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JOURNAL,

OF THE

LEGISLATIVE COUNCIL

OF

UPPER CANADA.



SECOND SESSION, ELEVENTH PROVINCIAL PARLIAMENT.

HIS EXCELLENCY SIR JOHN COLBORNE, K.C.B.

LIEUTENANT GOVERNOR.

17 Dec. 1831 - 28 July '32

BY ORDER OF THE HONORABLE THE LEGISLATIVE COUNCIL.

YORK, U. C.

PRINTED BY ROBERT STANTON, PRINTER TO THE KING'S MOST EXCELLENT MAJESTY.

JOURNAL, &c.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

PROCLAMATION.

UPPER CANADA.

J. COLBORNE,

Lieutenant Governor.

WILLIAM the FOURTH, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c. &c. &c.

Proclamation proroguing the Parliament to Thursday the 26th May, 1831.

To our beloved and faithful Legislative Councillors of our Province of Upper Canada, and to our Knights, Citizens, and Burgesses, of our said Province; to our Provincial Parliament, at our Town of York, on the Twenty-second day of April instant, to be commenced, held, called, and elected, and to every of you—

GREETING :

WHEREAS, on the Sixteenth day of March last, we thought fit to Prorogue our Provincial Parliament to the Twenty-second day of April instant, at which time, at our Town of York, you were held and constrained to appear :

NOW KNOW YE, that We, taking into our Royal consideration the ease and convenience of our loving Subjects, have thought fit, by and with the advice of our Executive Council, to relieve you and each of you of your attendance at the time aforesaid, hereby convoking and by these presents enjoining you and each of you, that on Thursday the twenty-sixth day of May, next ensuing, you meet us in our Provincial Parliament, at our Town of York, there to take into consideration the state and welfare of our said Province of Upper Canada, and therein to do as may seem necessary, and herein fail not.

IN TESTIMONY WHEREOF We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed.—Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this eighteenth day of April, in the year of our Lord One Thousand, Eight Hundred and Thirty-one, and in the First year of our Reign.

J. C.

By Command of His Excellency.

HENRY J. BOULTON,
Attorney General.

D. CAMERON,
Secretary.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of the Province of Upper Canada ; dated the twenty-fifth day of May, in the year of our Lord One Thousand, Eight Hundred and Thirty-one, the meeting of the Legislative Council and House of Assembly stands further prorogued to Friday, the first day of July, next ensuing.

Proclamation for proroguing the Parliament to Friday the 1st July, 1831.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of the Province of Upper Canada ; dated the thirtieth day of June, in the year of

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Proclamation for proroguing the Parliament to Thursday the 4th August, 1831.

our Lord One Thousand, Eight Hundred and Thirty-one, the meeting of the Legislative Council and House of Assembly stands further prorogued to Thursday, the fourth day of August, next ensuing.

Proclamation for proroguing the Parliament to Saturday the 10th September, 1831.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of the Province of Upper Canada; dated the third day of August, in the year of our Lord One Thousand, Eight Hundred and Thirty-one, the meeting of the Legislative Council and House of Assembly stands further prorogued to Saturday, the tenth day of September, next ensuing.

Proclamation for proroguing the Parliament to Friday the 14th October, 1831.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of the Province of Upper Canada; dated the tenth day of September, in the year of our Lord one Thousand, Eight Hundred and Thirty-one, the meeting of the Legislative Council and House of Assembly stands further prorogued to Friday, the fourteenth day of October, next ensuing.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE,

Lieutenant Governor.

Proclamation for calling the Parliament on Thursday the 17th November, 1831, for the actual despatch of public business.

WILLIAM the FOURTH, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c. &c. &c.

To our beloved and faithful Legislative Councillors of our Province of Upper Canada, and to our Knights, Citizens, and Burgesses, of our said Province; to our Provincial Parliament, at our Town of York, on the Fourteenth day of October instant, to be commenced, held, called, and elected, and to every of you—

GREETING:

WHEREAS, by our Proclamation bearing date the Tenth day of September last, we thought fit to prorogue our Provincial Parliament to the Fourteenth day of October instant, at which time, at our Town of York, you were held and constrained to appear:

NOW KNOW YE, that We, taking into our Royal consideration the ease and convenience of our loving Subjects, have thought fit, by and with the advice of our Executive Council, to relieve you of your attendance at the time aforesaid, hereby convoking, and by these Presents enjoining, you, and each of you, that on Thursday the Seventeenth day of November next ensuing, you meet us in our Provincial Parliament, at our Town of York, for the Actual Despatch of Public Business, there to take into consideration the state and welfare of our said Province of Upper Canada, and therein to do as may seem necessary, and herein fail not.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed.—Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this twelfth day of October, in the year of our Lord One Thousand, Eight Hundred and Thirty-one, and in the second year of our Reign.

J. C.

By Command of His Excellency.

HENRY J. BOULTON,
Attorney General

D. CAMERON,
Secretary.

LEGISLATIVE COUNCIL.

UPPER CANADA.

Thursday, 17th November, 1831.

This being the day appointed for the meeting of the Provincial Legislature,—
At two o'clock P. M. the House met.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> DUNN,
<i>The Honorable Messrs.</i> BABY,	“ “ ALLAN,
“ “ POWELL,	<i>The Honorable</i> SIR WM. CAMPBELL,
<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	<i>The Honorable Messrs.</i> M'DONELL,
<i>The Honorable Messrs.</i> WELLS,	“ “ BALDWIN,
“ “ CAMERON,	“ “ HAMILTON,
“ “ MARKLAND,	

Prayers were read.

At three o'clock P.M. His Excellency the Lieutenant Governor being seated on the Throne, his Honor the Speaker of the Legislative Council commanded the Gentleman Usher of the Black Rod to inform the Members of the Assembly that, it was His Excellency's pleasure that they do forthwith attend at the Bar of this House; who being come thereto, His Excellency the Lieutenant Governor was pleased to open the Session by a gracious Speech to both Houses.

His Excellency comes to the House and commands the attendance of the Assembly.

Parliament convened.

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

His Excellency retires.

Mr. Powell, one of the Commissioners for administering the oath to Members, informed their Honors that the Honorable Sir William Campbell had taken and subscribed the oath prescribed by the Constitution, as required by the third Rule of this House at the beginning of a Parliament.

Oath prescribed by the 31st. Geo. III. Chap. 31. administered to the Hon. Sir W. Campbell.

His Honor the Speaker informed the House that he was in possession of a copy of His Excellency's Speech, which he read, and it was again read, *pro forma*, by the Clerk, and is as follows:—

The Speaker delivers a copy of His Excellency's Speech. Same read.

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

I meet you in Provincial Parliament before the expiration of the usual period of recess, as the opening of the Session at this season appears in every respect more convenient to the Province than in the early part of the year.

The Speech.

Several regulations respecting the Trade of the Colonies have been introduced into this Province since the close of the last Session; which His Majesty's Government is confident will promote the general prosperity of the Canadas, by encouraging a free Commercial intercourse on the Saint Lawrence, and increasing your Exportations.

An alteration in the Timber Duties was contemplated: it had in view, however, solely the repeal of certain fiscal regulations bearing unequally on the Trade of England; and you may be assured that should a change, or modification in the existing scale of Duties be at any time proposed, His Majesty's Ministers are so fully convinced of the importance of the North American Colonies to the strength and power of the British Empire, that they will not cease to feel that the progressive development of their resources is an object of the greatest interest to which they can direct their attention.

Gentlemen of the House of Assembly:

I have ordered the Accounts of the Revenue and Expenditure of the current year to be laid before you; and also the Estimates for the supplies required for the ensuing year to be

17th & 21st November, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

prepared, assuming that the Civil List Bill passed last Session will come into operation on the first of January next. I trust that you will make the necessary provision for the Public Service.

Honorable Gentlemen, and Gentlemen :

The King, persuaded that the Judges should now be established in this portion of His Majesty's Dominions, independent of the Royal authority, and on the pleasure of the popular branch of the Legislature, has commanded that the enactment of a Bill shall be proposed to you, declaring that the Commissions of the Judges of the Supreme Courts shall be granted to endure during good behaviour, and not during the Royal pleasure.

I shall avail myself of the earliest opportunity to acquaint you, by Message, with the further instructions transmitted to me, referring to this additional proof of His Majesty's desire to promote the welfare of the Colony.

In every District much benefit has been derived from the last grant to improve the Highways ; but you can neither give activity and perseverance to an advantageous internal Commerce, nor render immediate value to the industry and capital gained by the recent extensive Emigration to this Province, without establishing a system for ensuring the effectual repair of Road and Bridges, and the improvement of the principal communications of the back Townships. Your exertions and local experience, in considering this subject ; the measures proposed to guide the future periodical Emigrations, and the aid intended to be granted by His Majesty's Government, for the encouragement of District and Township Schools, and the advancement of the purposes of Education, will gradually prepare the Colony for the reception of the Agricultural classes leaving the Parent State, which soon, I hope, we shall see spreading over the most fertile tracts of the Province, and enjoying a competence that few industrious Settlers in this prosperous Country of their adoption do not attain.

Committee appointed to draft an Address in answer thereto.

Members composing same.

House adjourns.

Ordered, that a Committee be appointed to draft an Address to His Excellency the Lieutenant Governor, in answer to His Speech at the opening of the Session : and—

Ordered, that the Honorable Messieurs Wells, Markland and Hamilton, be appointed the Committee for that purpose.

On motion made and seconded the House adjourned until Monday next.

Monday, 21st November, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT.

Members' present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. POWELL,
" " WELLS,
" " CAMERON,
" " MARKLAND,

The Honorable Messrs. ALLAN,
" " M'DONELL,
" " BALDWIN,
" " HAMILTON,
" " JOHN KIRBY.

Prayers were read.

The minutes of Thursday were read.

Speaker acquaints the House that a Member waits to be introduced.

His Honor the Speaker acquainted the House that there was a Member without, ready to be introduced.

Introduction of the Hon. and Rt. Reverend Bishop MacDonell.

When the Honorable and Right Reverend Bishop MacDonell was introduced between the Honorable Messrs. Powell and Cameron.

Presents his Writ of Summons.
Same read.

Then the Honorable and Right Reverend Bishop MacDonell presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and is as follows:—

J. COLBORNE.

UPPER CANADA.

WILLIAM the FOURTH by the Grace of GOD of the United Kingdom of Great Britain and Ireland, King Defender of the Faith, &c. &c. &c.

21st & 22nd November, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

To our trusty and well beloved the Right Reverend Bishop MacDonell, and to all to whom these presents shall come.

GREETING :

KNOW YE, that as well for the special trust and confidence that We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our said Province of Upper Canada, and the Church thereof, concern : We have thought fit to Summon you to the Legislative Council of our said Province : And We do therefore command you the said Right Reverend Bishop MacDonell, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, at the Legislative Council of our said Province, at all times whensoever and wheresoever our Provincial Parliament may be therein hereafter convoked and holden : and this you are in no wise to omit.

The Writ.

IN TESTIMONY WHEREOF We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed.—Witness our trusty and well-beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this Twelfth day of October, in the Year of our Lord One Thousand Eight Hundred and Thirty-one, and in the Second Year of our Reign.

J. C.

By His Excellency's Command.

HENRY J. BOULTON,
Attorney General.

D. CAMERON,
Secretary.

Then the Honorable and Right Reverend Bishop MacDonell came to the table and took the oath prescribed by the Statute of the 31st. Geo. III. chap. 31. which was administered by Grant Powell, Esquire, one of the Commissioners appointed to administer the oath to the Members of the Legislative Council, and took his seat accordingly.

Oath prescribed by the Statute of 31st. Geo. III. Chap. 31. administered to him.

He takes his seat.

The Honorable Mr. Dunn brought up the Petition of Hugh Richardson, and others, residents in the Town of York, which was laid on the table.

Petition of Hugh Richardson, and others, presented

The Honorable Mr. Wells, from the Select Committee appointed to draft an Address to the Lieutenant Governor in answer to His Excellency's Speech at the opening of the Session, reported a draft thereof, which he read in his place.

Report of Committee appointed to draft an Address in answer to Lieut. Governor's Speech.

Ordered, that the report be received and the said draft was again read by the Clerk, and it was—

Draft read first time.
Draft read second time.

Ordered, that the House be now put into a Committee of the whole to take the same into consideration.

The House was then put into a Committee of the whole accordingly.

Committed.

The Honorable Mr. Wells took the chair

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Address, had made some amendments thereto, and recommended the same to the adoption of the House.

Amendments reported.

Ordered, that the Report be received ; and—

Adopted.

Ordered, that the said Address be engrossed and read a third time to-morrow.

On motion made and seconded the House adjourned.

House adjourns.

Tuesday, 22nd November, 1831.

At half past two o'clock, P. M. there were

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CROOKSHANK,
" " HAMILTON,

The Honorable Mr. JOHN KIRBY,
The Hon. and RT. REV. BISHOP MACDONELL,

His Honor the Speaker declared the House adjourned for want of a quorum.

Speaker adjourns the House for want of a Quorum.

Wednesday, 23rd November, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Wednesday, 23rd November, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER, The Honorable Messrs. BALDWIN,
 The Hon. Mr. CROOKSHANK, " " HAMILTON,
 The Hon. & Ven. the ARCHDEACON OF YORK, " " KIRBY,
 The Honorable Messrs. WELLS, The Hon. & Rt. Rev. BISHOP MACDONELL,

Prayers were read.

The minutes of Monday and yesterday were read.

Petition of Geo. O'Kill Stewart, and others, presented.

The Honorable Mr. John Kirby brought up the petition of George O'Kill Stewart, and others, inhabitants of the Town and Township of Kingston, which was laid on the table.

Speaker acquaints the House that a Member wants to be introduced.
 Introduction of the Hon. Mr. Grant.

His Honor the Speaker acquainted the House, that there was a Member without ready to be introduced.

When the Honorable Mr. Grant was introduced between the Honorable and Venerable the Archdeacon of York, and the Honorable and Right Reverend Bishop MacDonell.

Presents his Writ of Summons.
 Same read.

Then the Honorable Mr. Grant presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and is as follows :

J. COLBORNE,

UPPER CANADA.

The Writ.

WILLIAM THE FOURTH by the Grace of GOD of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c. &c. &c.

To our trusty and well beloved Alexander Grant, Esquire, and to all to whom these presents shall come.

GREETING :

KNOW YE, that as well for the special trust and confidence that We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our said Province of Upper Canada, and the Church thereof, concern: We have thought fit to Summon you to the Legislative Council of our said Province: And we do therefore command you the said Alexander Grant, Esquire that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, at the Legislative Council of our said Province at all times whensoever and wheresoever our Provincial Parliament may be therein hereinafter convoked and holden; and this you are in no wise to omit.

IN TESTIMONY WHEREOF We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed.—Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this nineteenth day of November, in the Year of our Lord One Thousand Eight Hundred and Thirty-one, and in the second year of our Reign.

By Command of His Excellency.

J. C.
 HENRY J. BOULTON,
 Attorney General.

D. CAMERON,
 Secretary.

Oath prescribed by the Statute of the 31st. Geo. III. Chap. 31. administered to him.

Then the Honorable Mr. Grant came to the table and took the oath prescribed by the Statute of the 31st. Geo. III. Chap. 31. which was administered by Grant Powell, Esq. one of the Commissioners appointed to administer the oath to the Members of the Legislative Council, and took his seat accordingly.

He takes his seat.

Address in answer to Lt. Govern's Speech at the opening of the Session, read third time and passed.
 Same signed.

Pursuant to the order of the day the Address of this House to the Lieutenant Governor in answer to his Excellency's Speech from the Throne at the opening of the Session, was read a third time and passed, whereupon the Speaker signed the same, which is in the following words:

Wednesday, 23rd November, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

To His Excellency SIR JOHN COLBORNE, Knight, Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c. The Address.

MAY IT PLEASE YOUR EXCELLENCY,

We His Majesty's dutiful and loyal subjects, the Legislative Council, in Provincial Parliament assembled, beg leave to return our best acknowledgements for Your Excellency's Speech at the opening of the Session.

The consideration which induced Your Excellency to call together the Legislature earlier than the usual period will, no doubt, be fully appreciated.

We trust, with His Majesty's Government, that the late regulations introduced into this Province, respecting the trade of the Colonies, by encouraging a free commercial intercourse on the St. Lawrence, and increasing our exports, will be found to promote the general prosperity of the Canadas.

It is highly gratifying to us to learn, that in the contemplated change of the Timber Duties, nothing more was intended than a repeal of certain fiscal regulations, bearing unequally on the trade in England; and we congratulate the Province on the assurance of Your Excellency that His Majesty's Ministers are so well aware of the importance of the North American Colonies to the strength and power of the British Empire, that in any future change of the existing scale of duties, they will not cease to feel that the developement of their resources is an object of the greatest interest to which they can direct their attention.

We are fully persuaded that His Majesty in proposing to render the Commissions of the Judges dependant on good behaviour and not as heretofore on the Royal Pleasure, intended to afford a new proof of His Gracious desire to promote the welfare of the Colony, and we shall not fail to give our best attention to any communication from Your Excellency, relating to further instructions on that subject.

We trust that much benefit has been derived in every District from the last grant to improve the Highways; but concur with Your Excellency in the opinion, that a more effectual and permanent system for repairing the Roads and Bridges, and improving the communication with the back Townships, is necessary to give activity to internal Commerce, and to insure immediate benefit from the recent extensive emigration to this Province.

Our best exertions shall be used in considering this subject, and while learning from Your Excellency, that it is the intention of His Majesty's Government to propose measures for future periodical Emigration, and to afford aid to the advancement of Education and the encouragement of District and Township Schools, we anticipate with feelings of grateful acknowledgement, that such a preparation will be made for the reception of the different classes leaving their Parent State, as must enable us soon to find them spreading over the most fertile tracts in the Province, and enjoying a competence which the industrious settler seldom fails to attain in this happy Country of his adoption.

Ordered, that a Select Committee be appointed to wait upon the Lieutenant Governor, to know when His Excellency would be pleased to receive this House with their Address,—and—

Ordered, that the Honorable Messrs. Wells and Hamilton do compose the same.

The Honorable and Venerable the Archdeacon of York, gave notice, that on Friday next, he will move for a reduction of the quorum of this House.

Pursuant to the order of the day, the Petition of Hugh Richardson, and others, residents of the Town of York, praying for aid in the improvement of the York Harbor, was read.

His Honor the Speaker gave notice, that he will, on to-morrow, bring in a Bill to annul the laws respecting the Murthering of Bastard Children.

His Honor the Speaker gave notice, that he will, on to-morrow, bring in a Bill for removing doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province.

The Honorable Mr. Allan enters.

The Honorable Mr. Wells, from the Select Committee appointed to wait upon His Excellency, to know when the Lieutenant Governor would be pleased to receive this House with their Address in answer to His Excellency's Speech at the opening of the Session,—reported

Committee appointed to know when it would be received.

Members composing same.

Notice of a motion for reducing the quorum.

Petition praying for aid in the improvement of the York Harbor, read.

Notice of bringing in 21st. James 1st. repeal Bill.

Notice of bringing in Lake and River offences Jurisdiction Bill.

A Member enters the House.

Report of Committee appointed to wait upon Lieut. Governor to know when this House would be re-

23rd, 24th & 25th November, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

ceived with its Address in answer to His Excellency's Speech.

that they had done so, and that His Excellency had been pleased to appoint to-morrow, at the hour of eleven of the clock, A. M. for that purpose.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow, at half past ten of the clock, A. M.

Thursday, 24th November, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. BABY,
" " CROOKSHANK,
" " CAMERON,
" " MARKLAND,
" " ALLAN,

The Honorable Messrs. M'DONELL,
" " BALDWIN,
" " HAMILTON,
" " JOHN KIRBY,
The Hon. & Rt. Rev. BISHOP MACDONELL,
The Honorable Mr. GRANT.

Prayers were read.

The Minutes of yesterday were read.

Petition of James Cotter, and others, presented.

The Honorable Mr. Hamilton brought up the petition of James Cotter, and others, inhabitants of the County of Prince Edward, which was laid on the table.

The House proceeds with its Address to the Government House, and returns.

At eleven of the clock, A. M. the House proceeded to the Government House with their Address, and having returned—

Speaker reports Lt. Governor's answer thereto.

His Honor the Speaker reported that His Excellency had been pleased to receive the same, and to return an answer thereto, of which he had obtained a copy, which he read, and it was again read by the Clerk as follows :

Same read.

The Answer.

Honorable Gentlemen,

I return you my thanks for this Address, and receive with satisfaction the assurances, that your best consideration will be given to the subjects to which I have drawn your attention.

21st. James 1st repeal Bill brought in.

Pursuant to notice, His Honor the Speaker brought in a Bill to amend the laws respecting the murdering of Bastard Children.

Read first time.

The said Bill was then read, and it was—

Ordered, that the same be read a second time to-morrow.

Lake and River offences Jurisdiction Bill brought in.

Pursuant to notice, His Honor the Speaker brought in a Bill for removing doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province.

Read 1st time.

The said Bill was then read, and it was—

Ordered, that the same be read a second time to-morrow.

Notice of bringing in Commissioners of Customs Jurisdiction Bill.

His Honor the Speaker gave notice, that he will, on to-morrow, bring in a Bill for removing doubts respecting the Jurisdiction of Commissioners of Customs in this Province.

House adjourns.

On motion made and seconded the House adjourned.

Friday, 25th November, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CROOKSHANK,
" " WELLS,
" " CAMERON,
" " DUNN,
" " ALLAN,

The Honorable Messrs. SIR WILLIAM CAMPBELL,
" " M'DONELL,
" " BALDWIN,
" " HAMILTON,
" " JOHN KIRBY,
" " GRANT,

Prayers were read.

The Minutes of yesterday were read.

Petition praying for a remission of the duties now imposed upon Stills, read.

Pursuant to the order of the day the Petition of George O'Kill Stuart, and others, inhabitants of the Town and Township of Kingston, praying for a remission of the duties now imposed upon Stills used in this Province, was read.

25th & 28th November, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the Bill to amend the laws respecting the murdering of Bastard Children, was read a second time, and it was— 21st. James 1st repeal Bill read 2nd time.

Ordered, that the House be put into a Committee of the whole on the same on Monday next.

Pursuant to the order of the day, the Bill for removing doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province, was read a second time, and it was— Lake and River offences Jurisdiction Bill, read 2nd. time.

Ordered, that the House be put into a Committee of the whole on the same on Monday next.

Pursuant to notice, His Honor the Speaker brought in a Bill for removing doubts respecting the Jurisdiction of Commissioners of Customs in this Province. Commissioners of Customs Jurisdiction Bill brought in. Read first time.

The said Bill was then read, and it was—

Ordered, that the same be read a second time on Monday next.

By Command of His Excellency the Lieutenant Governor, Mr. Secretary Cameron presented the Public Accounts, which were laid on the table. Public Accounts laid on the table.

On motion made and seconded, it was—

Resolved, That the Clerk of this House, in case of his absence from indisposition, or other cause, approved of by this House, be authorised to employ one of his Clerks to make due entries of the proceedings at the table. Resolution of the House authorising the Clerk to employ one of his Clerks to act in his stead.

Pursuant to the fifth standing order the House was called. Call of the House.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> SIR WM. CAMPBELL,	Members present.
<i>The Honorable Messrs.</i> CROOKSHANK,	" " M'DONELL,	
" " WELLS,	" " BALDWIN,	
" " CAMERON,	" " HAMILTON,	
" " DUNN,	" " JOHN KIRBY,	
" " ALLAN,	" " GRANT,	

ABSENT,

THE HONORABLE MESSRS. BABY,	Members absent.
" " " M'GILL,.....(Sick.)	
" " " CLARK,	
" " " DICKSON,.....(Excused.)	
" " " M'LEAN,.....(Sick.)	
" " " POWELL,.....(Sick.)	
" " " MARKLAND,.....(Excused.)	
" " " ROBINSON,.....(Sick.)	
" " " JONES,	
" " " GORDON,	
" " " ELMSLEY,	
" " " BURNHAM,	
" " " BOSWELL,	
" " " ADAMSON,	
" " " JAMES KIRBY,	
" " " CROOKS,	

THE HON. & RT. REV. BISHOP MACDONELL.

The Honorable Mr. John Kirby brought up the Petition of George O'Kill Stewart, and others, inhabitants of the Town of Kingston, which was laid on the table. Petition of Geo. O'Kill Stewart, and others, presented.

On motion made and seconded, the House adjourned until Monday next. House adjourns.

Monday, 28th November, 1831.

The House met pursuant to adjournment. House meets.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> JAMES KIRBY,	Members present.
<i>The Honorable Messrs.</i> M'DONELL,	" " JOHN KIRBY,	
" " BALDWIN,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL,	
" " HAMILTON,	<i>The Honorable Mr.</i> GRANT.	

28th & 29th November, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Prayers were read.

The minutes of Friday were read.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill to amend the Laws respecting the murdering of Bastard Children.

The Honorable Mr. M'Donell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.

The Honorable Mr. Allan enters.

Ordered, that the Report be received; and—

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

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill for removing doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill and recommended the same without amendment to the adoption of the House.

Ordered, that the report be received, and—

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

Pursuant to the order of the day, the Bill for removing doubts respecting the Jurisdiction of Commissioners of Customs in this Province—was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, on the same.

The Honorable Mr. Crookshank enters.

Pursuant to the order of the day, the petition of James Cotter, and others, inhabitants of the County of Prince Edward, praying for an Act authorising the Magistrates to erect and complete a Gaol and Court House therein, was read.

Pursuant to the order of the day, the Petition of George O'Kill Stewart, and others, inhabitants of the Town of Kingston, praying for aid in the establishment of a Public Hospital in the said Town, was read.

His Honor the Speaker gave notice, that he will, on to-morrow, bring in a Bill for repealing the ordinances of the Province of Quebec.

His Honor the Speaker gave notice, that he will, on to-morrow, move certain resolutions respecting a Library for the use of the Legislative Council.

On motion made and seconded the House adjourned.

Tuesday, 29th November, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.	The Honorable JOHN B. ROBINSON, SPEAKER,	The Honorable Messrs. HAMILTON,
	The Honorable Messrs. CROOKSHANK,	" " JAMES KIRBY,
	The Hon. & Ven. the ARCHDEACON OF YORK,	" " JOHN KIRBY,
	The Honorable Messrs. ALLAN,	" " CROOKS,
	" " M'DONELL,	" " GRANT,

Prayers were read.

Petition of the President, Directors and Company of the Bank of Upper Canada, presented.

21st James 1st. repeal Bill read third time and passed.

Title ordered.

The minutes of yesterday were read.

The Honorable Mr. A. M'Donell brought up the petition of the President, Directors and Company of the Bank of Upper Canada, which was laid on the table.

Pursuant to the order of the day, the Bill to amend the laws respecting the murdering of Bastard Children was read a third time and passed, and it was—

Ordered, that the Title be "An Act to prevent the operation within this Province of an Act of Parliament made in England in the twenty-first year of the Reign of King James the First, entitled, "An Act to prevent the destroying and murdering of Bastard Children, and to make other provisions for the prevention and punishment of Infanticide," whereupon the Speaker signed the Bill, and it was—

Bill signed.

29th & 30th November, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, to be sent to the Commons' House of Assembly, by the Master in Chancery, for the concurrence of that House.

Sent to Assembly for concurrence.

A Deputation from the Commons' House of Assembly brought up a Bill entitled, "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Commercial Bank of Upper Canada;" to which they requested the concurrence of this House, and withdrew.

Commercial Bank of Upper Canada Incorporation Bill brought up from the Assembly

The said Bill was then read.

Read 1st time.

Pursuant to the order of the day, the Bill for removing doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province, was read a third time and passed, and it was—

Lake and River offences Jurisdiction Bill read third time and passed.

