of this Colony, for the irreparable loss of such exalted virtue departed, whereby the chief hope of the nation was for a time disappointed; but from that mournful scene, in conjunction with your Excellency, we turn with pleasing satisfaction to the information communicated to us by your Excellency of the Nuptials of his Royal Highness the Duke of Clarence with the Princess Adelaide of Saxe Meinengen, eldest daughter of the reigning Duke of Saxe Meinengen, and it is with peculiar interest we learn that his Royal Highness the Duke of Kent, who is known and beloved throughout his Majesty's cis-Atlantic Colonies for the numerous benefits and attentions which have been experienced from his Royal Highness, has entered into marriage with Victoria Maria Louisa, consort of the late Prince of Leinengen, (sister of the reigning Duke of Saxe Cobourg, and of his Royal Highness Prince Leopold of Saxe Cobourg,) of his Royal Highness the Duke of Cambridge with the Princess of Hesse, youngest daughter of the Landgrave Frederick, and niece of the

Electress of Hesse, and of her Royal Highness the Princess Elizabeth with the hereditary Prince of Hesse Hombourg.

"We are particularly thankful to your Excellency, for the expression of your readiness to co-operate with us in measures for the advancement of the welfare of this Island, and we assure your Excellency, that nothing shall be wanting on our parts, to effect such measures as may conduce to that end, without suffering our deliberations to be retarded, either by party spirit, or personal animosity, of which your Excellency appears to be apprehensive. The gracious bounty of his Royal Highness the Prince Regent, and his determination to reduce the Quit Rents exigible in this Island, has been received with such sentiments by all ranks of Proprietors here, that while it has enhanced their gratitude has more firmly cemented their attachment to the Person and Government of our beloved and most gracious Sovereign; at the same time we regret that it becomes our duty to state to your Excellency that the measures which were adopted here during the last winter to enforce payment of his Majesty's Quit Rents upon the original or old Scale, have produced the most distressing effects, particularly upon the lower classes of the community, arising chiefly from the ruinous costs and expences thereby incurred, while it appeared to the Inhabitants of this Colony by your Excellency's Proclamation dated 1st October 1816, that there was to be "a fixed Scale" and a new rate of Quit Rent to commence.

"We thank your Excellency for ordering the Public Accounts to be prepared and laid before us, to which we shall pay all due attention, and hope that this Branch of the Legislature will at no distant period in common with our neighbouring Colonies, have a Constitutional controlling power over at least part of the Public Monies of this Island.

"We are so truly sensible of the want of good Roads that we shall heartily do all in our power for their improvement, and deeply lament that the efforts of two branches of the Legislature, during the last Session of the General Assembly held in this Island, failed in meeting with your Excellency's concurrence, when they presented a Bill grounded as we understand on an Act now and for many years in force in the Province of Nova-Scotia, which has rendered the Roads excellent throughout that Province, and which Bill besides affording us Goals in two of our Counties would have highly improved the Roads in the third.

"The Inhabitants of this Island, are infinitely indebted to Providence for conferring upon them the blessing of an abundant crop this season, and we hope, that with honesty, frugality, and industry, it will be acknowledged by them with gratitude to that Supreme Being from whom all blessings flow.

"We are happy to learn from your Excellency that the very important object of Printing the Laws of this Island, has been accomplished, and we are confident that the benefits resulting therefrom will be generally felt.

"We also return your Excellency our sincere thanks for your determination to meet such Bills as may be laid before you during this Session with very calm consideration, pure constitutional principles, and an earnest desire to do good and hinder evil, as we are convinced such disposition in your Excellency, will best accord with the genuine principles of our incomparable Constitution.

"ANGUS M. AULAY,
Speaker.

"Assembly Room, Nov. 5, 1818."

Ordered, That the Committee appointed to draw up the Address, do wait upon his Excellency to know when he will be pleased to receive the same.

On Motion of Mr. *Cameron*, seconded by Mr. *Coffin*, That a Message be sent to his Majesty's Council to know at what time and place their Committee will be pleased to meet the Committee of this House on the subject of the Address to His Royal Highness the Prince Regent.—Ordered accordingly.

Ordered, On Motion of Mr. *M'Laren*, seconded by Mr. *Kelly*, That the Secretary or his Deputy, be ordered to attend this House with the late Writ of Election and Returns for King's County, forthwith.

On Motion of Mr. *M'Laren*, seconded by Mr. *Coffin*, the House resolved itself into a Committee of the whole House as a Committee on Privileges and Elections to take into consideration the Petition of Fade Goff, Esq. complaining of an undue Return of Charles Worrell, Esq. as a Member for King's County,

Mr. Speaker left the Chair,

Mr. Solicitor General, took the Chair of the Committee,

Mr. Speaker resumed the Chair, and the Chairman reported progress and asked leave to sit again.

On Motion, Ordered, that the said Petition be made the order of the day for Thursday next.

Adjourned till 6 o'clock this Evening.

Thursday Evening 6 o'clock,

The House met pursuant to adjournment.

Mr. *Solicitor General*, one of the Committee appointed to wait upon his Excellency to enquire at what time his Excellency would be pleased to receive the Address of the Lower House in answer to his Excellency's Speech, reported, That his Excellency had appointed Two o'clock to-morrow for that purpose.

On Motion of Mr. *Cameron*, seconded by the *Solicitor General*, the House resolved itself into a Committee of the whole House to take into consideration the state of the Colony, and to report the opinion of the Committee relative

to existing Laws which require amendment, and of such Laws as appear to them salutary to propose for enactment,

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee reported, That they had made a progress in the same, and that he was directed to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.

FRIDAY, November 6, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. *Solicitor General*, the House resolved itself into a Committee of the whole House, to take into consideration the state of the Colony, and to report the opinion of the Committee relative to existing Laws which require amendment, and of such Laws as appear to them salutary to propose for enactment,

The Speaker left the Chair,

Mr. *Cameron* took the Chair, of the Committee,

The Speaker resumed the Chair,

Mr. *Cameron*, Chairman of the Committee reported, That they had made a progress in the same, and that he was directed to move that they may have leave to sit again.

The Honorable ROBERT GRAY, Colonial Treasurer, presented to the House the Public Accounts, from the 5th August 1817, to the 4th Nov. 1818, which was ordered to lie upon the Table.

A Message from His Excellency the Lt. Governor, by Mr. *Carmichael*, Private Secretary, viz.

“Desirous as the Lt. Governor is at all times to put the best and most favour-

able construction upon every action of the House of Assembly, he nevertheless from a sense of propriety, feels compelled to decline receiving the Address from them, intended to be presented as this day on the ground of its containing unconstitutional animadversion, he therefore regrets that the appointment for two o'clock of this day must stand annulled.

“C. DOUGLASS SMITH,

Lt. Govr.”

To the Speaker,

On Motion of Mr. *Worrell*, seconded by Mr. *Cameron*, the House resolved itself into a Committee of the whole House, to take into consideration his Excellency the Lieut. Governor's Message, received this day,

Mr. Speaker left the Chair,

Mr. *Worrell* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Worrell* Chairman of the Committee, Reported, That they had made a progress in the same, and that he was directed to move that they may have leave to sit again.

Adjourned till 6 o'clock this Evening.

Friday Evening 6 o'clock,

The House met pursuant to adjournment.

William M'Neill, Esq. a Member for Prince County, appeared inside of the Bar of this House, and being requested to attend at the Speaker's Chair, and the usual Oaths being administered to him, he was admitted to his seat.

On Motion of Mr. *Worrell*, seconded by Mr. *Cameron*, the House resolved itself into a Committee of the whole House to resume the consideration of his Excellency's Message, received this day,

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,
 Mr. Speaker resumed the Chair,
 Mr. Worrell Chairman of the Committee reported, That they had made a

progress in the same, and that he was directed to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.

SATURDAY, November 7, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of his Excellency's Message of yesterday,

Mr. Speaker left the Chair,

Mr. Worrell took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell the Chairman reported "That the Committee of the whole House having taken His Excellency's Message of yesterday into consideration, cannot find that their Address contains any unconstitutional animadversion."

On Motion of Mr. Coffin, seconded by Mr. Mabeey, Resolved, That the report of the Committee be agreed to.

On Motion of Mr. Townsend, seconded by Mr. McNeill, Ordered, that a Committee be appointed to prepare an Address to his Excellency upon the subject of his Message of yesterday stating the substance of the Resolution of the House upon that Message and praying to know when he would be pleased to receive the Address of this House in answer to his Excellency's Speech, delivered at the opening of this new Assembly—and that Mr. Townsend, Mr. Worrell, and Mr. Solicitor General, be accordingly appointed to draw up the same.

On Motion the House resolved itself into a Committee of the whole House, to resume the consideration of the state of the Colony, and to report the opinion of the Committee relative to existing Laws which require amendment, and of such Laws as appear to them salutary to propose for enactment,

Mr. Speaker left the Chair,

Mr. Cameron took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron, Chairman of the Committee reported, That he was directed to move that the Committee consider the following subjects highly deserving the consideration of the Legislature, viz.

The enactment of a Law for the bet-

ter regulation of Statute Labour, and for repealing the existing Law.

Also, a Law for the better regulation of a Militia, and for repealing the existing Law.

Also, a Law for the limitation of the sittings of the Supreme Court, and amend the practice, &c.

Also, a Law for encouraging the Fisheries, and regulating the duty of Fishermen.

Also, a Law to regulate the sale of Leaseholds, when taken in Execution.

Also, a Law to regulate Ferries.

Also, a Law to regulate Boundary Lines, and to quiet possessions.

Also, a Law for regulating Pilots and Ballast Masters, throughout the Island.

Also, a Law for raising a fund to make and keep in repair the Pumps, Wells, and Streets of Charlotte-Town.

Also, a Law to regulate Parish affairs throughout the Island.

Also, a Law to establish the standard weight of Grain.

Also, a Law for encouraging and establishing Schools throughout the Island.

Also, a Law for defraying the expenses of the Members of the House of Assembly, and for other purposes.

Also, a Law to regulate the duty of Land Surveyors.

Also, a Law to regulate the mode of Barring the Dower of Women resident out of the Island.

Also, a Law to amend the Quit Rent Act of this Island.

Also, a Law to amend the existing Laws relative to Retail Licences.

And also, a Law relative to Marriages and Baptisms.

Resolved, On Motion of Mr. Coffin, seconded by Mr. Hyde, That the report of the Committee be agreed to.

Mr. Townsend, Chairman of the Committee appointed to draw up an Address to his Excellency, upon the subject of his Message of yesterday, reported that the Committee had drawn up an Address accordingly, which they had directed him to present to the House; and he read the same in his place, and after-

wards delivered it in at the Clerk's Table, where the same was read, and is as followeth, viz.

"To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

"The Address of the Lower House of Assembly, in General Assembly, convened,

"May it please your Excellency,

"WE the House of Representatives in General Assembly convened, desirous of maintaining the most perfect cordiality of sentiment and good understanding with your Excellency and equally anxious that all our proceedings should be conducted with strict Parliamentary correctness, and be couched in proper, respectful, and constitutional language, have with those views taken your Excellency's Message of yesterday into our most serious consideration; the result of which is, that we cannot find that our intended Address to your Excellency, referred to in that Message, contains any unconstitutional animadversion whatever: we therefore beg leave to request, that your Excellency will be

pleased to inform us, when your Excellency will receive the Address of this House, in answer to your Excellency's Speech, delivered at the opening of this new Assembly."

"ANGUS M'CAULAY,
Speaker.

Assembly Room, Nov. 7th, 1818.

Ordered, that Mr. Townsend, Mr. Worrell, and Mr. Solicitor General, do wait upon his Excellency with the foregoing Address. *12 three A*

The Committee appointed to wait on his Excellency with the Address of the House, in answer to his Excellency's Message of yesterday, having waited accordingly, returned, and Reported, That his Excellency was pleased to say that the House would on Monday next, receive a communication through their Speaker, in reply to their Address.

On Motion of Mr. Cameron, seconded by Mr. Hyde, Ordered, That a Committee be appointed to draw up the heads of a Bill for the better regulation of Statute Labour, on the Highways, Mr. Cameron, Mr. Worrell, Mr. Solicitor General, Mr. Murray, & Mr. Mabey, were accordingly appointed for that purpose.

Adjourned till 10 o'clock on Monday next.

MONDAY, November 9, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. Townsend, seconded by Mr. Cambridge, Ordered, That a Committee be appointed to draw up the heads of a Bill for regulating Pilots and Ballast Masters throughout the Island, and that Mr. Townsend, Mr. Cambridge, Mr. Alley, Mr. Campbell, and Mr. Stewart, do form the same.

On Motion of Mr. Nelson, seconded by Mr. Kelly, That a Committee be appointed to examine into such Laws as are near expiring, and that Mr. Nelson, Mr. Solicitor General, and Mr. Chappell, do form the same. Ordered accordingly.

A Message from His Excellency the Lt. Governor, as followeth, viz.

CHARLES DOUGLASS SMITH,
Lt. Govr.

"The Lieut. Governor in reply to a communication presented on Saturday the 7th instant from the House of Assem-

bly, laments they should have thought proper again to press the reception of the Address, which he had given so definitive a reply upon. Did the objection to receiving it arise out of personal feeling alone, he would have a pleasure, and even a pride in sacrificing it to maintain political union; but the question is far different, involving a constitutional principle of the first importance, and therefore a point that cannot possibly be conceded.

"The Lt. Governor trusts this matter will not interrupt the harmony he so much desires, and repeats to the House, the assurance of his unaltered, and unalterable disposition, to co-operate with them in measures for the public welfare.

"To the Speaker,
"November 9th, 1818."

Adjourned till 10 o'clock to-morrow.

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L.S.M.

TUESDAY, November 10, 1818.

THE House met pursuant to adjournment.—PRAYERS.

Mr. Mabey, Chairman of the Committee appointed to meet a Committee of his Majesty's Council, to prepare a congratulatory Address to his Royal Highness the Prince Regent, reported, That the Committee of this House have agreed with the Committee of his Majesty's Council, to an Address which was handed in to the Clerk's Table, and was read, and

On Motion of *Mr. Mabey*, the said Address was unanimously agreed to, and is as followeth, viz.

“To His Royal Highness the
PRINCE REGENT,

“The humble and Loyal Address of his Majesty's Council, and the House of Assembly, of Prince Edward Island.

“May it please your Royal Highness,

“**WE** His Majesty's most dutiful and Loyal Subjects the Members of his Majesty's Council, and the Representatives of his Majesty's dutiful and loyal Subjects the people of Prince Edward Island, in our Legislative capacity in General Assembly convened, humbly beg leave to approach your Royal Highness with sentiments of the most unfeigned respect and lively affection to offer our sincere congratulation on the auspicious events of the recent Marriages, which have taken place in the Royal Family, since the last meeting of our Legislature.

“His Royal Highness the Duke of Clarence, with the Princess Adelaide of Saxe Meinengen, eldest daughter of the reigning Duke of Saxe Meinengen; His Royal Highness the Duke of Kent, with Victoria Maria Louisa consort of the late Prince of Leinengen sister of the reigning Duke of Saxe Cobourg, and of his Royal Highness Prince Leopold of Saxe Cobourg; His Royal Highness the Duke of Cambridge with the Princess of Hesse youngest daughter of the Landgrave Frederiek and niece of the Elector of Hesse, her Royal Highness the Princess Elizabeth with the hereditary Prince of Hesse Hombourg.

“We beg leave to assure your Royal Highness that it is impossible for any part of His Majesty's Dominions to participate more warmly in the general joy and satisfaction experienced by these

auspicious Nuptials than are here felt by His Majesty's faithful and loyal Subjects of Prince Edward Island.

“We the more rejoice at these illustrious alliances as we view them with that loyal feeling which must animate every British heart, at a prospect tending to preserve and continue to his Majesty's realms the inestimable blessings they have enjoyed under the mild and Paternal Government of the House of Brunswick.”

On Motion of *Mr. Cameron*, seconded by *Mr. Nelson*, That a Message be sent to his Majesty's Council to acquaint them that this House has unanimously agreed to the Address framed by the joint Committee of both Houses to his Royal Highness the Prince Regent—Ordered accordingly.

Mr. Cameron, Chairman of the Committee appointed to draw up the heads of a Bill for the better regulation of Statute Labour, presented the same to the House, which on Motion received the first and second readings.

Mr. Nelson, Chairman of the Committee appointed to examine into such Laws as are near expiring, reported, That the Committee had examined the Statute Book of the Colony, and find only one Law near expiring, viz. “An Act to continue an Act, intituled an Act for raising a fund to make and keep in repair the Pumps, Wells, and Streets of Charlotte-Town, and for other purposes therein mentioned.”

On Motion of *Mr. Worrell*, seconded by *Mr. Murray*, the House resolved itself into a Committee of the whole House to take into consideration a Bill intituled “An Act for the better regulation of Statute Labour, &c.

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed to move that they may have leave to sit again.

Adjourned till 6 o'clock this Evening.

Tuesday Evening, 6 o'clock,

The House met pursuant to adjournment.

On Motion of Mr. *Cameron*, seconded by Mr. *Murray*, the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled, "An Act for the better regulation of Statute Labour, &c."

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed to move that they may have leave to sit again.

Adjourned till ten o'clock to-morrow.

WEDNESDAY, November 11, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. *McLaren*, seconded by Mr. *Hyde*, That a Committee be appointed to bring in the heads of a Bill to regulate the gathering of Sea-weed, and other Wreck, for the encouragement of Agriculture—the Motion being delivered in at the Clerk's Table, where the same was read; and the question being put thereon—the House divided,

For the Motion,

Mr. *McLaren*, Mr. *Hyde*,
Mr. *Kelly*,

Against it.