Ordered, that the title be "An Act to remove doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province."

Title ordered.

Whereupon the Speaker signed the same, and it was—

Bill signed.

Ordered, to be sent to the Commons' House of Assembly, by the Master in Chancery, for the concurrence of that House.

Sent to Assembly for concurrence.

Pursuant to notice, the Honorable and Venerable the Archdeacon of York laid on the table a resolution for reducing the quorum of the House from seven to five, and it was—

Resolution for reducing the quorum laid on the table.

Ordered, that the same be taken into consideration on Tuesday next, and—

Ordered, that the Members in Town be Summoned to attend in their places on that day.

Members in Town summoned.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill for removing doubts respecting the Jurisdiction of Commissioners of Customs in this Province.

Commissioners of Customs Jurisdiction Bill committed.

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and recommended the same without amendment to the adoption of the House.

Reported.

Ordered, that the report be received, and—

Adopted

Ordered, that the said Bill be engrossed, and read a third time on Thursday next.

Pursuant to notice, His Honor the Speaker brought in a Bill for repealing the Ordinances of the Province of Quebec.

Quebec Ordinance repeal Bill. Brought in.

The said Bill was then read, and it was—

Read 1st time.

Ordered, that the same be read a second time to-morrow.

The Honorable Mr. Baby enters.

A Member enters the House.

Pursuant to notice, His Honor the Speaker laid on the table, certain Resolutions respecting the Library; and it was—

Resolutions respecting the Library laid on the table.

Ordered, that the House be put into a Committee of the whole on Thursday next, to take the same into consideration.

On motion made and seconded the House adjourned.

House adjourns.

Wednesday, 30th November, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. BALDWIN,

The Honorable Messrs. CLARK,

" " HAMILTON,

" " CROOKSHANK,

" " JAMES KIRBY,

" " WELLS,

" " JOHN KIRBY,

" " MARKLAND,

" " CROOKS,

" " M'DONELL,

" " GRANT.

Members present.

Prayers were read.

Mr. Powell, one of the Commissioners for administering the oath to Members, informed their Honors, that the Honorable Mr. Clark had taken and subscribed the oath prescribed by the Constitution, as required by the third rule of this House, at the beginning of a Parliament.

Oath prescribed by the Statute of the 31st. Geo. III. Chap. 31. administered to the Hon. Mr. Clark.

The Minutes of yesterday were read.

D

30th November, & 1st December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Quebec Ordinance re-
peal Bill read 2nd
time.

Pursuant to the order of the day, the Bill for repealing the Ordinances of the Province of Quebec, was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole on the same to-morrow.

Petition of Thomas
Markland, and others,
presented.

The Honorable Mr. Markland brought up the Petition of Thomas Markland, and others, inhabitants of the Town of Kingston, which was laid on the table.

Notice of bringing in
Justices protection
Bill.

His Honor the Speaker gave notice, that he would, on to-morrow, bring in a Bill to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty; also, that he would, on Tuesday next, bring in a Bill to make more effectual provision for Appealing from the Judgement of the Court of King's Bench.

Notice of bringing in
Appeal Bill.

On motion made and seconded the House adjourned.

House adjourns.

Thursday, 1st December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,*The Honorable Messrs.* HAMILTON,*The Honorable Messrs.* CLARK,

" " JAMES KIRBY,

" " CROOKSHANK,

" " JOHN KIRBY,

The Hon. & Ven. the ARCHDEACON OF YORK,

" " CROOKS,

The Honorable Messrs. M'DONELL,*The Hon. & Rt. Rev.* BISHOP MACDONELL,

" " BALDWIN,

The Honorable Mr. GRANT.*Prayers were read.*

The Minutes of yesterday were read.

Commissioners of
Customs Jurisdiction
Bill read third time
and passed.

Pursuant to the order of the day, the Bill for removing doubts respecting the Jurisdiction of Commissioners of Customs in this Province, was read a third time and passed, and it was—

Title ordered.

Ordered, that the Bill be "An Act to remove doubts respecting the Jurisdiction of Commissioners of Customs in this Province."

Bill signed.

Whereupon the Speaker signed the Bill, and it was—

Sent to Assembly for
concurrence.

Ordered, that the same be sent to the Commons' House of Assembly by the Master in Chancery for the concurrence of that House.

Members enter the
House.
Motion for reducing
the quorum: question
put and negatived.

The Honorable Messrs. Baby and Wells enter.

Pursuant to the order of the day, it was moved and seconded, that the quorum of this House be reduced to four Members and the Speaker, which was carried in the negative.

Resolutions on the
subject of the Library
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Resolutions on the subject matter of the Library.

The Honorable Mr. Clark took the Chair.

Message from Assem-
bly.

A Message being announced the Chairman left the Chair and the House formed.

A Deputation from the Commons' House of Assembly returned a Bill which they had passed without amendment, and then withdrew.

Members enter the
House.
Resolutions on the
subject of the Library
recommitted.

The Honorable Messrs. Powell and Allan enter.

The House was then again put into a Committee of the whole on the Resolutions on the subject matter of the Library.

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the Resolutions and recommended the same to the adoption of the House.

Ordered, that the report be received.

Read.

The said resolutions were then read by the Clerk as follows:

The Resolutions.

Resolved, That the Library provided for the Legislature in the year 1816, is very insufficient for the purpose of reference, no material addition having been made to it since that period; and many of the works having been rendered incomplete by the casualties to which the Library has been exposed.

Resolved, That both Houses of the Legislature have, from time to time, taken into consideration the necessity of providing a more adequate Library; and several Joint Committees

Thursday, 1st December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

have been formed for that purpose, but nothing final has resulted from their suggestions, which is the less to be regretted from the circumstance, that hitherto the want of proper and permanent accommodation for the Legislature has exposed the Books to injury from frequent removals.

Resolved, That as there is every reason to hope that this inconvenience will terminate after the present Session, it is expedient now to adopt measures for rendering the Library more perfect and extensive, and to provide for its being properly taken care of.

Resolved, That it would be, on several accounts, more convenient if (in accordance with the practice in other Legislatures,) each House were to have a Library of its own, as it would avoid inconvenience in the selection and care of the Books, and in the use of them during the Session.

Resolved, That if the House of Assembly shall be of the same opinion, an Act might be passed, applying a sum annually to be appropriated by each House to the gradual formation of a Library, to be disposed of and superintended according to rules to be made by each House respectively; one of which rules should, of course be, that the Library of each House should be freely accessible to the Members of the other House during the Session.

Resolved, That it would also be proper to provide, as a part of such an arrangement, that each House should, during the Session, communicate to the other a list of the Books which they intend to procure for that year, because with respect to some rare or expensive works, it may be thought sufficient if they are in the possession of either House.

Resolved, That in case such a course should be adopted as is recommended in these Resolutions, it might be arranged between the two Houses, that one of them should take the whole of the present Library, and the other receive in consideration a larger grant for the first year; or that the Books shall be divided between them.

The said Resolutions being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; then—

His Honor the Speaker moved, that the said Resolutions be communicated to the said Assembly by Message, to be sent by the Master in Chancery, and they be requested to concur in the same, which being seconded—

The question of concurrence was put thereon and carried in the affirmative, and it was—

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed the accompanying Resolutions on the subject matter of the Library, to which they request the concurrence of the Assembly.

His Honor the Speaker reported to the House, that a Deputation from the Commons' House of Assembly had returned the Bill sent down to that House, entitled, "An Act to prevent the operation, within this Province, of An Act of Parliament made in England in the twenty-first year of the Reign of King James the First, entitled, "An Act to prevent the destroying and murdering of Bastard Children; and to make other provisions for the prevention and punishment of Infanticide:—and acquainted this House that they had passed the same without amendment.

Several Messages from His Excellency the Lieutenant Governor, were delivered by Mr. Acting Secretary McMahan, who being retired, the Speaker read the same, and they were again read by the Clerk as follows:

J. COLBORNE.

The Lieutenant Governor transmits to the Legislative Council a Copy of a Despatch which he has received from His Majesty's Secretary of State for the Colonies, respecting the Joint Address of Condolence to the King, from the Legislative Council and House of Assembly.

Government House,
30th November, 1831.

(Copy.)

DOWNING-STREET, LONDON,

24th May, 1831.

SIR—

I have the honor to acknowledge the receipt of your letter of the 23rd March, enclosing an Address of Condolence to the King, from the Legislative Council and House of Assembly of Upper Canada; and I have not failed to lay it before His Majesty.

Read 2nd time, and adopted.

Motion for communicating same to Assembly.

Adopted.

Resolutions to Assembly for concurrence.

Speaker reports to the House that the Assembly had passed the 21st James 1st. repeal Bill without amendment.

Messages from the Lt. Governor.

Transmitting the copy of a despatch respecting the Joint address of Condolence to the King.

The Copy.

Thursday, 1st December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

It gives me very great satisfaction to acquaint you, that His Majesty was pleased to receive this Address in the most gracious manner; and it has been peculiarly gratifying to His Majesty's feelings to learn from His faithful Subjects, the Legislative Council and House of Assembly of Upper Canada, that there is not a Colony or Country in which the people are enjoying a greater degree of prosperity and happiness than in that peaceful and flourishing Province.

His Majesty has no object so near his heart as the good of his people; and His Majesty commands me to assure you, in the strongest terms, that no distance, however remote from the immediate seat of Government, can weaken the interest which His Majesty takes in the well-being of those faithful and loyal Subjects, whose Address of Condolence it has been my duty to lay at His Majesty's feet.

I have, &c.

(Signed) GODERICH.

J. COLBORNE.

The Lieutenant Governor transmits to the Legislative Council a return of Debentures redeemed and outstanding.

Government House,
30th November, 1831.

J. COLBORNE.

The Lieutenant Governor has already communicated to the Legislative Council and the House of Assembly, that he has received the Commands of His Majesty to propose to them the enactment of a Bill, declaring that the Commissions of the Judges of the Supreme Courts shall be granted during their good behaviour; and he now acquaints the Legislative Council, that in further pursuance of the general design of imparting to this Colony the benefit of the important principal of the British Constitution—the Independence of the Judges—it is His Majesty's settled purpose to nominate, on no future occasion, any Judge as a Member either of the Executive or of the Legislative Council; and that the single exception to this general rule, will be that of the Chief Justice of Upper Canada, who will be a Member of the Legislative Council, in order that they may have the benefit of his assistance in framing Laws of a general and permanent character. But that His Majesty will not fail to recommend, even to that high Officer, a cautious abstinence from all proceedings by which he might be involved in any political contention of a party nature.

Government House,
30th November, 1831.

Ordered, that an Address be presented to His Excellency the Lieutenant Governor, respectfully thanking him for his several messages of this day, transmitting a return of Debentures;—the copy of a Despatch respecting the Address of Condolence to His Majesty; and on the subject of the Independence of the Judges; and assuring His Excellency, that the Legislative Council will not fail to give their serious consideration to the same.

Ordered, that the Honorable Messrs. Crookshank and Wells be appointed the Committee for the above purpose.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill for repealing the Ordinances of the Province of Quebec.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Tuesday next.

Ordered, that the report be received and leave granted accordingly.

Pursuant to the order of the day, the Petition of the President, Directors and Company of the Bank of Upper Canada, praying for an increase of the Capital Stock of said Institution, was read.

The Honorable Mr. Crooks brought up the Petition of George Adams, and others, Inhabitants of the District of Niagara, which was laid on the table.

Pursuant to notice, His Honor the Speaker brought in a Bill to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty.

The said Bill was then read, and it was—

Transmitting a return of Debentures.

On the subject of the Commissions of the Judges of the Supreme Courts.

Address ordered to be presented, thanking His Excellency for the above Messages.

Committee appointed therefor.

Quebec Ordinance repeal Bill committed.

Reported and leave asked to sit again.

Petition praying for an increase of the Capital Stock of the Bank of Upper Canada read.

Petition of George Adams and others, presented.

Justices protection Bill brought in.

Read first time.

1st & 2nd December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the same be read a second time to-morrow.
On motion made and seconded the House adjourned.

House adjourns.

Friday, 2nd December, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
" " CROOKSHANK,	" " JAMES KIRBY,
<i>The Hon. & Ven.</i> THE ARCHDEACON OF YORK,	" " JOHN KIRBY,
<i>The Honorable Messrs.</i> WELLS,	" " CROOKS,
" " MARKLAND,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL,
" " ALLAN,	<i>The Honorable Mr.</i> GRANT.
" " M'DONELL,	

Members present.

Prayers were read.

The Minutes of yesterday were read.

His Honor the Speaker laid before the House a declaration which was—

Ordered, to be entered on the Journals, and is as follows :

Speaker lays before the House a declaration respecting a despatch on the subject of the Judges Commissions
Read and ordered to be entered on the Journals.

HONORABLE GENTLEMEN—

His Excellency the Lieutenant Governor was pleased to transmit to this House, yesterday, the substance of a despatch from the Rt. Honorable Lord Goderich, Secretary of State for the Colonies, upon the subject of a proposed change in the terms of Commissions to be given to the Judges of this Province; and in the concluding passage there is an observation of which it may seem doubtful whether it was intended by His Lordship to refer only to injunctions proposed to be given to Judges to be appointed hereafter, or whether it was not also designed to be applied to myself, as being at the time of writing that despatch Chief Justice of this Province, and a Member of the Legislative Council.

Not knowing what construction may be generally placed upon the passage, I am impelled by respect for my own character, and by a sense of duty towards this House as an independent branch of the Legislature, to declare that no such communication as is there spoken of, has ever been made to me.—If any had been, fully as I concur, and fully as all my predecessors must have concurred in, the propriety of the sentiments expressed by His Majesty's Secretary of State, I could have felt no other course open to me than to have laid such a communication upon the table of the House, or to have returned it with a respectful remonstrance. I beg leave further to assure the House, that in my acts and deliberations here, I shall ever hold myself as free as any individual in whom our Sovereign has reposed the same honorable trust, and that continuing to be guided by my own judgment and discretion, the conduct which I shall hereafter pursue can be no other than I have maintained during the two years in which I have had the honor of serving among you.—What that has been is of course known to you. It need not have been unknown to His Majesty's Government; and as I am very confident it has afforded no ground for a desire to convey a public assurance of restrictions intended to be imposed upon me as the Speaker of this House—so I trust I am correct in believing that a measure so unusual was not intended.

The Declaration.

Ordered, that the House be put into a Committee of the whole on Tuesday next, on His Excellency's Message received yesterday, respecting the independency of the Judges of this Province.

Pursuant to the order of the day, the Petition of Thomas Markland, and others, inhabitants of the Town of Kingston, praying to be established as a Banking Company, under the style and title of "The Commercial Bank of Upper Canada," was read.

The Honorable Mr. Crookshank, from the Select Committee appointed to present an Address to His Excellency the Lieutenant Governor, thanking him for his several Messages transmitted to this House yesterday, reported that they had done so.

Petition praying to be established as a Banking Company under the style and title of the Commercial Bank of Upper Canada, read

Report of Sel't. Committee appointed to present Address to Lt. Governor thanking him for his Messages of yesterday.

Ordered, that the Bill entitled, "An Act to incorporate certain persons under the style and title of "the President, Directors and Company of the Commercial Bank of Upper

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2nd & 5th December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Canada," be read a second time, and that the same do stand upon the order of the day, for Monday next.

Justices protection
Bill read 2nd time.

Pursuant to the order of the day, the Bill to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty, was read a second time—and it was—

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

Notice of bringing in
office test bill.

The Honorable and Venerable the Archdeacon of York, gave notice, that he would, on Monday next, bring in a Bill to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned, and also to render it unnecessary to receive the Sacrament of the Lord's Supper as a qualification for offices or for other temporal purposes.

Petition of Richard T.
Dixie, and others,
presented.

The Honorable Mr. Clark brought up the petition of Richard Thomas Dixie, and others, land owners and inhabitants of the Niagara District, which was laid on the table.

Petition of Artemas
W. Cushman, pre-
sented.

The Honorable Mr. Markland brought up the Petition of Artemas W. Cushman, a Volunteer Militiaman during the late war, which was laid on the table.

House adjourns.

On motion made and seconded, the House adjourned until Monday next.

Monday, 5th December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
" " POWELL,	" " ADAMSON,
" " CROOKSHANK,	" " JAMES KIRBY,
<i>The Hon. & Ven.</i> THE ARCHDEACON OF YORK,	" " JOHN KIRBY,
<i>The Hon. Messrs.</i> ALLAN,	" " CROOKS,
" " M'DONELL,	

Prayers were read.

The minutes of Friday were read.

Kingston Bank Bill
read 2nd time.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Commercial Bank of Upper Canada," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole on Wednesday next, to take the same into consideration.

Justices protection
Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty.

The Honorable Mr. James Kirby took the Chair.

After some time the House resumed.

Members enter the
House.

The Honorable Messrs. Dunn, Markland, Grant, and the Honorable and Right Reverend Bishop McDonell, enter.

Report of above Com-
mittee adopted

The Chairman reported that the Committee had gone through the above Bill, and recommended the same without amendment to the adoption of the House.

Ordered, that the report be received.

Ordered, that the above Bill be engrossed and read a third time to-morrow.

Office Test Bill
brought in.

Pursuant to notice, the Honorable and Venerable the Archdeacon of York, brought in a Bill to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned, and also to render it unnecessary to receive the Sacrament of the Lord's Supper as a qualification for offices or for other temporal purposes.

Read 1st time.

The said Bill was then read, and it was—

Ordered, that the same be read a second time on Thursday next.

Petition praying for
the establishment of a
Banking Company at
St. Catharines, read.

Pursuant to the order of the day, the Petition of George Adams, and others, inhabitants of the District of Niagara, praying to be established as a Banking Company at St. Catharines, was read.

Petition praying to be
incorporated under
the name of the Erie
& Ontario Rail Road
Company, read.

Pursuant to the order of the day, the Petition of Richard Thomas Dixie, and others, landowners and inhabitants of the Niagara District, praying to be incorporated under the name and style of the Erie and Ontario Rail Road Company, was read.

5th & 6th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the Petition of Artemas W. Cushman, a Volunteer Militiaman during the late war, praying for relief, was read. Petition of Artemas W. Cushman, praying for relief—read.

The Honorable Mr. Markland brought up the Petition of J. Marks, and others, Justices of the Peace, residing in the Town of Kingston, which was laid on the table. Petition of J. Marks, and others, presented.

The Honorable Mr. Markland brought up the Petition of R. Mattheson, and others, inhabitants of the Town of Perth, which was laid on the table. Petition of R. Mattheson and others, presented.

The Honorable Mr. Markland brought up the Petition of James Reeves, and others, inhabitants of the Midland District, which was laid on the table. Petition of James Reeves, and others, presented.

The Honorable Mr. Markland brought up the Petition of Adiel Sherwood, and others, inhabitants of the District of Johnstown, at Brockville and its vicinity, which was laid on the table. Petition of Adl. Sherwood, and others, presented.

The Honorable Mr. Dunn brought up the Petition of S. Washburn, and others, inhabitants of the Town of York, which was laid on the table. Petition of S. Washburn, and others, presented.

The Honorable Mr. Clark brought up the Petition of J. Muirhead, and others, inhabitants of the District of Niagara, which was laid on the table. Petition of J. Muirhead, and others, presented.

On motion made and seconded the House adjourned. House adjourns.

*Tuesday, 6th December, 1831.*The House met pursuant to adjournment. House meets.**PRESENT,**

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,	Members present.
<i>The Honorable Messrs.</i> CLARK,	“ “ HAMILTON,	
“ “ POWELL,	“ “ JAMES KIRBY,	
<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	“ “ JOHN KIRBY,	
<i>The Honorable Messrs.</i> WELLS,	“ “ CROOKS,	
“ “ MARKLAND,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL,	
“ “ ALLAN,	<i>The Honorable Mr.</i> GRANT.	
“ “ M'DONELL,		

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices, reasonable protection in the discharge of their duty, was read a third time and passed, and it was— Justices protection Bill read 3rd time and passed.

Ordered, that the title be “An Act to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices, reasonable protection in the discharge of their duty.” Title ordered.

Whereupon the Speaker signed the Bill, and it was—

Ordered, to be sent to the Commons' House of Assembly by the Master in Chancery for the concurrence of that House. Bill signed.
Sent to Assembly for concurrence.

The Honorable Mr. Crookshank enters.

Pursuant to notice, His Honor the Speaker brought in a Bill to make more effectual provision for appealing from the Judgement of the Court of King's Bench. a Member enters the House.
Appeal Bill brought in.

The said Bill was then read, and it was—

Ordered, that the same be read a second time to-morrow. Read 1st time.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill for repealing the Ordinances of the Province of Quebec. Quebec Ordinance repeal Bill recommitted.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House. Reported.
Adopted.

Ordered, that the report be received, and—

Ordered, that the said Bill be engrossed, and read a third time on Monday next.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Message from His Excellency the Lieutenant Governor, transmitted to this House, respecting the Independency of the Judges. Messages of the Lt. Governor respecting the independency of the Judges—committed.

6th & 7th December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Message into consideration—had made some progress therein, and asked leave to sit again on Thursday next.

Leave granted.

Ordered, that the report be received and leave granted accordingly, and—

Members summoned.

Ordered, that the Members in Town be Summoned to attend in their places on that day.

Petition of Robert
Dickson presented.

The Honorable Mr. Hamilton brought up the Petition of Robert Dickson, President of the Niagara Harbour and Dock Company, which was laid on the Table.

Petition of Bishop
MacDonell and others
presented.

The Honorable Mr. Clark brought up the Petition of the Right Reverend Alexander MacDonell, Bishop of Regiopolis, and others, in their own behalf, and in behalf of the Roman Catholic population of this Province, which was laid on the Table.

Petition of J. Muir-
head and others pre-
sented.

The Honorable Mr. Crooks brought up the Petition of J. Muirhead, and others, inhabitants of the Town of Niagara, which was laid on the Table.

Petition of Henry
Jones and an other
presented.

The Honorable Mr. Crooks brought up the Petition of Henry Jones, and an other, which was laid on the Table.

House adjourns.

On motion made and seconded the House adjourned.

Wednesday, 7th December, 1831.

House meets. ❄

The House met pursuant to adjournment.

PRESENT,

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> CLARK,
<i>The Honourable Messrs.</i> MARKLAND,	" " JAMES KIRBY,
" " A. M'DONELL,	" " JOHN KIRBY.
" " BALDWIN,	" " CROOKS,
" " HAMILTON.	" " GRANT,

Prayers were read.

The Minutes of yesterday were read.

Petition of William
MacAulay presented.

The Honorable Mr. A. McDonell brought up the Petition of William MacAulay of the Midland District, which was laid on the Table.

Kingston Bank Bill
Committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill, entitled "An Act to Incorporate certain persons under the style and title of the President, Directors, and Company of the Commercial Bank of Upper Canada."

The Honorable Mr. John Kirby took the Chair.

After some time the House resumed.

Members enter the
House.

The Honorable Mr. Crookshank, and the Honorable and Venerable the Archdeacon of York, the Honorable Messrs. Wells, Allan and Adamson, and the Honorable and Right Reverend Bishop MacDonell, enter.

Report of above Com-
mittee, and leave ask-
ed to sit again.

The Chairman reported that the Committee had taken the above Bill into consideration, had made some progress therein, and asked leave to sit again on Monday next.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly, and—

Bill ordered to be
printed.

Ordered that the said Bill be printed.

Petition praying for
the prevention of an-
nual Orange Process-
ions read.

Pursuant to the order of the day, the Petition of J. Marks, and others, Justices of the Peace, residing in the Town of Kingston, praying that means may be devised for preventing Annual Orange Processions, was read.

Petition praying for
the establishment of a
Bank at Kingston
read.

Pursuant to the order of the day, the Petition of R. Mattheson, and others, inhabitants of the Town of Perth, praying for the establishment of a Bank in Kingston, under the style and title of the Commercial Bank of Upper Canada, was read.

Petition praying for
the Establishment of
a Bank at Kingston
read.

Pursuant to the order of the day, the Petition of James Reeves, and others, inhabitants of the Midland District, praying for the establishment of a Bank in Kingston, under the style and title of the Commercial Bank of Upper Canada, was read.

Petition praying for
the establishment of
a Bank at Kingston
read.

Pursuant to the order of the day, the Petition of Adiel Sherwood, and others, inhabitants of the District of Johnstown, at Brockville and its vicinity, praying for the establishment of a Bank in Kingston, under the style and title of the Commercial Bank of Upper Canada, was read.

7th & 8th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the Petition of S. Washburn, and others, inhabitants of the Town of York, praying to be incorporated under the stile, firm and name of the Upper Canada Fire and Inland Navigation Insurance Company was read.

Petition praying to be incorporated, under the stile of the U. C. fire and inland Navigation Insurance Company read.

Pursuant to the order of the day, the Petition of J. Muirhead, and others, inhabitants of the District of Niagara, praying to be remunerated for losses sustained during the late War with the United States of America, was read.

Petition praying to be remunerated for losses during the late war read.

Pursuant to the order of the day, the Bill to make more effectual provision for appealing from the Judgment of the Court of Kings Bench, was read a second time, and it was Ordered that the House be put into a Committee of the whole on Friday next, to take the same into consideration.

Appeal Bill read 2nd time.

His Honor, the Speaker, gave notice that he would bring in a Bill to-morrow, to authorise the holding of the Court of King's Bench at any convenient place in the immediate vicinity of the Town.

Notice of bringing in Kings Bench place of Sitting Bill.

The Honorable Mr. Clark brought up the Petition of Seneca Ketchum, of the Township of York, which was laid on the Table.

Petition of Seneca Ketchum presented.

The Honorable Mr. Adamson brought up the Petition of John Goessman, which was laid on the Table.

Petition of John Goessman presented.

On motion made and seconded the House adjourned.

House adjourns.

Thursday, 8th December, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honourable Messrs. A. M'DONELL,

The Honorable Messrs. CLARK,

" " BURNHAM,

" " DICKSON,

" " BALDWIN,

The Hon. & Ven. THE ARCHDEACON OF YORK,

" " HAMILTON.

The Honorable Messrs. WELLS,

" " JAMES KIRBY,

" " MARKLAND,

" " JOHN KIRBY,

" " DUNN,

" " CROOKS,

" " ALLAN,

The Hon. & Rt. Rev. BISHOP MACDONELL,

" *Sir* WILLIAM CAMPBELL,

The Honorable Mr. GRANT.

Members present.

Prayers were read.

The Minutes of yesterday were read.

The Honorable Mr. Crooks brought up the Petition of J. Muirhead, and others, inhabitants of the District of Niagara, which was laid on the Table.

Petition of J. Muirhead, and others, presented.

The Honorable Mr. Crooks brought up the Petition of J. Muirhead, and others, Magistrates and inhabitants of the District of Niagara, which was laid on the Table.

Petition of J. Muirhead, and others, presented.

The Honorable Mr. Clark brought up the Petition of Robert Drummond, and others, which was laid on the Table.

Petition of Robert Drummond, and others, presented.

His Honor the Speaker, informed the House that there was a Member without ready to be introduced.

Speaker informs the House that a member waits to be introduced

When the Honorable Arthur Lloyd was introduced, between the Honorable Mr. Baldwin and the Honorable Mr. James Kirby,—

Introduction of the Honorable Arthur Lloyd.

Then the Honorable Mr. Lloyd presented to the Speaker his writ of summons, who delivered it to the Clerk, and is as follows:—

Presents his writ of summons. Same read.

J. COLBORNE.

The Writ.

UPPER CANADA.

WILLIAM the FOURTH by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c. &c. &c.

To our trusty and well beloved Arthur Lloyd, Esquire, and to all to whom these presents shall come,

GREETING.