Mr. *Coffin*, Mr. *Townsend*,
Mr. *Worrell*, Mr. *Cameron*,
Mr. *Mabey*, Mr. *Chappell*,
Mr. *Nelson*, Mr. *Alley*,
Mr. *Campbell*. Mr. *Stewart*,

So it passed in the Negative.

Ordered, On Motion, That the House resolve itself into a Committee of the whole House, to resume the consideration of the Bill intituled, "An Act for the regulation of Statute Labour, &c."

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee, Reported, That they had made a progress in the Bill, and that he was directed to move that they may have leave to sit again.

Mr. Speaker do communicate with the President of his Majesty's Council, on the subject of forwarding and presenting in the most suitable manner, the Address to his Royal Highness the Prince Regent.

Mr. *Townsend*, from the Committee appointed to draw up the heads of a Bill for regulating Pilots and Ballast Masters, reported the draught of the same to the House: which was delivered in at the Clerk's Table, and

On Motion, Ordered, That the said Bill receive the first and second readings.

On Motion of Mr. *Cambridge*, seconded by Mr. *Chappell*, Ordered, That a Committee be appointed to draw up the heads of a Bill for the regulation of Seamen and Fishermen, and that Mr. *Cambridge*, Mr. *Cameron*, and Mr. *Alley*, be accordingly appointed for that purpose.

On Motion of Mr. *Solicitor-General*, seconded by Mr. *Cameron*, That a Committee be appointed to draw up the heads of a Bill to limit the sittings of the Supreme Court of Judicature of this Island, and to regulate the practice thereof, &c. Ordered accordingly, and Mr. *Solicitor General*, Mr. *Worrell*, and Mr. *Murray*, were accordingly appointed to draw up the same.

Resolved, On Motion of Mr. *Townsend*, seconded by Mr. *Cameron*, That

Adjourned till 10 o'clock to-morrow.

THURSDAY, November 12, 1818.

THE House met pursuant to adjournment.—PRAYERS.

The Order of the day being read: On Motion the House resolved itself into a Committee of the whole House as a Committee of Privileges and Elections to take into consideration the Petition of Fade Goff, Esq. complaining of an undue Return of Charles Worrell, Esq. as a Member for King's County,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General, Chairman of the Committee reported, That they had agreed to the following Resolution.

Resolved, That the Committee of Privileges and Elections on the Petition of Fade Goff, Esq. complaining of an undue Return of Charles Worrell, Esq. as a Member of this House for King's County, do report that the said Return is not an undue Return.

Which was delivered in at the Clerk's Table, was read, and

On Motion of Mr. *Mabey*, seconded by Mr. *Alley*, That the Resolution of the Committee be agreed to, the House divided,

For the Motion,

Mr. Campbell,	Mr. Murray,
Mr. Cameron,	Mr. Townsend,
Mr. Stewart,	Mr. Mabey,
Mr. Hyde,	Mr. Nelson,
Mr. Chappell,	

Against it.

Mr. Solicitor General,
So it was resolved in the Affirmative.

On Motion of Mr. *Cameron*, seconded by Mr. *Cambridge*, Ordered, That a Committee be appointed to draught a Bill intituled an Act to amend an Act, made and passed in the forty-first year of his present Majesty's Reign, intituled, an Act for the better regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future, and Mr. *Cameron*, Mr. *Coffin*, and Mr. *Alley*, were appointed for that purpose.

Mr. *M-Laren*, moved for leave to present a Petition from *Josiah Ash*, a prisoner confined in the Gaol of Charlotte-Town, praying relief as therein stated, which being delivered in at the Clerk's Table, was read and ordered to lie on the Table.

On Motion, Ordered, That the House resolve itself into a Committee of the whole House, to resume the consideration of the Bill for the better regulation of Statute Labour, &c.

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed to move that they may have leave to sit again.

Adjourned till 6 o'clock this Evening.

Thursday Evening 6 o'clock,

The House met pursuant to adjournment.

Ordered, on Motion, That the House resolve itself into a Committee of the whole House, to resume the consideration of the Bill for the better regulation of Statute Labour, &c.

Mr. Speaker, left the Chair,

Mr. Worrell, took the Chair, of the Committee,

Mr. Speaker resumed the Chair,
Mr. Worrell, Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.

FRIDAY, November 13, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion, the House resolved itself into a Committee of the whole House to resume the consideration of the Bill for the better regulation of Statute Labour, &c.

Mr. Speaker left the Chair,

Mr. Worrell took the Chair of

the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed to move that they may have leave to sit again.

A Message from his Majesty's Council, by Mr. Desbrisay their Clerk,

Mr. Speaker,

His Majesty's Council have passed a Bill intituled "An Act for Barring Estates Tail," also.

A Bill intituled "An Act to alter the mode and manner of recovering small Debts,"

And then the Messenger withdrew.

On Motion of Mr. *Cameron*, seconded by Mr. *Nelson*, the Bill intituled, "An Act for Barring Estates Tail," received the first reading.

On Motion of Mr. *Cameron*, seconded by Mr. *Mabey*, the Bill intituled "An Act to alter the mode and manner of recovering small Debts," received the first reading.

Adjourned till 4 o'clock this afternoon.

The House met at 4 o'clock pursuant to adjournment.

Ordered, On Motion, That the House resolve itself into a Committee of the whole House, to resume the consideration of the Bill intituled, "An Act for the better regulation of Statute Labour, &c."

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,

Mr. Speaker resumed the Chair, Mr. Worrell Chairman of the Committee, Reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned till ten o'clock to-morrow.

SATURDAY, November 14, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. *Townsend*, seconded by Mr. *Nelson*, the House resolved itself into a Committee of the whole House to take into consideration a Bill intituled "An Act for the regulation of Pilots and Ballast Masters throughout this Island, and to repeal an Act made and passed in the forty-seventh year of his present Majesty's Reign, intituled an An Act to prevent

"the throwing of Ballast into the Rivers and Creeks within this Island."

Mr. Speaker left the Chair,

Mr. *Townsend* took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Townsend* Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned till 10 o'clock on Monday next.

MONDAY, November 16, 1818.

THE House met pursuant to adjournment.—PRAYERS.

Adjourned till 4 o'clock this afternoon.

The House met at 4 o'clock pursuant to adjournment.

Mr. Speaker informed the House that he this day, in conformity with the Resolution of the House, communicated with the President of his Majesty's Council, (on the subject of forwarding and presenting in the most suitable manner the joint Address of this House and His Majesty's Council, to the Prince Regent, on the subject of the late Royal Marriages,) had with the President of his Majesty's Council, delivered the same to his Excellency the Lt. Governor, who informed them, that he would forward the same.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled, "An Act for the better regulation of Statute Labour, &c."

Mr. Speaker left the Chair,

Mr. Worrell took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph, and had agreed thereto with an amendment in the title, and that he

was directed by the Committee to ask when the House would receive their report, and

On Motion, That it be now received, which being put from the Chair, the House divided,

For the Motion,

Mr. Stewart,	Mr. Mabey,
Mr. Cameron,	Mr. M'Laren,
Mr. Chappell,	Mr. Worrell,
Mr. Nelson,	

Against it.

Mr. Solicitor General, Mr. Murray,

So it was resolved in the affirmative, and the report was received accordingly.

Mr. Worrell reported the amendment in the Title, which now stands as following, viz.

A Bill intituled "an Act for regulating Statute Labour, and for appointing Commissioners and Overseers of Highways in this Island, and for suspending for a limited time 'An Act made and passed in the 35th year of his present Majesty's Reign, intituled an Act to alter and amend the High Road Laws.'"

Adjourned till 10 o'clock to-morrow.

TUESDAY, November 17, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. *Solicitor-General*, seconded by Mr. *Murray*, the Bill intituled "An Act for regulating Statute Labour, and for appointing Commissioners and Overseers of Highways in this Island, and for suspending for a limited time "An Act made and passed in the 35th year of his Majesty's Reign, intituled an Act to alter and amend the High Road Laws," was re-committed for the consideration of the Committee of the whole House,

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,

The Speaker resumed the Chair,

Mr. Worrell, Chairman of the Committee, Reported, That they had re-considered several clauses of the Bill, and agreed thereto, and that he was directed by the Committee to move that the House do now receive the report of the Committee. Ordered accordingly.

On Motion the Bill received the third reading, and

On Motion that the said Bill do pass, the House divided, and there appeared,

For the Motion,

Mr. Townsend,	Mr. Murray,
Mr. Stewart,	Mr. Cameron,
Mr. Worrell,	Mr. Mabey,
Mr. Solicitor General,	Mr. Nelson,
Mr. Chappell,	Mr. Kelly,
Mr. Hyde,	

Against it.

Mr. M'Laren.

So it passed in the affirmative.

On Motion, Ordered, That the said Bill be engrossed and sent to his Majesty's Council for their concurrence.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

Mr. Speaker,

His Majesty's Council have passed a Bill intituled "An Act to limit the duration of the Terms of the Supreme Court of Judicature."

And then the Messenger withdrew.

On Motion, Ordered, That the Bill just received from his Majesty's Council do lie on the Table.

Ordered, On Motion, That the House resolve itself into a Committee of the whole House, to resume the consideration of the Bill intituled "An Act for the appointing of Pilots and Ballast Masters, &c.

Mr. Speaker, left the Chair,

Mr. Townsend took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Townsend, Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

On Motion, Ordered, That the Bill intituled "An Act to limit the duration of the Terms of the Supreme Court of Judicature," receive the first reading: the Bill was read accordingly.

Adjourned till 4 o'clock this afternoon.

The House met at 4 o'clock pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled "An Act for appointing Pilots and Ballast Masters, &c."

Mr. Speaker left the Chair,

Mr. Stewart took the Chair of the Committee,

Mr. Speaker resumed the Chair;

Mr. Stewart Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph and had agreed to the same; and that the Committee had directed him to move that the House do now be pleased to receive the report of the Committee. Ordered accordingly.

Resolved, That the said Bill receive the third reading.

On Motion of Mr. Solicitor General, seconded by Mr. Stewart, Ordered, That the said Bill do pass, be engrossed, and sent up to his Majesty's Council for their concurrence.

On Motion the Bill intituled "An Act to limit the duration of the Terms of the Supreme Court of Judicature," received a second reading.

Ordered, On Motion of of Mr. Cameron, seconded by Mr. Mabey, That a Committee be appointed to draw up the heads of a Bill intituled An Act to regulate Parish affairs throughout the Island, and that Mr. Cameron, Mr. Worrell, and Mr. Solicitor General, be appointed to draw up the heads of the said Bill.

Mr. Cameron moved for leave to bring in to-morrow a Bill for increasing the Revenue of this Colony, and for other purposes therein mentioned, which being seconded leave was granted.

Adjourned till 10 o'clock to-morrow.



WEDNESDAY, November 18, 1818.

THE House met pursuant to adjournment.—PRAYERS.

Mr. Cameron in conformity to his Motion of yesterday, brought into the House a Bill intituled "An Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, (except as are herein after excepted,) for the purpose of erecting Jails, and for such other purposes as are therein mentioned," which was delivered in at the Clerk's Table, and

On Motion received the first reading.

Mr. Solicitor General, moved to have leave to bring in a Bill intituled an Act for the better encouragement of Leaseholders, and leave being granted it was delivered in at the Clerk's Table, and

On Motion, Resolved, That the said Bill receive the first reading.

Mr. Mabey moved to have leave to bring in a Bill intituled an Act to establish the standard weight of Grain, and leave being granted, the said Bill received the first reading.

Resolved, that the Bill be read a second time.

On Motion the Bill intituled an Act for the encouragement of Leaseholders,

received a second reading.

On Motion the House resolved itself into a Committee of the whole House to take into consideration a Bill intituled an Act for the encouragement of Leaseholders,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General, Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

Mr. Speaker,

His Majesty's Council have passed a Bill intituled "An Act to prevent Acts of the General Assembly from taking effect from a time prior to the passing thereof," also, a Bill intituled "An Act to repeal an Act made and passed in the Sixteenth year of his present Majesty's Reign, intituled an Act for regulating Fees," to which they require the concurrence of the House of Assembly.

And then the Messenger withdrew.

Ordered, On Motion, That the Bill just received from his Majesty's Council, in-

intituled an Act to prevent Acts of the General Assembly from taking effect from a time prior to the passing thereof," do lie on the Table.

On Motion, Ordered, That the Bill just received from his Majesty's Council,

intituled "An Act to repeal an Act made and passed in the Sixteenth year of his present Majesty's Reign, intituled an Act for regulating Fees," do lie on the Table.

Adjourned till 4 o'clock this afternoon.

The House met at 4 o'clock pursuant to adjournment.

On Motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill intituled an Act for the better encouragement of Leaseholders,

Mr. Speaker left the Chair,

Mr. Solicitor General, took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General, Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

On Motion of Mr. Murray, seconded by Mr. Coffin, the Bill intituled "an Act to prevent Acts of the General Assembly from taking effect from a time prior to the passing thereof," received the first reading.

On Motion of Mr. Mabey, seconded by Mr. Murray, the Bill intituled "an Act to repeal an Act made and passed in the Sixteenth year of his present Majesty's Reign, intituled an Act

for regulating Fees," received the first reading, and

On Motion, Resolved, unanimously, that the said last mentioned Bill, be taken into consideration this day six months.

Mr. Cameron moved for leave to bring in the heads of a Bill intituled an Act for better regulating the manner of Distraining for Rent, and for amending the practice of granting Replevins: leave being granted,

Resolved, That the said Bill receive first reading.

Mr. Cameron, from the Committee appointed to draw a Bill in amendment of the Election Law, presented the same to the House, and delivered the same in at the Clerk's Table, and

On Motion the said Bill received the first reading.

Resolved, That the Bill receive a second reading.

Adjourned till 10 o'clock to-morrow.



THURSDAY, November 19, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion, Ordered, That the Bill intituled "an Act for better regulating the manner of Distraining for Rent and for amending the practice of granting Replevins," receive a second reading: and the Bill was again read.

On Motion of Mr. Cameron, seconded by Mr. Worrell, the Bill intituled "an Act for Barring Estates Tail," received a second reading.

On Motion the House resolved into a Committee of the whole House to resume the consideration of the Bill intituled an Act for the better encouragement of Leaseholders,

Mr. Speaker left the Chair,

Mr. Solicitor General, took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph and had agreed to the same, and that the Committee had directed him to move, when the House would be pleased to receive the report of the Committee.

Resolved, That the Report be now received.

Mr. Solicitor General, then reported the amendment in the Title which now stands as followeth, viz. a Bill intituled "An Act to regulate the sale of the Interest of Leaseholders when taken in Execution," and the question being put thereon, was agreed to by the House.

Ordered, That the Bill as amended be read a third time.

Resolved, That the Bill do pass and be engrossed.

Mr. *Cambridge* moved for leave to bring in a Petition from Mr. *Thomas Sims*, Tavern Keeper, representing the insufficiency of the existing Laws relating to Retail Licences, to the great prejudice and injury of Petitioner, as well as all *bona fide* Tavern Keepers, throughout the Island, as also to the great loss to his Majesty's Revenue through the want of effectual means of rigidly enforcing every Retailer of Spirituous Liquors to take out Licences, and of conforming to the regulation pointed out in the aforesaid Acts, &c. and therefore praying that the House will take the Premises into consideration and adopt such measures as may appear best calculated to remedy the evil complained of.

Resolved, That the said Petition be read, and do lie on the Table.

On Motion, Ordered, That the Bill intituled an Act for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, &c. receive the second reading—the Bill was accordingly read.

On Motion of Mr. *Mabey*, seconded by Mr. *Cameron*, Ordered, That a Committee be appointed to bring in the heads of a Bill to amend the existing Militia Law.

Resolved, That Mr. *Mabey*, Mr. *Solicitor General*, Mr. *Cameron*, Mr. *Cambridge*, and Mr. *Campbell*, constitute the Committee for that purpose.

Mr. *Cameron* moved for leave to present for the consideration of the House, the Petition of *Donald Nicholson*, sen, of Orwell Bay, representing the melancholy and deplored condition of his son, a young man who has been ferociously

deranged for upwards of Ten Years, and as no House or manner is provided for the security and subsistence of such unfortunate Persons, in the Parish or Settlement where Petitioner resides, that the Honorable the House of Assembly do take his situation into their consideration and grant such relief as may best preserve Petitioner's life, and secure the community from impending evil.

Ordered, That the said Petition of *Donald Nicholson*, be read, and do lie upon the Table.

On Motion of Mr. *Solicitor General*, seconded by Mr. *Murray*, the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act for better regulating the manner of Distraining for Rent, and for amending the practice of granting Replevins,

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron*, Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Ordered, That Mr. *Cameron* do take up to his Majesty's Council the Bill intituled "An Act for the regulation of Pilots and Ballast Masters throughout this Island, and to repeal an Act made and passed in the forty-seventh year of his present Majesty's Reign, intituled an Act to prevent the throwing of Ballast into the Rivers and Creeks within this Island," and to request their concurrence thereto; and Mr. *Cameron* carried up the said Bill accordingly.

Adjourned till 6 o'clock this Evening.

Thursday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act for better regulating the manner of Distraining for Rent, and for amending the practice of granting Replevins,

Mr. Speaker, left the Chair,

Mr. *Cameron* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.

FRIDAY, November 20, 1818.

THE House met pursuant to adjournment.— PRAYERS.

On Motion of Mr. *Hyde*, seconded by Mr. *Alley*, Resolved unanimously, That the Address intended to have been presented to his Excellency the Lieut. Governor, in answer to his Speech at the opening of the Session, and the communications relative thereto, be inserted in the Prince Edward Island Gazette.