KNOW YE, that as well for the special trust and confidence that we have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous

F

Thursday 8th December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

affairs which may the State and defence of our said Province of Upper Canada and the Church thereof concern. We have thought fit to summon you to the Legislative Council of our said Province; and We do therefore command you the said Arthur Lloyd, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, at the Legislative Council of our said Province, at all times, whensoever and wheresoever our Provincial Parliament may be therein hereafter convoked and holden,—and this you are in no wise to omit.

In Testimony whereof we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed. Witness our trusty and well beloved Sir John Colborne, K. C. B., Lieutenant Governor of our said Province; and Major General Commanding our Forces therein, at York, this sixth day of December, in the year of Our Lord One Thousand Eight Hundred and Thirty-One, and in the second year of our reign.

By Command of His Excellency.

J. C.
H. J. BOULTON,
Attorney General.
D. CAMERON,
Secretary.

Oath prescribed by the Statute of the 31st Geo. 3d. Cap. 31., administered to him.

Then the Honorable Mr. Lloyd came to the Table and took the Oath prescribed by the Statute of the 31st Geo. 3d. Cap. 31., which was administered by Grant Powell, Esquire, one of the Commissioners appointed to administer the Oath to the Members of the Legislative Council, and took his seat accordingly.

He takes his seat.

Office test Bill read 2nd time.

Pursuant to the order of the day, the Bill to dispense with the necessity of taking certain Oaths, and making certain Declarations in the cases therein mentioned; and also, to render it unnecessary to receive the Sacrament of the Lord's Supper as a qualification for offices, or for other temporal purposes, was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

A Member enters the House.

The Honorable Mr. Crookshank enters.

Message of Lieutenant Governor respecting the Independency of the Judges, re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole. on the message of His Excellency the Lieutenant Governor, transmitted to this House, respecting the Independency of the Judges.

The Honorable Mr. Markland took the Chair.

A message being announced, the Chairman left the chair, and the House formed.

Messages from Lieut. Governor.

Several Messages from His Excellency the Lieutenant Governor, were delivered by Mr. Acting Secretary McMahon, who being retired, the Speaker read the same, and they were again read by the Clerk as follows :

J. COLBORNE.

The Lieutenant Governor transmits to the Legislative Council Copies of such reports respecting District and Common Schools, as have been received since the last Session of the Provincial Legislature.

Government House,
7th December, 1831.

J. COLBORNE.

The Lieutenant Governor transmits to the Legislative Council copies of the returns received from the several Clerks of the Peace of the Population of the respective Districts of this Province, for the year 1831.

Government House,
7th December, 1831.

J. COLBORNE.

The Lieutenant Governor transmits for the information of the Legislative Council, a copy of a Despatch, which he has this day received from his Majesty's Secretary of State, for the Colonies, with a copy of an Act of the Imperial Parliament therein referred

Transmitting the copy of a Despatch on the subject of the Revenues, arising from the 14th Geo. 3d. Cap. 88.

Thursday 8th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

to, which places at the disposal of the Legislature of this Province, the revenues arising from the Statute of the 14th Geo. 3d. Cap. 88.

Government House,
7th December, 1831.

No. 42.

(Copy.)

The Copy.

DOWNING-STREET,
30th September, 1831.

SIR,

With reference to my Despatch of the 23d May last, No 26,—I have the honor to transmit to you an Act of Parliament passed in the present Session, to amend the Statute 14th Geo. 3d. Chap. 88.; which places at the disposal of the Legislature of Upper Canada the revenues of that Province, arising from the Statute of Geo. 3d.

The Act having been passed on the 22nd Instant, it has not been practicable since that time to issue the necessary order of His Majesty in Council, for confirming the Provincial Statute of the first year of His Majesty's Reign, Cap. 14. That order will however be issued by the earliest possible opportunity.

The Provincial Act will in the mean time have its operation.

I have the honor, &c.

(Signed)

GODERICH.

A true Copy.

(Signed)

E. McMAHON.

A. Sec'y.

Ordered, that an Address be presented to the Lieutenant Governor, respectfully thanking His Excellency for his several messages received this day, transmitting copies of Reports respecting District and Common Schools, Population Returns from the several Clerks of the Peace, and the copy of a Despatch, on the subject of revenues arising from the Statute of the 14th Geo. 3d. Chap. 88.

Address, ordered to be presented to the Lieutenant Governor, thanking him for the foregoing messages.

Ordered, that the Honorable Messrs. Hamilton and Crooks be appointed the Committee to present the same.

Committee appointed therefor.

The House was then again put into a Committee of the whole on the message of His Excellency the Lieutenant Governor, transmitted to this House, respecting the Independency of the Judges.

Message of Lieut. Governor respecting the Independency of the Judges, recommit- ted.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Message, and had agreed to certain resolutions, which they recommended to the adoption of the House.

Resolutions reported.

Ordered, that the Report be received, and—

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

Read first time.

Resolved. That the attention of this House has been called to that part of a Despatch transmitted to them by His Excellency the Lieutenant Governor, on the subject of the Independence of the Judges, which signifies, that His Majesty will not fail to recommend to the Chief Justice of this Province a cautious abstinence from all proceedings by which he might be involved in any political contention of a party nature.

The Resolutions.

Resolved. That as the Chief Justice is also the Speaker, and a member of the Legislative Council, this House would feel much concern if they supposed that the above expression could be understood to convey any reflection upon the conduct of the individual who fills those high offices, with so much advantage to the Country and honor to himself.

Resolved. That while this House has the fullest sense of the gracious consideration of His Majesty, in continuing to them the invaluable services of their present Speaker, they feel persuaded that the high honor and sound discretion of that Officer, will be the best security that can be offered to his Majesty's Government, for his continuing to pursue the upright course which has so distinguished him, and render any recommendation on that subject wholly unnecessary.

Resolved. That a copy of these Resolutions be presented to His Excellency the Lieutenant Governor, in order that by transmitting them to the Colonial Department His Majesty's

8th & 9th December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

principal Secretary of State for the Colonies, may be assured of the unbounded confidence of this House in their Speaker, and its high sense of the gracious consideration of His Majesty in continuing to it the benefit of his talent and ability.

Read second time,
and adopted

The said Resolutions being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, unanimously,—and it was—

Committee appointed
to present Lieut. Gov.
with a copy of same.

Ordered, that the Honorable Messrs. Markland and Allan, be appointed a Committee to present His Excellency the Lieutenant Governor with a copy of the same.

Petition praying for a
loan to the Niagara
Harbour and Dock
Company read.

Pursuant to the order of the day, the Petition of Robert Dickson, President of the Niagara Harbour and Dock Company, praying for a loan of Money, was read.

Petition praying to be
incorporated, for the
purpose of disposing
of property granted
for the building of
Catholic Churches,
&c., read.

Pursuant to the order of the day, the Petition of the Right Reverend Alexander McDonell, Bishop of Regiopolis, and others, in their own behalf, and in behalf of the Roman Catholic population of this Province, praying to be incorporated, for the purpose of disposing of such fixed or movable property which has been granted, or, may hereafter be granted, for the building of Catholic Churches, &c., was read.

Petition praying for
an alteration of the
Charter granted to the
Niagara Canal Com-
pany, read.

The Petition of J. Muirhead, and others, inhabitants of the Town of Niagara, praying for certain modifications and amendments to the Charter granted to the Niagara Canal Company, was read.

Petition praying for
the establishment of a
Police in the Town of
Brockville, read.

The Petition of Henry Jones, and an other, praying for an Act authorising the establishment of a Police in the Town of Brockville, was read.

King's Bench place of
sitting bill brought in.

Pursuant to notice, His Honor the Speaker brought in a Bill to authorise the holding the Court of King's Bench at any convenient place in the immediate vicinity of the town.

Read first time.

The said Bill was then read, and it was—

Ordered, that the same be read a second time to-morrow.

Notice of bringing in
Transportation Bill.

His Honor the Speaker gave notice, that he would, to-morrow, bring in a Bill to authorise the Criminal Courts in this Province, to sentence to transportation.

House adjourns.

On motion made and seconded the House adjourned.

Friday, 9th December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CLARK,
" " DICKSON,
The Hon. & Ven. THE ARCHDEACON OF YORK,
The Honorable Messrs. ALLAN,
" " M'DONELL,
" " BURNHAM,

The Honorable Messrs. BALDWIN,
" " HAMILTON,
" " JAMES KIRBY,
" " JOHN KIRBY,
The Hon. & Rt. Rev. BISHOP MACDONELL,
The Honorable Messrs. GRANT,
" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Appeal Bill commit-
ted.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill to make more effectual provision for appealing from the judgment of the Court of King's Bench.

The Honorable Mr. Grant took the Chair.

After some time the House resumed.

A member enters the
House.

The Honorable Mr. Markland, enters.

Report of above Com-
mittee, and leave ask-
ed to sit again.

The Chairman reported that the Committee had taken the above Bill into consideration, had made some progress therein, and asked leave to sit again on Monday next.

Leave Granted.

Ordered, that the Report be received, and leave granted accordingly.

Petition placing at the
disposal of the Legis-
lature a block of land
for use of the new dis-
trict into which the
Co. of Prince Edward
may be erected, read.

Pursuant to the order of the day, the Petition of W. McAulay, placing at the disposal of the Legislature, a certain Block of Land, for the site of a Goal and Court-House, &c., for the use of the new District, into which the County of Prince Edward may be erected, was read.

Petition praying for
the establishment of a
Foundling Hospital
in the town of York,
read.

Pursuant to the order of the day, the Petition of Seneca Ketchum, of the Township of York, praying for the establishment of a Foundling Hospital in the Town of York, was read.

9th & 12th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Petition of John Goesman, praying that certain persons may be incorporated under the name and style of the Farmer's Store-house Company, was read.

Petition praying to be incorporated, under the name of the Farmers Store-house read.
Office Test Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill to dispense with the necessity of taking certain Oaths, and making certain Declarations, in the cases therein mentioned; and also to render it unnecessary to receive the Sacrament of the Lord's Supper, as a qualification for offices, or for other temporal purposes.

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same to the adoption of the House.

Reported.

Ordered, that the Report be received, and—

Adopted.

Ordered, that the Bill be engrossed, and read a third time on Monday next.

Pursuant to the order of the day, the Bill to authorise the holding of the Court of King's Bench at any convenient place in the immediate vicinity of the Town, was read a second time, and it was—

Kings Bench place of Sitting Bill read 2nd time.

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

Pursuant to notice, His Honor the Speaker brought in a Bill to authorise the Criminal Courts in this Province, to sentence to transportation.

Transportation Bill brought in—

The said Bill was then read, and it was—

Read first time.

Ordered, that the same be read a second time on Monday next.

The Honorable Mr. Markland brought up the Petition of James Fersher, and others, inhabitants of the Townships of Fredericksburgh and Adolphustown, which was laid on the Table.

Petition of James Fersher, and others, presented.

On motion made and seconded the House adjourned.

House adjourns.

Monday, 12th December, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> M'DONELL,	
<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN,	
" " DICKSON,	" " HAMILTON,	
<i>The Hon. & Ven.</i> THE ARCHDEACON OF YORK,	" " JAMES KERBY,	
<i>The Honorable Messrs.</i> WELLS,	" " JOHN KIRBY,	
" " MARKLAND,	" " GRANT,	
" " ALLAN,		

Members present.

Prayers were read.

The minutes of Friday last were read.

Pursuant to the order of the day, the Bill for repealing the Ordinances of the Province of Quebec was read a third time, and passed, and it was—

Quebec Ordinance Repeal Bill read 3rd time, and passed.

Ordered, that the title be "An Act to provide that none of the Ordinances made by the Governor and Legislative Council of the Province of Quebec, shall continue to have the force of Law in this Province."

Title ordered.

Whereupon the Speaker signed the Bill, and it was—

Bill signed.

Ordered, that it be sent to the Commons' House of Assembly, by the Master in Chancery, for the concurrence of that House.

Sent to Assembly for concurrence.

Pursuant to the order of the day, the Bill to dispense with the necessity of taking certain Oaths, and making certain Declarations in the cases therein mentioned; and also, to render it unnecessary to receive the Sacrament of the Lord's Supper as a qualification for offices, or for other temporal purposes, was read a third time, and passed, and it was—

Office test Bill read 3rd time, and passed.

Ordered, that the title be "An Act to dispense with the necessity of taking certain Oaths, and making certain Declarations in the cases therein mentioned; and also to render it unnecessary to receive the Sacrament of the Lord's Supper as a qualification for offices, or for other temporal purposes."

Title ordered.

Whereupon the Speaker signed the Bill, and it was—

Bill signed.

Monday 12th December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Sent to Assembly for concurrence.

Ordered, that it be sent to the Commons' House of Assembly, by the Master in Chancery, for the concurrence of that House.

Dissentiet,—

Dissent of the Hon. Mr. Powell, against passing the Quebec Ordinance Repeal Bill

To the Bill as now passed, entitled "An Act to provide that none of the Ordinances made by the Governor and the Legislative Council of the Province of Quebec, shall continue to have the force of Law in this Province"; because, no provision is made for Appeal from Judgments of the Court of King's Bench, founded on Foreign Judgments, which had not the aid of a Jury; and that such provision shall expressly enable the appellant to present an Appeal, the very evidence, affidavit, or original Foreign Judgment, in order that the Court of Appeal may form its legal judgment of that of the Court of King's Bench upon the Foreign Judgment appealed; as for instance, that in a case of judgment in Lower Canada, in the Common Pleas at Montreal, in 1794, while subject on all matters relating to property and civil rights to the Laws of France, and Ordinances of Quebec, an Action was brought on that judgment, in the Court of King's Bench in Upper Canada, (subject to the Laws of England) which on Foreign Judgments confirm them or not, according to the law of the Foreign Country; and therefore, must have before it evidence of the Foreign Law which rule the Foreign Court, or its judgment cannot be sound. In case of Appeal, the same evidence which supported the Foreign Judgment should obviously be before the Court of Appeal, to enable it to procure such judgment as the Court below ought to have given. Such was the law of the French Ordinance, touching Appeals, which was continued to be the same in Upper Canada, and has not been repealed before this Act.

The Original Judgment was in a Court where there was no Jury; and therefore, if the justice of the Original Judgment be impeached, and a new Judgment is called upon, even at the end of thirty-six years, to impeach or confirm an Appeal from, such new Judgment must be supported by the same legal evidence which supported the Original Foreign Judgment.

(Signed)

WM. DUMMER POWELL.

Petition praying for an extension of the Niagara Gaol Limits read.

Pursuant to the order of the day, the Petition of J. Muirhead, and others, Magistrates and inhabitants of the District of Niagara, praying for an extension of Gaol Limits, was read.

Petition praying for the establishment of the Niagara Boundaries Line read.

Pursuant to the order of the day, the Petition of J. Muirhead, and others, inhabitants of the District of Niagara, praying for the establishment of the Northern boundary line of the Township of Niagara, was read.

Petition praying for aid in the improvement of road in township of Pittsburgh read

Pursuant to the order of the day, the Petition of Robert Drummond, and others, praying for further aid in the improvement of the road in the Township of Pittsburgh, was read.

Petition praying for a resurvey of a part of townships of Fredericksburgh & Adolphustown read.

Pursuant to the order of the day, the Petition of James Fersher, and others, inhabitants of the Townships of Fredericksburgh and Adolphustown, praying for a resurvey of a part of the said Townships, was read.

Order of the day read for recommitting Kingston Bank Bill.

The order of the day, for the House to be again put into a Committee of the whole on the Bill, entitled "An Act to incorporate certain persons under the style and title of the President Directors and Company of the Commercial Bank of Upper Canada, being read, it was—

Same Discharged.

Ordered to be discharged, and that the same do stand upon the order of the day for tomorrow.

Appeal Bill recommitting.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill to make more effectual provision for appealing from the judgment of the Court of King's Bench.

The Honorable Mr. Grant took the Chair.

After some time the House resumed.

The Honorable and Right Reverend Bishop MacDonell enters.

A member enters the House.

Report of above Committee, and leave asked to sit again.

The Chairman reported that the Committee had taken the above Bill into consideration, had made some progress therein, and asked leave to sit again on Thursday next.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly, and—

Bill ordered to be printed.

Ordered, that the Bill be printed.

King's Bench place of sitting bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill, to authorise the holding of the Court of King's Bench at any convenient place in the immediate vicinity of the town.

12th & 13th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House. Reported.

Ordered, that the Report be received, and— Adopted.

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

Pursuant to the order of the day, the Bill to authorise the Criminal Courts in this Province to sentence to transportation, was read a second time, and it was Transportation Bill read second time.

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

The Honorable Mr. Dickson brought up the Petition of Richard Broune, and others, inhabitants and freeholders of the District of London, which was laid on the Table. Petition of Richard Broune, and others, presented.

The Honorable Mr. Markland from the select Committee, appointed to present His Excellency the Lieutenant Governor with a copy of certain Resolutions, adopted by this House, on the subject matter of His Excellency's Message, respecting the Independency of the Judges of this Province, reported that they had done so. Report of select Committee, appointed to present Lt. Governor with certain resolutions respecting independency of Judges.

The Honorable Mr. Hamilton from the select Committee, appointed to wait upon His Excellency the Lieutenant Governor, with an address of this House, thanking His Excellency for his several Messages received on Thursday last, reported that they had done so. Report of select Committee, appointed to present an address to Lt. Governor thanking him for his Messages of Thursday last.

On motion made and seconded, the House adjourned. House adjourns.*Tuesday, 13th December, 1831.*The House met pursuant to adjournment. House meets.**PRESENT,***The Honorable* JOHN B. ROBINSON, SPEAKER,*The Honorable Messrs.* HAMILTON.*The Honorable Messrs.* CLARK,

" " JAMES KERBY,

" " DICKSON,

" " JOHN KIRBY.

" " MARKLAND,

The Hon. & Rt. Rev. BISHOP MACDONELL,

" " DUNN,

The Honorable Messrs. GRANT.

" " ALLAN,

" " LLOYD.

" " BALDWIN,

Members present.

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill to authorise the holding of the Court of King's Bench at any convenient place in the immediate vicinity of the Town, was read a third time, and passed, and it was— King's Bench place of sitting Bill read 3rd time, and passed.

Ordered, that the title be, "An Act respecting the place of sitting of the Court of King's Bench." Title ordered.

Whereupon the Speaker signed the Bill, and it was— Bill signed.

Ordered, to be sent to the Commons' House of Assembly by the Master in Chancery, for the concurrence of that House. Sent to Assembly for concurrence.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill, entitled "An Act to incorporate certain persons, under the style and title of the President, Directors, and Company, of the Commercial Bank of Upper Canada. Kingston Bank Bill committed.

The Honorable Mr. John Kirby took the Chair.

After some time the House resumed.

The Honorable Messrs. Wells and Crooks enter. Members enter the House.

The Chairman reported that the Committee had taken the above Bill into consideration, had made some progress therein, and asked leave to sit again on Thursday next. Report of above Committee, and leave asked to sit again.

Ordered that the Report be received, and leave granted accordingly. Leave granted.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill to authorise the Criminal Courts, in this Province, to sentence to transportation. Transportation Bill committed.

The Honorable Mr. Markland took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed. Message from Assembly.

13th & 14th December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Bills brought up.	A Deputation from the Commons' House of Assembly, brought up several Bills, to which they requested the concurrence of this House, and withdrew.
Transportation Bill recommitted.	The House was then again put into a Committee of the whole, on the Bill to authorise the Criminal Courts, in this Province, to sentence to transportation. The Honorable Mr. Markland took the Chair. After some time the House resumed.
Amendments reported.	The Chairman reported, that the Committee had gone through the Bill, and had made some amendments thereto, which they recommended to the adoption of the House.
A dopted	Ordered, that the Report be received, and— Ordered, that the said Bill as amended be engrossed, and read a third time on Thursday next.
Speaker reports the receipt of Assembly's Chaplain's salary Repeal Bill. Provincial Commissioners appointment Bill. And Libel Law Bill from the Assembly.	His Honor the Speaker reported to the House, that a Deputation from the Commons' House of Assembly had brought up a Bill entitled "An Act to repeal so much of the Law now in force as authorises the payment of a salary to a Chaplain to the House of Assembly," also a Bill entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned;" and, also a Bill entitled "An Act concerning the Law of Libel," to which they requested the concurrence of this House.
Assembly's Chaplain Salary Repeal Bill read first time.	The Bill entitled "An Act to repeal so much of the Law now in force as authorises the payment of a salary to a Chaplain to the House of Assembly" was read, and it was— Ordered, that the same be read a second time to-morrow.
Provincial Commissioners Appointment Bill read first time.	The Bill entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned" was read, and it was— Ordered, that the same be read a second time to-morrow.
Libel Law Bill read first time.	The Bill entitled "An Act concerning the Law of Libel" was read, and it was— Ordered, that the same be read a second time to-morrow.
Petition of John Mac Aulay, and others, presented.	The Honorable Mr. John Kirby brought up the Petition of John Macaulay and others, Magistrates of the Town of Kingston, which was laid on the Table.
Petition of Francis Evans, and others, presented.	The Honorable Mr. Clark brought up the Petition of Francis Evans and others, inhabitants of the County of Norfolk, which was laid on the Table.
Petition of James Graham and others, presented.	The Honorable Mr. Clarke brought up the Petition of James Graham and others, inhabitants of the County of Norfolk, which was laid on the Table.
Notice of bringing in Agricultural Society Bill.	The Honorable Mr. Crooks gave notice that he would, on Friday next, bring in a Bill respecting Agricultural Societies in this Province.
House adjourns.	On motion made and seconded, the House adjourned.

Wednesday, 14th December, 1831.

House meets. The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> HAMILTON,
	<i>The Honorable Messrs.</i> CLARK,	" " JAMES KERBY,
	" " DICKSON,	" " JOHN KIRBY,
	" " MARKLAND,	" " CROOKS,
	" " BURNHAM,	" " GRANT.
	" " BALDWIN,	" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Assembly's Chaplain Salary Bill read 2nd time. Pursuant to the order of the day, the Bill entitled "An Act to repeal so much of the Law now in force as authorises the payment of a salary to a Chaplain to the House of Assembly" was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole on Friday next, to take the same into consideration.

Provincial Commissioners Bill read 2nd time. Pursuant to the order of the day, the Bill entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned," was read a second time, and it was—

14th & 15th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

The Honorable and Right Reverend Bishop MacDonell enters.

A Deputation from the Commons House of Assembly, returned the Bill entitled "An Act to remove doubts respecting the jurisdiction over offences committed upon the Lakes and Rivers in this Province," and informed this House, that the Assembly had made some amendments in and to the same, to which they desired the concurrence of this House, and then withdrew.

The said amendments were then read as follows:—

Amendments made by the Commons House of Assembly, in and to the Bill sent down from the Honorable the Legislative Council, entitled "An Act to remove doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province."

Press. 1. line 16.—After the word "exterior" insert "side."

" " 17.—After the word "exterior" insert "side."

" " Expunge the second clause, and insert "And be it further enacted by the authority aforesaid, that all crimes and offences committed in or upon any of the said waters, may be inquired of and tried within any District lying adjacent to such waters, and shall and may be laid and charged to have been committed within the jurisdiction of the Court which shall try the same; and such Court shall and may proceed thereon to trial, judgment and execution, or other punishment, for such crime or offence, in the same manner as if such crime or offence had been really committed within the District where such trial may be had; any law, usage, or custom to the contrary notwithstanding."

Ordered, that the above Amendments be read a second time to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act concerning the law of Libel," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Pursuant to the order of the day, the Petition of Richard Broune and others, inhabitants and free-holders of the District of London, praying for a repeal of the law which requires that the District School shall be kept at Vittoria, and enacting that the same shall be holden in the Town of London, was read.

The Honorable Mr. Crooks brought up the Petition of Jonas Jones and others, inhabitants of the Town of Brockville, which was laid on the Table.

The Honorable Mr. Clark brought up the Petition of Jacob Langs Jun. and others, inhabitants of the Eastern Townships in the London District, which was laid on the Table.

On motion made and seconded, the House adjourned.

Thursday, 15th December, 1831.

The House met pursuant to adjournment.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CLARK,
" " DICKSON,
" " MARKLAND,
" " ALLAN,
" " M'DONELL,
" " BURNHAM,
" " BALDWIN,

The Honorable Messrs. HAMILTON,
" " JAMES KERBY,
" " JOHN KIRBY,
" " CROOKS,
The Hon. & Rt. Rev. BISHOP MACDONELL,
The Honorable Messrs. GRANT.
" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill to authorise the Criminal Courts in this Province to sentence to transportation, was read a third time, and it was—

Ordered, that the Bill do not now pass—

H

A Member enters the House.

Lake and River offences Jurisdiction Bill returned from Assembly amended.

Amendments read first time.

The Amendments.

Libel Law Bill read second time.

Petition praying for a repeal of the Law, requiring the London District School to be kept at Vittoria, read

Petition of Jonas Jones, and others, brought up.

Petition of Jacob Langs jun. and others, presented.

House adjourns.

House meets.

Members present.

Transportation Bill read third time.

But not passed.

15th & 16th December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

But that the House be again put into a Committee of the whole to-morrow, to take the same into further consideration.

Appeal Bill recom-
mitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill to make more effectual provision for Appealing from the Judgment of the Court of King's Bench.

The Honorable Mr. Grant took the Chair.

After some time the House resumed.

A member enters the
House.

The Honorable and Venerable the Archdeacon of York enters.

Amendments report-
ed to the above bill.

The Chairman reported, that the Committee had gone through the above Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

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

Kingston Bank Bill
recommitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors, and Company of the Commercial Bank of Upper Canada."

The Honorable Mr. John Kirby took the Chair.

After some time the House resumed.

Amendments report-
ed.

The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered, that the Report be received.

Read first time.

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

The Amendments.

In the Title, line 3.—After the word "of" expunge "Upper Canada," and insert "the Midland District."

Press. 1. line 20.—After the words "Bank of," expunge "Upper Canada," and insert "the Midland District."

" line 5.—After the words "Bank of," expunge "Upper Canada," and insert "the Midland District."

Press. 2. line 12.—After the word "Gore," insert "London."

Press. 11. line 13.—After the words "specie or," expunge "other lawful;" after the word "money," insert "made a legal tender by any Act of the Legislature."

The said Amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and—

Motion for reading
the Bill on Monday
se'night.

It was moved and seconded, that the said Amendments be engrossed, and the Bill as amended read a third time on Monday se'night.

Motion in amendment
thereto.

In amendment thereto, it was moved and seconded, that "on Monday se'night," be expunged and "the second day of January next," inserted.

Adopted.

The question of concurrence being put, the amendment was carried in the affirmative, and it was—

Ordered, that the Amendments be engrossed, and the said Bill as amended, read a third time on the second day of January next.

House adjourns.

On motion made and seconded the House adjourned.

Friday, 16th December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> HAMILTON,
<i>The Honorable Messrs.</i> CLARK,	" " JAMES KERBY,
" " DICKSON,	" " JOHN KIRBY,
<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	" " CROOKS,
<i>The Honorable Messrs.</i> MARKLAND,	" " LLOYD.
" " BALDWIN,	

Prayers were read.

The Minutes of yesterday were read.

Provincial Commis-
sioners Bill commit-
ted.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned."

Friday, 16th December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

The Honorable Mr. Clark took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly.
Bills brought up.

A Deputation from the Commons' House of Assembly, brought up several Bills, to which they requested the concurrence of this House, and then withdrew.

The House was again put into a Committee of the whole, on the Bill entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned."

Provincial Commissioners Bill recommit-
ted.

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

The Honorable Mr. Allan and the Honorable and Right Reverend Bishop Macdonell, enter.

Members enter the House.

The Chairman reported, that the Committee had taken the above Bill into consideration, and had agreed to a Resolution, which they recommended to the adoption of the House.

Resolution reported by the above Committee.

Ordered, that the Report be received, and—

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

Read.