Ordered, On Motion of Mr. *Townsend*, seconded by Mr. *Cambridge*, That the Petition of Donald Nicholson, sen. of Orwell Bay, with the other Petitions before the House, be the Order of the day, on Thursday next.

Mr. *Mabey* moved for leave to bring in the heads of a Bill intituled an Act for raising a Fund to make and keep in repair the Pumps and Wells of Charlotte-Town, and other purposes therein mentioned, which being seconded by Mr. *Solicitor General*: Ordered accordingly, and the Bill was delivered in at the Clerk's Table.

Ordered, That the Bill receive the first reading.

On Motion of Mr. *Cameron*, seconded by Mr. *Chappell*, Ordered, That the House resolve itself into a Committee of whole House, to take into consideration the Bill intituled An Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, &c.

The House met at 4 o'clock pursuant to adjournment.

On Motion of Mr. *Solicitor-General*, seconded by Mr. *Mabey*, The Bill intituled an Act to alter the manuer and mode of recovering Small Debts: received the second reading.

On Motion of Mr. *Solicitor General*, seconded by Mr. *Mabey*, The House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act for Barring Estates Tail,

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron Chairman of the Committee reported, That they had made a progress in the Bill, and that he was

Mr. Speaker left the Chair,
Mr. Cameron took the Chair, of the Committee,

Mr. Speaker resumed the Chair,
Mr. Cameron Chairman of the Committee, Reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

On Motion of Mr. *Cameron*, seconded by Mr. *Coffin*, the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled An Act for better regulating the manner of Distraining for Rent and for amending the practice of granting Replevins,

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph and had agreed thereto; and that the Committee had directed him to move that the House would now be pleased to receive the said report. Ordered accordingly.

On Motion, Ordered, That the Bill receive the third reading, and the Bill was read accordingly.

Resolved, That the Bill do pass and be engrossed.

Adjourned till 4 o'clock this afternoon.

directed by the Committee to move that they may have leave to sit again.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act for the further increase of the Revenue by raising a duty of Impost on all Goods, Wares and Merchandize imported into this Colony, &c.

Mr. Speaker left the Chair,

Mr. Cameron took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.

SATURDAY, November 21, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the Bill intituled an Act to raise a fund to make and keep in repair the Pumps and Wells of Charlotte-Town, and other purposes therein mentioned: received a second reading.

On Motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill intituled an Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares and Merchandize imported into this Colony, &c.

Mr. Speaker left the Chair,

Mr. Cameron took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron, Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Ordered, That Mr. Cambridge, do carry the Bill intituled "An Act to regulate the sale of the Interest of Leaseholders when taken in Execution," to his Majesty's Council, and beg their concurrence to the same.

Adjourned till 10 o'clock on Monday next.

MONDAY, November 23, 1818.

THE House met pursuant to adjournment.—PRAYERS.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

Mr. Speaker,

His Majesty's Council request a conference with the House of Assembly on the subject of the Bill intituled "An Act for regulating Statute Labour, and for appointing Commissioners and Overseers of Highways in this Island, and for suspending for a limited time " An Act made and passed in the 35th year of his Majesty's Reign, intituled an Act to alter and amend the High Road Laws," and have appointed the Honorables *George Wright*, *Colonel Holland*, the *Attorney General*, and *William Pleace*, to manage the same in the Prothonotary's Hall at 12 o'clock this day.

And then the Messenger withdrew.

Ordered, On Motion of of Mr. Cameron, seconded by Mr. Mabey, That a Committee be appointed to meet a Committee of his Majesty's Council to manage a Conference on the Bill intituled "an Act for regulating Statute Labour, and for appointing Commissioners and Overseers of Highways in this Island, &c." and Mr. Cameron, Mr. Campbell, Mr. Cambridge, Mr. Solicitor General, Mr. Alley, Mr. Chappell, Mr. Mabey, and Mr. Kelly, were accordingly appointed for that purpose.

On Motion, The House resolved itself into a Committee of the whole House,

to take into consideration the Bill intituled an Act to limit the duration of the Terms of the Supreme Court of Judicature,

Mr. Speaker left the Chair,

Mr. Mabey took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee, Reported, That they had made a progress in the Bill, and that the Committee had directed him to move that they may have leave to sit again.

Mr. Cameron from the Committee appointed to manage the Conference with the Committee of his Majesty's Council, on the subject of the Road Bill, Reported, That his Majesty's Council desire to know whether the Lower House of Assembly intend to raise a fund for the payment of the Commissioners to be appointed by the said Bill, as mentioned in Clause 15, and the Committee of his Majesty's Council further stated that the other part of the said Clause was altogether inadmissible.

Ordered, That the Report of the Committee be agreed to.

On Motion of Mr. Mabey, seconded by Mr. Nelson, the House resolved itself into a Committee of the whole House, to take the subject of the said Report into consideration,

Mr. Speaker left the Chair,

Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Com-

mittee reported, That they had made a progress, and that he was directed by the Committee to move that they may have leave to sit again on Wednesday next.

On Motion of Mr. Cameron, seconded by Mr. Kelly, Ordered, That a Committee be appointed to examine the Public Accounts: Mr. Cameron, Mr. Campbell, Mr. Alley, Mr. Cambridge, and Mr. Mabey, were appointed for that purpose.

A Message from his Majesty's Council, by Mr. Desbrisay their Clerk,

His Majesty's Council have proposed certain amendments to the Bill intituled "An Act for the regulation of Pilots and Ballast Masters throughout this Island, &c." and request the concurrence of this House thereto: which were delivered in at the Clerk's Table.

And then the Messenger withdrew.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled "An Act to limit the duration of the Terms of the Supreme Court of Judicature,"

Mr. Speaker left the Chair,

Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph, and had made amendments thereto, and the Committee had direct-

ed him to move to know when the House would be pleased to receive the report of the Committee.

Ordered, That it be now received, and the Bill was handed in at the Clerk's Table, and the amendments being put, they were agreed to by the House.

Ordered, That the amendments be engrossed.

The Committee appointed to inspect the Public Accounts, beg leave to report, That they cannot proceed in the investigation of the Accounts, as there are not any Documents before them explaining the services for which Monies were paid, and therefore they would wish to be better informed on that subject.

Ordered, That a Committee be appointed to prepare an Address to his Excellency the Lieut. Governor, praying the information requisite to be laid before the Committee of this House on the Public Accounts: Mr. Solicitor General, Mr. Campbell, and Mr. Cameron, were appointed for that purpose.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

Mr. Speaker,

His Majesty's Council have appointed the Honorables George Wright, and William Pleace, a Committee to meet a Committee of the House of Assembly, to inspect the Public Accounts, to meet to-morrow at twelve o'clock, and adjourn as they please.

And then the Messenger withdrew.

Adjourned till 6 o'clock this Evening.

Monday Evening, 6 o'clock,

The House met pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the amendments proposed by his Majesty's Council to the Bill intituled an Act for appointing Pilots and Ballast Masters, &c.

Mr. Speaker left the Chair,

Mr. Cambridge took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cambridge Chairman of the Committee reported that they had made a progress, and that he had been directed by the Committee to move that they may have leave to sit again.

Adjourned till ten o'clock to-morrow.

TUESDAY, November 24, 1818.

THE House met pursuant to adjournment.—PRAYERS.

Mr. Solicitor General, from the Committee appointed to bring in the draught

of an Address to his Excellency relative to the Public Accounts, Reported, the same to the House, which was agreed to, and is as follows, viz.

"To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

"The Address of the House of Assembly in General Assembly, convened,

"May it please your Excellency,

"THE House of Assembly beg leave to request that your Excellency may be pleased to afford information to this House, explaining the Services for which monies were paid, as charged in the Public Accounts, which your Excellency has been pleased to cause to be laid before this House.

"ANGUS M'CAULAY,
Speaker.

"Assembly Room, Nov. 24, 1818."

Ordered, That Mr. Solicitor General, Mr. Campbell, and Mr. Cameron, do wait upon his Excellency and present the same.

On Motion of Mr. Solicitor General, seconded by Mr. Cambridge, That a Committee of this House be appointed to meet a Committee of his Majesty's Council, to hold a Conference relative to the amendments proposed by his Majesty's Council, in the seventh section of the Bill intituled an Act for the regulation of Pilots and Ballast Masters, throughout this Island. Ordered accordingly.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled "An Act for raising a fund to make and keep in repair the Pumps and Wells of Charlotte-Town, &c."

Mr. Speaker left the Chair,

Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee reported, That they had made a progress in the Bill, and that he

The House met at 4 o'clock pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, &c.

Mr. Speaker, left the Chair,

Mr. Cameron took the Chair, of the Committee,

was directed by the Committee to move that they may have leave to sit again.

On Motion, Ordered, That the Committee appointed to inspect the Public Accounts prior to the appointment of the Committee by his Majesty's Council, do meet the Committee of his Majesty's Council on the Public Accounts this day at 12 o'clock.

Mr. Solicitor General, from the Committee appointed to present an Address to his Excellency the Lient. Governor, praying information to explain the services for which monies were paid as charged in the Public Accounts laid before this House, Reported, That the said Address had been presented; and that his Excellency was pleased to say he would afford to the House such information, and was most desirous the same should be communicated immediately, and thought it had been already before the House.

On Motion, the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, &c.

Mr. Speaker left the Chair;

Mr. Cameron took the Chair; of the Committee;

Mr. Speaker resumed the Chair;

Mr. Cameron, Chairman of the Committee reported, That they had made a progress in the Bill; and that he was directed by the Committee to move that they may have leave to sit again.

By Order, Mr. Chappell, carried to his Majesty's Council, the Bill intituled an Act for better regulating the manner of Distraining for Rent, and for amending the practice of granting Replevins, and prayed their concurrence to the same.

Adjourned till 4 o'clock this afternoon.

Mr. Speaker resumed the Chair, Mr. Cameron Chairman of the Committee reported that they had made a progress in the Bill, and that he had been directed by the Committee to move that they may have leave to sit again.

Adjourned till ten o'clock to-morrow.

WEDNESDAY, November 25, 1818.

THE House met pursuant to adjournment.—PRAYERS.

The Order of the Day being read :

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Report of the Conference with the Committee of his Majesty's Council on the subject of the Bill intituled an Act for the better regulation of Statute Labour, &c.

Mr. Speaker left the Chair,

Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee, Reported, That the Committee had agreed to a Resolution relative to the subject before them and that the Committee had directed him to ask when the House would be pleased to receive their report.

Ordered, That it be now received, and it was accordingly received and is as followeth, viz.

Resolved, That the Question put by the Committee from his Majesty's Council to the Committee of this House, namely "whether this House intends to raise a fund for the payment of the Commissioners to be appointed by the Bill for regulating Statute Labour, &c." which has passed the House this Session, is deemed unconstitutional, while it retards public Business, as the present Revenue Laws of this Colony, enact, "That the Public Monies shall be applied and laid out in making and repairing public Roads, and the further establishing Ferries within this Island, and such other uses, to and for his Majesty's Government, as the Governor, Lt. Governor, or other Commander in Chief for the time being, with the advice of his Majesty's Council, shall from time to time order and direct," and at the same time precedents sanction the claim of the Country to obtain some aid out of the Public Monies in order to give energy and effect to the Statute Labour on the Roads of this Colony,

On Motion, That the Report be agreed to, the House divided,

For the Motion,

Mr. Mabey,	Mr. Nelson,
Mr. Hyde,	Mr. Campbell,
Mr. Worrell,	Mr. Murray,
Mr. Cambridge,	Mr. Alley,
Mr. Kelly,	Mr. Solicitor General
Mr. Chappell,	Mr. Coffin,

Against it.

Mr. Cameron,

So it was resolved in the affirmative,

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

Mr. Speaker,

His Majesty's Council, do agree to the Conference requested by the House of Assembly on the subject of the Bill intituled "An Act for the regulation of "Pilots and Ballast Masters throughout "this Island," and have appointed the Honorables Colonel Holland, and William Pleace, to manage the same in the Prothonotary's Hall, this day at eleven o'clock.

And then the Messenger withdrew.

By Order, Mr. Mabey, carried to his Majesty's Council the Bill intituled "an Act to limit the duration of the Terms of the Supreme Court of Judicature," with the amendments made by this House thereto: and prayed their concurrence to the same.

Ordered, On Motion, That Mr. Cambridge, Mr. Campbell, Mr. Murray, and Mr. Stewart, be a Committee to meet a Committee of his Majesty's Council on the Bill intituled an Act for the regulation of Pilots and Ballast Masters, &c.

And the said Committee withdrew and met the Committee of his Majesty's Council, and having returned Reported, That they had attended the Conference and informed their Committee that this House had agreed to all the amendments except in clause seven, which appeared to this House to embrace the amendments proposed by his Majesty's Council, and their Committeesaid they would report accordingly.

On Motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill intituled an Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares and Merchandize imported into this Colony, &c.

Mr. Speaker left the Chair,

Mr. Cameron took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again

A Message from his Majesty's Council, by Mr. Desbrisay their Clerk,

Mr. Speaker,

His Majesty's Council have passed the Bill intituled an Act for the regulation of Pilots and Ballast Masters throughout this Island, with the amendments as agreed to by this House.

And then the Messenger withdrew.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act for the further increase of the Revenue by raising a duty of Impost on all Goods, Wares and Merchandize imported into this Colony, &c.

Mr. Speaker left the Chair;

Mr. Cameron took the Chair; of the Committee,

The House met at 5 o'clock pursuant to adjournment.

On Motion, the House resolved itself into a Committee of whole House, to take into consideration the Bill intituled An Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, &c.

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair, Mr. Cameron Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

Mr. Speaker,

His Majesty's Council have passed a Bill intituled "an Act to limit the duration of the Terms of the Supreme Court of Judicature, and for other purposes therein mentioned," with the amendments proposed by the Lower House of Assembly.

And then the Messenger withdrew.

Adjourned till 5 o'clock this afternoon.

Mr. Speaker resumed the Chair, Mr. Cameron Chairman of the Committee reported; That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned, till 10 o'clock to-morrow.

THURSDAY, November 26, 1818.

1818 Year

B. J. W. C. E.

THE House met pursuant to adjournment.—PRAYERS.

Ordered, On Motion of Mr. Cameron, seconded by Mr. Mabey, That an Address be presented to his Excellency the Lt. Governor praying that he would be pleased to direct the Collectors of Impost to furnish this House forthwith with a copy of all their Accounts, since the last Session of the General Assembly: Mr. Cameron, Mr. Worrell, and Mr. Solicitor General, were appointed for that purpose.

Mr. Cambridge from the Committee appointed to draw up the heads of a Bill for the regulation of Seamen and Fishermen in this Island, presented a Bill to the House intituled an Act for the regulation of Seamen: and he read the same in his place, and then delivered it in at the Clerk's Table, and the Bill received the first reading.

Mr. Cameron from the Committee appointed to draw up an Address to his Excellency the Lt. Governor, presented the same to the House, which being

read, was agreed to, and is as followeth, viz.

"To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto, belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

"The Address of the Lower House of Assembly, in General Assembly, convened,

"May it please your Excellency,

"WE the Members of the House of Assembly, in General Assembly convened, beg leave to request that your Excellency would be pleased to order the Collectors of Impost to lay before this House their respective Accounts since the last Session of the General Assembly.

"ANGUS MAULAY,

Speaker.

Assembly Room, Nov. 26th, 1818.

Ordered, That Mr. Cameron, and Mr. Worrell, do wait upon his Excellency and present the said Address.

Mr. *Mabey*, moved the Order of the Day, to take into consideration the several Petitions before this House, which was seconded by Mr. *Murray*, and the House resolved itself into a Committee of the whole House to consider the same,

Mr. Speaker left the Chair,

Mr. *Mabey* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Mabey* Chairman of the Committee reported, That the Committee of the whole House have taken the Petition of *Donald Nicholson*, into consideration, and that having found the subject matter thereof to be true, it is their opinion that an Address should be presented to his Excellency the Lieutenant Governor, accompanied by the said Petition, praying that he will take such means for the relief of Petitioner, as to him may appear meet.

The Committee had also under their consideration the Petition of *Thomas Sims*, Tavern Keeper, and are of opinion that the subject of that Petition contains matter deserving the consideration of the House.

The Committee have also taken into their consideration the Petition of *Josiah Ash*, and are concerned to find they can afford no present relief to the Petitioner.

Ordered, That the Report of the Committee be agreed to.

On Motion of Mr. *Cambridge*, seconded by Mr. *Cameron*, Ordered, That a Committee be appointed to draw up an Address to his Excellency on the subject of *Donald Nicholson's* Petition before this House; Mr. *Cambridge*, Mr. *Cameron*, and Mr. *Hyde*, were accordingly appointed for that purpose.

Mr. *Cameron* from the Committee appointed to wait upon his Excellency with the Address relative to the desire of this House to obtain the Collectors of Imposts Accounts, Reported, That his Excellency in reply said, he was very desirous the House should have the Documents they required and would direct the same to be laid before them as soon as possible.

The Collector of Impost for Richmond Bay District having forwarded his Accounts to the House, were received this day, and delivered in at the Clerk's Table, for the information of the House.

In compliance with the request expressed through the Address of the House to his Excellency, Mr. *Goff* the Deputy Clerk of Council, attended and furnished the Warrant Book, which was delivered into the hands of the Committee appointed to examine the Public Accounts.

Adjourned till 10 o'clock to-morrow.

FRIDAY, November 27, 1818.

THE House met pursuant to adjournment.—PRAYERS.