Resolved, That it is the opinion of this Committee, that a conference be requested with the Commons' House of Assembly on the subject matter of this Bill.

The Resolution.

The question of concurrence being put, the said Resolution was agreed to by the House, and it was—

Adopted.

Ordered, that a conference be desired with the Commons' House of Assembly on said Bill, and—

Conference ordered on the Bill.

Ordered, that the Honorable Messrs. Dickson and Hamilton, be appointed the conferees on the part of this House for that purpose.

Conferees appointed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council desire a conference with the Commons' House of Assembly on the subject matter of a Bill sent up to this House entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned;" and, have appointed the Honorable Messieurs Dickson and Hamilton to be a Committee on the part of this House, who will be ready to meet a Committee on the part of the Commons' House of Assembly, on Monday next, at twelve of the clock at Noon, for that purpose, in the Committee Room of the Legislative Council.

Assembly acquainted of same.

His Honor the Speaker reported to the House, that a Deputation from the Commons' House of Assembly had brought up a Bill entitled, "An Act for the relief of John Cooper Douglas," and also a Bill, entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," to which they requested the concurrence of this House.

Speaker reports the receipt of Douglas Relief Bill, and Brockville Police Bill from Assembly.

The Bill entitled "An Act for the relief of John Cooper Douglas" was read, and it was, Ordered, that the same be read a second time on Monday next.

Douglas Relief Bill read first time.

A Deputation from the Commons' House of Assembly brought up a Bill entitled, "An Act to repeal part of, amend and extend the provisions of an Act passed in the last Session of the present Parliament, entitled "An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments levied in said County," to which they requested the concurrence of this House and then withdrew.

Prince Edward Division Bill brought up from the Assembly.

The Bill entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," was read, and it was—

Brockville Police Bill read first time.

Ordered, that the same be read a second time on Monday next.

The Bill entitled "An Act to repeal part of, amend and extend the provisions of an Act passed in the last Session of the present Parliament, entitled "An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments levied in said County," was read, and it was—

Prince Edward Division Bill read first time.

Ordered, that the same be read a second time on Tuesday next.

Pursuant to the order of the day, the Amendments made by Assembly in and to the Bill entitled "An Act to remove doubts respecting the jurisdiction over offences committed upon the Lakes and Rivers in this Province," were read a second time, and it was—

Amendments of Assembly to Lake and River Offences Jurisdiction Bill read 2nd time.

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

Friday, 16th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Libel Law Bill committed

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act concerning the Law of Libel."

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

Reported and leave asked to sit again in three months.
Leave granted.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day three months.

Ordered that the Report be received, and leave granted accordingly.

Appeal Bill read 3rd time, and passed.

Pursuant to the order of the day, the Bill to make more effectual provision for Appealing from the Judgment of the Court of King's Bench, was read a third time and passed, and it was—

Title ordered.

Ordered, that the title be "An Act to constitute a new Court of Appeal for revising the Judgments of the Court of Kings' Bench."

Bill signed.

Whereupon the Speaker signed the Bill, and it was—

Sent to Assembly for concurrence.

Ordered, to be sent to the Commons' House of Assembly, by the Master in Chancery, for the concurrence of that House.

Dissentiet,

Dissent of the Hon. Mr. Powell, against passing same.

To the Bill as now passed entitled "An Act to constitute a new Court of Appeal for revising the Judgments of the Courts of King's Bench," because, no provision is made for Appeal from Judgments of the Court of King's Bench founded on Foreign Judgments which had not the aid of a jury; and that such provision shall expressly enable the Appellant to present an Appeal, the very evidence affidavit or original Foreign Judgment, in order that the Court of Appeal may form its legal Judgment of that of the Court of King's Bench upon the Foreign Judgment Appealed; as for instance, that in a case of Judgment in Lower Canada, in the Common Pleas at Montreal, in 1794—while subject on all matters relating to property and civil rights to the laws of France and Ordinances of Quebec, an action was brought on that Judgment, in the Court of King's Bench in Upper Canada, (subject to the Laws of England) which on Foreign Judgments confirm them or not, according to the law of the Foreign Country; and therefore, must have before it evidence of the Foreign Law which rule the Foreign Court, or its Judgment cannot be sound. In case of Appeal, the same evidence which supported the Foreign Judgment should obviously be before the Court of Appeal, to enable it to procure such Judgment as the Court below ought to have given. Such was the law of the French Ordinance, touching Appeals, which was continued to be the same in Upper Canada, and has not been repealed before this Act.

The Original Judgment was in a Court where there was no Jury; and therefore, if the justice of the Original Judgment is impeached, and a new Judgment is called upon, even at the end of thirty-six years, to impeach or confirm an Appeal from, such new Judgment must be supported by the same legal evidence which supported the Original Foreign Judgment.

(Signed)

WM. DUMMER POWELL.

Agricultural Society Bill brought in.

Pursuant to notice the Honorable Mr. Crooks brought in a Bill to extend the provisions of an Act passed in the Eleventh Year of His late Majesty's reign, entitled "An Act to encourage the establishment of Agricultural Societies in the several Districts of this Province."

Read first time.

The said Bill was then read, and it was—

Ordered, that the same be read a second time on Monday next.

Assembly's Chaplain Salary Repeal Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill, entitled "An Act to repeal so much of the Law now in force as authorises the payment of a salary to a Chaplain to the House of Assembly."

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

Reported, and leave asked to sit again in three months.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day three months.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Transportation Bill recommitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill to authorise the Criminal Courts, in this Province, to sentence to transportation.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

Further Amendments reported.

The Chairman reported that the Committee had gone through the Bill, and had made

Friday, 16th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

some further Amendments thereto, and recommended the Bill as amended to the adoption of the House.

Ordered, that the Report be received, and—

Ordered, that the said Bill be engrossed, and read a third time on Monday next.

Pursuant to the order of the day, the Petition of John Macaulay, and others, Magistrates of the Town of Kingston, praying for aid in the erection of a Lazar-House in the said Town, was read.

Adopted.

Petition praying for aid in the erection of a Lazar-house in Kingston, read.

Pursuant to the order of the day, the Petition of Francis Evans, and others, inhabitants of the County of Norfolk, praying that the London District School may not be removed from Vittoria, was read.

Petition praying that the London District School may not be removed from Vittoria, read.

The Petition of James Graham, and others, inhabitants of the County of Norfolk, praying for an Act granting a sum of money sufficient for the construction of a Harbour at the mouth of Patterson's Creek in said County, was read.

Petition praying for aid in the construction of a harbour at the mouth of Patterson's creek, read.

The Petition of Jonas Jones, and others, inhabitants of the Town of Brockville, praying for the establishment of a Police, in the said Town, was read.

Petition praying for the establishment of a Police in the town of Brockville, read.

The Petition of Jacob Langs, Jr., and others, inhabitants of the Eastern Townships in the London District, praying for an Act to divide the said District into two separate Districts, and authorising a loan of money for the purpose of building a new Gaol and Court-House, was read.

Petition praying that the London District may be divided into two separate Districts, read.

On motion made and seconded, it was—

Ordered, that the Petition of Jacob Langs, Jr., and others, inhabitants of the Eastern Townships in the London District, praying for an Act to divide the said District into two separate Districts, and authorising a loan of money for the purpose of building a new Gaol and Court-House, be referred to a select Committee of three Members, to report thereon by Bill or otherwise, and—

Referred to a select Committee.

Ordered, that the Honorable Messrs. Clark, James Kerby, and Crooks, do compose such Committee.

Members composing same.

On motion made and seconded, it was—

Ordered, that the Petition of the Right Reverend Alexander MacDonell, Bishop of Regiopolis, and others, in their own behalf, and in behalf of the Roman Catholic population of this Province, praying to be incorporated for the purpose of disposing of such fixed or moveable property which has been granted, or may hereafter be granted, for the building of Catholic Churches, &c., be referred to a Select Committee of three Members to report thereon, by Bill, or otherwise, and—

Petition praying to be incorporated for the purpose of disposing of property granted for the building of Catholic Churches, &c. referred to a select Committee.

Ordered, that the Honorable Messrs. Clark, Markland and Hamilton, do compose such Committee.

Members composing same.

On motion made and seconded, it was—

Ordered, that the Petition of Francis Evans, and others, inhabitants of the County of Norfolk, praying that the London District School, may not be removed from Vittoria, be referred to the Select Committee on the Petition of Jacob Langs, Jr., and others, inhabitants of the Eastern Townships, in the London District, praying for an Act to divide the said District into two separate Districts, and authorising a loan of money for the purpose of building a new Gaol and Court-House, to report thereon by Bill or otherwise.

Petition of Francis Evans and others, respecting the London District School, referred to a select Committee.

Ordered, that the Committee of Conference on the part of this House, upon the Bill sent up from the Assembly, entitled "An Act to appoint Commissioners to treat with Commissioners appointed, or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned, be instructed to represent—

Instructions to Conference on Provincial Commissioners appointment Bill.

That the Legislative Council bears in mind, that upon every occasion in which it has been hitherto necessary to send Commissioners to treat with Lower Canada, on any matter relating to this Province, such Commissioners have been appointed by the Crown, under a power given by the Legislature, but have not been named by any Act of the Legislature.

That the Legislative Council is not aware that it has been the practice in Great Britain to delegate otherwise than by Royal Commission, a power of negotiation to be executed by any of the King's subjects in another Country.

That if it is found desirable to make further provision than already exists, for treating upon matters of common concern, between the Provinces of Upper and Lower Canada, the Legislative Council will be happy to concur in making such provision, in the manner that has been always hitherto accustomed.

16th & 19th December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

House adjourns. On motion made and seconded, the House adjourned until Monday next, at Eleven of the clock, A. M.

Monday, 19th December, 1831.

House meets. The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> JAMES KERBY,
	<i>The Honorable Messrs.</i> DICKSON,	" " JOHN KIRBY,
	" " BURNHAM,	" " CROOKS,
	" " BALDWIN,	" " GRANT,
	" " HAMILTON,	" " LLOYD.

Prayers were read.

The minutes of Friday last were read.

Transportation Bill read third time and passed. Pursuant to the order of the day, the Bill to authorise the Criminal Courts in this Province to sentence to transportation, was as further amended, read a third time and passed, and it was—

Title ordered. Ordered, that the title be "An Act to authorise the Transporting of Offenders."

Bill signed. Whereupon the Speaker signed the Bill, and it was—

Sent to Assembly for concurrence. Ordered, to be sent to the Commons House of Assembly by the Master in Chancery, for the concurrence of that House.

Douglas Relief Bill read second time. Pursuant to the order of the day, the Bill entitled "An Act for the relief of John Cooper Douglas" was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Brockville Police Bill read second time. Pursuant to the order of the day, the Bill entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," was read a second time, and it was—

Referred to a select Committee. Ordered, that the same be referred to a Select Committee of two Members, with power to send for persons and papers, and to report thereon, and—

Members composing same. Ordered, that the Honorable Messieurs Baldwin and Crooks do compose that Committee.

Amendments of Assembly to Lake and River Offences Jurisdiction Bill committed. Pursuant to the order of the day, the House was put into a Committee of the whole, on the Amendments made by the Commons House of Assembly, in and to the Bill entitled "An Act to remove doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province."

The Honorable Mr. Baldwin took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly. A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House a Message in the following words, and then withdrew.

MR. SPEAKER,

The Commons House of Assembly have acceded to the request of the Honorable the Legislative Council, for a conference on the Bill entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada for the purposes therein mentioned," and have appointed Messrs. Attorney General, Buell, Shaver and Clark, conferees on the part of this House, to meet the conferees on the part of the Honorable the Legislative Council, at the time and place appointed.

[Signed]

ARCHIBALD McLEAN,
SPEAKER.

*Commons, House of Assembly,
19th December, 1831.*

A member enters the House.

The Honorable and Right Reverend Bishop MacDonell enters.

Midland District quarter sessions Bill brought up from Assembly.

A Deputation from the Commons House of Assembly, brought up a Bill entitled "An Act to repeal part of an Act passed in the Thirty third year of the reign of King George the Third, entitled "An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace within the several Districts of this Province, and to authorise the holding of the Quarter Sessions of the Midland District, at Kingston and Bellville alternately," to which they requested the concurrence of this House, and then withdrew.

Monday, 19th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The House was again put into a Committee of the whole on the Amendments made by the Commons House of Assembly in and to the Bill entitled "An Act to remove doubts respecting the jurisdiction over offences committed upon the Lakes and Rivers in this Province."

Amendments of Assembly to Lake and River Offences Jurisdiction Bill, recommended.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Amendments, and recommended them to the adoption of the House.

Reported.

Ordered, that the Report be received, and—

Adopted.

Ordered, that the said Bill as amended be read a third time to-morrow.

The Bill entitled "An Act to repeal part of an Act passed in the Thirty third year of the reign of King George the Third, entitled 'An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace, within the several Districts of this Province, and to authorise the holding of the Quarter Sessions of the Midland District at Kingston and Bellville alternately'" was read, and it was—

Midland District Quarter Sessions Bill, read first time.

Ordered, that the same be read a second time on Wednesday next.

Pursuant to the order of the day, the Bill to extend the provisions of an Act passed in the Eleventh Year of His late Majesty's reign, entitled "An Act to encourage the establishment of Agricultural Societies in the several Districts of this Province, was read a second time, and it was—

Agricultural Societies Bill, read 2nd time.

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

The Honorable Mr. Dickson from the Committee of Conference, upon the Bill entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned," reported, that they had met the conferees on the part of Commons House of Assembly, and delivered to them their instructions.

Report of Conferees upon Provincial Commissioners appointment Bill.

Ordered, that the Report be received.

The Honorable Mr. Crooks brought up the Petition of Moses Maynard the younger, of Brockville, in the District of Johnstown, which was laid on the Table.

Petition of Moses Maynard presented.

On motion made and seconded the House adjourned for one hour.

House adjourns for an hour.

The House met pursuant to adjournment.

House meets.

The Honorable Mr. Crookshank, the Honorable and Venerable the Archdeacon of York, and the Honorable Mr. Allan, enter.

Members enter the House.

The Honorable Mr. Hamilton from the Select Committee, to whom was referred the Petition of the Right Reverend Alexander MacDonell, Bishop of Regiopolis, and others, in their own behalf and in behalf of the Roman Catholic population of this Province, praying to be incorporated for the purpose of disposing of such fixed or moveable property which has been granted or may hereafter be granted, for the building of Catholic Churches, &c., reported the draft of a Bill which they were ready to submit, whenever the House would be pleased to receive the same.

Report of Select Committee upon the Petition praying to be incorporated for the purpose of disposing of property granted for the building of Catholic Churches &c.

Ordered, that the Report be now received.

The Bill to incorporate the Right Reverend the Bishop and the Clergy of the Roman Catholic Church in this Province, was then read, and it was—

Roman Catholic corporation Bill, read first time.

Ordered, that the same be read a second time to-morrow.

A Deputation from the Commons House of Assembly, brought up a Bill entitled "An Act to repeal so much of an Act passed in the Fifty-ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal part of, and amend the Laws now in force for establishing Public Schools in the several Districts of this Province, and to extend the provisions of the same,' as relates to the opening and keeping the District School for the London District at the Town of Vittoria, and to authorise the holding of the said District School at the Town of London, in the said District," to which they requested the concurrence of this House, and withdrew.

London District School Bill brought up from Assembly.

The said Bill was then read, and it was—

Read first time.

Ordered, that the same be read a second time on Monday next.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act to regulate the prices to be charged for printing Official Advertisements," to which they requested the concurrence of this House, and then withdrew.

Official Advertisement Bill brought up from Assembly.

19th & 20th December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

The said Bill was then read, and it was—

Ordered, that the same be read a second time on Monday next.

House adjourns.

On motion made and seconded, the House adjourned.

Tuesday, 20th December, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, *SPEAKER.**The Honorable Messrs.* JAMES KERBY,*The Honorable Messrs.* DICKSON,

" " JOHN KIRBY,

" " MARKLAND,

" " CROOKS,

" " BURNHAM,

The Hon. & Rt. Rev. BISHOP MACDONELL,

" " BALDWIN,

The Honorable Messrs. GRANT.

" " HAMILTON,

" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Amendments of Assembly to Lake and River offences Jurisdiction Bill, read 3d time, and passed.

Pursuant to the order of the day, the Amendments made by the Commons House of Assembly, in and to the Bill sent down from this House entitled "An Act to remove doubts respecting the jurisdiction over offences committed upon the Lakes and Rivers in this Province," were read a third time, and—

Amendments signed.

The question being put whether this Bill as amended should pass, it was carried in the affirmative: Whereupon the Speaker signed the Amendments, and it was—

Assembly acquainted of same

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed the Amendments made by the Assembly in and to the Bill sent down from this House, entitled "An Act to remove doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province."

Prince Edward Division Bill, read second time.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of, amend and extend the provisions of an Act passed in the last Session of the present Parliament, entitled "An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments levied in said County," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Douglas Relief Bill Committee.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill entitled, "An Act for the relief of John Cooper Douglas."

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

Reported, and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Monday next.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Agricultural Society Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill to extend the provisions of an Act passed in the Eleventh year of His late Majesty's reign, entitled "An Act to encourage the establishment of Agricultural Societies in the several Districts of this Province.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

A Member enters the House. Report of above Committee.

The Honorable Mr. Allan, enters.

The Chairman reported that the Committee had risen.

Ordered, that the Report be received.

Roman Catholic Corporation Bill, read second time.

Pursuant to the order of the day, the Bill to incorporate the Right Reverend the Bishop and the Clergy of the Roman Catholic Church in this Province, was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Official Advertisement Bill, read second time.

Pursuant to the order of the day, the Bill entitled "An Act to regulate the prices to be charged for printing Official Advertisements," was read a second time.

Petition of C. A. Hagerman presented.

The Honorable Mr. Markland brought up the Petition of Christopher Alexander Hagerman, of the Town of York, which was laid on the Table.

Tuesday, 20th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Honorable Mr. Baldwin from the Select Committee, to whom was referred the Bill entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," presented their Report.

Report of Select Committee upon Brockville Police Bill, presented.

Ordered, that the Report be received, and the same was read as follows:—

Read.

The Select Committee to whom was referred the Bill entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," having taken into consideration the Report of a Select Committee, of your Honorable House, upon the same subject at its last Session, and having compared the Bill upon which the said Report is founded, with the one referred to your Committee, beg leave to Report:—

The Report.

That the Bill entitled "An Act to Incorporate the Town of Brockville, and to establish a Police therein," establishes a President and Board of Police for the Town of Brockville, with the usual corporate powers of suing and being sued, purchasing and conveying real and personal estate, and having a common seal, the officers of which are to be elected by the inhabitants of the said Town, possessing certain qualifications, and notwithstanding the said Bill vests in the said Board, powers not heretofore contained in any of the Police regulations of any Town in this Province, still your Committee are of opinion, that the said powers are not too extensive, and that for the internal regulation of Towns, the principle established by the said Bill, of electing the Officers of the said Police is better calculated to give satisfaction to the inhabitants thereof, and to insure a due discharge of the duties of the respective offices than the principle that has hitherto been adopted, and cannot, in the opinion of your Committee, be productive of any injury, either in a general or local point of view. Your Committee discover, upon examination, that the bill referred to them differs from that upon which the aforesaid report was made in several important and beneficial instances—It omits making any provision for the establishment of a Market in the said Town, and entirely restricts the said Board of Police from any interference in establishing the same, and strictly pursues the notice of application to the Legislature in the Gazette. The said Bill, notwithstanding it authorises a higher power of assessing the inhabitants of the said Town, than is now by law provided, reduces the amount which the said Police are authorised to levy much lower than the sum to which they were limited by the Bill upon which the aforesaid report was made, so much lower indeed, that so far as Your Committee possess the means of information, the amount established by the present Bill will afford general satisfaction to the inhabitants of the said Town.

Another material difference which Your Committee have discovered is, that by the Bill upon which the aforesaid report was made, the arbitrators to be appointed for the purposes therein named, were vested with a power in estimating the claim of any person to compensation for lands taken or damages in laying out or altering any street; to take into their consideration the benefit likely to accrue to such person from laying out or altering the proposed street by its enhancing the value of his property or producing other advantages; which power is entirely taken from them by the Bill referred to Your Committee.

Your Committee, therefore, having attentively considered the provisions of the present Bill, and feeling, as they do, that the rapid increase of population in the said Town of Brockville, and its growing prosperity require some Police establishment; beg leave strongly to recommend the said Bill to the favorable consideration of Your Honorable House.

[Signed]

A. BALDWIN,

CHAIRMAN.

Ordered, that the House be put into a Committee of the whole to-morrow, to take the said Bill, and Report of the Select Committee thereon, into consideration.

The Honorable Mr. James Kerby brought up the Petition of Alexander Richardson, and others, inhabitants of the Districts of London and Niagara, which was laid on the Table.

Petition of Alexander Richardson, and others, presented.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act to amend the Charter of the Niagara Canal Company," to which they requested the concurrence of this House, and then withdrew.

Niagara Canal Company's Charter amendment Bill, brought up from Assembly.

The said Bill was then read, and it was—

Read first time.

Ordered, that the same be read a second time to-morrow.

On motion made and seconded, the House adjourned.

House adjourns.

Wednesday, 21st December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Wednesday, 21st December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> JAMES KERBY,
	<i>The Honorable Messrs.</i> CLARK,	" " JOHN KIRBY,
	" " DICKSON,	" " CROOKS,
	" " M'DONELL,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL,
	" " BURNHAM,	<i>The Honorable Messrs.</i> GRANT.
	" " BALDWIN,	" " LLOYD.
	" " HAMILTON,	

Prayers were read.

The Minutes of yesterday were read.

Midland District
Quarter Sessions Bill,
read second time.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of an Act passed in the Thirty third year of the reign of King George the Third, entitled 'An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace within the several Districts of this Province, and to authorise the holding of the Quarter Sessions of the Midland District, at Kingston and Bellville alternately," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Prince Edward Division
Bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to repeal part of, amend and extend the provisions of an Act passed in the last Session of the present Parliament, entitled 'An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County to raise a loan on the credit of the Assessments levied in said County.'"

The Honorable Mr. James Kerby, took the Chair.

Message from Assembly.

A message being announced the Chairman left the Chair, and the House formed.

A member enters the
House.
Bill returned amended.

The Honorable and Venerable the Archdeacon of York enters.

A Deputation from the Commons House of Assembly, returned a Bill with some amendments, to which they desired the concurrence of this House. The same Deputation brought up, and delivered at the Bar of this House, a message, and then withdrew.

Prince Edward Division
Bill recommitted.

The House was then again put into a Committee of the whole on the Bill entitled, "An Act to repeal part of amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled, 'An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments, levied in said County.'"

The Honorable Mr. James Kerby took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

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

Speaker reports the
return of King's Bench
place of sitting Bill
amended by Assembly

His Honor the Speaker, reported to the House, that a Deputation from the Commons House of Assembly had returned the Bill, entitled, "An Act respecting the place of sitting of the Court of King's Bench," with some amendments thereto, to which they desired the concurrence of the Legislative Council; and that the same Deputation had brought up and delivered at the Bar of this House, a Message, in the following words:—

And a Message.

MR. SPEAKER,

Requesting that the
Hon. Wm. Allan, and
Grant Powell, Esq.
may attend a Committee
of Assembly.

The Commons House of Assembly request the Honorable the Legislative Council to give leave to the Honorable William Allan, and also to Grant Powell, Esquire, to attend and give evidence, before a Select Committee of this House.

[Signed]

ARCHIBALD McLEAN,
SPEAKER.

Commons, House of Assembly,
21st December, 1831.

Wednesday, 21st December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

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

Amendments made by the Commons House of Assembly, in and to the Bill sent down from the Legislative Council, entitled, "An Act respecting the place of sitting of the Court of King's Bench.

In the Title.—After the words "respecting the" insert the words, "time and"—

Line 24.—After the words "there of" insert 3, And Whereas it is expedient to alter the period of holding the Term of Hilary; be it therefore enacted, by the authority aforesaid, that the Term of Hilary shall henceforth commence on the first Monday in February, and end on the Saturday of the week following, any law or usage to the contrary notwithstanding.

4th, Provided always, nevertheless, and be it further enacted by the authority aforesaid, that any writ, process, entry, or proceeding which hath been or shall be issued, had, or made, in which the term of Hilary, during this present year, or any return day thereof is described and set forth otherwise than according to the provision in this Act contained, shall, nevertheless, be valid and effectual, and the commencement and end of such term of Hilary, and other return day therein mentioned in any such writ, process, entry, or proceedings, shall, with respect to such writ, process, entry, or proceeding, and all subsequent proceeding thereon, be deemed and taken to be as it should and ought to have been according to the periods in this act appointed, for the commencement and duration of the said Term of Hilary.

5th, And be it further enacted by the authority aforesaid, that this Act shall continue and be in force for two years, and from thence to the end of the then next ensuing Session of Parliament, and no longer.

Ordered, that the forty fourth rule of this House be dispensed with as regards this Bill, and that the above Amendments be read a second time this day.

Ordered, that leave be granted to the Honorable William Allan, to attend a Select Committee of the Commons House of Assembly, as desired by their Message of this day, if he thinks fit—and that Grant Powell, Esquire, has leave to attend the same Select Committee.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Honorable William Allan has leave to attend a Select Committee of the Commons House of Assembly, as desired by their Message of this day, if he thinks fit, and that Grant Powell, Esquire, has leave to attend the same Select Committee.

The order of the day for the House to be put into a Committee of the whole on the Bill to incorporate the Right Reverend the Bishop and the Clergy of the Roman Catholic Church in this Province, being read, it was—

Ordered, that it be discharged, and that the same do stand upon the order of the day for to-morrow.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein."

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Honorable Mr. Allan, enters.

The Chairman reported that the Committee had taken the above Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Ordered, that the Report be received, and leave granted accordingly.

Pursuant to the order of the day, the Bill entitled "An Act to amend the Charter of the Niagara Canal Company" was read a second time, and it was—

Ordered, that the same be referred to a Select Committee of three Members, with power to send for persons and papers, and to report thereon, and—

Ordered, that the Honorable Messieurs Clark, Allan and Crooks, do compose the Committee for the above purpose.

Pursuant to the order of the day, the Petition of Moses Maynard, praying for an Act of the Legislature for naturalizing him, was read.

The Honorable Mr. Clark brought up the Petition of Mary Anne Shaw and John Spread Baldwin, of the Town of York, which was laid on the Table.

Amendments of Assembly to King's Bench place of sitting Bill, read 1st time.

The Amendments.

44th Rule dispensed with, as regards the Bill.

Leave granted to the Hon. Wm. Allan and Grant Powell Esq. to attend a Select Committee of Assembly.

Assembly acquainted of same.

Order of the day read for committing Roman Catholic corporation Bill.

Same discharged.

Brockville Police Bill committed.

A Member enters the House. Report of above Committee, and leave asked to sit again. Leave granted.

Niagara Canal Company's Charter amendment Bill, read second time. And referred to a select Committee.

Members composing same.

Petition of Moses Maynard, praying for Naturalization, read.

Petition of Mary Anne Shaw, and another, presented.

Wednesday, 21st December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Amendments of Assembly to King's Bench place of sitting Bill, read second time.

Pursuant to the order of the House, the Amendments made by the Commons House of Assembly, in and to the Bill entitled "An Act respecting the place of sitting of the Court of King's Bench" were read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

House adjourns.

On motion made and seconded the House adjourned.

Thursday, 22nd December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. DICKSON,
" " CROOKSHANK,
" " MARKLAND,
" " ALLAN,
" " M'DONELL,
" " BURNHAM.