Mr. *Mabey*, from the Committee appointed to draw up the heads of a Bill intituled an Act in addition to and amendment of an Act passed in the Twentieth year of his present Majesty's Reign, intituled an Act for the establishing and regulating a Militia," reported the same to the House, and

On Motion the said Bill received the first reading.

Mr. *Solicitor General*, moved to have leave to bring in the heads of a Bill intituled an Act to enable the Justices to the Supreme Court of Judicature of issue Commissions for examining Witnesses out of this Island: and leave being granted, the Bill received the first reading.

On Motion of Mr. *Cameron*, seconded

by Mr. *Mabey*, the Bill intituled "An Act for the regulation of Seamen: received a second reading.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled An Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandise, &c.

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph and had agreed to the same, with amendments in the Title and otherwise, and

On Motion, that the Report be agreed to, the House divided,

For the Motion,

Mr. Camerou, Mr. Solicitor General
Mr. Murray, Mr. Hyde,
Mr. Worrell, Mr. Nelson,
Mr. Stewart, Mr. Alley,
Mr. Mabey, Mr. Campbell,

Against it.

Mr. Coffin, Mr. Kelly,
Mr. Cambridge, Mr. Chappell,
Mr. Townsend, Mr. M'Laren,

So it was resolved in the affirmative.

On Motion of Mr. Coffin, seconded by Mr. Kelly, that the Bill be re-committed, The House divided,

For the Motion.

Mr. Alley, Mr. Campbell,
Mr. Cambridge, Mr. Townsend,
Mr. Kelly, Mr. M'Laren,
Mr. Coffin, Mr. Chappell,

Against it.

Mr. Hyde, Mr. Mabey,
Mr. Murray, Mr. Worrell,
Mr. Nelson, Mr. Stewart,
Mr. Cameron, Mr. Solicitor General

The Votes being equally divided the Speaker voted for the Motion.

So it was resolved in the affirmative, and made the Order of the Day for to-morrow.

Adjourned till 6 o'clock this Evening.

Friday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act for the better regulation of Seamen,

Mr. Speaker left the Chair,

Mr. Cambridge took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cambridge Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph, and had agreed thereto, and that he had been directed by the Committee to ask when the Report would be received,

Ordered, That it be now received.

Mr. Cambridge, then moved, the amendments, which being put, were agreed to, and the Title thereof now stands, a Bill intituled "an Act for the better regulation of Merchant Seamen, and to repeal part of an Act passed in the 50th year of his present Majesty's Reign, intituled an Act to prevent the harbouring of Deserters from his Majesty's Navy or Army, and for giving a Reward for apprehending Deserters, and to prevent harbouring Deserters from Ships in the Merchant Service,"

On Motion, Ordered, That the Report of the Committee be agreed to, and that the Bill receive the third reading.

Resolved, That the Bill as amended do pass and be engrossed.

Adjourned till 10 o'clock to-morrow.

SATURDAY, November 28, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion, The House resolved itself into a Committee of the whole House, upon the Order of the Day to re-commit the Bill intituled an Act for raising a fund to build Goals and Court Houses, and for appointing Commissioners to carry the same into effect,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General Chairman of the Committee, Reported, That the Bill had been re-committed, and that he had been directed by the Committee to move that the Bill has been agreed to, without any amendment, and on Motion

that the Report be received and agreed to, the House divided,

For the Motion,

Mr. Hyde, Mr. Stewart,
Mr. Solicitor General Mr. Worrell,
Mr. Murray, Mr. Nelson,
Mr. M'Laren, Mr. Cameron,
Mr. Alley, Mr. Mabey,

Against it.

Mr. Coffin, Mr. Townsend,
Mr. Kelly, Mr. Cambridge,
Mr. Chappell,

So it was resolved in the affirmative,

Resolved, That the Bill receive the third reading.

On Motion of Mr. Solicitor General, seconded by Mr. Alley, That the Bill do pass, the House divided,

For the Motion.

Mr. Solicitor General Mr. Mabey,
Mr. Campbell, Mr. Nelson,
Mr. Stewart, Mr. Murray,
Mr. McLaren, Mr. Worrell,
Mr. Hyde, Mr. Alley,

Against it.

Mr. Kelly, Mr. Cambridge,
Mr. Coffin, Mr. Chappell,
Mr. Townsend, Mr. Cameron,

So it was resolved in the affirmative.

Ordered, That the Bill be engrossed.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

"Mr. Speaker,

"His Majesty's Council, have agreed to the Bill intituled an Act to regulate the sale of the Interest of Leaseholders, when taken in Execution, with certain amendments," which he read, and the same were delivered in at the Clerk's Table.

And then the Messenger withdrew.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the amendments proposed by his Majesty's Council to the Bill intituled an Act to regulate the sale of the Interest of Leaseholders, when taken in Execution,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General Chairman of the Committee, Reported, That they had agreed to all the amendments proposed except the last.

Ordered, That the Report of the Committee be agreed to.

A Message from his Majesty's Council, by Mr. Desbrisay their Clerk,

"Mr. Speaker,

"His Majesty's Council have agreed to a Bill intituled an Act for better regulating the manner of Distraining for Rent, and for amending the practice of granting Replevins, with certain amendments," which he read at the Bar of the House, and delivered in at the Clerk's Table.

And then the Messenger withdrew.

Mr. Cambridge from the Committee appointed to draw up an Address to his Excellency the Lt. Governor, relative to the Petition of Donald Nicholson, reported the same to the House, which was read, agreed to, and is as followeth viz.

"To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

"The Address of the Lower House of Assembly, in General Assembly, convened,

"May it please your Excellency,

"WE the Members of the House of Assembly, in General Assembly convened, having had under our consideration the Petition of Donald Nicholson, sen. of Orwell Bay, (a Copy whereof is hereunto annexed,) and having found the subject matter thereof to be true, beg leave to request that your Excellency may be pleased to take the same into your consideration, and grant such relief to the Petitioner, as to you in your wisdom may seem most meet.

"ANGUS M'AULAY,

Speaker.

Assembly Room, Nov. 28th, 1818.

Ordered, That the Committee appointed to draw up the Address do present the same to his Excellency the Lt. Governor.

On Motion, the House resolved itself into a Committee of the whole House to take into consideration the amendments proposed by his Majesty's Council to the Bill intituled an Act for better regulating the manner of Distraining for Rent, and for amending the practice of granting Replevins,

Mr. Speaker left the Chair,

Mr. Worrell took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee reported, That they had made a progress and that he was directed by the Committee to move that they may have leave to sit again.

Mr. Cambridge, from the Committee appointed to wait upon his Excellency the Lient. Governor, with the Address of the House, relative to the Petition of Donald Nicholson, Reported, That they attended accordingly, and that his Excellency was pleased to say, he would take the same into his serious consideration.

Adjourned till 10 o'clock on Monday next.

MONDAY, November 30, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled "An Act to raise a fund to make and keep in repair the Pumps and Wells of Charlotte-Town, &c."

Mr. Speaker left the Chair,
Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,
Mr. Mabey Chairman of the

Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Mr. Cameron, moved for leave to bring in the heads of a Bill intituled an Act to establish a rotation Court in Charlotte-Town; which he read in his place, and it was delivered in at the Clerk's Table, and

On Motion the Bill received the first reading.

Adjourned till ten o'clock to-morrow.

TUESDAY, December 1, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act to raise a fund to make and keep in repair the Pumps and Wells of Charlotte-Town,

Mr. Speaker left the Chair,
Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,
Mr. Mabey Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph and had agreed to the same, with amendments, and that the Committee had directed him to ask when the Report would be received,

Ordered that it be now received.

Mr. Mabey, moved the amendments which were agreed to, and the Title thereof now stands as follows, viz.

A Bill intituled an Act for raising a Fund to make and keep in repair the Pumps and Wells of Charlotte-Town, and for erecting an Engine House in said Town.

On Motion, that the Bill do pass and be engrossed, the House divided,

The House met at 4 o'clock pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the amendments proposed by his Majesty's Council to the Bill intituled an Act for regulating the manner of Distraining for Rent

For the Motion,

Mr. Mabey, Mr. Nelson,
Mr. Coffin, Mr. Chappell,
Mr. Solicitor General Mr. Cambridge,
Mr. Worrell, Mr. Murray,

Against it.

Mr. Cameron, Mr. M'Laren,
Mr. Hyde, Mr. Stewart,

So it was resolved in the affirmative.

On Motion of Mr. Solicitor General, seconded by Mr. Cambridge, Resolved, That the Bill intituled an Act to alter the manner and mode of recovering Small Debts, receive the third reading this day Six Months.

Mr. Solicitor General moved for leave to bring in the heads of a Bill intituled an Act to amend an Act made and passed in the Thirteenth Year of his present Majesty's Reign, intituled an Act for the more easy and speedy recovery of Small Debts, &c. leave being granted, he read the same in his place, and then delivered it in at the Clerk's Table.

On Motion, the Bill received the first reading.

The Treasurer transmitted to the House the Accounts of the different Collectors of Imposts, since the last Session of the Assembly: which were ordered to lie upon the Table.

Adjourned till 4 o'clock this afternoon.

and to amend the practice of granting Replevins,

Mr. Speaker left the Chair,
Mr. Worrell took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Worrell Chairman of the Committee reported, That they had gone through the amendments and that the first second and third were not agreed to, but the fourth was agreed to.

Ordered, That the Report of the Committee be agreed to, and that the amendments be engrossed.

On Motion the Bill to amend the Militia Law received the second reading.

Mr. *Worrell* moved for leave to bring in a Bill intituled an Act for regulating Juries, and declaring the qualifications of Jurors; and leave being granted, the said Bill received the first reading.

Adjourned till 10 o'clock to-morrow.



WEDNESDAY, December 2, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled An Act to establish the standard weight of Gram,

Mr. Speaker, left the Chair,

Mr. Mabey took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee Reported, That the Committee had gone through the same paragraph by paragraph and had agreed thereto, and that the Committee had directed him to ask when the House would receive the Report of the Committee.

Ordered, That it be now received.

Mr. *Mabey*, accordingly moved the amendments which were agreed to.

Ordered, That the Bill receive the third reading.

On Motion that the Bill do pass and be engrossed, the House divided,

For the Motion,

Mr. Cambridge,	Mr. Chappell,
Mr. Cameron,	Mr. Stewart,
Mr. Alley,	Mr. Kelly,
Mr. Worrell,	Mr. McLaren,
Mr. Hyde,	Mr. Murray,

Against it.

Mr. Coffin,

So it was resolved in the affirmative.

On Motion the Bill intituled an Act for regulating Juries, and declaring the qualifications of Jurors; received the second reading.

On Motion the Bill intituled an Act to enable the Justices of the Supreme

Court of Judicature to issue Commissions for examining Witnesses out of this Island: received the second reading.

Ordered, That Mr. *Campbell*, do carry to his Majesty's Council the Bill intituled an Act to raise a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect; also

A Bill intituled an Act for the better regulation of Merchant Seamen, and to repeal part of an Act passed in the Fiftieth year of his present Majesty's Reign, intituled an Act to prevent the harbouring Deserters from his Majesty's Navy or Army, and for giving a Reward for apprehending Deserters from Ships in the Merchant Service; and prayed their concurrence to the same.

On Motion the Bill intituled an Act to amend and render more effectual an Act made and passed in the Thirteenth year of his present Majesty's Reign, intituled an Act for the more easy and speedy recovery of Small Debts, &c. received the second reading.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

Mr. Speaker,

His Majesty's Council have passed a Bill intituled "an Act for regulating Statute Labour, and for suspending for a limited time an Act made and passed in the Thirty-Fifth year of his present Majesty's Reign, intituled an Act to alter and amend the High Road Laws," to which they request the concurrence of this House.

And then the Messenger withdrew.

Adjourned till 6 o'clock this Evening.

Wednesday Evening, 6 o'clock,

The House met pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act to enable the Justices of

the Supreme Court of Judicature to issue Commissions for examining Witnesses out of the Island,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,
Mr. Solicitor General Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph and had agreed to the same, and that the Committee had directed him to ask when the House would be pleased to receive their Report.

Ordered that it be now received.

Mr. *Solicitor General*, moved that the Report be agreed to by the House: Ordered accordingly.

Ordered, That the Bill be read a third time.

Resolved, That the Bill do pass and be engrossed.

Mr. *Cameron*, Chairman of the Committee to examine the Public Accounts,

Reported, That they had minutely inspected the same, and read the Report in his place.

On Motion the House resolved itself into a Committee of the whole House to take the Report of the sub-Committee into consideration,

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee Reported, That they had made a progress, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned till ten o'clock to-morrow.

THURSDAY, December 3, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion, the House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled an Act for regulating Juries, and declaring the qualifications of Jurors,

Mr. Speaker left the Chair.

Mr. *Worrell* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Worrell* Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

On Motion, the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act to amend an Act made and passed in the forty-first year of his present Majesty's Reign, intituled an Act for the better regulation of Elections; &c.

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph, and had agreed to the same, and that the Committee had directed him ask when the House would receive their Report.

Ordered, That it be now received,

Mr. *Cameron*, accordingly moved the amendments which were agreed to, and the Title thereof stands as follows, viz. A Bill intituled an Act to amend and repeal certain parts of an Act intituled an Act to repeal an Act made and passed in the forty-first year of his present Majesty's Reign, intituled an Act for the better regulation of Elections, and to regulate Elections of Members to serve in General Assembly in future.

Ordered, That the Bill receive the third reading.

Resolved, That the Bill do pass and be engrossed.

Adjourned till 6 o'clock this Evening.

Thursday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act for regulating Juries, and declaring the qualifications of Jurors,

Mr. Speaker left the Chair,

Mr. *Worrell* took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Worrell* Chairman of the Committee reported, That they had gone through the Bill paragraph by paragraph, and had made amendments in the same, and that he had been directed by the Committee to ask when the House would be pleased to receive the Report,

Ordered, That it be now received.

Mr. *Worrell* then moved the amendments, which were agreed to, and the Title thereof now stands as followeth, viz. a Bill intituled "an Act for regulating Juries and further declaring the qualifications of Jurors,"

Ordered, That the Bill receive the third reading.

On Motion that the Bill do pass, the House divided,

For the Motion,

Mr. McLaren,	Mr. Kelly,
Mr. Coffin,	Mr. Campbell,
Mr. Alley,	Mr. Solicitor General
Mr. Nelson,	Mr. Murray,
Mr. Hyde,	Mr. Worrell,
Mr. Cambridge,	Mr. Cameron,

Against it.

Mr. Townsend, Mr. Mabey,

So it was resolved in the affirmative.

Ordered, That the Bill be engrossed.

Mr. *Cameron*, from the Committee appointed to draw up the heads of a Bill for regulating Parish Business, and

for appointing Overseers of the Poor in the respective Parishes throughout the Island, reported the same to the House,

On Motion the Bill received the first reading.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act to amend an Act made and passed in the Fourteenth year of his present Majesty's Reign, intituled an Act for establishing and regulating a Militia,

Mr. Speaker left the Chair,

Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.

FRIDAY, December 4, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion, the House resolved itself into a Committee of whole House, to resume the consideration of the state of the Colony, &c.

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron Chairman of the Committee reported, That they had made a progress, and that he was directed by the Committee to move that they may have leave to sit again.

On Motion, Ordered, That Mr. *Townsend*, do carry to his Majesty's Council, a Bill intituled "An Act to raise a fund to make and keep in repair the Pumps and Wells of Charlotte-Town, &c." also

A Bill intituled "An Act for establishing the standard weight for Grain," and requested their concurrence to the same.

On Motion of Mr. *Cambridge*, seconded by Mr. *Campbell*, That a Committee be appointed to draw up an Address to his Excellency, praying that he will furnish this House with the nomination of the Sheriff's since the time of the arrival of Chief Justice Tremlett; Ordered accordingly: Mr. *Cambridge*, Mr. *Solicitor General*, and Mr. *Campbell*,

were accordingly appointed for that purpose.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act in addition to, and amendment of an Act passed in the Fourteenth year of his present Majesty's Reign, intituled an Act for the establishing and regulating a Militia;

Mr. Speaker, left the Chair,

Mr. Mabey took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee Reported, That they had gone through the Bill paragraph by paragraph and had agreed thereto, with amendments, and that the Committee had directed him to ask when the House would be pleased to receive the Report,

Ordered, That it be now received.

Mr. *Mabey*, moved the amendments, which were put and agreed to.

Ordered, That the Bill receive the third reading.

Resolved, That the Bill do pass and be engrossed,

Mr. *Cambridge* from the Committee appointed to draw up an Address to his Excellency the Lt. Governor, Reported, the same to the House, which was read and agreed to, and is as followeth, viz.

"To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

"The Address of the Lower House of Assembly, in General Assembly, convened,

"May it please your Excellency,

"THE House of Assembly, beg leave to request that your Excellency, will be pleased to afford information to this House of the names of all Persons which have been returned by the Honorable Thomas Tremlett, Chief Justice of this Island, as fit and proper Persons to be appointed Sheriffs of this Island, from the period of his arrival to the present time, specifying separately the names contained in each of such Lists received from the said Chief Justice, with the date of each List.

"ANGUS M'CAULAY,
Speaker.

"Assembly Room, Dec. 4th, 1818."

Ordered, That the Committee appointed to draw up the Address, do present the same to his Excellency the Lt. Governor.

On Motion, the House resolved itself into a Committee of the whole House to resume the consideration of the Public Accounts,

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron, Chairman of the Committee, Reported, That they had taken into consideration the Report of the Committee appointed to inspect the Public Accounts, and That they have minutely investigated the same, and that it appears that on the 10th July 1817, a Balance of £1110 14 5½ remained in the Treasurer's hands, and from that period to the 6th of November 1818, a sum of £3065 3 1½ has been received by the Treasurer.

That during the above period the sum of £2869 16 3½ has been paid by the Treasurer including his Commission.

That the Committee have classed the principal Items of the before mentioned Expenditures under their proper Heads, as will more fully appear by the statement hereunto annexed.

Disbursements from the 5th August 1817, to the 6th November 1818.

Expences of the Legislative Council and Assembly,	£152	13	4
Militia Services,	172	7	7
Inspectors and Chief Overseers of Roads,	98	18	4½
Sheriff and Gaol Expences,	159	8	9
Contingencies,	490	2	11
Coroner, Clerk of the Crown and Deputy Clerk of the Council,	304	10	5
Foreign Mails,	189	10	0
Wharf,	77	19	1
Market House, and Market Clerk,	40	8	4
Printing Laws and other Printing,	260	11	0
Public Buildings,	77	12	10
Roads, Bridges, and Implementations for the same,	237	12	0
Inland Mails,	54	10	0
Drawbacks,	7	10	0
Sums advanced without Warrants,	316	3	11
Treasurer's Commissions per his Account	229	17	9
Total	£2869	16	3½

Which left a Balance in the hands of the Treasurer on the 6th of November, 1818, of £1306 1 7½.

The Committee had also under their consideration the Accounts of the Collector of Impost of Charlotte-Town up to the 1st August last, and the Accounts of the Collector of Richmond Bay up to 1st of October last, and also the Accounts of the Collector at Rustico up to 6th August, all of which appear to correspond with the credits in the Treasurer's Account.

That the Committee consider it their duty to make some remarks as resulting from their investigation of the Public Accounts.

There appears to be a sum of £172 7 7 expended under the head of Militia Services, for Adjutant General, Adjutants, and Clerks, and although your Committee are by no means inclined to make unnecessary remarks on Expenditures in this Department, yet in time of Peace, your Committee are of opinion that the largest portion of that sum might have been employed to more public advantage on the impassable Roads and Bridges of the Colony.

There appears a sum of £98 18 4 under the head of Chief Overseer, and Deputy Chief Overseers of Roads, to have been expended in that Department;

and your Committee regret that only the sum of £237 12 0 has been laid out on the Roads, Bridges, and Implements, for the same, when our present Revenue was primarily intended to have been chiefly laid out thereon.

Under the heads of Contingent Expences there appears the sum of £54 14 5 to the Honorable William Johnstone, and the further sum of £70 0 to the Honorable Robert Gray, to have been expended in the causes of Hill versus Palmer, and the Attorney General versus Palmer.

Your Committee cannot consistent with their duty refrain from observing that they conceive these charges of a most extraordinary nature, and a misapplication of the public money.

Under the head of Foreign Mails your Committee are happy to observe that the Receipts in that Department are nearly adequate to the Expences attending the same; and your Committee have great satisfaction in observing that the Inland Mails have been discontinued, as the advantage arising therefrom was trifling in comparison with the Expences thereby incurred.

Your Committee observe the sum of £77 19 1 has been laid out on the Wharf, in Charlotte-Town, within the above period, and conceive that this sum together with the extravagant Wharfage paid by the Public ought to have made more repairs and better improvements.

The sum of £40 8 4 appears to have been laid out on the Market House, and paid to the Clerk; your Committee

conceive that it is a great public convenience and hope that under proper Regulations, it may be so managed as to defray the expences attending its establishment in future.

And your Committee are astonished to find that the sum of £316 3 11 has been issued from the Treasury, for which no Warrants appear, and which issue your Committee are decidedly of opinion is in direct violation of an Act of the General Assembly of this Island, passed in the 25th year of his present Majesty's Reign, intituled an Act to amend, render more effectual, and to reduce into one Act the several Laws made by the General Assembly, relative to the Duties of Impost upon all Wines, Rum, Brandy, and other Distilled Spirituous Liquors; and for allowing a Drawback upon all Wines, Rum, Brandy, and other Distilled Spirituous Liquors exported from this Island.

And your Committee lastly beg leave to remark that the monies raised by operation of the above recited Act have been the subject of much discontent and want of harmony in this Colony; and an alteration in that Act giving this House its share in the appropriation of that money, would in the opinion of the Committee conduce in a great degree to the prosperity of the Island, and most certainly would produce in the House a spirit of liberality to meet the future exigencies of the Government.

On Motion, Ordered, That the Report of the Committee be agreed to.

Adjourned till 6 o'clock this Evening.

Friday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act for Barring Estates Tail,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General Chairman of the Committee, Reported, That they had gone through the Bill paragraph by

paragraph and had agreed to the same, and that the Committee had directed him to ask when the House would be pleased to receive their Report,

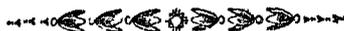
Ordered, That it be now received.

Mr. Solicitor General moved the amendments which were agreed to by the House.

Ordered, That the Bill receive the third reading.

Resolved, That the Bill do pass and be engrossed.

Adjourned till 10 o'clock to-morrow.



SATURDAY, December 5, 1818.

THE House met pursuant to adjournment.—PRAYERS.

Mr. Cameron, moved for leave to bring in the Petition of Thomas Sims, com-

plaining of the conduct of the High Sheriff in refusing to take his Vote and that of others of the Electors of Queen's County at the late Election, held in the Court House in Charlotte-Town, and

prayed that the House would be pleased to take the same into consideration, and leave being granted.

Ordered, That the Petition be read, and do lie on the Table.

Ordered, That Mr. *Cameron*, do carry to His Majesty's Council the Bill intituled an Act for Barring Estates Tail, with the amendment proposed by this House, and request their concurrence to the same.

A Message from his Majesty's Council by Mr. *Desbrisay*, their Clerk,

"Mr. Speaker,

"His Majesty's Council, have passed a Bill intituled an Act for the better regulation of Merchant Seamen, and to repeal part of an Act passed in the Fiftieth year of his present Majesty's Reign, intituled an Act to prevent the harbouring Deserters from his Majesty's Navy or Army, and for giving a Reward for apprehending Deserters from Ships in the Merchant Service;" without any amendment.

And then the Messenger withdrew.

Mr. *Cambridge* from the Committee appointed to wait upon his Excellency the Lt. Governor, with the Address of this House, relative to the Returns of the nominations of Sheriffs since the arrival of Chief Justice Tremlett, Reported, That his Excellency was pleased to say he would give the information requested as soon as possible.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act to prevent Acts of the General Assembly from taking effect from a time prior to the passing thereof,

Mr. Speaker left the Chair,

Mr. *Nelson*, took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Nelson*, Chairman of the Committee reported, That they had

gone through the Bill paragraph by paragraph, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be agreed to.

On Motion, the Bill received the third reading and passed.

Ordered, That Mr. *Cameron*, do carry the Bill back to his Majesty's Council, and inform them that this House have agreed to the same.

On Motion of Mr. *Cameron*, seconded by Mr. *Nelson*, Ordered, That the Bill intituled an Act to amend and render more effectual an Act made and passed in the Thirteenth year of his present Majesty's Reign, intituled an Act for the more easy and speedy recovery of Small Debts, &c. receive the third reading this day Six Months.

On Motion of Mr. *Solicitor General*, seconded by Mr. *Mabey*, Ordered, That the Bill intituled an Act to establish a rotation Court in Charlotte-Town, receive the third reading this day Six Months.

Mr. *Stewart*, moved for leave to bring in a Bill intituled an Act to alter the manner of recovering Small Debts, which being granted the same received first reading.

On Motion, Ordered, That the Petition of *Thomas Sims*, be referred to the Committee of Privileges.

On Motion, The House resolved itself into a Committee of the whole House, as a Committee of Privileges,

Mr. Speaker left the Chair,

Mr. *Solicitor General* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Solicitor General* Chairman of the Committee reported, That they had made a progress, and that the Committee had directed him to move that they may have leave to sit again.

Adjourned till 10 o'clock on Monday next.

MONDAY, December 7, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. *Campbell*, seconded by Mr. *Murray*, the House resolved itself into a Committee of the whole House to resume the consideration of the State of the Colony,

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee Reported, That they had made a progress, and that he was directed by the Committee to move that they may have leave to sit again.

By Order, Mr. *Chappell*, carried to his Majesty's Council a Bill intituled "An Act for regulating Juries, and further declaring the qualifications of Jurors,"

also,

A Bill intituled "an Act to amend and repeal certain parts of an Act intituled an Act to repeal an Act made and passed in the forty first year of his present Majesty's Reign, intituled an Act for the better regulation of Elections, and to regulate Elections of Members to serve in General Assembly in future." also,

A Bill intituled "An Act to enable the Justices of the Supreme Court of Judicature to issue Commissions for examining Witnesses out of this Island," which have passed this House, and requested their concurrence to the same.

A Message from his Majesty's Coun-

cil, by Mr. Desbrisay their Clerk,
"Mr. Speaker,

"His Majesty's Council have passed a Bill intituled "an Act for Barring Estates Tail," with the amendment as proposed by this House thereto."

And then the Messenger withdrew.

In compliance with the Address of this House to his Excellency, requesting that he would be pleased to furnish the Lists of the nominations of Sheriffs for this Island, Mr. Carmichael, Private Secretary, delivered the same to the Speaker, which was read and ordered to lie on the Table.

Adjourned till 6 o'clock this Evening.

Monday Evening, 6 o'clock,

The House met pursuant to adjournment.

On Motion, the House resolved itself into a Committee of the whole House, as a Committee of Privileges,

Mr. Speaker left the Chair,

Mr. Solicitor General, took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General Chairman of the Committee, Reported, That they had agreed to a Resolution which is as follows, viz.

Resolved, That the Committee having had before them evidence respecting the misconduct of *James Jackson, Esq.* High Sheriff of this Island, when acting as Returning Officer at the last Election, do for the present refer the evidence so taken to the Committee of the whole House on the State of the Colony.

On Motion that the Report of the Committee be agreed to, the House divided,

For the Motion.

Mr. Hyde,

Mr. Chappell,

Mr. Coffin,

Mr. Kelly,

Mr. Mabey,

Mr. Alley,

Mr. Campbell,

Mr. Cameron,

Mr. Nelson,

Mr. Townsend,

Mr. Murray,

Mr. Solicitor General

Mr. M'Laren,

Against it.

Mr. Worrell,

Mr. Stewart,

So it was resolved in the affirmative.

On Motion, Ordered, That the Bill intituled an Act for regulating Parish Business, and for appointing Overseers in the respective Parishes throughout this Island, receive a second reading.

Adjourned till ten o'clock to-morrow.



TUESDAY, December 8, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act to alter the manner of recovering Small Debts, &c.

Mr. Speaker left the Chair,

Mr. Stewart took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Stewart Chairman of the Committee reported, That they had made a progress in the Bill, and that he was directed by the Committee to move that they may have leave to sit again.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

"Mr. Speaker,

"His Majesty's Council have agreed to a Bill intituled "an Act for regulating Juries, and further declaring the qualifications of Jurors," with amendments, which heread and delivered in at the Clerk's Table, also

A Bill intituled "an Act to amend and repeal certain parts of an Act intituled an Act to repeal an Act made and passed in the forty-first year of his present Majesty's Reign, intituled an Act for the better regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future,"

with amendments, which he read, and delivered in at the Clerk's Table.

And then the Messenger withdrew.

Ordered, That the Bill with the amendments do lie on the Table.

On Motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the state of the Colony, &c.

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron Chairman of the Committee reported, That they had agreed to several Resolutions, and that the Committee had directed him to ask when the House would be pleased to receive their Report,

Ordered, That it be now received.

Mr. Cameron, Reported the Resolutions to the House which were read and are as followeth, viz.

I. Resolved, That the unnecessary extension of the sitting of his Majesty's Supreme Court of Judicature of this Island, during the time Chief Justice *Tremlett*, has presided in that Court, has been a severe grievance to his Majesty's Subjects in this Colony.

II. Resolved, That Trinity Term, 1814, continued for 52 days, and only 12 Jury causes, were tried in that Term; that Hilary Term, 1815, continued 39 days, and 15 Jury causes were tried in that Term; that Michaelmas Term, 1815, continued 17 days, and only 1 Jury cause was tried in that Term; that Hilary Term, 1816, continued 44 days, and only 11 Jury causes were tried in that Term; that Trinity Term, 1816, continued 21 days, and only 4 Jury causes were tried in that Term; that Michaelmas Term, continued 18 days, and only 2 Jury causes were tried in that Term; that Hilary Term, 1817, continued 33 days, and 13 Jury causes were tried in that Term; that Trinity Term, 1818, continued 21 days, and 9 Jury causes were tried in that Term.

III. Resolved, That the duration of the Terms of the said Court in the times of the last and former Chief Justices, seldom exceeded eight days, and that they were often less than six days.

IV. Resolved, That the protracted Sessions of the said Court have increased the expences attending Law Suits, and induced the regular Jurors to desert the Court in the midst of the Business, rather than submit to the intolerable and ruinous attendance required of them, whereby Talesmen of any

description have been too frequently resorted to, and injustice to the parties has been the consequence, which has created great discontent throughout this Colony; and no small degree of contempt for the Court.

V. Resolved, That in consequence of Trinity Term, 1814, continuing through the whole month of July (in which month the Statue Labour is to be performed) many Jurors and Constables were fined for not performing their Labour, while they were obliged to give their attendance in the Supreme Court; and in that Term the said Chief Justice kept the Court open and stayed proceedings, from the 26th July, until the 11th August, to accomodate two of the Baristers, who asked of him, and obtained leave, to quit the Court alternately.

VI. Resolved, That in Hilary Term, 1818, the said Chief Justice did on the 18th day of that Term, after all Causes set down for trial had been heard on a request made by the Attorney General, in behalf of the Acting Receiver General of His Majesty's Quit Rent, agreed to keep the said Court open for the space of 41 days longer, and did so keep it open for that period in order to enable the said Acting Receiver General to accomplish certain proceedings in that Court, under the Act of this Island for recovery of Quit Rent, against various lands in this Island; which proceedings were in consequence effected in that Term, whilst the Legislature never contemplated the same as possible to be done within a shorter period than two Terms.

VII. Resolved, That by reason of the said last mentioned Term being so extended, the said Acting Receiver General in the next term, being Trinity, obtained Judgments against many valuable Tracts of Land for alledged arrears of Quit Rent on the old Scale, and while a new Scale was generally expected—That under these Judgments so improperly and rapidly obtained, many extensive and valuable Estates would in all probability have been sacrificed, and several of them before the non-resident owners could be apprised of the Proceedings taken, and that impending ruin of these Estates by bringing them prematurely to sale, was only prevented by the most gracious Act of His Royal Highness the Prince Regent, in lowering the Rate of Quit Rent, and ordering the Proceedings for the old Rate to cease.

VIII. Resolved, That the Costs incurred for obtaining Judgment in respect of seven Shillings sterling for one Year's

arrears of Quit Rent, against various Town Lots in Charlotte-Town, amounting previous to the sale to the Sum of £7 12s. sterling each, reflects in the strongest manner on the Court which allowed the same.

IX. That the conduct of the said Chief Justice in the aforementioned Proceedings, in respect of Quit Rents, was oppressive, illegal, and a violent infringement upon the rights of property in this Island.

X. Resolved, That the Judgments of the said Chief Justice Treinlett, in the said Supreme Court have been tardy, fluctuating, and indistinct, and his appointment to that high Office, has been and is a misfortune to this Colony.

XI. That the said Chief Justice has brought contempt on his high judicial situation in this Colony, by often sitting alone publicly to do the duty of an inferior Magistrate or Justice of the Peace, in recovering from Privates and others of the Militia, fines for alledged neglect of duty as such.

XII. That the said Chief Justice in the important duty of annually nominating three fit and proper persons, one of whom to be chosen High Sheriff of this Island, (which nomination is by Law imposed on the Chief Justice,) has often exercised the same illegally by nominating persons who could not be required to serve nor be fined for refusing; and in particular the said Chief Justice has acted contrary to Law, and shewn his total disregard to the welfare and internal peace of this Colony by nominating the present High Sheriff of this Island, James Jackson, Esq. to fill that situation, well knowing him to be a person who had in last Hilary Term, and before such nomination, been indicted and thereupon tried before him the said Chief Justice, and found guilty of a most heinous Offence against the public Peace, committed while the said James Jackson was in the Commission of the Peace.

XIII. Resolved, That for the reasons aforementioned, it is unadvisable that the Chief Justice should be any longer contained in his Office, which he hath proved himself at least incapable of filling with that dignity, learning, propriety and independence, which are indispensibly requisite in such Officer, and which the British Constitution demands.

On Motion that the Report of the Committee be agreed to, it was carried *nem. con.*

On Motion of Mr. Campbell, seconded by Mr. Townsend, Ordered, That a Committee be appointed to draw up an Ad-

dress to be presented to his Excellency the Lieut. Governor, praying that he would be pleased to suspend the Chief Justice of this Colony, from the exercise of his Office, until his Majesty's pleasure shall be known: Mr. Campbell, Mr. Worrell, and Mr. Cameron, were accordingly appointed for that purpose.

A Message from his Majesty's Council, by Mr. Desbrisay, their Clerk,

"Mr. Speaker,

"His Majesty's Council have passed a Bill intituled an Act to enable the Justices of the Supreme Court of Judicature to issue Commissions for examining Witnesses out of this Island, with amendments," which he read and delivered in at the Clerk's Table-

And then the Messenger withdrew.