The Honorable Messrs. HAMILTON,
" " JAMES KERBY,
" " JOHN KIRBY,
" " CROOKS,
" " GRANT,
" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Prince Edward division Bill, read third time.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of, amend and extend the provisions of an Act passed in the last Session of the present Parliament entitled, 'An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments levied in said County, was read a third time, and it was—

But not passed.

Ordered, that this Bill do not now pass, and that the House be put into a Committee of the whole to-morrow, to take the same into further consideration.

Petition praying that the Midland District Quarter Sessions Bill may not be passed.

Pursuant to the order of the day, the Petition of Christopher Alexander Hagerman, of York, praying that the Bill for authorising the holding of the Quarter Sessions of the Midland District at Kingston and Bellville alternately, may not pass into a Law, was read.

Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill entitled "An Act to repeal part of an Act passed in the Thirty third year of the reign of King George the Third, entitled 'An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace, within the several Districts of this Province,' and to authorise the holding of the Quarter Sessions of the Midland District at Kingston and Bellville alternately."

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Members enter the House.

The Honorable and Right Reverend Bishop MacDonell and the Honorable and Venerable the Archdeacon of York, enter.

Report of above Committee and the Bill referred to a Select Committee.

The Chairman reported that the Committee had taken the above Bill into consideration, and recommended that the same be referred to a Select Committee of two Members, with power to send for persons and papers, and to report thereon.

Members composing same.

Ordered, that the Report be received, and—

Ordered, that the Honorable Messrs. Markland and Crooks do compose the above Committee.

Roman Catholic Corporation Bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill to incorporate the Right Reverend the Bishop and the Clergy of the Roman Catholic Church in this Province.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

Amendments reported.

The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

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

Adjournment for an hour.

On motion made and seconded the House adjourned for one hour.

House meets.

The House met pursuant to adjournment.

22nd & 23rd December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," as also the Report of the Select Committee thereon.

Brockville Police Bill recommitted.

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill and Report into consideration, and had agreed to a resolution which they recommended to the adoption of the House.

Resolution reported.

The said Resolution was then read as follows:—

Same read.

Resolved, That it is the opinion of this Committee, that a Conference be requested with the Assembly upon the Bill entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," and that the Chairman be instructed to move the House to request the said Conference.

The question of concurrence being put, the said resolution was agreed to by the House and it was—

Ordered, that a Conference be requested with the Commons House of Assembly on the subject matter of the said Bill, and

Conference ordered on the Bill.

Ordered, that the Honorable Messrs. Markland and Hamilton, be appointed the Conferees on the part of this House, for that purpose.

Conferees appointed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council request a Conference with the Commons House of Assembly on the subject matter of the Bill sent up to this House entitled "An Act to incorporate the Town of Brockville, and to establish a Police therein," and have appointed the Honorable Messrs. Markland and Hamilton on their part, who will be ready to meet a Committee of the Commons House of Assembly, on Monday next, at three of the clock P. M., in the Committee Room of the Legislative Council, for that purpose.

Assembly acquainted of same.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the subject matter of the Amendments made by the Assembly, in and to the Bill entitled "An Act respecting the place of sitting of the Court of King's Bench."

Amendments of Assembly to King's Bench place of sitting Bill, recommitted.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Amendments, and recommended the same to the adoption of the House.

Reported.

Ordered, that the Report be received, and—

Adopted.

Ordered, that the said Bill as amended, be read a third time this day.

Pursuant to order, the Bill as amended was then read a third time, and the question being put whether this Bill as amended should pass, it was carried in the affirmative. Whereupon the Speaker signed the Amendments, and it was—

Read third time, and passed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have adopted the Amendments made by the Commons House of Assembly, in and to the Bill sent down from this House entitled "An Act respecting the place of sitting of the Court of King's Bench."

Amendments signed. Assembly acquainted of same.

The Honorable Mr. Burnham, brought up the Petition of Charles Rubridge, and others, Inhabitants of certain Townships in the District of Newcastle, which was laid on the Table.

Petition of Charles Rubridge, and others, presented.

On motion made and seconded, the House adjourned.

House adjourns.

Friday, 23rd December, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,*The Honorable* JOHN B. ROBINSON, SPEAKER,*The Honorable Messrs.* HAMILTON,*The Honorable Messrs.* DICKSON,

" " JAMES KERBY,

" " MARKLAND,

" " JOHN KIRBY,

" " ALLAN,

" " CROOKS,

" " M'DONELL.

The Hon. & Rt. Rev. BISHOP MACDONELL,

" " BURNHAM,

The Honorable Messrs. GRANT.

" " BALDWIN,

" " LLOYD.

Members present.

Prayers were read.

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Friday, 23rd December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

The minutes of yesterday were read.

Roman Catholic corporation Bill, read 3d time, and passed.

Pursuant to the order of the day, the Bill to incorporate the Right Reverend the Bishop, and the Clergy of the Roman Catholic Church, in this Province, was read a third time, and passed, and it was—

Title ordered.

Ordered, that the title be "An Act for the relief of Roman Catholic Congregations, in this Province."

Bill signed.

Whereupon the Speaker signed the Bill, and it was—

And sent to Assembly for concurrence.

Ordered to be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.

Prince Edward Division Bill, re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill, entitled, "An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled, 'An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments levied in said county."

The Honorable Mr. James Kerby took the chair.

After some time the House resumed.

Reported, and conference recommended.

The Chairman reported, that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that a Conference be desired with the Commons House of Assembly, on same.

Ordered, that the Report be received, and—

Conference ordered.

Ordered, that a Conference be desired with the Commons House of Assembly, on the matter of the said Bill, and—

Conferees appointed.

Ordered, that the Honorable Messrs. Burnham and Markland, be appointed the Conferees on the part of this House, for that purpose.

Assembly acquainted of same.

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council request a conference with the Commons House of Assembly, on the subject matter of the Bill sent up to this House, entitled, "An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled, 'An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments, levied in said County.'"—And have appointed the Honorable Messrs. Burnham and Markland, to be the Conferees on the part of this House, who will be ready to meet a Committee on the part of the Commons House of Assembly, for that purpose, on Monday next, at two of the clock P. M., in the Committee Room of the Legislative Council.

Petition praying for an act appointing trustees to manage the estate of A. Shaw, read.

Pursuant to the order of the day, the petition of Mary Ann Shaw and John S. Baldwin, praying for an Act appointing trustees to manage the estate of Alexander Shaw, was read.

Petition of George Chalmers, presented.

The Honorable Mr. Crooks brought up the Petition of George Chalmers, and others, freeholders of the Township of Trafalgar, which was laid on the Table.

Petition of George O'Kill Stuart, and others, presented.

The Honorable Mr. Markland brought up the Petition of George O'Kill Stuart, and others, shareholders, interested in the Midland District School Society, which was laid on the Table.

Petition of H. R. Harback, presented.

The Honorable Mr. Markland brought up the Petition of Hiram Richardson Harback, of the Town of Kingston, which was laid on the Table.

Instructions to Conferees on Brockville Police Bill.

Ordered, that the Committee of Conference on the part of this House, upon the Bill sent up from the Commons House of Assembly, entitled, "An Act to incorporate the Town of Brockville, and to establish a Police therein," be instructed to represent—

That the Legislative Council has requested a conference with the Assembly, upon the Bill intituled "An Act to incorporate the Town of Brockville, and to establish a Police therein," for the purpose of stating, that certain alterations in the Bill, have suggested themselves as desirable, some of which are such as can not properly originate in the Legislative Council.

In the second Clause—The limit in the intended wards seems to be obscurely expressed, so that it may be doubted whether the whole of the Court-House ground is to be included in the West Ward, or only one half of it—and it is difficult to ascertain what is meant by extending a line from the centre of the Court-House ground, *in rear* of the *rear limit* of the Town, North twenty four degrees West," as it is apprehended that the rear limit of the Town lies still more to the North than the rear of the Court-House ground, and extending a line Northerly from any point in rear of such rear limit, seems therefore to be erroneous, as it could not form a division line of the Town.

Friday, 23rd December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Clause 3d.—The Legislative Council observe, that the persons to be elected Members of the Corporation, with power to impose assessments, and with other important powers are not required to be resident in the Town, or to be possessed of any property therein or elsewhere. As a qualification is required for the persons electing, the Council are doubtful whether there may not have been an unintentional omission in this respect.

Clause 6th.—A clerical error appears to have crept in, and the Legislative Council are in doubt whether it was intended to prescribe an oath of Office which the Members are to take, or whether as no oath is afterwards mentioned, the penalty was to be imposed for not accepting the office, in which case the words "hereinafter contained" are inapplicable.

The Legislative Council further observe, that no direction is given for the mode of recovering the penalty mentioned in this clause, and as the sum is small, it probably was not intended that it should only be recoverable by information in the King's Bench.

Clause 7th.—Some words seem to have been accidentally omitted, which are necessary to complete the sense—and the Legislative Council are in doubt what is meant by providing that the Corporation "*or the Members thereof,*" shall issue their precept for the election, as they conceive that when the Corporation is constituted, it is not intended that any such act shall be done otherwise than by the Corporation in its corporate capacity.

Clause 10th.—It appears to the Legislative Council that some express provision is necessary for authorising the levying the Assessments by distress (in case of non-payment,) either by warrant, under the seal of the Corporation or otherwise—and they observe that under this Bill, persons residing out of the Town, and possessing rateable property within it, will not be made to contribute to the charges of the Police.

Clause 12th.—The Legislative Council assume, that from the nature of the provision, and from the words used, it is intended, that the Corporation shall have power to pull down houses or out-houses, without which it will generally be impracticable to widen the street of a Town, or alter its direction. But as that is a greater power than is given under the general Road Laws of this Province, and as acts of this nature are construed strictly, the Legislative Council apprehend, that persons may be disposed to contest the right of the Corporation, to carry their powers to that extent, unless it is expressly given by the Act. In this clause, the word "Arbitrators" is by a clerical error inserted instead of "Arbitrator."

Besides these points, in some of which it appears to the Legislative Council, the Bill requires amendment, in order to make its provisions effectual, there are some alterations which it appears to them might be beneficially made in a measure—to the general principles of which they are favorable, and these are with all deference, suggested to the consideration of the House of Assembly, in case their attention should be again given to the subject.

It appears to the Legislative Council, that it might be convenient to prevent the necessity of a second election, in case of an equality of votes, by giving to some officer or person a casting vote.

That the Sheriff and his Deputy, or other person appointed by him, might for convenience, be required to hold the first election, but that it would be more proper and convenient to provide for the holding of future elections, by a bailiff to be appointed for each Ward,—as the Sheriff is a high public officer for the District, whose duties might occasionally be interfered with by those imposed upon him by the Corporation.

That the method provided in the 4th clause, for choosing a fifth Member, seems open to abuse, as three members might designedly exclude the fourth from an opportunity of concurring in or opposing their choice, and that if the presiding Officer at the election, were to appoint at the close, a time and place for the first meeting of the four Members, in order to choose a fifth, any such practice would be guarded against.

That the Legislative Council doubts the prudence, either as respects the Corporation or individual inhabitants, of allowing the award of Arbitrators to be final, under all possible circumstances of misconception, partiality, imposition or unfair practice, particularly if the power is to extend to pulling down houses.

A power of going before a Jury, either in the first instance or by way of appeal, or at all events, a power of obtaining a revision of the award by some authority, seems necessary to the ends of justice, where the rights involved may be so important.

And it appears to require consideration, whether on the principle of our general Road Act, a party should not have the means of being heard, in opposition to any projected street leading through his property, before it is determined upon.

23rd & 26th December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

On motion made and seconded, it was—

Ordered, that the Honorable Mr. John Kirby, have leave of absence for the remainder of the Session.

Leave of absence granted to the Hon. Mr. John Kirby.

His Honor, the Speaker, gave notice that he would, on Monday next, bring in a Bill to facilitate proceedings against corporate bodies.

Notice of bringing in Corporations proceeding Bill.

At three o'clock, P. M., His Excellency the Lieutenant Governor, having come to the Legislative Council Chamber, and being seated on the Throne, the Gentleman Usher of the Black Rod, was ordered to direct the immediate attendance of the Speaker, and Members of the House of Assembly, in this House, and they being come thereto, His Excellency was pleased, in His Majesty's name, to assent to the following Bills.

Lt. Gov. comes to the House, and commands the attendance of Assembly.

I.—“An Act to prevent the operation within this Province, of an Act of Parliament made in England, in the twenty first year of the reign of King James the First, entitled An Act to prevent the destroying and murdering of Bastard Children, and to make other provisions for the prevention and punishment of Infanticide.”

Bills assented to by him.

II.—“An Act to remove doubts respecting the Jurisdiction over Offences, committed upon the Lakes and Rivers in this Province.”

III.—“An Act respecting the time and place of sitting of the Court of King's Bench.”

His Excellency retires. House adjourns.

Then the House of Assembly retired, and his Excellency and suite withdrew.

On motion made and seconded, the House adjourned, until Monday next.

Monday, 26th December, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER.*The Honorable Messrs.* BALDWIN,

“ “ CLARK,

“ “ HAMILTON,

“ “ MARKLAND,

“ “ JAMES KERBY,

“ “ M'DONELL,

“ “ LLOYD.

“ “ BURNHAM,

Prayers were read.

The Minutes of Friday were read.

London District School Bill read second time.

Pursuant to the order of the day, the Bill, entitled “An Act to repeal so much of an Act passed in the fifty-ninth year of the Reign of His Late Majesty, King George the Third, entitled, ‘An Act to repeal part of, and amend the Laws now in force, for establishing Public Schools in the several Districts of this Province, and to extend the provisions of the same, as relates to the opening and keeping the District School for the London District, at the Town of Vittoria; and to authorise the holding of the said District School, at the Town of London, in the said District,” was read a second time, and it was—

Referred to a select Committee.

Ordered, that the same be referred to the Select Committee, on the Petition of Jacob Langs, Junior, and others, inhabitants of the Eastern Townships in the London District, praying for an Act to divide the said District into two separate Districts, and authorising a loan of Money, for the purpose of building a new Gaol and Court-house, with power to send for persons and papers, and to report thereon.

Douglas Relief Bill recommitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill, entitled, “An Act for the relief of John Cooper Douglas.”

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that the same be referred to a Select Committee, to report thereon.

Ordered, that the Report be received, and—

And referred to a select Committee.

Ordered, that the above Bill be referred to a Select Committee of two Members, to report thereon, and—

Members composing same.

Ordered, that the Honorable Messieurs Clark and Hamilton, do compose that Committee.

Corporations proceedings Bill brought in.

Pursuant to notice, His Honor the Speaker, brought in a Bill to facilitate proceedings against Corporate bodies.

Monday, 26th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The said Bill was then read, and it was—

Ordered, that the same be read a second time to-morrow.

Pursuant to the order of the day, the Petition of Charles Rubridge, and others, inhabitants of the District of Newcastle, praying that the Townships of Monaghan, Smith, Ennismore, Otanabee, Douro, Asphodel, Dummer, and Belmont, may be erected into a separate County, and that Peterborough may be established as the County Town, was read.

Pursuant to the order of the day, the Petition of George Chalmers, and others, Freeholders of the Township of Trafalgar, praying that the Legislative Council will petition His Majesty for a protecting duty on Agricultural productions of the United States, exported to Great Britain, was read.

Pursuant to the order of the day, the Petition of George O'Kill Stewart, shareholders, and others, interested in the Midland District School Society, praying for an amendment in their Act of Incorporation, was read.

Pursuant to the order of the day, the Petition of Hiram Richardson Harback, of the Town of Kingston, praying for a Patent Right, in a new invention of procuring light, was read.

A Deputation from the Commons House of Assembly, brought up, and delivered at the Bar of this House, two Messages, in the following words, and then withdrew.

MR. SPEAKER,

The Commons House of Assembly has agreed to the request of the Honorable the Legislative Council, for a conference, on the subject matter of the Bill sent up from this House, entitled, "An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled, 'An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County, to raise a loan on the credit of the Assessments, levied in said County;'" and have appointed four of its Members as Conferees, on the part of this House, who will be ready to meet the Conferees on the part of the Honorable the Legislative Council, at the time and place appointed.

(Signed)

ARCHIBALD M'LEAN,
SPEAKER.

*Commons, House of Assembly,
23rd December, 1831.*

MR. SPEAKER,

The Commons House of Assembly has acceded to the request of the Honorable the Legislative Council, for a conference on the subject matter of the Bill sent up from this House, entitled, "An Act to incorporate the Town of Brockville, and to establish a Police therein," and have appointed four of its Members as Conferees on the part of this House, who will be ready to meet the Conferees appointed by the Honorable the Legislative Council, at the time and place appointed.

(Signed)

ARCHIBALD M'LEAN,
SPEAKER.

*Commons House of Assembly,
23rd December, 1831.*

A Deputation from the Commons House of Assembly brought up a Bill, entitled, "An Act to regulate Line Fences and Water Courses;" and also a Bill, entitled, "An Act to incorporate a Joint Stock Company, to improve the navigation of the Grand River," to which they requested the concurrence of this House, and withdrew.

The Honorable Mr. Lloyd brought up the Petition of D. McKinnon, and others, inhabitants residing on those portions of the Ottawa and Bathurst Districts, lying adjacent to the Ottawa River, which was laid on the Table,

The Bill entitled, "An Act to regulate Line Fences and Water Courses," was read, and it was—

Ordered, that the same be read a second time to-morrow.

The Bill entitled, "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River," was read, and it was—

M

Read first time.

Petition praying that certain Townships in the District of Newcastle may be erected into a separate County, read.

Petition praying for a protecting duty on agricultural productions of the United States, exported to Great Britain, read.

Petition praying for an amendment in the Act incorporating the Midland District School Society, read.

Petition praying for a Patent Right, in a new invention of procuring light, read.

Message from Assembly, acceding to a conference on Prince Edward division Bill.

Message from Assembly, acceding to a conference on Brockville Police Bill.

Line Fence Bill brought up from Assembly.

Grand River Navigation Bill brought up from Assembly.

Petition of Duncan McKinnon, and others brought up.

Line Fence Bill, read first time.

Grand River Navigation Bill, read first time.

27th & 28th December, 1831.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Ordered, that the same be read a second time on Wednesday next.
On motion made and seconded the House adjourned.

House adjourns.

Tuesday, 27th December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
	<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
	" " A. M'DONELL,	" " JAMES KERBY,
	" " BURNHAM,	" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Corporations proceedings Bill read second time.

Pursuant to the order of the day, the Bill to facilitate proceedings against corporate bodies, was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Line Fence Bill, read second time.

Pursuant to the order of the day, the Bill entitled "An Act to regulate line fences and water courses," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Petition of Horace Sinclair, and others, presented.

The Honorable Mr. Clark brought up the Petition of Horace Sinclair, and others, which was laid on the Table.

House adjourns.

On motion made and seconded, the House adjourned.

Wednesday, 28th December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
	<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
	" " DICKSON,	" " JAMES KERBY,
	" " MARKLAND,	" " CROOKS,
	" " BURNHAM,	" " LLOYD.

Prayers were read.

The minutes of yesterday were read.

Grand River Navigation Bill, read second time.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River" was read a second time, and it was,

And referred to a select Committee.

Ordered, that the same be referred to a Select Committee of three Members, with power to send for persons and papers, and to report thereon, and—

Members composing same.

Ordered, that the Honorable Messieurs Clark, Dickson and Hamilton, do compose that committee.

Corporation proceedings Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill to facilitate proceedings against corporate bodies.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

Reported, and leave asked to sit again.

The Chairman reported, that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Friday next.

Leave granted

Ordered, that the Report be received, and leave granted accordingly.

Line Fence Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill entitled "An Act to regulate line fences and water courses."

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

Reported, and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Leave Granted.

Ordered, that the Report be received, and leave granted accordingly.

28th & 29th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the petition of D. McKinnon, and others, inhabitants residing on those portions of the Ottawa and Bathurst Districts, lying adjacent to the Ottawa river, praying to be formed into a New District, having By-Town for its capital, was read.

Petition praying that certain portions of the Ottawa and Bathurst District may be formed into a new District
Report of Select Committee on Douglas relief Bill.

Same Read,

The Honorable Mr. Clark, from the Select Committee, to whom was referred the Bill entitled "An Act for the relief of John Cooper Douglass," presented their report.

Ordered, that it be received, and the same was read as follows:—

The Committee to whom was referred the Bill, entitled, "An Act for the relief of John Cooper Douglas," respectfully report,

That it does not appear that any Petition, praying for the benefit contemplated by the Bill, has been presented to your Honorable House, in conformity with Parliamentary usage. Your Committee, therefore, have no means of enquiring into the facts on which the Bill is founded, unless under the fifty-first rule, Your Honorable House, admit the principle of the Bill, and request of the Assembly, a communication of the evidence received by that House, in proof of the allegation contained in the preamble.

On motion made and seconded, it was—

Ordered, that the Petition of Mary Anne Shaw and John S. Baldwin, praying for an Act appointing trustees to manage the estate of Alexander Shaw, be referred to a Select Committee of three Members, with power to send for persons and papers, and to report thereon, by Bill or otherwise, and—

Petition of Mary Anne Shaw, and another, referred to a select Committee.

Ordered, that the Honorable Messieurs Clark, Baldwin and James Kerby, do compose that Committee.

Members composing same.

The Honorable Mr. Markland gave notice, that he would, to-morrow, bring in a Bill to make valid certain law proceedings in the District Court of the Home District.

Notice of bringing in Home District Court proceedings Bill.

On motion made and seconded, the House adjourned.

House adjourns.

Thursday, 29th December, 1831.

The House met pursuant to adjournment.

House meets.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER.

The Honorable Messrs. BALDWIN,

Members present.

The Honorable Messrs. CLARK,

" " HAMILTON,

" " DICKSON,

" " JAMES KERBY,

" " WELLS,

" " CROOKS,

" " MARKLAND,

The Hon. & Rt. Rev. BISHOP MACDONELL,

" " M'DONELL,

The Honorable Mr. LLOYD.

" " BURNHAM,

Prayers were read.

The minutes of yesterday were read.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill entitled "An Act to regulate line fences and water courses."

Line Fence Bill, re-committed.

The Honorable Mr. Hamilton took the chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that a conference be desired with the Commons House of Assembly, on the subject matter thereof,

Report, and a conference recommended.

Ordered, that the Report be received, and—

Ordered, that a Conference be desired with the Commons House of Assembly, on the subject matter of the said Bill, and—

Conference ordered.

Ordered, that the Honorable Messrs. Clark and Crooks, be the Conferees on the part of this House, for that purpose.

Conference appointed

Ordered, that the Master in Chancery, do go down to the Assembly, and acquaint that House, that the Legislative Council desire a conference with the Commons House of Assembly, on the subject matter of the Bill sent up to this House, entitled, "An Act to regulate line fences and water courses."—And have appointed the Honorable Messrs. Clark and Crooks, to be the Conferees on the part of the Legislative Council, who will be ready to meet the Conferees on the part of the Commons House of Assembly, to-morrow, at two of the clock P. M., in the Committee Room of the Legislative Council, for that purpose.

Assembly acquainted of same.

29th & 30th December, 1831.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

Home District Court
proceedings Bill
brought in.

Read first time.

Pursuant to notice, the Honorable Mr. Markland brought in a Bill to make valid certain Law proceedings in the District Court of the Home District."

The said Bill was then read, and it was—

Ordered, that the same be read a second time to-morrow.

Petition praying to be
incorporated for the
improvement of the
navigation of the
Grand River, read.

Pursuant to the order of the day, the Petition of Horace Sinclair, and others, praying for the incorporation of a Joint Stock Company, for the improvement of the Navigation of the Grand River, was read, and—

On motion made and seconded, it was—

And referred to the
Select Committee,
upon the Bill.

Ordered, that the same be referred to the Select Committee, on the Bill entitled "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River."

Notice of bringing in
Real Estates Security
Bill.

The Honorable Mr. Markland gave Notice, that he would on Monday, bring in a Bill for the security of real estates in certain cases.

House adjourns.

On motion made and seconded the House adjourned.

Friday, 30th December, 1831.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. BURNHAM,

The Honorable Messrs. CLARK,

" " BALDWIN,

" " DICKSON,

" " HAMILTON,

" " MARKLAND,

" " JAMES KERBY,

" " DUNN,

" " CROOKS,

" " M'DONELL.

" " LLOYD.

Prayers were read.

The minutes of yesterday were read.

Corporation Proceed-
ings Bill recommitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill to facilitate proceedings against Corporate bodies.

The Honorable Mr. Burnham took the Chair.

Message from Assem-
bly brought up.

A message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly, brought up a Message, and withdrew.

Corporation Proceed-
ings Bill recommitted.

The House was then again put into a Committee of the whole upon the Bill, to facilitate proceedings against corporate bodies.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

Ordered, that the said Bill be engrossed, and read a third time on Monday next.

Speaker reports the
receipt of a Message
from Assembly.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had brought up and delivered at the Bar of this House, a Message in the following words:—

MR. SPEAKER,

Acceding to a con-
ference upon Line
Fence Bill.

The Commons House of Assembly accedes to the request of the Honorable the Legislative Council, for a conference on the subject matter of the Bill sent up from this House entitled "An Act to regulate line fences and water courses," and have appointed a Committee of four of its Members, who will be ready to meet the Conferrees of the Honorable the Legislative Council, at the time and place appointed.

[Signed]

ARCHIBALD M'LEAN,
SPEAKER.

*Commons House of Assembly,
29th December, 1831.*

Home District Court
proceedings Bill, read
second time.

Pursuant to the order of the day, the Bill to make valid certain Law proceedings in the District Court of the Home District, was read a second time, and it was—

Friday, 30th December, 1831.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

The Honorable and Right Reverend Bishop MacDonell enters.

A Deputation from the Commons House of Assembly brought up a Bill entitled "An Act for the more equal distribution of the property of persons dying Intestate," to which they requested the concurrence of this House, and withdrew.

The said Bill was read, and it was—

Ordered, that the same be read a second time on Monday next, and—

Ordered that the Members in Town, be summoned to attend in their places on that day.

The Honorable Mr. Markland from the Select Committee, to whom was referred the Bill entitled "An Act to repeal part of An Act passed in the thirty third year of the reign of King George the Third, entitled 'An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace, within the several Districts of this Province, and to authorise the holding of the Quarter Sessions of the Midland District, at Kingston and Bellville alternately,'" presented their report.

Ordered, that the Report be received,

The same was then read as follows:—

The Select Committee to whom was referred the Bill entitled "An Act to repeal part of an Act passed in the thirty third year of the reign of King George the Third, entitled 'An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace, within the several Districts of this Province, and to authorise the holding of the Quarter Sessions, of the Midland District, at Kingston and Bellville alternately,'" beg leave to Report,—

That they first turned their attention to the consideration, whether it was a measure that could be held to come under the standing order of this Honorable House, which requires that to prevent surprise, no private Bill brought up to this House from the Assembly, after the thirtieth day of the Session, shall be proceeded in.

It, however, appears to Your Committee, that as the Law which is proposed to be repealed, changed the holding of the Courts of Quarter Sessions, from Kingston to Adolphustown, for the general convenience of the inhabitants resident in the adjoining parts of the Midland District, and as this measure professes to afford a similar public advantage, by fixing the place of holding the Courts at a point, which will accommodate the Western part of the District; better than the present site of the Court House, there can be no ground for considering it a measure of a private nature.

The next consideration to which your Committee adverted, relates to the 47th rule of Your Honorable House, requiring a notice of six months, before applications are made to the Legislature respecting any local measure.

It appears that the notice has been duly continued for four months, and had the Session of the Legislature commenced at the ordinary period, the full time would have elapsed long before its usual termination. Other measures, under similar circumstances, have been acted upon during the present Session, and whether a like course shall be pursued with this, will remain for the consideration of Your Honorable House.

In the enactments of the Bill, the attention of Your Committee was first called to the circumstance, that instead of declaring, as is usual, "That the clause of the Act now in force shall be so no longer, when the Lieutenant Governor, by proclamation, shall have made known that a Court House has been erected,—the Bill authorises the Lieutenant Governor to repeal the clause by proclamation, when he shall be so satisfied.

The next provision is to change the place of holding the Quarter Sessions and District Court, from Adolphustown to Bellville; on this subject, Your Committee have quite come to the conclusion, that when the separation of Prince Edward, from the Midland District, shall take place, there will be no further necessity for holding the Courts at Adolphustown, which will not be a convenient situation, for the inhabitants of the District so changed, to assemble at; and they have no doubt, that Bellville would be a more commodious and satisfactory place, in which opinion, as appears from documents that have been shewn them, both the Chairman of the Quarter Sessions and the Judge of the District Court, entirely concur.

The third and last provision of importance is, that a sum of Three hundred pounds shall be taken from the funds of the District, in aid of such contributions as may be made by the inhabitants of the County of Hastings, for the erection of a Court House.

A Member enters the House.

Intestate distribution Bill brought up from Assembly.

Read first time.

Members summoned.

Report of Select Committee on Midland District Quarter Sessions Bill, presented.

Read.

The Report.

30th December, 1831, & 2nd January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

It occurred to Your Committee, that there exists a public debt contracted under the authority of an Act of the Legislature, for the payment of which, the funds of the District are pledged, but they have ascertained, that the amount has been reduced to such a sum, as to place the liquidation beyond all doubt—and to justify the appropriation made by the present Bill without injuring the security of the public creditor.

It next occurred to enquire what would be the consequence, if a law should be passed, authorising similar Courts to be held in each County.

It seemed that in such case, Hastings would possess an advantage over the other remaining County, in having a contribution from the District generally, for the erection of its Court House; but when it is recollected, how largely the inhabitants of that County have contributed towards building the Gaol and Court House at Kingston, and that if a new edifice were put up at Adolphustown, it must be done at the public expense, there seemed little objection to the aid proposed.

With respect to the general measure, Your Committee had some doubt of the expediency of holding alternate Courts, but they considered that the situation of the Midland District is peculiarly inconvenient, from the District Town being quite in its Eastern extremity.

They also considered, that the Courts must now necessarily be held at Adolphustown, where they would most probably be continued without any advantage adequate to the inconvenience, while it might be fairly urged, that an accommodation which had existed so long without any bad effect, need not be left of doubtful value, when by transferring it to the place desired, it would be rendered more generally useful, and materially tend to the improvement of that part of the District.—All which is respectfully submitted.

Ordered, that the House be put into a Committee of the whole on Monday next, upon the above Bill, together with the Report of the Select Committee thereon.

House adjourns.

On motion made and seconded, the House adjourned, until Monday next.

Monday, 2nd January, 1832.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
	<i>The Honourable Messrs.</i> BABY,	“ “ BALDWIN,
	“ “ CLARK,	“ “ HAMILTON,
	“ “ DICKSON,	“ “ BOSWELL,
	“ “ CROOKSHANK,	“ “ JAMES KERBY,
	“ “ WELLS,	“ “ CROOKS,
	“ “ CAMERON,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL,
	“ “ MARKLAND,	<i>The Honorable Messrs.</i> GRANT.
	“ “ ALLAN,	“ “ LLOYD,
	“ “ M'DONELL,	

Prayers were read.

The Minutes of Friday were read.

Kingston Bank Bill as amended, read third time, and passed

Pursuant to the order of the day, the Bill entitled “An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Commercial Bank of Upper Canada,” was as amended read a third time, and—

The question being put, whether this Bill, as amended, should pass, it was carried in the affirmative;

Amendments signed.

Whercupon the Speaker signed the Amendments, and it was—

And sent to Assembly for concurrence.

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council have passed this Bill, with certain amendments, to which they desire the concurrence of the Commons House of Assembly.

Absconding Debtors Bill, brought up from Assembly.

A Deputation from the Commons House of Assembly brought up a Bill, entitled, “An Act to afford means for attaching the property of absconding Debtors,” to which they requested the concurrence of this House, and withdrew.

Read first time.

The said Bill was then read, and it was—

Corporations proceedings Bill read third time, and passed.

Ordered, that the same be read a second time to-morrow.

Pursuant to the order of the day, the Bill to facilitate proceedings against corporate bodies, was read a third time and passed, and it was

2nd & 3rd January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the title be "An Act to facilitate legal remedies against corporations."	Title ordered.
Whereupon the Speaker signed the Bill, and it was—	Bill signed.
Ordered to be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.	And sent to Assembly for concurrence.
Pursuant to notice, the Honorable Mr. Markland brought in a Bill, for the security of real Estates, in certain cases.	Real Estate Security Bill brought in.
The said Bill was read, and it was—	Read first time.
Ordered, that the same be read a second time to-morrow.	
Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill to make valid certain law proceedings, in the District Court of the Home District.	Home District Court proceedings Bill, committed.
The Honorable Mr. Boswell took the Chair.	
After some time the House resumed.	
The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.	Reported.
Ordered, that the Report be received, and—	Adopted.
Ordered, that the said Bill be engrossed, and read a third time to-morrow.	
Pursuant to the order of the day, the Bill entitled "An Act for the more equal distribution of the property of persons dying intestate," was read a second time, and it was—	Intestate Distribution Bill read second time, and ordered for commitment in 3 months.
Ordered, (Nemine Contradicente) that the House be put into a Committee of the whole on the same, this day three months.	
Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act to repeal part of an Act passed in the thirty-third year of the reign of King George the Third entitled 'An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace, within the several Districts of this Province, and to authorise the holding of the Quarter Sessions of the Midland District, at Kingston and Bellville alternately,' together with the Report of the Select Committee thereon.	Midland District Quarter Sessions Bill recommitted.
The Honorable Mr. Markland took the Chair.	
After some time the House resumed.	
The Chairman reported that the Committee had taken the said Bill and Report thereon into consideration, and had risen.	Reported Committee had risen.
Ordered, that the Report be received.	
The Honorable Mr. Burnham brought up the Petition of W. Falkner, Chairman of the Quarter Sessions of the Newcastle District, which was laid on the Table.	Petition of W. Falkner, presented.
On motion made and seconded the House adjourned.	House adjourns.

Tuesday, 3rd January, 1832.

The House met pursuant to adjournment.

PRESENT,*The Honorable* JOHN B. ROBINSON, SPEAKER,*The Honorable Messrs.* HAMILTON,*The Honorable Messrs.* CLARK,

" " BOSWELL,

" " DICKSON,

" " JAMES KERBY,

" " M'DONELL.

" " CROOKS,

" " BURNHAM,

" " GRANT.

" " BALDWIN,

" " LLOYD.

Prayers were read.

The minutes of yesterday were read.

Dissentit.

To the Bill passed yesterday, entitled "An Act to incorporate certain persons, under the style and title of the President, Directors and Company of the Commercial Bank of Upper Canada,"—Because, I conceive, all paper currency in circulation, ought to be of a proper value with Gold and Silver, which it professes to represent, and believing that to be fully the case with respect to all that has as yet been legally circulated.

I conceive that the Chartering of one or more Banks, will, in the course of a few years be the means of greatly lessening the value of that kind of circulating medium, much to the injury of the public, and if once a Charter is granted to one place, I conceive that in com-

Dissent of the Hon. Mr. Allan, against passing Kingston Bank Bill.

Members present.

House meets.

Tuesday, 3rd January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

mon justice, the Legislature cannot reject the Petitions and applications from other parts of the Province to the same effect.

[Signed]

W. ALLAN.

Home District Court proceedings Bill read third time and passed Title Ordered.

Pursuant to the order of the day, the Bill to make valid certain Law proceedings in the District Court of the Home District," was read a third time and passed, and it was—
Ordered, that the title be "An Act to make valid certain proceedings of the Home District Court."

Bill signed.

Whereupon the Speaker signed the Bill, and it was—

And sent to Assembly for concurrence.

Ordered, to be sent to the Commons House of Assembly by the Master in Chancery, for the concurrence of that House.

Absconding Debtors Bill, read 2nd time.

Pursuant to the order of the day, the Bill entitled "An Act to afford means for attaching the property of absconding Debtors," was read a second time, and it was—

And referred to a Select Committee.

Ordered, that the same be referred to a Select Committee of two Members, to report thereon, and—

Members composing same. Real Estates Security Bill, read 2nd time.

Ordered, that the Honorable Messieurs Clark, and Dickson, do compose such Committee. Pursuant to the order of the day, the Bill for the security of real estates in certain cases, was read a second time, and it was—

Report of Conferees on Line Fence Bill, presented.

Ordered, that the House be put into a Committee of the whole on the same to-morrow, The Honorable Mr. Clark from the Committee of Conference appointed by this House to meet the Conferees on the part of the Commons House of Assembly, on the subject matter of the Bill entitled "An Act to regulate line fences and water courses," presented their report.

Same read.

Ordered, that the Report be received, and—

The Report.

The same was then read as follows :

The Committee appointed to confer with the Committee of the House of Assembly, on the Bill entitled "An Act to regulate line fences and water courses," beg leave to report,

That they met the Conferees on the part of the House of Assembly, at the time and place appointed, and then pointed out to them the amendments which appeared to Your Committee to be necessary to give due and proper effect to the Bill.

January 3d, 1832.

Report of Select Committee on London District School Bill, and the Petition therefor; and also upon the Petition praying for a division of the said District, presented.

The Honorable Mr. Clark from the Select Committee to whom was referred the Petition of Jacob Langs, Jun., and others, inhabitants of the Eastern Townships in the London District, praying for an Act to divide the said District, into two separate Districts, and authorising a loan of money for the purpose of building a new Gaol and Court House; also, the Petition of Francis Evans, and others, inhabitants of the County of Norfolk, praying that the London District School may not be removed from Vittoria; and also, the Bill sent down from the Commons House of Assembly entitled "An Act to repeal so much of an Act passed in the fifty ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal part of, and amend the laws now in force for establishing Public Schools in the several Districts of this Province, and to extend the provisions of the same,' as relates to the opening and keeping the District School for the London District, at the Town of Vittoria, and to authorise the holding of the said District School at the Town of London in the said District; presented their report.

Ordered, that the report be received, and—

Read.

The same was then read as follows :—

The Report.

The Committee to whom was referred the Petition of sundry inhabitants of the London District, praying a division of that District, and to whom was also referred the Bill entitled An Act to repeal so much of an Act passed in the fifty ninth year of His late Majesty King George the Third, entitled "An Act to repeal part of, and amend the Laws now in force for establishing public Schools, in the several Districts of this Province, and to extend the provisions of the same," as relates to the opening and keeping the District School for the London District, at the Town of Vittoria, and to authorise the holding of the said School at the Town of London, in the said District.

Most respectfully Report,

That your Committee has given every consideration to, and examined the allegations set forth in the Petition which they find in substance to be correct. Your Committee would therefore recommend to Your Honorable House, to entertain favorably any Bill brought be-

Tuesday, 3rd January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

fore it for the division of the London District, into two separate Districts, provided due regard is had both as to the compactness and extent of territory, and to the convenience of the inhabitants, in which recommendation, Your Committee are borne out by the report of the Select Committee of this House, on the same subject, on the 3d March, 1830.

Your Committee also respectfully beg leave to report, that upon examining into the merits of the Bill for the removal of the District School in the District of London, they cannot at present recommend its removal, the density of the population, and the easy access by good roads to where the School is now placed, appearing to Your Committee, to render the School of much more general use to the District, than if removed.

All which is humbly submitted.

January 3d, 1832.

The Honorable Mr. Clark, from the Select Committee, to whom was referred the Bill sent down from the Commons House of Assembly, entitled, "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River;" and also, the Petition of Horace Sinclear, and others, praying for the incorporation of a Joint Stock Company, for the improvement of the Navigation of the Grand River, presented their report.

Report of Select Committee on Grand River Navigation Bill, and the Petition therefor, presented.

Ordered, that the report be received, and—

The same was then read as follows:—

Read.

The Select Committee to whom was referred the Bill entitled "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River," beg leave to Report,

The Report.

That as the object of this Bill is one of evident utility, they have only felt it necessary to consider whether the measure which it is proposed to accomplish, is consistent with a due regard to the interests of the public, and of the rights and convenience of individuals.

In examining the several clauses of the Bill, Your Committee finds much reason to regret a want of arrangement, and an inaccuracy of language which it is desirable should be corrected, but of which they could not suggest the Amendment to the extent they could desire, without proposing a number of verbal alterations, such as might appear trivial, and might perhaps tend to embarrass the progress of the Bill.

Whatever alterations appeared to your Committee to be essentially necessary, they have not failed to recommend, but they are sensible that many others would be required to render the several clauses accurate in point of language.

Assuming that it may be thought expedient, to commit the projected improvement, to the arrangement of a private company, upon the principles of this Bill; Your Committee suggest the following Amendments;

Press. 1. line 14.—After "Holme," expunge the word "Esquire" and insert "George Washington Whitehead, James Ingersoll, Absalom Shade, Jedediah Jackson."

Press. 2. line 4.—After "Shade" insert "and."

" " 5.—Expunge the words "or any three of them," and after the word "such" insert "other."

Press. 3. line 3.—After the word "dam," expunge to the word "following" in the sixth line, and insert "erected by the Welland Canal Company upon the Grand River, or so much thereof as is not included within the Charter granted to the Welland Canal Company, and improved and occupied by them under their Charter."

" " 10.—After "successors," expunge "the lines and boundaries of the said Grand River," and insert "such land and land covered with water, as it may be necessary for the said Company to occupy, for the purposes of the said Navigation, within the limits aforesaid."

" " 17.—After "improvement," expunge to the end of the eighteenth line, and insert "unless it shall be necessary for the purpose of the said Navigation, nor without compensation for such Mill-seat, and for the buildings and improvements so taken, according to the value thereof."

Press. 4. line 4.—After "grounds," insert "within the limits aforesaid."

" " 6.—Expunge "excepting as is hereinbefore provided."

" " 8.—Expunge "the said Directors or a majority of them."

" " 14.—After the word "use," add "and make."

Press. 5. line 4.—After "erections," insert "belonging."

Tuesday, 3rd January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

- Press. 5. " 11.—Expunge "river," and insert "Navigation."
 " " 13.—Expunge "hereinbefore," and insert "hereinafter."
- Press. 6. line 4.—After "for," expunge to the word "and," in the next line, and insert "rendering the Navigable Channel straight, by cutting through points occasioned by windings of the said river."
 " " 12.—After "Navigation," expunge "so much water as," and insert "as much of the water of the said river as."
 " " 17.—Expunge "heirs," and insert "posterity."
 " " 18.—After "molestation," expunge "whatsoever by," and insert "of."
- Press. 8. line 2.—After "vacancy," insert "Provided always, nevertheless, that no person being a Stockholder in the said Company, or standing in such relation to any claimant, as would disqualify him from sitting as a Juror, shall be capable of acting as an Arbitrator, unless by consent of both parties, and that when any such ground of disqualification exists, the reference shall be made to three Arbitrators, one of whom shall be chosen by each party, and the third shall be appointed by the two Arbitrators so chosen."
 " " 3.—After "that," expunge "all that part of the said river which," and insert "if any part of the Navigable Channel to be so made."
 " " 7.—After "that," expunge "in any Arbitration required," and insert "whenever it shall be necessary that Arbitrators shall be chosen by the parties."
 " line 2 from the bottom.—After "Bench," expunge the remainder of the clause, and insert "in the same manner and on the same grounds as in ordinary cases of submission by the parties, in which case, a second reference may be made to three Arbitrators, one of whom shall be chosen by each of the parties, and the third appointed by such two Arbitrators."
- Press. 9. line 10.—After "time," insert "not exceeding three months."
 Press. 11. line 11.—After "demand," expunge "to."
 Press. 16. line 20.—After "President," insert "should become vacant."
 Press. 20. line 16.—After "Brantford," insert "shall be."
 " line 17.—After "Company," expunge the remainder of the clause, and insert "so far as the same may apply to, and shall be necessary for improving the Navigation of the Grand River, between Brantford and Galt, in the manner described in the preceding clause of this Act."
- Press. 20.———Expunge the last clause as unintelligible.

Besides these Amendments, Your Committee suggest, that as the Grand River is in its present state, a very considerable river affording many advantages and conveniences to the people living near it, it is highly necessary that the public interests should be guarded, even more scrupulously than is usual when a wholly new channel is to be artificially created, and they therefore recommend the adoption of a clause, for allowing the proprietors of lands, on the margin of the river access to the water.

They conceive also, that it should not remain uncertain for an indefinite period whether a Company upon whom such powers are conferred, are likely to accomplish the improvement for which they were incorporated, and they think there is a more evident propriety in this, than in some other instances of adopting provisions under which the Government may, (if it should be thought expedient,) assume at some future day, the property and management of the Canal upon making a fair compensation.

Your Committee have, therefore, framed clauses for these objects, and as they feel the difficulty of foreseeing all the inconveniences which may arise to individuals, from a possible erroneous use of the powers conferred by this Bill, they think it expedient to add a clause by which the Stockholders shall be made fairly aware, that the Legislature reserve to themselves the right of making any modification in this Act hereafter, which may seem just for securing the public or individuals.

The Clauses Your Committee would recommend are ;

And be it further enacted by the authority aforesaid, that each Stockholder shall have a number of votes proportioned to the number of shares which he or she shall have held in his or her own name, at least three months prior to the time of voting, (except at the first election,) according to the following ratio, (that is to say,) at the rate of one vote for each share,

Tuesday, 3rd January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

not exceeding four, five votes for six shares, six votes for eight shares, seven votes for ten shares, and one vote for every share above ten.

And be it further enacted, by the authority aforesaid, that notwithstanding the privileges hereby conferred on the said Company, the Legislature may at any time hereafter, make such addition to this Act or such alteration of any of its provisions as they may think proper for affording just protection to the public, or the Indians of the Six Nations, or to any person or persons in respect to their estate or property, or any interest therein, or advantage, privilege or convenience connected therewith, or in any respect to any way or right of way, upon or along the said river or elsewhere, or any right or privilege of fishing, that may be affected by any of the powers given by this Act.

And be it further enacted, by the authority aforesaid, that whenever the Navigation to be made by the said Company in any part of its course shall have the effect of depriving any person possessing lands adjacent thereto, of any privilege or convenience of water for ordinary purposes which he had before enjoyed, it shall be incumbent on the said Company to allow to the person or persons then, and at all times thereafter, possessing the said lands, free and convenient access for persons and cattle to the said River or Canal.

And be it further enacted, by the authority aforesaid, that the said Company shall forfeit and lose all the benefit of this Charter, and the privileges and powers thereby conferred, unless the improvement contemplated up to the village of Brantford, shall be completed within from the passing of this Act, so as to afford a Navigable Channel for Boats and Vessels.

And be it further enacted, by the authority aforesaid, that at any time after fifty years, after making and completing the said Navigation, His Majesty, his Heirs and Successors may assume the possession and property of the same, and of all and every the works and dependencies thereunto belonging, or in any wise appertaining, upon paying to the said Company for the use of the Stockholders thereof, the full amount of their respective shares or of the sums furnished and advanced by each subscriber, towards the making and completing the said Navigation, together with such further sum as will amount to twenty five per cent upon the monies so advanced, and paid as a full indemnification to such Company; and the said Navigation shall from the time of such assumption in manner aforesaid, appertain and belong to His Majesty, his Heirs and Successors, who shall from thenceforth be substituted in the place or stead of the said Company, for all and every the purposes of this Act, in as far as regards the said Navigation: Provided also, that it shall not be lawful for His Majesty, his Heirs or Successors, at any time after the expiration of the said fifty years, to assume the said Canal as aforesaid, unless it shall appear from the accounts of the said Company, laid before the Legislature, that the Stockholders of the said Company shall have received every year upon an average, the sum of twelve and a half per cent for every hundred pounds they shall be possessed of in the said concern.

And be it further enacted, by the authority aforesaid, that if at any time after the passing of this Act, the said Navigation shall be assumed by His Majesty, his Heirs and Successors as aforesaid, an account of the Toll and of all other profits or proceeds arising from the said Navigation, and the property thereunto appertaining shall be annually laid before the Provincial Legislature, and the annual amount thereof paid into the hands of His Majesty's Receiver General in this Province, as part of the revenue thereof, and shall be accounted for to His Majesty, his Heirs and Successors, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, his Heirs and Successors, shall be graciously pleased to direct.

All which is humbly submitted,

[Signed]

T. CLARK.

January 3d, 1832.

Ordered, that the Bill entitled, "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River; together with the report of the Select Committee on same; be referred to a Committee of the whole House, to-morrow.

Ordered, that the Bill entitled, "An Act to repeal so much of an Act, passed in the fifty-ninth year of the Reign of His Late Majesty, King George the Third, entitled, "An Act to repeal part of, and amend the laws now in force for establishing public schools, in the seve-

3rd 4th & 5th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

ral Districts of this Province, and to extend the provisions of the same,' as relates to the opening and keeping the District School for the London District, at the Town of Vittoria, and to authorise the holding of the said District School at the Town of London, in the said District," together with the report of the Select Committee on same, be referred to a Committee of the whole House to-morrow.

House adjourns. On motion made and seconded, the House adjourned.

Wednesday, 4th January, 1832.

House meets. The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> HAMILTON.
	<i>The Honorable Messrs.</i> CLARK,	" " BOSWELL,
	" " DICKSON,	" " JAMES KERBY,
	" " MARKLAND,	" " CROOKS,
	" " M'DONELL,	" " GRANT,
	" " BALDWIN,	" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Grand River Navigation Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill, entitled, "An Act to incorporate a Joint Stock Company to improve the Navigation of the Grand River, as also the Report of the Select Committee thereon.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

The Honorable Mr. Wells, enters.

Reported, and leave asked to sit again.

The Chairman reported, that the Committee had taken the said Bill and Report into consideration, had made some progress therein, and asked leave to sit again on Friday next.

Leave granted

Ordered, that the Report be received, and leave granted accordingly.

House adjourns.

On motion made and seconded the House adjourned.

Thursday, 5th January, 1832.

House meets. The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> BOSWELL,
	<i>The Honorable Messrs.</i> CLARK,	" " JAMES KERBY,
	" " DICKSON,	" " CROOKS,
	" " ALLAN,	" " GRANT,
	" " HAMILTON,	" " LLOYD.

Prayers were read.

The minutes of yesterday were read.

Real Estates Security Bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill for the security of real estates in certain cases.

The Honorable Mr. James Kerby, took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the report be received, and—

Ordered, that the said Bill be engrossed, and read a third time on Monday next.

Petition of the President Directors and Company of the Port Hope Harbour, presented.

The Honorable Mr. Crooks brought up the Petition of the President, Directors and Company of the Port Hope Harbour, which was laid on the Table.

London District School Bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill entitled; "An Act to repeal so much of an Act passed in the fifty ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal part of, and amend the Laws now in force for establishing public Schools, in the several Districts of this Province, and to extend the provisions of the same,' as relates to the opening and keeping the District School for the London District, at the Town of Vittoria, and to authorise the

5th & 6th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

holding of the said District School at the Town of London, in the said District," as also the Report of the Select Committee on same.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill and Report into consideration, had made some progress therein, and asked leave to sit again on Wednesday next.

Ordered, that the Report be received, and leave granted accordingly.

Pursuant to the order of the day, the Petition of W. Falkner, Chairman of the Quarter Sessions of the District of Newcastle, praying for an Act empowering the Magistrates to dispose of the old Gaol and Court House, was read.

On motion made and seconded the House adjourned.

Reported, and leave asked to sit again.

Leave granted
Petition praying to be empowered to dispose of the old Gaol and Court-house of the District of Newcastle, read.
House adjourns.

Friday, 6th January, 1832.

The House met pursuant to adjournment.

House meets.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. JAMES KERBY,

The Honorable Messrs. CLARK,

" " CROOKS,

" " DICKSON,

The Hon. & Rt. Rev. BISHOP MACDONELL,

The Hon. & Ven. THE ARCHDEACON OF YORK, *The Honorable Messrs.* GRANT.

The Honorable Messrs. HAMILTON,

" " LLOYD.

" " BOSWELL,

Members present.

Prayers were read.

The minutes of yesterday were read.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill, entitled "An Act to incorporate a Joint Stock Company to improve the Navigation of the Grand River," and, also the Report of the Select Committee thereon.

Grand River Navigation Bill recommitted.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill and the Report of the Select Committee into consideration, had made some progress therein, and asked leave to sit again on Monday next.

Reported, and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly.

Leave granted.

The Honorable Mr. Hamilton brought up the Petition of Charles Perry, of the Town of York, Blacksmith, which was laid on the Table.

Petition of Charles Perry, presented.

The Honorable Mr. Lloyd brought up the Petition of George T. Burke, and others, freeholders of the County of Carleton, in the Bathurst District, which was laid on the Table.

Petition of George T. Burke, and others, presented.

His Honor, the Speaker, brought in a Bill to make further provision for carrying into effect an Act passed in the fifty sixth year of the reign of King George the Third, entitled "An Act to afford relief to persons holding or possessing lands, tenements or hereditaments in the District of Niagara."

Niagara Land Bill brought in.

The said Bill was then read, and it was—

Read first time.

Ordered, that the same be read a second time on Monday next.

The Honorable Mr. Allan enters.

A Member enters the House.

The Honorable Mr. Clark from the Select Committee, to whom was referred the Petition of Mary Anne Shaw and John Spread Baldwin, praying for an Act appointing Trustees to manage the estate of Alexander Shaw; reported, that they had prepared the draft of a Bill which they were ready to submit whenever the House would be pleased to receive the same.

Report of Select Committee, upon the Petition of Mary Anne Shaw, and another.

Ordered, that the Report be now received, and—

The Bill to authorise the appointment of a Committee to manage the affairs of Captain Alexander Shaw, was then read, and it was—

Shaws Relief Bill, read first time.

Ordered, that the same be read a second time on Monday next.

The Honorable Mr. Wells enters.

A Member enters the House. Speaker informs the House of the time fixed by His Excellency for proroguing the Session.

His Honor, the Speaker, reported to the House, that His Excellency the Lieutenant Governor had intimated his intention of proroguing the present Session of Parliament, about the seventeenth instant.

Friday, 6th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

Report of Select Committee on Niagara Canal Company's Charter Amendment Bill, presented.

The Honorable Mr. Clark from the Select Committee, to whom was referred the Bill sent down from the Commons House of Assembly, entitled "An Act to amend the Charter of the Niagara Canal Company presented their report.

Ordered, that the Report be received, and—

Read.

The same was then read as follows:—

The Report.

The Committee of the Honorable the Legislative Council, to whom was referred the Bill from the Assembly, entitled "An Act to amend the Charter of the Niagara Canal Company," most respectfully Report,

That in referring back to the period, when the construction of the Welland Canal was first agitated, it is in the recollection of some of the Members of Your Committee, that a strong feeling was entertained by the public, that the point of connection between the Northern extremity of said Canal and Lake Ontario, would be most advantageously placed at the Niagara River. Considerations, however, more with reference to a state of war, than those of purely a Mercantile nature, induced the Company to fix at Port Dalhousie, thus abandoning a natural Harbour of the first order, for one altogether artificial, and this was done although there was an understanding that both routes, viz. to Niagara and Port Dalhousie, should first of all be examined by a competent Engineer, and a preference given to that which might be found by him most eligible.

The Act of the sixth year of His late Majesty, made no provision for such examination, but fixed the outlet of the Canal at the latter place, notwithstanding its evident disadvantageous situation when compared with the other.