On Motion of Mr. Mabey, seconded by Mr. Nelson, the House resolved itself into a Committee of the whole House to take into consideration the amendments proposed by his Majesty's Council to the Bill intituled an Act to enable Justices of the Supreme Court of Judicature to issue Commissions for examining Witnesses out of this Island,

Mr. Speaker left the Chair,

Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee reported, That they had agreed to the amendments.

Resolved, That the Report of the Committee be agreed to.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the amendments proposed by his Majesty's Council to the Bill intituled an Act for regulating Juries, and further declaring the qualifications of Jurors,

Mr. Speaker, left the Chair,

Mr. Stewart took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Stewart Chairman of the Committee Reported, That they had agreed to the amendments.

Resolved, That the Report of the Committee be agreed to.

On Motion of Mr. Mabey, seconded by Mr. Townsend, the amendments proposed by his Majesty's Council to the Bill intituled an Act to amend and repeal certain parts of an Act, intituled an Act, to repeal an Act, made and passed in the forty-first year of his present Majesty's Reign, intituled an Act

for the better regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future." were agreed to.

Mr. Campbell, from the Committee appointed to frame an Address to his Excellency the Lieut. Governor, praying that the Chief Justice, should be suspended until his Majesty's pleasure shall be known, Reported, the same to the House, which was read, and is as followeth, viz.

"To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

"The Address of the House of Assembly, in General Assembly convened, "May it please your Excellency,

"THE House of Assembly, in General Assembly convened, hav-

ing had before it evidence of the conduct of the Honorable Chief Justice Tremlett, in his judicial capacity from the period of his arrival in this Colony, and the injurious consequences produced thereby to the Inhabitants at large, and all others interested in its prosperity, and having maturely considered the same, deems it expedient that the said Chief Justice should be no longer continued in his Office.

"Therefore the House humbly prays, that your Excellency may be pleased to suspend the Chief Justice from the exercise of his Office until his Majesty's pleasure shall be known.

"ANGUS M'AULAY,
Speaker.

"Assembly Room, Dec. 8, 1818."

Ordered, That the Committee appointed to frame the Address, do present the same to his Excellency the Lt. Governor.

Adjourned till 6 o'clock this Evening.

Tuesday Evening, 6 o'clock,

The House met pursuant to adjournment.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the State of the Colony,

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of

the Committee,

Mr. Speaker resumed the Chair,

Mr. Cameron Chairman of the Committee Reported, That they had made a progress, and that he was directed by the Committee to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.



WEDNESDAY, December 9, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion, The House resolved itself into a Committee of the whole House, to resume the consideration of the State of the Colony,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General Chairman of the Committee reported, That they had made a progress, and that the Committee had directed him to move that they may have leave to sit again.

Mr. Campbell, from the Committee appointed to wait upon his Excellency the Lt. Governor, with the Address of the House, praying his Excellency to suspend the Chief Justice from the exercise of his Office, until his Majesty's

pleasure be known, Reported, That his Excellency was pleased to say "That he would take it into his serious consideration, and that he would communicate to the House in writing, his answer to the Address."

On Motion of Mr. Mabe, seconded by Mr. Worrell, Ordered, That the Honorable ROBERT GRAY, Colonial Treasurer, be respectfully requested to attend this House, and lay before it information respecting items for sums issued for which no Warrants appeared in the Warrant Book.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

"Mr. Speaker,

"His Majesty's Council, request a Conference with the House of Assembly on the subject matter of the Bill intituled an Act for raising a fund to build

Gaols and Court Houses, and for appointing Commissioners to carry the same into effect: and have appointed the Honorables *Colonel Holland*, *William Pleace*, and *Ambrose Lane*, to manage the same in the Prothonotary's Hall, at half an hour after one o'clock this day.

And then the Messenger withdrew.

Ordered, On Motion of Mr. *Cameron*, seconded by Mr. *Kelly*, That this House do agree to the Conference with his Majesty's Council on the subject of the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect: and that Mr. *Cameron*, Mr. *Campbell*, Mr. *Solicitor General*, Mr. *M'Laren*, Mr. *Alley*, and Mr. *Worrell*, do manage the same at half an hour past one o'clock this day.

On Motion, of Mr. *M'Laren*, seconded by Mr. *Hyde*, Ordered, That a Committee be appointed to draw up the

heads of a Bill intituled an Act to defray the Contingent Expences of the Members of the Assembly, while attending their public duty in Charlotte-Town: Mr. *M'Laren*, Mr. *Solicitor General*, and Mr. *Worrell*, were accordingly appointed for that purpose.

Mr. *Cameron*, Chairman of the Committee appointed to manage the Conference with a Committee of his Majesty's Council on the subject matter of the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect: Reported, That the Committee of this House had met the Committee of his Majesty's Council, who suggested several alterations to the said Bill, and the Chairman Reported, the heads of the said alterations to the House.

Adjourned till 6 o'clock this Evening.

Wednesday Evening 6 o'clock,

The House met pursuant to adjournment.

Mr. Speaker informed the House, that he had received a Communication from His Excellency the Lt. Governor, which he read, and delivered in at the Clerk's Table, and which is as followeth, viz.

"To the Speaker,

"December 9, 1818.

"The solemn and unequivocal manner in which the House of Assembly have declared their opinion concerning the Chief Justice, naturally calls for my most serious consideration and speedy decision.

"But the importance of the Subject makes it necessary for me to deliberate well before I act in any way, or even give any further answer.

"C. DOUGLASS SMITH.

"Lt. Govr."

On Motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the state of the Colony, &c.

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee reported, That they had agreed to several Resolutions, and that the Committee had directed him to ask when the House would be pleased to receive their Report.

Ordered, That it be now received.

Mr. *Cameron*, Reported the Resolutions to the House which were read and are as followeth, viz.

I. Resolved, That the Evidence laid before the Committee of Privileges, and referred to this Committee, and also the further Evidence now adduced, prove *James Jackson*, Esquire, the present High Sheriff of this Island, to be altogether unfit to be continued in that Office.

II. Resolved, That the flagrant Offence against the public peace in this Island, of which the said *James Jackson*, Esquire, was found guilty in Hilary Term last, has convinced this Committee, that he was not a proper person to have been afterwards nominated for Sheriff.

III. Resolved, That the said High Sheriff having publicly at the Hustings in Prince Town, declared that he had a Writ of Execution, against a Voter, and deterred him from Voting, and named the Plaintiff and Defendant, and the amount of the demand, and having also declared that he had a Writ against another Voter at China Point, before either of said Writs were served or executed, has been guilty of an offence which is odious in Law, and thereby proved himself not worthy to hold his situation.

IV. Resolved, That the said *James Jackson*, Esq. High Sheriff, when acting as Returning Officer, at the last General Election, has been guilty of several breaches of his duty, in the following in-

stances, to wit, at the Election for Queen's County, by refusing to take the Votes of Peter Robinson, Thomas Sims, and Martin Heartz, previous to the Poll being closed in Charlotte-Town. By saying to Dr. A. M'Aulay, at the Hustings in Charlotte-Town, then a Candidate for said County, and now Speaker of this House, that he was unworthy to represent said County in General Assembly: By his avowed contempt for the Acts of the General Assembly of this Island, for regulating Elections, when remonstrated with by all the Candidates for said County, at the Hustings in Charlotte-Town, on the illegality of his proceedings saying in reply that he did not care a damn for the said Law of this Island, nor the Penalties upon him therein mentioned. By saying to the Proprietor of China Point, (Mr. John Nelson,) that he would allow him nothing for the use of his House at China Point, and that he would be a damned fool if he allowed any of the Candidates to have the use of his House during the period the Poll should be held at China Point, whereby it was held out of doors on the shore, and no accommodation allowed as usual by Mr. Nelson, to the Candidates and Electors. By closing the Poll at Charlotte-Town, without Proclamation for closing and adjourning at the time of closing, and before the time he had agreed to close the same, and contrary to the express request of all the Candidates. By posting notice that the adjourned Poll for said County, would be held at China Point on the 9th day after the opening of the Poll, instead of the 7th day as the Law directs. By finally closing the Poll at Prince Town, when held there for electing Members for that Town and Royalty, on the first day of the Poll, about 6 o'clock in the afternoon, contrary to the express desire of two of the Candidates immediately after one Vote was taken, and within half an hour of another having been taken, and notwithstanding several other Votes were offered by two of the Candidates and their friends to be produced next morning if the Sheriff would agree to adjourn the Poll until next day which he contempt-

uously refused to do.

On Motion of Mr. Murray, seconded by Mr. M'Laren, Ordered, That an humble Address be framed and presented to his Excellency the Lieut. Governor, praying that he would be pleased forthwith to dismiss the said Sheriff from his Office, for highly improper conduct therein, and cause a fit and proper Person to be appointed in his place: Mr. Murray, Mr. Solicitor General, and Mr. Townsend, were appointed for that purpose, who having retired, and returned, Reported the same to the House, which is as followeth, viz.

“To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

“The Address of the Lower House of Assembly, in General Assembly, convened,

“May it please your Excellency,

“THE House of Assembly in General Assembly convened, having taken into their most serious consideration and heard evidence respecting the conduct of JAMES JACKSON, Esq. the present High Sheriff, of this Island, in his official capacity, cannot refrain from declaring to your Excellency that his conduct as High Sheriff, and also before his appointment to that important Office, has been dangerous to the Rights, Liberties and Properties of his Majesty's Subjects within this Island, to such a degree that this House conceive he should no longer be continued in said Office.

“The House therefore humbly prays that your Excellency may be pleased to remove the said High Sheriff from his official situation.

“ANGUS M'AULAY, Speaker.

“Assembly Room, Dec. 9th, 1818.”

Ordered, That the Committee appointed to frame the Address do present the same to his Excellency the Lieut. Governor.

Adjourned till ten o'clock to-morrow.

THURSDAY, December 10, 1818.

THE House met pursuant to adjournment.—PRAYERS.

In compliance with an Order of the House the Honorable Robert Gray, Colonial Treasurer attended within the Bar,

and gave information respecting items in the Public Accounts issued without Warrants.

In conformity to the Speaker's Warrant the Serjeant at Arms brought to

the Bar, Mr. *Theophilus Desbrisay*, and Mr. *Joseph Ball*, to meet the testimony preferred against them for alledged breaches of Privilege, by disturbing the sitting of the House upon the last night, and upon the examination of several Witnesses,

Ordered, That they be reprimanded by the Speaker, and they were accordingly reprimanded and discharged upon paying their Fees.

By Order, Mr. *Cameron*, carried to his Majesty's Council a Bill intituled "an Act to amend and repeal certain parts of an Act intituled an Act to repeal an Act made and passed in the forty-first year of his present Majesty's Reign, intituled an Act for the better regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future," with amendments as proposed by his Majesty's Council, agreed to, also

A Bill intituled "An Act to enable the Justices of the Supreme Court of Judicature to issue Commissions for the ex-

aming Witnesses out of this Island," with the amendments as proposed by his Majesty's Council, agreed to.

On Motion the House resolved itself into a Committee of the whole House to take into consideration some alterations suggested by his Majesty's Council in the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect,

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. *Cameron* Chairman of the Committee reported, That they have had the suggested alterations under their consideration, and have agreed to some of them, but to some others they have not agreed.

Ordered, That the Report of the Committee be agreed to.

Adjourned till 6 o'clock this Evening.

Thursday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion the House adjourned till Ten o'clock to-morrow.

FRIDAY, December 11, 1818.

THE House met pursuant to adjournment.— PRAYERS.

Mr. *McLaren*, from the Committee appointed to draw up the heads of a Bill intituled an Act for raising a fund to defray the expences of the General Assembly of this Island, presented the same to the House, and received the first reading.

On Motion the said Bill received the second reading.

On Motion, Ordered, That a Committee be appointed to prepare an Address to his Excellency the Lieut. Governor praying that he would be pleased to appoint a Committee to take charge of the Person of *Andrew Le Page*, of Charlotte-Town, a Lunatic, and afford him such relief as he shall see proper: Mr. *Nelson*, Mr. *Solicitor General*, and Mr. *Mabey*, were appointed for that purpose, who having retired and returned, Reported the Address to the House, which was read, agreed to, and is as followeth, viz.

"To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral and Ordinary of the same, &c. &c. &c.

"The Address of the House of Assembly in General Assembly, convened,
"May it please your Excellency,

"THE House of Assembly in General Assembly convened, pray that your Excellency would be pleased to appoint a Committee to take charge and custody of the Person of *Andrew Le Page*, of Charlotte-Town, Tailor, a Lunatic, and afford such other relief in the Premises, as to your Excellency shall seem proper.

"ANGUS M'LAULAY,
Speaker.

"Assembly Room, Dec. 11, 1818."

Ordered, That the Committee appointed to prepare the Address do present the same to his Excellency the Lieut. Governor.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act to enable the several Parishes within this Island, to maintain their Poor, and for other purposes,

Mr. Speaker left the Chair,

Mr. Mabey took the Chair of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee Reported, That they had gone through the Bill clause by clause, and had agreed to the same.

Resolved, That the Report of the Committee be agreed to.

A Message from his Majesty's Council, by Mr. Desbrisay, their Clerk,

"Mr. Speaker,

"His Majesty's Council request a Conference with the House of Assembly on the subject of the Bill intituled "an Act to regulate the sale of the interest of Leaseholders when taken in Execution," and have appointed the Honorable the *Attorney General*, and *William Pleace*, to manage the same in the Grand Jury Room, *instanter*.

"And have passed a Bill intituled "an Act for the security of Navigation, and for preserving all Ships, Vessels, and Goods, which may be found on Shore, wrecked or stranded upon the coasts of this Island, and for punishing Persons who shall steal Ship-wrecked Goods, and for the relief of Persons suffering loss thereby, to which they request the con-

currence of the House of Assembly."

And then the Messenger withdrew.

Mr. *Murray*, from the Committee appointed to wait upon his Excellency with the Address, praying that his Excellency would be pleased to dismiss *James Jackson*, Esq. from the Office of Sheriff, Reported, That his Excellency was pleased to say, that he would take the subject matter of the Address into his serious consideration.

Ordered, That this House do agree to the Conference with his Majesty's Council on the subject of the Bill intituled an Act to regulate the sale of the Interest of Leaseholders when taken in Execution, and that Mr. *Cameron*, Mr. *Campbell*, Mr. *Alley*, and Mr. *Nelson*, do manage the same in the Grand Jury Room, *instanter*.

Mr. *Cameron*, from the Committee appointed by this House to manage the said Conference, stated the subject matter of the Conference to the House, and

On Motion, Ordered, That all the amendments proposed by his Majesty's Council to the Bill be agreed to, and that the Bill be re-engrossed and sent to his Majesty's Council.

On Motion, Ordered, That the Bill intituled an Act to enable the several Parishes within this Island to maintain their Poor, and for other purposes, be re-committed.

Adjourned till 6 o'clock this Evening.

Friday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion the Bill intituled an Act for the security of Navigation, and for preserving all Ships, Vessels and Goods, which may be found on shore wrecked or stranded upon the Coasts of this Island, and for punishing Persons who shall steal ship-wrecked Goods, and for the relief of Persons suffering loss thereby, received the first reading.

On Motion, the House resolved itself into a Committee of the whole House to re-consider the Bill intituled an Act to enable the several Parishes within this

Island to support their Poor, and for other purposes,

Mr. Speaker, left the Chair,

Mr. Mabey took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Mabey Chairman of the Committee Reported, That they had gone through the Bill clause by clause, and had agreed to the same.

Ordered, That the Report of the Committee be agreed to.

Ordered, That the Bill receive the third reading.

Resolved, That the Bill do pass and be engrossed,

Adjourned till 10 o'clock to-morrow.

SATURDAY, December 12, 1818.

THE House met pursuant to adjournment. -- PRAYERS.

Mr. *Campbell*, moved for leave to bring in a Bill intituled an Act to explain and amend part of an Act of the General Assembly of this Island, made for the recovery of Quit Rent, payable to his Majesty, his Heirs and Successors, and leave being granted,

Ordered, That the Bill receive the first reading.

Mr. *M'Laren*, moved for leave to bring in the heads of a Bill intituled an Act for more effectually securing the Title of Purchasers and Incumbrancers of Real Estates, against Claims of Dower, and leave being granted, the Bill received the first reading.

Mr. *Cameron*, moved for leave to bring in the heads of a Bill intituled an Act to provide for the safe custody and maintenance of Lunatics, and other insane Persons, and leave being granted,

On Motion, the Bill received the first reading.

Mr. *Mabey*, moved for leave to bring in a Bill intituled an Act to repeal an Act made and passed in the 30th year of his present Majesty's Reign, intituled an Act to prevent unnecessary expence and delays in certain Actions wherein Judgments have passed by default, and to regulate the future practice in such cases, and leave being granted,

On Motion the Bill received the first reading.

Mr. *Kelly*, moved for leave to bring in a Bill intituled an Act in addition to and amendment of the several Acts of the General Assembly of this Island, made for regulating the manner of Registering Deeds, and leave being granted,

On Motion the Bill received the first reading.

Mr. *Solicitor General*, moved for leave to bring in the heads of a Bill intituled an Act in addition to, and amendment of an Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates, and leave being granted,

On Motion the Bill received the first reading.

Mr. *Stewart*, moved for leave to bring in the heads of a Bill intituled an Act

to alter and amend an Act made and passed in the 16th year of his present Majesty's Reign, intituled an Act for regulating Fees, and leave being granted,

On Motion the Bill received the first reading.

On Motion, the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act for raising a fund to defray the expences of the Members of the General Assembly of this Island, and for other purposes,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Solicitor General Chairman of the Committee, Reported, That they had gone through the Bill clause by clause, and had agreed to the same, and that he was directed to move that the House do agree to their Report,

On Motion, Ordered, That the Report be agreed to.