At length in the tenth year of the reign of His late Majesty, by the eighth section of an Act then passed in reference to the said Welland Canal, provision was made for the formation of a Company to construct a Branch-Canal to Niagara, the details of which when endeavoured to be carried into effect, were found so intermixed with those of the Welland Canal, as to be wholly impracticable, and in consequence thereof, the inhabitants of Niagara, have Petitioned Your Honorable House to concur in the passage of a law amending the former one, and making such provision as will enable them to confer this great benefit upon the Trade of the Country without delay, to meet the prayer of which, the Bill referred to Your Committee has been sent from the Assembly, with a request that Your Honorable House would concur therein.

When Your Committee take into consideration, the advantageous situation of the Harbour at Niagara in reference to the general trade of the country, its easy access, and other advantages, they cannot hesitate, in recommending to Your Honorable House to concur in the said Bill—and moreover, by transferring so much of the debt due to the Province by the Welland Canal Company, as may be awarded for the water required for the use of the Branch Canal, to the said Branch Canal, the security therefor will be increased, whilst the increased trade, in consequence of the opening to the Lake by way of Niagara, will greatly augment the income of the Welland Canal itself.

Your Committee further beg leave to report, that in the intermediate distance between Niagara and the Welland Canal, there are several small streams of water that can be used in feeding the Lateral Canal prayed for, so that the quantity to be taken from the Welland Canal will be greatly reduced, whilst it will be the interest of both Companies to encourage the deepening of said Canal, and procuring the supply of water from Lake Erie, agreeable to the plan originally acted upon by the Welland Canal Company.

All which is most respectfully submitted,

(Signed)

THOMAS CLARK,

CHAIRMAN.

January 5th, 1832.

On motion made and seconded, it was—

Ordered, that the Bill entitled, "An Act to amend the Charter of the Niagara Canal Company," together with the report of the Select Committee on same, be referred to a Committee of the whole House on Monday next.

It was moved and seconded, that it be—

Resolutions on the subject of privilege.

Resolved. That a Newspaper called the Colonial Advocate, published at York, on the fifth day of January, instant; is a scurrilous and unwarrantable libel upon the Legislative Council.

6th & 7th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Resolved. That it appears by several passages of the said Paper, that William Lyon McKenzie, Esquire, a Member of the House of Assembly, now in Session, is the Publisher thereof, and the author and composer of the said Libel.

Resolved. That with whatever forbearance the Legislative Council may be disposed to treat less flagitious Libels, published under other circumstances, it becomes them not to submit to the indignity of being thus slanderously traduced, at the very place, and at the time in which they are exercising the functions committed to them by the Constitution, and by Libels avowedly sanctioned by the name of a Member of another branch of the Legislature, with which it is the duty and desire of the Legislative Council to co-operate in all measures for promoting the Public good.

Resolved. That the Legislative Council cannot but feel a confident reliance, that if the said paper is really published as it professes to be, by the said William Lyon McKenzie, the House of Assembly will view with just indignation, the efforts thus made by one of their Members for impairing the independence of the Legislative Council, and diminishing the respect which is due to them, as a part of the Constitution of this Province, and that they will desire to afford reparation to the Legislative Council, for so unwarrantable a breach of their privileges.

Resolved. That these Resolutions, together with the paper referred to, be communicated to the House of Assembly.

January 6th, 1832.

The said Resolutions being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, (Nemine Contradicente) and it was—

Read second time, and adopted, Nem. Con.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed certain Resolutions on the subject of privilege, which they communicate to the Commons House of Assembly.

And communicated to Assembly.

On motion made and seconded the House adjourned.

House adjourns.

Saturday, 7th January, 1832.

The House met pursuant to adjournment.

House meets.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. BOSWELL,

The Honorable Messrs. CLARK,

“ “ JAMES KERBY,

“ “ DICKSON,

“ “ GRANT,

“ “ BALDWIN,

Members present.

Prayers were read.

The minutes of yesterday were read.

His Honor, the Speaker, reported to the House, that there was a Member without ready to be introduced.

Speaker acquaints the House of a Member waiting to be introduced Introduction of the Hon. Mr. Nelles.

When the Honorable Mr. Abraham Nelles was introduced, between the Honorable Mr. Dickson, and the Honorable Mr. James Kerby.

Then the Honorable Mr. Nelles presented to the Speaker, his Writ of Summons, who delivered it to the Clerk, and is as follows :

Presents his writ of Summons. Same read.

J. COLBORNE.

UPPER CANADA.

WILLIAM the FOURTH by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c. &c. &c.

The Writ.

To our trusty and well beloved Abraham Nelles, Esquire, and to all to whom these presents shall come,

GREETING.

KNOW YE, that as well for the special trust and confidence that we have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our Province of Upper Canada, and the Church thereof, concern; We have thought fit to Summon you to the Legislative Council of our said Province: And We do therefore command you, the said Abraham Nelles, that all difficulties

7th & 9th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, at the Legislative Council of our said Province, at all times whensoever and wheresoever our Provincial Parliament may be therein hereafter convoked and holden: and this you are in nowise to omit.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed—Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this sixth day of January, in the Year of our Lord One Thousand Eight Hundred and Thirty-two, and in the Second Year of our Reign.

J. C.

By Command of His Excellency.

HENRY J. BOULTON,
*Attorney General.*D. CAMERON,
Secretary.

Then the Honorables Mr. Nelles came to the Table, and took and subscribed the oath prescribed by the Statute of the 31st of George the Third, Chapter 31st, which was administered by Grant Powell, Esquire, one of the Commissioners appointed to administer the oath to the Members of the Legislative Council, and took his seat accordingly.

Pursuant to the order of the day, the Petition of the President, Directors and Company of the Port Hope Harbour, praying for an Act authorising a loan of £2000, was read.

The Honorable Mr. James Kerby prayed, that he might have leave of absence for the remainder of the Session, and it was—

Ordered, that he take leave for that time accordingly.

On motion made and seconded, the House adjourned.

Monday, 9th January, 1832.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CLARK,
" " DICKSON,
" " M'DONELL.
" " BALDWIN,

The Honorable Messrs. BOSWELL,
" " GRANT.
" " LLOYD.
" " NELLES.

Prayers were read.

The Minutes of Saturday were read.

Pursuant to the order of the day, the Bill for the security of real estates in certain cases, was read a third time, and passed, and it was—

Ordered, that the title be "An Act to confirm British subjects in their titles to real Estates in this Province derived through Aliens."

Whereupon the Speaker signed the Bill, and it was—

Ordered, to be sent to the Commons House of Assembly by the Master in Chancery, for the concurrence of that House.

The Honorable Mr. Wells, enters.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill, entitled, "An Act to incorporate a Joint Stock Company to improve the Navigation of the Grand River," as also the Report of the Select Committee on same.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had taken the said Bill and Report of the Select Committee into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Ordered, that the Report be received, and leave granted accordingly.

Pursuant to the order of the day, the Bill to make further provision for carrying into effect An Act passed in the fifty sixth year of the reign of King George the Third, entitled "An Act to afford relief to persons holding or possessing lands, tenements or hereditaments in the District of Niagara, was read a second time, and it was—

Oath prescribed by 31st Geo. 3. Chap. 31. administered to him.

Takes his seat.

Petition praying for a loan to the Port Hope Harbour Comp read.

Leave of absence granted to the Hon. Mr. James Kerby.

House adjourns.

House meets.

Members present.

Real Estates Security Bill, read third time, and passed.

Title ordered.

Bill signed.

And sent to Assembly for concurrence.

A Member enters the House.

Grand River Navigation Bill, recommitted.

Reported, and leave asked to sit again.

Leave granted.

Niagara Land Bill, read second time.

9th & 10th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Pursuant to the order of the day, the Bill to authorise the appointment of a Committee to manage the affairs of Captain Alexander Shaw, was read a second time, and it was—

Shaws Relief Bill,
read second time.

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

The Honorable Mr. Crookshank, The Honorable and Venerable the Archdeacon of York, and the Honorable Mr. Allan enter.

Members enter the
House.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to amend the Charter of the Niagara Canal Company," as also the report of the Select Committee on same.

Niagara Canal Com-
pany's Charter
Amendment Bill,
committed.

The Honorable Mr. McDonell, took the Chair.

After some time the House resumed.

The Honorable and Right Reverend Bishop MacDonell, and the Honorable Mr. Crooks enter.

Members enter the
House.

The Chairman reported that the Committee had taken the said Bill and Report of the Select Committee into consideration, and had made some Amendments to the Bill, which they recommended to the adoption of the House.

Amendments report-
ed to the above Bill.

Ordered, that the Report be received, and—

The said Amendments were read by the Clerk as follows:—

Read first time.

Press. 2. line 1.—After "Canal," expunge the remainder of the clause, and insert "and in case of any dispute arising upon the reasonableness of making an abatement in the compensation to be made for the use of the water, in consequence of the restriction found necessary to be placed upon the quantity to be used, for the just protection of the interests of the said Welland Canal Company, such dispute shall be decided by Arbitration, in the manner hereinbefore directed."

The Amendments.

Press. 3. line 3.—After "for the," expunge "House of Assembly," and insert "Governor, Lieutenant Governor, or Person administering the Government of this Province."

" line 4.—After "Public," insert "unless in any Act of the Parliament of this Province, to be hereafter passed, it shall be otherwise provided."

The said Amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, and it was—

Read second time,
and adopted.

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

Pursuant to the order of the day, the Petition of Charles Perry, of the Town of York, Blacksmith, praying for an Act rewarding him for the construction of the first Steam Engine ever made in the Province, was read.

Petition of Charles
Perry, praying for a
reward, read.

Pursuant to the order of the day, the Petition of George T. Burke, and others, freeholders of the County of Carleton, in the Bathurst District, praying for a revival of the Act passed in the third Session of the ninth Parliament, for assigning the holding of the District Courts and Courts of General Quarter Sessions of the Peace alternately, in the several Counties of the Province, was read.

Petition praying for a
revival of the Act re-
specting the holding
of District Courts and
quarter Sessions al-
ternately, read.

His Honor, the Speaker, gave notice that to-morrow he would bring in a Bill for protecting the interests of persons whose lands shall be sold for the Assessments.

Notice of bringing in
Land Tax protection
Bill.

The Honorable Mr. Dickson gave notice, that to-morrow, he would bring in a Bill for settling the Niagara Boundary line.

Notice of bringing in
Niagara Boundary
line Bill.

On motion made and seconded, the House adjourned.

House adjourns.

Tuesday, 10th January, 1832.

The House met pursuant to adjournment.

House meets.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER.

The Honorable Messrs. BOSWELL,

Members present.

The Honorable Messrs. CLARK,

" " DICKSON,

" " M'DONELL,

" " BALDWIN,

Q

" " CROOKS,

" " GRANT,

" " LLOYD,

" " NELLES,

Tuesday, 10th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

Prayers were read.

The Minutes of yesterday were read.

Order of the day for
3d reading of amend-
ments to Niagara Ca-
nal Company's Char-
ter Bill, read.

The order of the day, for a third reading of the Bill, entitled "An Act to amend the Charter of the Niagara Canal Company," as amended by the Legislative Council, being read, it was—

Same discharged.

Ordered, that it be discharged, and that the same do stand upon the order of the day for Saturday next.

Grand River Naviga-
tion Bill, recomit-
ted.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled, "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River;" as also the Report of the Select Committee on same.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

Members enter the
House.

The Honorable Mr. Crookshank, the Honorable and Venerable the Archdeacon of York, and the Honorable and Right Reverend Bishop McDonell, enter.

Amendments to above
Bill, reported.

The Chairman reported that the Committee had taken the above Bill, and Report of the Select Committee into consideration, and had made some Amendments to the Bill, which they recommended to the adoption of the House.

Ordered, that the report be received, and—

Read first time.

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

The Amendments.

Press. 1. line 14.—After the name "Holme," expunge "Esquire" and insert "George Washington Whitehead, James Ingersoll, Absalom Shade, Jedediah Jackson."

Press. 2. line 4.—After the name "Shade" insert "and."

" " 5.—After the name "Jackson," expunge the words "or any three of them."

" " " After the word "such" insert "other."

Press. 3. line 3.—After the word "dam," expunge to the word "following" in the sixth line, and insert "erected by the Welland Canal Company upon the Grand River, or so much thereof as is not included within the Charter granted to the Welland Canal Company, and improved and occupied by them under their Charter."

" " 10.—After the word "successors," expunge "the lines and boundaries of the said Grand River," and insert "such land and land covered with water, as it may be necessary for the said Company to occupy, for the purposes of the said Navigation, within the limits aforesaid."

" " 17.—After the word "improvement," expunge to the word "to," on the eighteenth line, and insert "rightfully erected upon the said Grand River or in the vicinity thereof, unless it shall be necessary for the purpose of the said Navigation, nor without compensation for such Mill-seat, and for the buildings and improvements so taken, according to the value thereof."

Press. 4. line 4.—After the word "grounds," insert "within the limits aforesaid."

" " 6.—After the word "corporate," expunge "excepting as is hereinbefore provided."

" " 8.—After the word "they," expunge "the said Directors or a majority of them."

" " 14.—After the word "up," insert "and make."

Press. 5. line 4.—After the word "erections," insert "belonging."

" " 11.—Expunge "river," and insert "Navigation."

" " 13.—After the word "manner" expunge "hereinbefore," and insert "hereinafter."

Press. 6. line 4.—After the word "for," expunge to the word "and," on the fifth line, and insert "rendering the Navigable Channel straight, by cutting through points occasioned by windings of the said river."

" " 12.—After "Navigation," expunge "so much water as," and insert "as much of the water of the said river as."

" " 17.—After the words "and their," expunge "heirs," and insert "posterity."

" " 18.—After the word "molestation," expunge "whatsoever by," and insert "of."

Press. 8. line 2.—After "vacancy," insert "Provided always, nevertheless, that no person being a Stockholder in the said Company, or standing in such relation to any claimant, as would disqualify him from sitting as a Juror, shall be capable of acting as an Arbitrator, unless by consent of both parties, and

Tuesday, 10th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

that when any such ground of disqualification exists, the reference shall be made to three Arbitrators, one of whom shall be chosen by each party, and the third shall be appointed by the two Arbitrators so chosen.

Press. 8. line 3.—After the word “that,” expunge “all that part of the said river which,” and insert “if any part of the Navigable Channel to be so made.”

“ “ 7.—After the word “that,” expunge “in any Arbitration required,” and insert “whenever it shall be necessary that Arbitrators shall be chosen by the parties.”

“ line 2 from the bottom.—After the word “Bench,” expunge the remainder of the clause, and insert “in the same manner and on the same grounds as in ordinary cases of submission by the parties, in which case, a second reference may be made to three Arbitrators, one of whom shall be chosen by each of the parties, and the third appointed by such two Arbitrators.”

Press. 9. line 10.—After the word “time,” insert “not exceeding three months.”

“ 2 from the bottom.—Expunge “Grand River,” and insert “Navigation.”

Last line.—Expunge “Grand,” and insert “Navigation”

Press. 10. line 1.—Expunge “River.”

line 9.—Expunge “Grand River,” and insert “Navigation.”

Press. 11. line 11.—After the word “demand,” expunge “to.”

Press. 16. line 20.—After the word “President,” insert “should become vacant.”

Press. 17. line 2.—After the word “shares,” insert “22. And be it further enacted by the authority aforesaid, that each Stockholder shall have a number of votes proportioned to the number of the shares which he or she shall have held in his or her own name, at least three months prior to the time of voting, (except at the first election,) according to the following ratio, (that is to say,) at the rate of one vote for each share not exceeding four, five votes for six shares, six votes for eight shares, seven votes for ten shares, and one vote for every share above ten, provided, however, that no person shall have more than fifteen votes.”

Press. 20. line 16.—After the word “Brantford,” insert “shall be.”

“ line 17.—After the word “Company,” expunge the remainder of the clause, and insert “so far as the same may apply to, and shall be necessary for improving the Navigation of the Grand River, between Brantford and Galt, in the manner described in the preceding clause of this Act.”

Press. 21. line 1.—After the word “river,” expunge the remainder of the clause, and insert “not, however, depriving the said Grand River Company, of a sufficient quantity of the water of the Grand River, for the use of the Navigation intended to be made and improved under the provisions of this Act.”

35.—“And be it further enacted, by the authority aforesaid, that whenever the Navigation to be made by the said Company in any part of its course shall have the effect of depriving any person possessing lands adjacent thereto, of any privilege or convenience of water for ordinary purposes which he had before enjoyed, it shall be incumbent on the said Company to allow to the person or persons then, and at all times thereafter, possessing the said lands, free and convenient access for persons and cattle to the said River or Canal.”

36.—“And be it further enacted, by the authority aforesaid, that the said Company shall forfeit and lose all the benefit of this Charter, and the privileges and powers thereby conferred, unless the improvement contemplated up to the village of Brantford, shall be completed within five years from the passing of this Act, so as to afford a Navigable Channel for Boats and Vessels, drawing not less than five feet water.”

37.—“And be it further enacted, by the authority aforesaid, that at any time before or after the making and completing of said Navigation, it shall and may be lawful for His Majesty, his Heirs and Successors to assume the possession and property of the same, and of all and every the works and dependencies thereunto belonging, or in any wise appertaining, upon paying to the said Company of Proprietors, their Successors and Assigns, the full amount of their respective shares or of the sums furnished and advanced by such subscriber, towards making and completing the said Navigation, and works connected therewith, together with such further sum as will amount to twenty per centum upon the monies so advanced and paid, as a full indemnification to such Company of Proprietors, by annual payments of at

10th & 11th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

least twenty per cent, allowing moreover, to the said Company, six per cent interest upon the unredeemed part of the Capital; but not allowing them any interest upon the advance of twenty per cent, which is allowed them as aforesaid; and the said Navigation or undertaking, and all and every the works and dependencies thereunto belonging, shall from the time of such assumption in manner aforesaid, appertain and belong to His Majesty, his Heirs and Successors, who shall from thenceforward be substituted in the place and stead of the said Company of Proprietors; their Successors and Assigns; for all and every the purposes of this Act, in as far as regards the said Navigation or undertaking."

33.—"And be it further enacted, by the authority aforesaid, that notwithstanding the privileges hereby conferred on the said Company, the Legislature may at any time hereafter, make such addition to this Act or such alteration of any of its provisions as they may think proper for affording just protection to the public, or the Indians of the Six Nations, or to any person or persons in respect to their estate or property, or any interest therein, or advantage, privilege or convenience connected therewith, or in respect to any way or right of way, upon or along the said river or elsewhere, or any right or privilege of fishery, that may be affected by any of the powers given by this Act."

Read second time,
and adopted

The said Amendments being read a second time, and the question of concurrence being put on each, they were severally agreed to by the House, and it was—

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

Niagara Land Bill,
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill to make further provision for carrying into effect an Act passed in the fifty sixth year of the reign of King George the Third, entitled "An Act to afford relief to persons holding or possessing lands, tenements or hereditaments; in the District of Niagara."

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill and recommended the same, without amendment, to the adoption of the House.

Adopted

Ordered, that the Report be received, and—

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

Shaw's Relief Bill
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill, to authorise the appointment of a Committee to manage the affairs of Captain Alexander Shaw.

The Honorable Mr. Boswell took the chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had taken the said Bill into consideration, and recommended that it be referred to a Select Committee to report thereon.

Ordered, that the report be received, and—

And referred to a
Select Committee.

Ordered, that the above mentioned Bill, be referred to a Select Committee of four Members, with power to send for persons and papers, and to report thereon, and—

Members composing
same.

Ordered, that the Honorable Messieurs Clark, Dickson, Crooks and Baldwin, do compose the same.

Land Tax Protection
Bill brought in.

Pursuant to notice, His Honor, the Speaker, brought in a Bill for protecting the interests of persons whose lands shall be sold for the Assessments.

Read first time.

The said Bill was read, and it was—

Ordered, that the same be read a second time to-morrow.

Notice of bringing in
Niagara boundary
line Bill, withdrawn.

The Honorable Mr. Dickson (with leave of the House,) withdrew his Notice given yesterday of bringing in a Bill for settling the Niagara Boundary line.

Cobourg Harbour Pe-
tition presented.

The Honorable Mr. Boswell brought up the Petition of the President, Directors and Company of the Cobourg Harbour, which was laid on the Table.

House adjourns.

On motion made and seconded the House adjourned.

Wednesday, 11th January, 1832.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CLARK,
" " DICKSON,
" " M'DONELL,

The Honorable Messrs. BALDWIN,
" " GRANT,
" " NELLES,

Wednesday 11th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Prayers were read.

The minutes of yesterday were read.

Pursuant to the order of the day, the Bill to make further provision for carrying into effect An Act passed in the fifty sixth year of the reign of King George the Third, entitled "An Act to afford relief to persons holding or possessing lands, tenements or hereditaments in the District of Niagara, was read a third time and passed, and it was—

Niagara Land Bill, read third time, and passed.

Ordered, that the Title be "An Act to make further provision for carrying into effect an Act passed in the fifty sixth year of the reign of King George the Third, entitled "An Act to afford relief to persons holding or possessing lands, tenements or hereditaments, in the District of Niagara."

Title ordered.

Whereupon the Speaker signed the Bill, and it was—

Bill signed.

Ordered, to be sent to the Commons House of Assembly by the Master in Chancery, for the concurrence of that House.

And sent to Assembly for concurrence.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate a Joint Stock Company, to improve the Navigation of the Grand River;" was as amended read a third time.

Grand River Navigation Bill, as amended, read third time.

The Honorable Messieurs Crookshank and Crooks, the Honorable and Right Reverend Bishop MacDonell, and the Honorable Mr. Lloyd, enter.

Members enter the House.

The question being put, whether the above Bill, as amended, should pass, it was carried in the affirmative;

Above Bill passed.

Whereupon the Speaker signed the Amendments, and it was—

Amendments signed.

Ordered, that the Master in Chancery, do go down to the Assembly, and acquaint that House, that the Legislative Council have passed the said Bill with Amendments, to which they desire the concurrence of the Commons House of Assembly.

Bill as amended, sent to Assembly for concurrence.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill entitled, An Act to repeal so much of An Act passed in the fifty ninth year of the reign of His late Majesty King George the Third, entitled "An Act to repeal part of, and amend the laws now in force for establishing public Schools in the several Districts of this Province, and to extend the provisions of the same, as relates to the opening and keeping the District School for the London District at the Town of Vittoria, and to authorise the holding of the said District School at the Town of London in the said District," as also the report of the Select Committee thereon."

London District School Bill recommitted.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day three months, on same.

Reported, and leave asked to sit again in three months.

Ordered, that the Report be received, and leave granted accordingly.

Leave granted.

Pursuant to the order of the day, the Bill for protecting the interests of persons whose lands shall be sold for the Assessments, was read a second time, and it was—

Land Tax Protection Bill read second time.

Ordered, that the House be put into a Committee of the whole on the same, to-morrow.

His Honor, the Speaker, gave notice that on Friday next he would move, that a Select Committee be appointed to superintend (during the recess) the fitting up of the Hall of the Legislative Council, in the new building, and to procure proper furniture for the same.

Notice of motion for a committee to superintend the fitting up of the Legislative Council Hall in the new building.

On motion made and seconded, it was—

Ordered, that the House be again put into a Committee of the whole, on the Bill entitled "An Act for the relief of John Cooper Douglass," as also the Report of the Select Committee thereon, and that the same be placed upon the order of the day for to-morrow.

The Honorable Mr. Crooks, brought up the Petition of Elisha Hayward, of the Town of York, which was laid on the Table.

Petition of Elisha Hayward presented.

The Honorable Mr. Grant, brought up the Petition of A. McDonell, Sheriff, and others, of the Ottawa District, which was laid on the Table.

Petition of A. McDonell, and others, presented.

A Deputation from the Commons House of Assembly, brought up and delivered at the Bar of this House a Message in the following words, and then withdrew.

Message from Assembly.

MR. SPEAKER,

The Commons House of Assembly acquaints the Honorable the Legislative Council, that the resolutions of that Honorable House of the sixth instant, were received at the time the House of Assembly was engaged in the investigation of charges against the Member named in those resolutions, for an alleged breach of the privileges of the House of Assembly.

Respecting the resolutions transmitted by this House on the subject of privilege.

11th & 12th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

That this investigation has resulted in the expulsion of the said Member, as unfit and unworthy to hold a seat in this House, and, therefore, no further proceedings can be had on the subject of the said resolutions.

[Signed]

ARCHIBALD McLEAN,
SPEAKER.

Commons House of Assembly,
9th January, 1832.

House adjourns.

On motion made and seconded the House adjourned.

Thursday, 12th January, 1832.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BOSWELL,
<i>The Honorable Messrs.</i> CLARK,	" " CROOKS,
" " DICKSON,	" " GRANT.
<i>The Hon. & Ven.</i> THE ARCHDEACON OF YORK,	" " LLOYD.
<i>The Honorable Messrs.</i> M'DONELL.	" " NELLES.
" " BALDWIN,	

Prayers were read.

The minutes of yesterday were read.

Land Tax protection Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill for protecting the interests of persons whose lands shall be sold for the Assessments.

The Honorable Mr. Clark took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Bill brought up from the Assembly.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Land Tax protection Bill recommitted.

The House was then again put into a Committee of the whole, on the Bill for protecting the interests of persons whose lands shall be sold for the Assessments.

The Honorable Mr. Clark took the chair.

After some time the House resumed.

Reported, and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Monday next.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Speaker reports the rec't. of U. C. Bank Bill from Assembly.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had brought up a Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of shares to be held in the Capital Stock of the said Bank," to which they requested the concurrence of this House.

Read first time.

The said Bill was then read, and it was—

Ordered, that the same be read a second time to-morrow.

Douglas' relief Bill re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the bill entitled "An Act for the relief John Cooper Douglas," as also the report of the Select Committee on same.

The Honorable Mr. Crooks, took the Chair.

After some time the House resumed.

Members enter the House.

The Honorable Mr. Wells, and the Honorable and Right Reverend Bishop MacDonell, enter.

Reported, and leave asked to sit again in three months.

The Chairman reported, that the Committee had taken the said Bill and Report of the Select Committee into consideration, had made some progress therein, and asked leave to sit again this day three months.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Petition of George Spencer, presented.

The Honorable Mr. Wells brought up the Petition of George Spencer, of Cobourg, in the District of Newcastle, which was laid on the table.

A Member enters the House.

The Honorable Mr. Crookshank, enters.

Thursday, 12th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Licutenant Governor.*

Pursuant to the order of the day, the Petition of the President, Directors, and Company of the Cobourg Harbour, praying for an Act authorising the loan of three thousand pounds, was read.

Petition praying for a loan to the Cobourg Harbour Company read.

The Honorable Mr. Clarke, from the Select Committee, to whom was referred the Bill, to authorise the appointment of a Committee to manage the affairs of Captain Alexander Shaw, presented their report.

Report of Select Committee on Shaws Relief Bill, presented.

Ordered, that the Report be received, and—

The same was then read as follows :—

Read.

The Select Committee to whom was referred, the Bill to authorise the appointment of a Committee to manage the affairs of Captain Alexander Shaw, respectfully report—

The Report.

That your Committee, in the course of inquiry into the facts stated in the preamble, found that the late Major General, Æneas Shaw, did not die Intestate, as therein stated, as it appears by the Registry of the Court of Probate, in this Province.

That on the 27th day of April, 1814, letters of administration to the estate of the said Æneas Shaw, with the will of the said Æneas Shaw annexed, were granted to Margaret Shaw, and Richard Shaw; as however, the Bill only proposes to affect the Estate legally vested in the said Alexander Shaw. Your Committee are of opinion, that no other alteration in the Bill is rendered necessary, by the circumstance of there being a Will, than the omission in the preamble of the statements concerning Æneas Shaw.

Your Committee would also recommend, that it should appear more clearly, by the sixth clause, that the power of disposing of the effects of the lunatic, for the maintenance and advancement of his children, is vested in the Committee, under the directions of the Governor, Lieutenant Governor, or person administering the Government of this Province.