Ordered, That the Bill receive the third reading.

On Motion that the Bill do pass, the the House divided,

For the Motion.

Mr. Chappell,	Mr. M'Laren,
Mr. Alley,	Mr. Murray,
Mr. Hyde,	Mr. Kelly,
Mr. Solicitor General	Mr. Coffin,
Mr. Cameron,	

Against it.

Mr. Campbell,	Mr. Cambridge,
Mr. Mabey,	

So it was resolved in the affirmative.

Mr. *Cameron*, moved for leave to bring in a Bill intituled an Act for raising a fund to make and keep in repair the Streets, Pumps, and Wells in Charlotte-Town, and for erecting and keeping in repair an Engine House in said Town, and leave being given,

On Motion the Bill received the first reading.

Ordered, That the Bill receive the second reading.

On Motion the Bill intituled an Act to explain and amend part of an Act of the General Assembly of this Island made for the recovery of Quit Rent, &c. received the second reading.

On Motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill inti-

tuled an Act to alter the manner of recovering Small Debts, &c.

Mr. Speaker left the Chair,

Mr. Stewart took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

Mr. Stewart Chairman of the Committee, Reported, That they had gone through the Bill clause by clause, and that the same was agreed to.

Ordered, On Motion that the Report of the Committee be received by the House,

On Motion the Bill received the third reading.

On Motion, That the Bill do pass and be engrossed, the House divided, and there appeared,

For the Motion,

Mr. M'Laren, Mr. Chappell,
Mr. Murray, Mr. Stewart,
Mr. Coffin, Mr. Campbell,
Mr. Hyde, Mr. Solicitor General

Against it.

Mr. Mabey, Mr. Cameron,

So it was resolved in the affirmative.

Mr. *Solicitor General*, from the Committee appointed to present an Address to his Excellency the Lieut. Governor, relative to Andrew Le Page, a Lunatic, Reported, that the Committee had waited on his Excellency, and that he was pleased to make the following answer :

"The Lieut. Governor will very readily attend to the wish of the House, concerning *Andrew Le Page*, a Lunatic, by causing such temporary advance as may be necessary to be made from the Public Revenue, for the purpose in question, to any amount the House will pledge itself to provide.

"CHARLES DOUGLASS SMITH,

Lt. Govr.

"Dec. 12th, 1818."

On Motion, the House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled an Act to explain and amend part of an Act of the General Assembly of this Island, made for recovery of Quit Rents, payable to his Majesty, his Heirs and Successors,

Mr. Speaker left the Chair,

Mr. Campbell took the Chair of the Committee,

Mr. Speaker resumed the Chair,

The Chairman reported, That they had gone through the Bill, clause by clause, and that the same was agreed to by the Committee.

Ordered, On Motion that the Report of the Committee be received by the House.

On Motion the House resolved itself into a Committee of the whole House to re-consider the alterations suggested by his Majesty's Council to the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

The Chairman, Reported that the alterations suggested by his Majesty's Council to the 27th clause of the said Bill was agreed to by the Committee.

Ordered, on Motion, That the said Bill with the alteration agreed to be re-engrossed and sent up to his Majesty's Council.

On Motion of Mr. *Mabey*, seconded by Mr. *Stewart*, that the Bill intituled an Act to provide for the safe custody and maintenance of Lunatics, and other Insane Persons, receive a second reading.

On Motion the Bill intituled an Act for more effectually securing the Title of Purchasers and Incumbrancers of Real Estates, against claims of Dower, received a second reading.

Mr. *Mabey*, moved for leave to bring in a Bill to repeal an Act prohibiting the sale of Rum, &c. Ordered to lie on the Table.

On Motion of the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act to provide for the safe custody and maintenance of Lunatics, and other Insane Persons,

Mr. Speaker left the Chair,

Mr. Solicitor General, took the Chair of the Committee,

Mr. Speaker resumed the Chair,

The Chairman reported, That they have gone through the Bill clause by clause, and that the same was agreed to.

Ordered, That the Report of the Committee be received by the House.

On Motion, The House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled an Act for raising a fund to keep

in repair the Pumps and Wells, of Charlotte-Town, &c.

Mr. Speaker left the Chair,

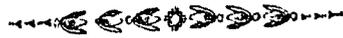
Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair,

The Chairman reported, That they

had made a progress in the Bill, and that the Committee had directed him to move that they may have leave to sit again.

Adjourned till 10 o'clock on Monday next.



MONDAY, December 14, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the Bill intituled an Act to explain and amend part of an Act of the General Assembly of this Island, made for the recovery of Quit Rent, &c. received the third reading.

Resolved, That the Bill do pass, and be engrossed.

On Motion the Bill intituled an Act to provide for the safe custody and maintenance of Lunatics and other Insane Persons, received the third reading.

Resolved, That the Bill do pass and be engrossed.

On Motion the House resolved itself into a Committee of the whole House to resume the consideration of the Bill intituled an Act to raise a fund to make and keep in repair the Streets, Pumps and Wells in Charlotte-Town, and for erecting and keeping in repair an Engine House in said Town,

Mr. Speaker left the Chair,

Mr. Cameron took the Chair of the Committee,

Mr. Speaker resumed the Chair,

The Chairman, Reported, That they gone through the Bill clause by clause, and had agreed thereto, with an amendment in the Title, and that the Committee had directed him to move that the House do receive their Report. Ordered accordingly.

Ordered, That the Report of the Committee be agreed to.

On Motion the Bill received the third reading.

Resolved, That the Bill do pass and be engrossed.

By Order, Mr. Chappell, carried to his Majesty's Council a Bill intituled "an Act to enable the several Parishes within this Island to support their Poor, and for other purposes: and prayed their concurrence to the same.

On Motion the House resolved itself into a Committee of the whole House to take into consideration the Bill intituled an Act for more effectually securing the Title of Purchasers and Incumbrancers of Real Estates against claims of Dower,

Mr. Speaker left the Chair,

Mr. Stewart took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

The Chairman, Reported, that they had gone through the Bill clause by clause, and had agreed to the same.

Ordered, that the Report of the Committee be agreed to.

On Motion the Bill received the third reading.

Resolved, That the Bill do pass and be engrossed.

Adjourned till 6 o'clock this Evening.

Monday Evening 6 o'clock,

The House met pursuant to adjournment.

On Motion, the Bill intituled an Act to repeal an Act made and passed in the 30th year of his present Majesty's Reign, intituled an Act to prevent unnecessary expence and delays, in certain Actions wherein Judgments have passed by Default, and to regulate the future practice in such cases: received the second reading.

Ordered, That the House do resolve itself into a Committee of the whole House to take the said Bill into consideration,

Mr. Speaker left the Chair,

Mr. Mabey, took the Chair of the Committee,

Mr. Speaker resumed the Chair,

The Chairman reported, That they had gone through the Bill clause by clause, and had agreed thereto, and that the Committee had directed him

to move that their Report be received by the House.

Ordered, that the Report of the Committee be agreed to.

On Motion the Bill received the third reading.

Resolved, That the Bill do pass and be engrossed.

On Motion the Bill intituled an Act in addition to and amendment of the several Acts of the General Assembly of this Island, made for regulating the manner of Registering Deeds, received the second reading.

On Motion the House resolved itself into a Committee of the whole House to take the said Bill into consideration,

Mr. Speaker left the Chair,

Mr. Solicitor General, took the Chair of the Committee,

Mr. Speaker resumed the Chair,

The Chairman reported, That they had made a progress in the Bill, and that he had been directed by the Committee to move that they may have leave to sit again.

Adjourned till 10 o'clock to-morrow.



TUESDAY, December 15, 1818.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. Cameron, seconded by Mr. Nelson, Ordered, That the Bill intituled "an Act for the security of Navigation, and for preserving all Ships, Vessels, and Goods, which may be found on Shore, wrecked or stranded upon the coasts of this Island, and for punishing Persons who shall steal Shipwrecked Goods, and for the relief of Persons suffering loss thereby, receive a second reading this day Six Months.

A Message from his Majesty's Council, by Mr. Desbrisay their Clerk,

"Mr. Speaker,

"His Majesty's Council have passed a Bill intituled an Act to repeal an Act passed in the 36th year of his present Majesty's Reign, intituled an Act to prevent disorderly Persons from taking or riding or using the Horses of others, without their leave or permission, also

"A Bill intituled an Act to amend a certain section contained in an Act passed in the 33d year of his present Majesty's Reign, intituled an Act relating to Treasons and Felonies, to which they request the concurrence of this House."

And then the Messenger withdrew.

On Motion, the said Bills received the first reading.

By Order, Mr. Solicitor General, carried to his Majesty's Council the Bill intituled "an Act to regulate the manner of Distraining for Rent, and for amending the practice of granting Replevins, with some of the amendments agreed to, as proposed by his Majesty's Council:

By Order, Mr. Cameron, carried to his Majesty's Council the Bill intituled

an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect, also

A Bill intituled an Act for raising a fund to defray the expences of the Members of the General Assembly of this Island, also

A Bill intituled an Act to regulate the sale of the interest of Leaseholders when taken in Execution, also

A Bill intituled an Act to explain and amend part of an Act of the General Assembly of this Island, made for the recovery of Quit Rent, payable to his Majesty, his Heirs and Successors, and requested their concurrence to the same.

On Motion the Bill intituled an Act to alter and amend an Act made and passed in the 16th year of his present Majesty's Reign, intituled an Act for regulating Fees, received the second reading:

On Motion the Bill intituled an Act in addition to, and amendment of an Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates, received the second reading.

On Motion, the House resolved itself into a Committee of the whole House to take the said Bill into consideration,

Mr. Speaker left the Chair,

Mr. Solicitor General took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

The Chairman, Reported, that they had gone through the Bill clause by clause, and had agreed to the same.

Ordered, that the Report of the Committee be agreed to.

On Motion the Bill received the third reading.

Resolved, That the Bill do pass and be engrossed.

A Message from His Excellency the Lt. Governor,

"Message to both Houses of Assembly,
" C. DOUGLASS SMITH,

Lt. Govr.

"The Lieut. Governor is desirous that both Houses should adjourn until Tuesday the Fifth day of January next.

"Dec. 15th, 1818."

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

"Mr. Speaker,

"His Majesty's Council, request a Conference with the House of Assembly on the subject of the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect: and have appointed the Honorables Colonel Holland, and William Pleace, to manage the same in the Grand Jury Room, *instanter*.

And then the Messenger withdrew.

On Motion, Ordered, That this House do agree to the Conference requested by his Majesty's Council to the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect, and that Mr. Campbell, Mr. Cameron, Mr. Solicitor General, and Mr. Alley, do manage the same in the Grand Jury Room, *instanter*.

On Motion, the Bill intituled an Act to repeal an Act made and passed in the 13th year of his present Majesty's Reign, intituled an Act prohibiting the sale (by Retail) of Rum, or other Distilled Spirituous Liquors, &c. received the first reading.

Mr. Campbell, from the Committee appointed to manage the Conference with the Committee of his Majesty's Council on the subject of the alterations suggested to the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect: stated the subject matter of the Conference to the House.

On Motion, Ordered, That Mr. Cameron, do carry to his Majesty's Council, a Bill intituled an Act to repeal an Act made and passed in the 30th

year of his present Majesty's Reign, intituled an Act to prevent unnecessary expence and delays in certain Actions wherein Judgments have passed by default, and to regulate the future practice in such cases, also

A Bill intituled an Act for raising a fund to make and keep in repair the Pumps, and Wells in Charlotte-Town, and for erecting and keeping in repair an Engine House in said Town, and prayed their concurrence to the same.

On Motion of Mr. Cameron, seconded by Mr. Townsend, Ordered, That the House resolve itself into a Committee of the whole House to take into consideration his Excellency's Message received this day.

Mr. J. E. Carmichael, came inside the Bar of the House, and loudly said,

"Mr. Speaker, if you sit in that Chair one minute longer, as Speaker, this House will be dissolved." The Speaker, then asked Mr. Carmichael, "by whose authority." He answered "the Lt. Governor's." The Speaker said "give it to me in writing". He said "I will," and then said "I will not, it is enough for you that you have received it," and he then retired in a contemptuous manner.

Resolved, That the conduct of the said John E. Carmichael, is a most unwarrantable and high breach of the Privileges of this House.

Ordered, That the Speaker do forthwith issue his Warrant against him the said John E. Carmichael, for such gross breach of Privileges.

On Motion, Ordered, that the following Resolutions be agreed to, which were put and carried *nem. con.* and are as followeth, viz.

I. Resolved, That it is the undoubted Privilege of this House to present Addresses to the Lieut. Governor of the Colony.

II. Resolved, That it is equally the right of this House to remonstrate or complain to His Excellency the Lieut. Governor, of any Public acts of His Government, if it shall see it right so to complain or remonstrate:

III. Resolved, That the right of remonstrance in its very nature implies the right of this House, to present its remonstrances to the Lieut. Governor, and that it is his duty to receive it.

IV. Resolved, That the Address of this House in answer to his Excellency the Lieut. Governor's Speech, at the

opening of the Session, is loyal, respectful, and Constitutional.

V. Resolved, That the refusal of the Lieut. Governor to receive such Address is without precedent, and tends to deprive his Majesty's Loyal Subjects in this Island, of the most regular and Constitutional channel through which their wants or grievances can reach the Throne.

VI. Resolved, That this House notwithstanding the refusal of its Address by the Lieut. Governor has proceeded to the consideration of the Public affairs of the Island, and have passed various Bills, yet it has never lost sight of its most undoubted right, which it is the duty of the House to assert and maintain unimpaired.

VII. Resolved, That the refusal of the Lieut. Governor to receive the said Address, is a direct infringement of the rights of this House, and a breach of those ancient Privileges which were asked by the Speaker, and acceded to by his Excellency, in the usual form at the opening of the Session.

VIII. Resolved, That an humble Address be presented by this House to His

Royal Highness the Prince Regent, with a copy of his Excellency the Lt. Governor's Speech to it, at the opening of the Session, and the Address of this House in answer thereto, which his Excellency has refused to receive, and also of these Resolutions and praying his Royal Highness will be graciously pleased to take such order in the matter as may insure to this House the future exercise of its Rights and Privileges, now refused to it by Lieut. Governor Smith.

IX. Resolved, That His Grace the Duke of Richmond, Governor General and Commander in Chief of the Forces in British North America, be respectfully requested to transmit such Address to his Royal Highness the Prince Regent.

On Motion of Mr. *M'Laren*, seconded by Mr. *Kelly*, Ordered, That the Report of the Committee on the Public Accounts, be inserted in the Prince Edward Island Gazette.

Adjourned till 6 o'clock on Tuesday the 5th day of January next.



Tuesday 6 o'clock, P. M. January 5th, 1819:

The House met pursuant to adjournment.

Mr. *Murray*, rose and begged leave to know if the Speaker's Warrant had been executed in apprehending *J. E. Carmichael*, for his contemptuous conduct to the House on Tuesday the 15th ult. and it appearing that it had not been executed, it was thereupon, Ordered, That the Serjeant at Arms, do forthwith bring to the Bar of the House the said *J. E. Carmichael*, and if not sufficient to effect his arrest himself, to command assistance to carry the Order into effect.

Message from the Lt. Governor, by the Deputy Colonial Secretary.

"To the Speaker,

"CHARLES DOUGLASS SMITH,
Lt. Governor.

The Lt. Governor feels it due to the House of Assembly, to acquaint them that he has sent a copy of the Address to him, concerning the Chief Justice to his Majesty's Secretary of State for the Colonial Department, requesting an early decision, on the subject.—In the mean time He is of opinion it would be inexpedient to take any further step until

after He shall have received a reply to the Dispatch in question.

"With reference to the Representation of the House relative to the High Sheriff, they are certainly the proper Judges of the conduct of Returning Officers, and the Lt. Governor carefully abstains from offering any opinion upon such a subject: should the Sheriff have fallen under their displeasure, that Officer must answer to them for his conduct—but be it what it may, as a Returning Officer it ought to be distinctly considered from that of Sheriff, generally; and as the Lt. Governor is not aware of any impropriety committed by him in that capacity, he trusts the House will not upon reflection expect him to make any change in that Office until the regular annual period, which is now not distant.

"Charlotte-Town, January 5th, 1819."

On Motion, of Mr. *McNeill*, seconded by Mr. *Hyde*, Ordered, That a Committee be appointed to prepare an Address to His Royal Highness the Prince Regent, in conformity to the Resolutions of this House on the 15th of December last, relative to the Address of this House in answer to his Excel-

lency's Speech at the opening of this Session, and that Mr. *M'Neill*, Mr. *Worrell*, Mr. *Solicitor General*, Mr. *Campbell*, Mr. *Cameron*, Mr. *Cambridge*, and Mr. *Alley*, be appointed to draw up the same.

The Sergeant at Arms Reported, That he went to Mr. Carmichael's Quarters, and that Mrs. Carmichael informed him that Mr. Carmichael, had gone to the Bay of Fortune.

Mr. *M'Neill*, from the Committee appointed to draw up an Address to his Royal Highness the Prince Regent in conformity to the Resolution of the 15th December last, Reported the same to the House, which was read, and is as followeth, viz.

" To His Royal Highness

" THE PRINCE REGENT,

" May it please your Royal Highness,

HIS Majesty's loyal and dutiful Subjects the House of Assembly of Prince Edward Island, in General Assembly convened, beg leave to approach your Royal Highness with sentiments of the most profound respect, and to lay before your Royal Highness the conduct of his Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief of this Island, refusing to receive from the House an Address, which was framed in answer to the Speech of his Excellency, at the opening of this Session.

" That the House humbly conceive such refusal is an infringement of the ancient admitted Privileges of the House and tends to the subversion of that admirable Constitution which his Majesty has been most graciously pleased to confer on this Colony.

" That this House have no desire whatever to claim or assume any right or privilege which has not been enjoyed by every preceding one.

" That this refusal of Lt. Governor Smith, did not prevent this House from proceeding to the Public Business of the Island, and from originating and passing a Bill of Supply and many others, proving thereby a disposition to postpone all discussion of rights and privileges, to the consideration of the affairs of the Colony.

" That this House humbly request permission to lay before your Royal Highness the Speech of his Excellency Lieut. Governor SMITH, at the opening of this Session, and the Address in answer thereto, which his Excellency hath refused to receive, and from which with great deference the House hope it will appear to your Royal Highness that they have exercised their right temperately, loyally and constitutionally; and the House in like manner, humbly crave permission to present to your Royal Highness certain Resolutions of the House passed respecting their right to Address the Lieut. Governor, and the duty of his Excellency to receive the same, by which they humbly trust your Royal Highness will perceive that in so doing they have been actuated by no other motive than a desire to preserve their rights and to transmit them unimpaired to posterity.

" The House of Assembly therefore most humbly pray that your Royal Highness will be graciously pleased to adopt such measures as may secure to them the future exercise of their Constitutional Privileges.

" ANGUS MAULAY,

Speaker.

Assembly Room, Jan. 5th, 1819.

On Motion the House resolved itself into a Committee of the whole House to take the Address into consideration,

Mr. Speaker left the Chair,

Mr. *M'Neill*, took the Chair of the Committee,

Mr. Speaker resumed the Chair,

The Chairman reported, That they had gone through the Address, and that the Committee had directed him to move that the Report be received by the House.

Ordered, That the Report of the Committee be agreed to.

On Motion of Mr. *Stewart*, seconded by Mr. *Worrell*, Ordered, That the Speaker do by Letter, respectfully request His Grace the Duke of Richmond, to transmit the said Address to his Royal Highness the Prince Regent.

Adjourned till 9 o'clock to-morrow.

WEDNESDAY, January 6, 1819.

THE House met pursuant to adjournment.—PRAYERS.

On Motion the Bill intituled an Act to repeal an Act made and passed in the

13th year of his present Majesty's Reign, intituled an Act prohibiting the sale (by retail) of Rum or other Distilled Spirituous Liquors, &c. received the second reading.

On Motion, of Mr. *Campbell*, seconded by Mr. *Hyde*, the following Resolution was put and carried *nem. con.*

Resolved, That it is a gross abuse and misapplication of the Public Money in Lt. Governor Smith, to pay to J. E. Carmichael, Esq. Acting Receiver General of his Majesty's Quit Rents, the sum of £40 19 5 for escheating Lot or Township No. 55, and the further sum of £50 2 1 to the said Acting Receiver General for escheating Lot or Township No. 15, as it appears that the same sums have been issued without Warrant, granted by and with the advice of his Majesty's Council, from the Revenue of the Island, which arises by virtue of two several Acts of the General Assembly, passed in the 25th and 35th year of his present Majesty's Reign, being directed to be laid out in making and repairing *Public Roads*, and the further establishing *Ferries*, in this Island, and such other uses, to and for his Majesty's Government, as the Governor, Lieutenant Governor or Commander in Chief for the time being *with the advice of his Majesty's Council shall from time to time, order and direct.*

Mr. *Edward Holland*, having appeared at the Bar in consequence of hearing of the Speaker's Warrant being issued against him, and having made a satisfactory explanation to the House, was discharged, and being called back and examined, deposed as follows, viz.

Remembers the night the Court House Window was broke,—*Henry Smith* told witness that he (Smith) broke the Window and that Witness understood from his Brother Robert, he (Robert) was present when the Window was broke, and that *Henry Smith* broke it.

On Motion of Mr. *Mabey*, seconded by Mr. *Coffin*, Ordered, That Mr. Robert Holland be sent for.

Mr. *Robert Holland*, appeared at the Bar and was examined, says he remembers the night when a pane in a Window of the Court-House was broken, (pointed out the Window,) says it was broken by *Henry Smith*, the Governor's Son, and Witness was under the Window at the time, and says that *Henry Smith* spoke and acted immediately afterwards in such manner as to convince the Witness he broke the Window intentionally.

Ordered, On Motion of Mr. *Mabey*, seconded by Mr. *Cameron*, That the Speaker do issue a Warrant against Mr. *Henry B. Smith*, for wantonly, insolently, and maliciously breaking the Window of the Assembly Room, at the Court-

House, on the Evening of the 9th December last, while the House were engaged in very serious Business with closed doors.

On Motion, Ordered, That the Attorney General be directed to prosecute the said *Henry B. Smith*, for his outrageous conduct in breaking the said Window.

On Motion, of Mr. *M'Neill*, seconded by Mr. *Solicitor General*, Ordered, That a Committee be appointed to prepare an Address to His Royal Highness the Prince Regent, praying that this House may have the same privileges and controlling power in the appropriation of the Public Monies of this Island, as the Houses of Assembly in Nova-Scotia and New-Brunswick have had for many years in their respective Provinces; or that his Royal Highness will be graciously pleased to re-annex this Island to the Province of Nova-Scotia, that it may by this means enjoy the blessings of that Government: and that Mr. *M'Neill*, Mr. *Cameron*, Mr. *Murray*, Mr. *Solicitor General*, Mr. *Worrell*, Mr. *Cambridge*, and Mr. *Nelson*, be the Committee to draw up the same, who having retired and returned, Reported the Address to the House, which was read, and

On Motion, of Mr. *Cameron*, seconded by Mr. *Worrell*, it was agreed to, and is as followeth, viz.

"To His Royal Highness

"THE PRINCE REGENT,

"May it please your Royal Highness,

"THE House of Assembly of Prince Edward Island, in General Assembly convened, impressed with the most loyal sentiments beg leave to approach your Royal Highness, and humbly to request that your Royal Highness would be graciously pleased to direct that this House may have the same control and power in appropriating the Public Monies of the Colony, as the Houses of Assembly in his Majesty's Provinces of Nova-Scotia and New-Brunswick, for many years have had within those Provinces; but in case your Royal Highness in your wisdom shall not deem it proper to restore this Privilege, the House humbly implores your Royal Highness will have the goodness to meet the ardent wishes of their Constituents by re-annexing this Island to the envied and flourishing Province of Nova-Scotia.

"ANGUS M' AULAY,

Speaker.

"Assembly Room, Jan. 6, 1818."

On Motion of Mr. *Worrell*, seconded by Mr. *M'Neill*, Ordered, That a Committee be appointed to draw up an Address requesting his Excellency the Lt. Governor, to transmit to the Secretary of State for the Colonial Department, the said Address to his Royal Highness the Prince Regent: Mr. *Worrell*, Mr. *Solicitor-General*, and Mr. *M'Neill*, were accordingly appointed for that purpose, who having retired and returned, Reported the same to the House, which was read, agreed to, and is as followeth, viz.

“To His Excellency CHARLES DOUGLASS SMITH, Lieutenant Governor and Commander in Chief, in and over his Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor and Vice Admiral of the same, &c. &c. &c.

“The Address of the House of Assembly

in General Assembly, convened,

“May it please your Excellency,

“THE House of Assembly, in General Assembly convened, beg leave humbly to request that your Excellency will be pleased to transmit the accompanying Address of this House, to the Secretary of State for the Colonial Department to be presented to his Royal Highness the Prince Regent, with all convenient dispatch, as the House conceive the same to relate to matter of importance to the welfare of this Colony.

“ANGUS M'AULAY, Speaker.

“Assembly Room, Jan. 6th, 1819.”

Ordered, That the Committee appointed to frame the Address do present the same to his Excellency the Lieut. Governor.

Adjourned till ten o'clock to-morrow

THURSDAY, January 7, 1819.

THE House met pursuant to adjournment -- PRAYERS.

Mr. *Worrell*, moved for leave to bring in a Bill for appointing and empowering *Nathaniel Atcherson*, Esq. Colony Agent for his Majesty's Island Prince Edward, and leave being granted, the Bill received the first reading.

Ordered, That the Bill receive the second reading.

By Order, Mr. *Cameron*, carried to his Majesty's Council, the Bill intituled tuted an Act to alter the manner of recovering Small Debts, &c. also

A Bill intituled an Act to provide for the safe custody and maintenance of Lunatics and other Insane Persons, also

A Bill intituled an Act in addition to, and amendment of an Act intituled an Act relating to Wills, Legacies, and Executors, and for the settlement and distribution of the Estates of Intestates, also,

A Bill intituled an Act to repeal an Act made and passed in the 30th year of his present Majesty's Reign, intituled an Act to prevent unnecessary expence and delays in certain Actions wherein Judgments have passed by Default, and to regulate the future practice in such cases, and request their concurrence to the same.

On Motion of Mr. *Murray*, seconded by Mr. *Mabey*, Ordered, That the Bill

intituled an Act for regulating Statute-Labour, and for suspending for a limited time an Act made and passed in the 35th year of his present Majesty's Reign intituled an Act to alter and amend the High Road Laws: receive a second reading this day Six Months.

On Motion, Ordered, That the Bill intituled an Act to amend a certain section contained in an Act passed in the 33d year of his present Majesty's Reign, intituled an Act relating to Treasons and Felonies, receive a second reading this day Six Months.

On Motion, Ordered, That the Bill intituled an Act to repeal an Act passed in the 36th year of his present Majesty's Reign, intituled an Act to prevent disorderly Persons from taking or riding or using the Horses of others, without their leave or permission, receive the second reading this day Six Months.

Mr. *Worrell*, from the Committee appointed to wait upon his Excellency with the Address of the House to his Excellency the Lt. Governor accompanying the Address to be forwarded by his Excellency to his Royal Highness the Prince Regent, Reported, that his Excellency was pleased to say that He would forward the Address to his Royal Highness in the manner requested by the earliest opportunity.

On Motion, The House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled an Act for appointing and empowering Nathaniel Atcheson, Esq. to be Colony Agent for his Majesty's Island Prince Edward,

Mr. Speaker, left the Chair,

Mr. Worrell took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

The Chairman Reported, That they had gone through the Bill clause by clause, and had agreed to the same, and that he was directed by the Committee to move that the Report be received by the House.

Ordered, That the Report of the Committee be agreed to.

Ordered, That the Bill receive the third reading.

On Motion, the House resolved itself into a Committee of the whole House, to take into consideration the suggested alterations in the Bill intituled an Act to raise a fund to build Gaols and Court-Houses, &c.

Mr. Speaker left the Chair,

Mr. Cameron, took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

The Chairman, Reported that they had agreed to some of the suggested alterations, but to one they did not agree.

On Motion, Ordered, That the Report be agreed to.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

" Mr. Speaker,

" His Majesty's Council, request a Conference with the House of Assembly on the subject of the Bill intituled an Act for raising a fund to make

and keep in repair the Pumps, and Wells in Charlotte-Town, and for erecting and keeping in repair an Engine House in said Town, and have appointed the Honorables *William Pleace*, and *Ambrose Lane*, to manage the same in the Grand Jury Room, instant.

And then the Messenger withdrew.

Ordered, On Motion, of Mr. *Mabey*, seconded by Mr. *Cameron*, That this House do agree to the Conference requested by his Majesty's Council, and that Mr. *Mabey*, Mr. *Cameron*, Mr. *Solicitor General*, and Mr. *Hyde*, do manage the same.

Mr. *Mabey*, from the Committee appointed to manage the said Conference, Reported the subject matter to the House.

By Order, Mr. *Solicitor General*, carried to his Majesty's Council the Bill intituled an Act for more effectually securing the Title of Purchasers and Incumbrancers of Real Estates, against Claims of Dower, also

A Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect, with the suggested alterations in part as agreed to by the House, and requested their concurrence to the same.

A Message from his Majesty's Council by Mr. Desbrisay, their Clerk,

" Mr. Speaker,

" His Majesty's Council have passed the Bill intituled an Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect."

And then the Messenger withdrew.

Adjourned till 6 o'clock this Evening.

Thursday Evening 6 o'clock,

The House met pursuant to adjournment.

By operation of the Speaker's Warrant, *Henry B. Smith*, Acting Provost Martial and Naval Officer, was brought to the Bar of the House, for breaking the Window of the Assembly Room in the Court House, and upon being questioned thro' the Speaker, said he " up with his fist and slashed it through the Window," and assigned no reason for his conduct. Mr. Cross, Constable and Assistant to the Serjeant at Arms, stated to the House, that he went to the Barrack Gate, and met *Henry B. Smith*,

coming out of the Gate. Cross said, you are the Person I am in search of. *Smith* replied, I am going to the House. Cross said, he took hold of *Smith*, and *Smith* slipped from him, and said I will not go with you, and told the sentinel to stop him, who obeyed *Smith* and stopped Cross with his bayonet. Cross did not see *Smith* again until he was near the Methodist Chapel, and did not come up to him until he met him in the House.

Ordered, On Motion of Mr. *Cameron*, seconded by Mr. *Campbell*, That Mr. *Henry B. Smith*, be committed to Gaol during the pleasure of the House, and

until he pay all expences attending his Commitment.

Mr. *McNeill*, moved for leave to present the Petition of Mr. *James Bardin Palmer*, complaining of the insufficiency of the present Fee Act, and that he may be heard at the Bar of the House

in support of the said Petition, which was read and delivered in at the Clerk's Table.

On Motion, Ordered, That Mr. *Palmer* be heard to-morrow in support of the said Petition.

Adjourned till 10 o'clock to-morrow.



FRIDAY, January 8, 1819.

THE House met pursuant to adjournment.—PRAYERS.

On Motion of Mr. *Townsend*, seconded by Mr. *McNeill*, Ordered, That Mr. *Palmer* be heard at the Bar of the House in support of the Petition presented by him yesterday. Mr. *Palmer* being present the Speaker informed him of the Order of the Day, and he was heard accordingly.

On Motion, the House resolved itself into a Committee of the whole House to re-consider the Bill intituled an Act for appointing NATHANIEL ATCHERSON, Esq. Colony Agent for his Majesty's Island Prince Edward,

Mr. Speaker left the Chair,

Mr. *Cameron* took the Chair, of the Committee,

Mr. Speaker resumed the Chair,

The Chairman, Reported, that they had re-considered the Bill and that the Committee had agreed to the same without any amendment.

Ordered, that the Report of the Committee be agreed to.

Resolved, That the Bill receive the third reading, do pass, and be engrossed.

Ordered, That Mr. *McNeill*, do carry the said Bill up to his Majesty's Council and request their concurrence thereto.

On Motion of Mr. *Solicitor General*, seconded by Mr. *Coffin*, it was unanimously Resolved, That Dr. *Angus McAulay*, Speaker, Mr. *Cambridge*, Mr. *Binns*, Solicitor General, Mr. *Cameron*, and Mr. *Worrell*, or any three of them, be a Committee of Correspondence for the purpose of corresponding with the Colony Agent of this Island on behalf of this House, and that the said Committee report their proceedings to this House at the next Session.

On Motion the House resolved itself into a Committee of the whole House to take into consideration, the Bill intituled an Act to alter and amend an Act for regulating Fees, &c.

Mr. Speaker left the Chair, Mr. *Stewart*, took the Chair of the Committee,

Mr. Speaker resumed the Chair, The Chairman reported, That they had made a progress in the Bill, and that he had been directed by the Committee to move that they may have leave to sit again.

A Message from his Excellency the Lt. Governor, by Mr. *Thomas Desbri-say*, Gentleman Usher of the Black Rod.

"Mr. Speaker,

"His Excellency the Lieut. Governor commands the immediate attendance of this Honorable House in the Council Chamber."

Accordingly Mr. Speaker, with the House went to attend his Excellency immediately in the Council Chamber, when Mr. Speaker addressed his Excellency, as follows :

"May it please your Excellency, "

"The House of Assembly have passed an Impost Bill for effecting certain Public purposes, as are therein mentioned, and I have on their part to request your Excellency's assent thereto.

His Excellency then gave his assent to the Bill which is intituled,

I. "An Act for raising a fund to build Gaols and Court Houses, and for appointing Commissioners to carry the same into effect" also

II. "An Act to prevent Acts of the General Assembly from taking effect from a time prior to the passing thereof," also

III. "An Act to enable the Justices of the Supreme Court of Judicature to issue Commissions for examining Witnesses out of this Island," also

IV. "An Act to limit the duration of the Terms of the Supreme Court of Judicature," also

V. "An Act for regulating Juries, and further declaring the qualifications of Jurors," also

VI. "An Act to amend and repeal certain parts of an Act intituled an Act to repeal an Act made and passed in the forty-first year of his present Majesty's Reign, intituled an Act for the better regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future," also

VII. "An Act to regulate the sale of the interest of Leaseholders when taken in Execution," also

VIII. "An Act for the better regulation of Merchant Seamen and to repeal part of an Act passed in the 15th year of his present Majesty's Reign, intituled an Act to prevent the harbouring Deserters from his Majesty's Navy or Army, and for giving a reward

for apprehending Deserters, and to prevent harbouring Deserters from Ships in the Merchant Service," also

IX. "An Act for Barring Estates Tail."

After which, the President of his Majesty's Council, by his Excellency's command, said,

"Gentlemen,

"It is his Excellency's will and pleasure, that this General Assembly be prorogued to Tuesday the Twenty-third day of March next, to be then here held, and the General Assembly is accordingly prorogued to Tuesday the Twenty-third day of March next.

God save the King.