Your Committee also recommend, that provision should be made, in case the said Alexander Shaw shall hereafter become of sound mind.

Your Committee therefore respectfully suggest the following amendments.

After the word "represented" expunge the whole of the preamble, and insert "that Alexander Shaw, a Captain on the half-pay of His Majesty's 35th Regiment of Foot, is seized, and possessed of divers estates and property, real and personal, in this Province, and that the said Alexander Shaw, in consequence of disease, under which he suffered whilst in the service of His late Majesty King George the Third, in Flanders, hath become and now is of unsound mind and understanding, and therefore, incapable of managing his said estate and effects. And whereas, from the want of an organized Court of Chancery in this Province, the proceedings under a commission of lunacy, usual in England, in such cases cannot conveniently take place here."

After the word "of," in the third clause, expunge "the inquiry," and insert "any inquiry or inquiries."

After "same," in the sixth clause, insert "or any part or parts thereof for the maintenance, support or advancement of the children of the said Alexander Shaw, or of any or either of them, or for any other purpose, for the benefit of the said Alexander Shaw or his family."

After the ninth clause, insert "And be it further enacted, by the authority aforesaid; that if the said Alexander Shaw, shall be found to be idiot or lunatic, or of unsound mind, so as to be incapable of managing his own affairs by the verdict of the Jury above-mentioned, and if at any time or times thereafter, the said Alexander Shaw shall petition the Governor, Lieutenant Governor or Person administering the Government of this Province, stating in his Petition, that since the said inquiry he hath become of sound mind, it shall and may be lawful for the Governor, Lieutenant Governor or Person administering the Government of this Province, to issue a commission under his sign manual authorising and commanding any Judge of the Home District Court for the time being, and the said Judge is hereby required in obedience thereto, at the next or any subsequent sitting of the same Court to impanel twelve jurors of the Jury summoned to attend such District Court, to enquire whether or not the said Alexander Shaw shall have become of sound mind, and that their verdict in the premises shall be recorded and certified, and the jurors sworn well and truly to try whether or not, the said Alexander Shaw shall have become of sound mind, and the witnesses produced, sworn and examined, and the said Alexander Shaw produced to the Court and Jury, if they shall so desire, in like manner as in the said first above mentioned inquiry."

"And be it further enacted, by the authority aforesaid, That if it shall appear by any

12th & 13th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

such verdict so certified as aforesaid, that the said Alexander Shaw shall have become of sound mind, it shall and may be lawful then and from thenceforth, for the said Alexander Shaw to resume the possession and management of his estate and effects in as full and ample a manner as he might possess and manage the same if this act had never been passed. Provided always, that the said Alexander Shaw shall be holden to and bound by all and singular the conveyances, contracts, acts, and deeds, which shall have been theretofore made, entered into, executed and done in his behalf, by the said Committee as aforesaid, in like manner as if the same were his own conveyances, contracts, acts, and deeds, he being of sound mind.'

Ordered, that the said Bill and the Report of the Select Committee on same, be referred to a Committee of the whole House to-morrow.

House adjourns.

On motion made and seconded the House adjourned.

Friday, 13th January, 1832.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BOSWELL,
<i>The Honorable Messrs.</i> DICKSON,	" " CROOKS,
" " CROOKSHANK,	" " GRANT,
" " M'DONELL,	" " LLOYD,
" " BALDWIN,	" " NELLES,
" " HAMILTON,	

Prayers were read.

The Minutes of yesterday were read.

U. C. Bank Bill, read second time

Pursuant to the order of the day, the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of shares to be held in the capital stock of the said Bank," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Shaw's Relief Bill recommitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole on the Bill to authorise the appointment of a Committee to manage the affairs of Captain Alexander Shaw, together with the report of the Select Committee on same.

The Honorable Mr. Boswell took the Chair.

Message from Assembly.

A Message being announced the Chairman left the chair, and the House formed.

Members enter the House.

The Honorable and Venerable the Archdeacon of York, and the Honorable Mr. Wells enter.

Bill with amendments returned from Assembly.

A Deputation from the Commons House of Assembly returned a Bill with Amendments, to which they requested the concurrence of this House and then withdrew.

Shaw's Relief Bill recommitted.

The House was then again put into a committee of the whole, on the Bill to authorise the appointment of a committee to manage the affairs of Captain Alexander Shaw, together with the report of the Select Committee on same.

The Honorable Mr. Boswell took the Chair.

After some time the House resumed.

Amendments reported.

The Chairman reported that the Committee had gone through the said Bill and the Report of the Select Committee on same, and had made some Amendments to the Bill, which they recommended to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

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

Speaker reports the return of Alien Estates Bill, as amended by Assembly.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had returned the Bill sent down from the Legislative Council, entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through aliens," and informed this House that the Commons House of Assembly had made certain Amendments thereto, to which they requested the concurrence of the Legislative Council.

Amendments read first time.

The Amendments were then read by the Clerk as follows:—

The Amendments.

Amendments made by the House of Assembly in and to the Bill sent down from the

Friday, 13th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Honorable the Legislative Council, entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through aliens."

Line 27.—After the word "passed," insert "provided also, that nothing herein contained shall in anywise affect or be construed to affect the claim, estate or interest of any person or persons, who shall have been in possession of lands in this Province, for the period of twenty years before the passing of this Act."

[Signed]

ARCHIBALD McLEAN,
SPEAKER.

*Commons, House of Assembly,
12th day of January, 1832.*

Ordered, that the above Amendments be read a second time to-morrow.

Pursuant to Notice, His Honor, the Speaker moved, that it be

Resolved,—That the Honorable Messieurs Crookshank, McDonell and Baldwin, be a Committee for superintending the furnishing and preparing of the apartments intended for the use of the Legislative Council, in the new building erected for the accommodation of the Legislature, with power to make such arrangements, and incur such expenditure as may be necessary for that purpose, which being seconded,

Motion of a resolution to superintend the fitting up of the apartments intended for the use of the Legislative Council in the new building.

The question of concurrence was put, and the said resolution was carried in the affirmative, and it was—

Adopted.

Ordered, that the Honorable Messieurs Crookshank, McDonell and Baldwin, be a Committee for superintending the furnishing and preparing of the apartments intended for the use of the Legislative Council, in the new building erected for the accommodation of the Legislature, with power to make such arrangements, and incur such expenditure as may be necessary for that purpose.

Members composing the Committee

Pursuant to the order of the day, the Petition of Elisha Hayward, of the Town of York, praying for an Act conferring on him the rights and privileges of Naturalization, was read.

Petition praying for an Act naturalizing Elisha Hayward, read.

Pursuant to the order of the day, the Petition of A. McDonell, Sheriff, and others, of the Ottawa District, praying for an Act authorising the holding of a Court of Oyer and Terminer in the said District, was read.

Petition praying for the holding of a Court of Oyer and Terminer in the Ottawa District, read.

The Honorable Mr. Grant prayed, that he might have leave of absence for the remainder of the Session, and it was—

Leave of absence granted to the Honorable Mr. Grant.

Ordered, that he take leave for that time accordingly.

The Honorable and Right Reverend Bishop McDonell, enters.

A Member enters the House.

The Honorable Mr. Clark from the Select Committee, to whom was referred the Bill entitled "An Act to afford means for attaching the property of absconding Debtors," presented their Report.

Report of Select Committee on Absconding Debtor's Bill presented.

Ordered, that the Report be received, and—

The same was then read by the Clerk as follows :

Same read.

The Committee of the Legislative Council, to whom was referred a Bill entitled "An Act to afford means for attaching the property of absconding Debtors;" most respectfully Report,

The Report.

That an Act of this nature has for many years been anxiously looked for, and Bills for the object contemplated by this Act, have repeatedly been sent down from Your Honorable House to the House of Assembly, but that House has never concurred therein.

Your Committee have had recourse to acts of a similar nature in other Colonies, which leads them to think the formation of this Bill, in the House of Assembly, with adequate provisions, must have been attended with doubts and difficulties :

Your Committee have, therefore, narrowly examined the same, and now tender to Your Honorable House such Amendments thereto, as they consider would render the Bill more acceptable.

Yet, Your Committee do not, even with these Amendments, think it perfect, but as the operation of this Bill is for a very limited term, being only two years, they recommend the adoption of these Amendments, until experience may test the necessity of alteration.

The Amendments are as follows :

Press. 1. line 20.—After "upwards," insert "expressing the cause of action."

S

Friday, 13th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Press. 2. line 5.—After “oath,” insert “or affidavit.”

“ line 8.—After “forthwith,” expunge the words “issue a warrant or warrants,” and insert “direct a warrant or warrants to be issued.”

Press. 3. line 14.—After “same,” insert “in the Upper Canada Gazette.”

Press. 4. line 5.—After “from the,” expunge “date,” and insert “first publication.”

“ line 17.—After “warrants,” insert “and all and singular the property which may have been attached shall be restored.”

“ line 18.—After “had,” insert “and shall be so certified by the Judge presiding at such trial.”

Press. 5. line 2.—After “from the,” expunge “date,” and insert “first publication.”

Press. 9. line 3.—After “persons,” insert “Provided always, that the declaration in such action shall contain an introductory averment to this or the like effect, (that is to say) A. B. who sues under the provisions of An Act of the Parliament of this Province, for attaching the property of Absconding Debtors, in order to receive from C. D. a debtor to one E. F. an absconding or concealed person, such sum as C. D. may owe to the said E. F., or so much thereof as will discharge the sum of _____ being the amount due by the said E. F. to him the said A. B. complains, &c.”

“And be it further enacted, &c., that in order to proceed in the recovery of any debt, due by the person or persons against whose property a writ of attachment shall have been ordered under this Act, process may be served, by leaving a copy thereof at the last place of abode of such person within this Province, with any grown up person there dwelling; and also by affixing a copy of such process in the Crown-Office, or, in the Office of the Deputy Clerk of the Crown, in the District where the absconding or concealed person was last resident, or, in the Office of the Clerk of the District Court, of such District when the proceedings shall be in the District Court, eight days before the return thereof, and all subsequent proceedings necessary to be served on the Defendant in ordinary cases, shall be deemed to be served upon such absconding or concealed person, by filing a copy in the Crown-Office, or, in the Office of the Deputy Clerk of the Crown, in which the Declaration shall have been filed, as aforesaid, or, in the Office of the Clerk of the District Court, (as the case may be.)

“And be it further enacted, &c., that notwithstanding judgment by default may be signed, in any action in which the Process and other proceedings may have been served, in the manner aforesaid, such judgment shall, in no case, be final, and it shall be incumbent on the Plaintiff, nevertheless, to prove his cause of Action in the same manner as if the general issue had been pleaded, or the Deed denied, in case the Action shall have been brought on any specialty.

“And in case the Jury at any such assessment of Damages, shall not find the Plaintiff’s demand in any part thereof proved, the verdict shall be rendered for nominal Damages only, and the Plaintiff shall recover no costs of suit.”

And be it further enacted, &c., that before execution shall issue upon any judgment, obtained under this Act, against an absconding or concealed Debtor, a Bond to the Defendant, in double the sum to be levied, and executed by the Plaintiff and two sufficient sureties to be approved of by some one of the Judges of the Court in which the action shall have been instituted, shall be filed among the papers of the cause, the condition of which bond shall be to the effect, that if the Defendant, his Executors, or Administrators, shall within the period allowed by law, contest the justice of the Plaintiff’s demand, and succeed in reversing the recovery, the Plaintiff, his Executors, or Administrators, shall restore to the Defendant, his heirs, executors, or administrators, the amount that shall have been levied upon execution in such case, with interest, and shall make good to the Defendant, his heirs, executors, or administrators, any

13th & 16th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

further damage occasioned by the seizure and sale of real or personal estate, in order to satisfy the Judgment obtained against such absconding or concealed Debtor."

"And be it further enacted, &c., that at any time within after the rendering of Judgment against an absconding or concealed Debtor, such Debtor may upon his personal appearance in Court, in term time, apply through his Counsel, or in case of his death, his executors, or administrators, may within the same period, apply for a rehearing of the cause, which rehearing shall be granted upon giving security for costs, and the cause may be again tried upon a record to be prepared for that purpose, on which the entry of a new venire may be made after the entry of issue joined or of Judgment by default, without any continuances or alteration of the record in consequence of the death of parties, but the title of any purchaser other than the Plaintiff himself at the Sheriff's sale, upon the execution which shall have provisionally issued in such cause, shall not be affected by the Defendant obtaining a verdict or Judgment upon such subsequent proceeding."

And be it further enacted, &c., that nothing in this Act contained shall be construed to prevent one or more new trials being granted either after the first verdict, or after the verdict rendered upon the rehearing, when the same shall appear necessary to the ends of justice."

And be it further enacted, &c., that in case of any rehearing under this Act, after the period shall have elapsed, within which a new trial can be moved for, or in case new trial shall be refused, the verdict shall be taken to be conclusive, so far as respects the liability of the Obligors, in the bond required to be filed previous to the suing out execution, and it shall not be necessary for the Defendant succeeding on such rehearing to enter final Judgment for that purpose."

Press. 10. line 8.—After "longer," insert "Provided always, that it shall, nevertheless, be lawful to proceed in any matter that may be depending under this Act, until the same shall be brought to a final termination, according to the provisions thereof."

All which is respectfully submitted,
[Signed]

T. CLARK,
CHAIRMAN.

January 13th, 1832.

Ordered, that the said Bill together with the Report of the Select Committee on same, be referred to a Committee of the whole House to-morrow.

The Honorable Mr. Hamilton prayed, that he might have leave of absence for the remainder of the Session, and it was—

Leave of absence granted to the Hon. Mr. Hamilton.

Ordered, that he take leave for that time accordingly.

On motion made and seconded, the House adjourned, until Monday next.

House adjourns.

Monday, 16th January, 1832.

The House met pursuant to adjournment.

House meets.

PRESENT,

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. BALDWIN,

Members present.

The Honorable Messrs. CLARK,

" " BOSWELL,

" " DICKSON,

" " CROOKS,

The Hon. & Ven. the ARCHDEACON OF YORK,

" " LLOYD.

The Honorable Messrs. WELLS,

" " NELLES,

" " M'DONELL,

Prayers were read.

The Minutes of Friday were read.

Pursuant to the order of the day, the Bill entitled "An Act to amend the Charter of the Niagara Canal Company," was as amended, read a third time, and it was—

Niagara Canal Company's Charter Bill as amended, read third time.

Monday, 16th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

- But not passed. Ordered, that this Bill do not now pass, but that the House be again put into a Committee of the whole, on the same to-morrow.
- A Member enters the House. The Honorable Mr. Crookshank, enters.
- Shaw's Relief Bill read 3d time & passed. Pursuant to the order of the day, the Bill to authorise the appointment of a Committee to manage the affairs of Captain Alexander Shaw, was read a third time and passed, and it was, Ordered, that the title be "An Act to protect the interests of Captain Alexander Shaw."
- Title ordered. Whereupon the Speaker signed the Bill, and it was—
- Bill signed. Ordered to be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.
- And sent to Assembly for concurrence.
- E. C. Bank Bill, committed. Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of shares to be held in the capital stock of the said Bank."
- Message from Assembly. The Honorable Mr. Wells took the Chair.
- A Member enters the House. A Message being announced the Chairman left the chair, and the House formed.
- Grand River Navigation Bill as amended, adopted by Assembly. The Honorable and Right Reverend Bishop MacDonell, enters.
- Kingston Bank Bill, as amended, adopted by Assembly. A Deputation from the Commons House of Assembly, returned the Bill entitled "An Act to incorporate a Joint Stock Company to improve the Navigation of the Grand River," and also the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Commercial Bank of Upper Canada," and acquainted this House that the Commons House of Assembly, had adopted the Amendments made in and to the same.
- E. C. Bank Bill re-committed. The House was then again put into a Committee of the whole, on the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of shares to be held in the Capital Stock of the said Bank."
- Reported, and leave asked to sit again. The Honorable Mr. Wells took the Chair.
- Leave granted. After some time the House resumed.
- Amendments of Assembly to Alien Estates Bill, read second time. The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.
- Absconding Debtors Bill committed. Ordered, that the Report be received, and leave granted accordingly.
- Amendments reported. Pursuant to the order of the day, the Amendments made by the Commons House of Assembly in and to the Bill, entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through aliens," were read a second time, and it was—
- Same read first time. Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.
- The Amendments. Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to afford means for attaching the property of absconding Debtors," as also the report of the Select Committee on same.
- The Honorable Mr. Boswell took the Chair.
- After some time the House resumed.
- The Chairman reported that the Committee had taken the said Bill into consideration, and had made some Amendments thereto which they recommended to the adoption of the House.
- Ordered, that the Report be received, and—
- The said Amendments were then read by the Clerk, as follows:—
- Press. 1. line 20.—After the word "upwards," insert "expressing the cause of action."
- Press. 2. line 5.—After "oath," insert "or affidavit."
- " line 3.—After "forthwith," expunge the words "issue a warrant or warrants," and insert "direct a warrant or warrants to be issued."
- Press. 3. line 14.—After "same," insert "in the Upper Canada Gazette."
- Press. 4. line 5.—After "from the," expunge "date," and insert "first publication."
- " line 17.—After "warrants," insert "and all and singular the property which may have been attached shall be restored."
- " line 18.—After "had," insert "and shall be so certified by the Judge presiding at such trial."
- Press. 5. line 2.—After "from the," expunge "date," and insert "first publication."
- " line 11.—After "Act," insert "And be it further enacted, by the authority aforesaid,

Monday, 16th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

that in order to proceed in the recovery of any debt, due by the person or persons against whose property a writ of attachment shall have been ordered under this Act, process may be served, by leaving a copy thereof at the last place of abode of such person within this Province, with any grown up person there dwelling; and also by affixing a copy of such process in the Crown-Office, or, in the Office of the Deputy Clerk of the Crown, in the District where the absconding or concealed person was last resident, or, in the Office of the Clerk of the District Court, of such District when the proceedings shall be in the District Court, eight days before the return thereof, and all subsequent proceedings necessary to be served on the Defendant in ordinary cases, shall be deemed to be served upon such absconding or concealed person, by filing a copy in the Crown-Office, or, in the Office of the Deputy Clerk of the Crown, in which the Declaration shall have been filed, as aforesaid, or, in the Office of the Clerk of the District Court, (as the case may be.)

“And be it further enacted, by the authority aforesaid, that notwithstanding judgment by default may be signed, in any action in which the Process and other proceedings may have been served, in the manner aforesaid, such judgment shall, in no case, be final, and it shall be incumbent on the Plaintiff, nevertheless, to prove his cause of Action in the same manner as if the general issue had been pleaded, or the Deed denied, in case the Action shall have been brought on any specialty. “And in case the Jury at any such assessment of Damages, shall not find the Plaintiff's demand in any part thereof proved, the verdict shall be rendered for nominal Damages only, and the Plaintiff shall recover no costs of suit.”

Press. 9. line 8.—After “persons,” insert “Provided always, that the declaration in such action shall contain an introductory averment to this or the like effect, (that is to say) A. B. who sues under the provisions of An Act of the Parliament of this Province, for attaching the property of Absconding Debtors, in order to recover from C. D. a debtor to one E. F. an absconding or concealed person, such sum as C. D. may owe to the said E. F., or so much thereof as will discharge the sum of _____ being the amount due by the said E. F. to him the said A. B. complains, &c.”

And be it further enacted, by the authority aforesaid, that before execution shall issue upon any judgment, obtained under this Act, against an absconding or concealed Debtor, a Bond to the Defendant, in double the sum to be levied, and executed by the Plaintiff and two sufficient sureties to be approved of by some one of the Judges of the Court in which the action shall have been instituted, shall be filed among the papers of the cause, the condition of which bond shall be to the effect, that if the Defendant, his Executors, or Administrators, shall within the period allowed by law, contest the justice of the Plaintiff's demand, and succeed in reversing the recovery, the Plaintiff, his Executors, or Administrators, shall restore to the Defendant, his heirs, executors, or administrators, the amount that shall have been levied upon execution in such cause, with interest, and shall make good to the Defendant, his heirs, executors, or administrators, any further damage occasioned by the seizure and sale of real or personal estate, in order to satisfy the Judgment obtained against such absconding or concealed Debtor.”

“And be it further enacted, by the authority aforesaid, that at any time within one year after the rendering of Judgment against an absconding or concealed Debtor, such Debtor may upon his personal appearance in Court, in term time, apply through his Counsel, or in case of his death, his executors, or administrators, may within the same period, apply for a rehearing of the cause, which rehearing shall be granted upon giving security for costs, and the cause may be again tried upon a record to be prepared for that

16th & 17th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

purpose, on which the entry of a new venire may be made after the entry of issue joined or of Judgment by default, without any continuances or alteration of the record in consequence of the death of parties, but the title of any purchaser other than the Plaintiff himself at the Sheriff's sale, upon the execution which shall have provisionally issued in such cause, shall not be affected by the Defendant obtaining a verdict or Judgment upon such subsequent proceeding."

And be it further enacted, by the authority aforesaid, that nothing in this Act contained shall be construed to prevent one or more new trials being granted either after the first verdict, or after the verdict rendered upon the rehearing, when the same shall appear necessary to the ends of justice."

And be it further enacted, by the authority aforesaid, that in case of any rehearing under this Act, after the period shall have elapsed, within which a new trial can be moved for, or in case new trial shall be refused, the verdict shall be taken to be conclusive, so far as respects the liability of the Obligors, in the bond required to be filed previous to the suing out execution, and it shall not be necessary for the Defendant succeeding on such rehearing to enter final Judgment for that purpose."

Press. 10.——Expunge the twelfth clause.

" line 3.—After "years and," insert "from thence to the end of the then next ensuing Session of Parliament, and,"

After "longer," insert "Provided always, that it shall, nevertheless, be lawful to proceed in any matter that may be depending under this Act, until the same shall be brought to a final termination, according to the provisions thereof."

Read second time, and adopted.

The said Amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, and it was—

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

House adjourns.

On motion made and seconded the House adjourned.

Tuesday, 17th January, 1832.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable Messrs.</i> CLARK,	" " BOSWELL,
" " DICKSON,	" " CROOKS,
" " CROOKSHANK,	" " LLOYD,
" " M'DONELL,	" " NELLES.

Prayers were read.

The minutes of yesterday were read.

Order of the day, for third reading of absconding Debtors Bill, as amended, read. Same discharged.

The order of the day, for a third reading of the Bill, entitled, "An Act to afford means for attaching the property of absconding Debtors," as amended, being read, it was—

Ordered, that it be discharged, and that the House be again put into a Committee of the whole, on the same, this day.

Bill recommitted.

Accordingly, the House was then again put into a Committee of the whole on the Bill, entitled, "An Act to afford means for attaching the property of absconding Debtors."

The Honorable Mr. Boswell took the chair.

After some time the House resumed.

Further Amendments reported.

The Chairman reported, that the Committee had taken the said Bill into consideration, and had made some further amendments thereto, which they recommended to the adoption of the House.

Ordered, that the Report be received.

Read first time.

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

The Amendments.

Press. 1. line 9.—After "that" expunge the word "it," in the eleventh line, and insert, "if any person or persons, being indebted to an Inhabitant of this Province, shall

Tuesday, 17th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

before the passing of this Act, have secretly departed from this Province, or, if any person or persons so indebted, shall after the passing of this Act, secretly depart from this Province, or keep concealed within the same."

The said further amendment being read a second time, and the question of concurrence put, it was agreed to by the House, and it was—

Read second time, and adopted.

Ordered, that the forty-fourth rule be dispensed with, as regards this Bill, and that it be engrossed, and the said Bill, as further amended, read a third time to-day.

44th Rule dispensed with, as regards the Bill.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill for protecting the interests of persons whose lands shall be sold for the assessments.

Land Tax Protection Bill recommitted.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

The Honorable Messieurs Wells and Markland enter.

Members enter the House. Amendments reported.

The Chairman reported, that the Committee had gone through the Bill, and recommended the same, with some Amendments, to the adoption of the House.

Ordered, that the report be received, and—

Adopted.

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

Pursuant to the order of the House, the Bill entitled "An Act to afford means for attaching the property of Absconding Debtors," was, as further amended, read a third time, and the question being put, whether this Bill as further amended should pass, it was carried in the affirmative.

Absconding Debtors Bill, as further amended, read third time, and passed.

Whereupon the Speaker signed the Amendments, and it was—

Amendments signed.

Ordered, that the Master in Chancery, do go down to the Assembly, and acquaint that House, that the Legislative Council have passed the said Bill, with Amendments, to which they desire the concurrence of the Commons House of Assembly.

Bill as amended, sent to Assembly for concurrence.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act to amend the Charter of the Niagara Canal Company."

Niagara Canal Company's Charter Amendment Bill, recommitted.

The Honorable Mr. McDonell took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

A Bill brought up.

The House was then again put into a Committee of the whole, on the Bill entitled "An Act to amend the Charter of the Niagara Canal Company."

Niagara Canal Company's Charter amendment Bill recommitted.

The Honorable Mr. McDonell took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Bill brought up.

The House was then again put into a Committee of the whole, on the Bill entitled "An Act to amend the Charter of the Niagara Canal Company."

Niagara Canal Company's Charter amendment Bill recommitted.

The Honorable Mr. McDonell took the Chair.

After some time, the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some further amendments thereto, which they recommended to the adoption of the House.

Further amendments reported.

Ordered, that the Report be received, and—

The said further Amendments were read by the Clerk, as follows:
Press. 1, line 2 from the bottom.—Expunge "herein," and insert "in this or in any other Act of the Parliament of this Province."

Read first time.

The amendments.

In the first Amendment.—After "clause," expunge the remainder.

The said further Amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, and it was—

Read second time, and adopted.

Ordered, that the forty-fourth rule be dispensed with, as it regards this Bill, and that the said Amendments be engrossed, and the Bill as further amended, read a third time this day.

44th Rule dispensed with, as regards Bill.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had brought up a Bill entitled "An Act to allow persons tried for Felony the benefit of full defence by Counsel, and certain other privileges therein mentioned;" and also, a Bill entitled "An Act relating to the bailing, commitment, removal and trial of prisoners in certain cases," to which they requested the concurrence of this House.

Speaker reports receipt of Felon's Counsel Bill from Assembly. And also Prisoners commitment Bill.

Tuesday, 17th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

Felony's Counsel Bill, read first time.

The Bill entitled "An Act to allow persons tried for Felony the benefit of full defence by Counsel, and certain other privileges therein mentioned," was read, and it was—

Ordered, that the same be read a second time to-morrow.

Prisoners' Commitment Bill, read first time.

The Bill entitled "An Act relating to the bailing, commitment, removal and trial of prisoners in certain cases," was read, and it was—

Ordered, that the forty-fourth rule be dispensed with, as it regards this Bill, and that the same be read a second time to-day.

44th Rule dispensed with.

U. C. Bank Bill re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of Shares to be held in the Capital Stock of the said Bank."

The Honorable Mr. Wells, took the Chair.

After some time the House resumed.

Amendments reported.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered, that the report be received, and—

Read first time.

The said Amendments were then read by the Clerk as follows:

The amendments.

Press. 1. line 13.—Expunge "second and,"

Expunge "clauses," and insert "clause of an Act passed in the second year of His late Majesty's reign, entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Upper Canada, and the second clause."

" line 14.—After "to," insert "amend and."

Press. 3. line 11.—After "so," expunge "subscribed or purchased," and insert "paid in."

Press. 7. —————Expunge the fifteenth and sixteenth clauses.

Read second time, and adopted.

The said Amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, and it was—

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

Amendments of Assembly to Alien Estates Bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Amendments made by the Commons House of Assembly in and to the Bill, entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through aliens."

The Honorable Mr. Markland took the chair.

After some time the House resumed.

Reported, and leave asked to sit again.

The Chairman reported, that the Committee had taken the said Amendments into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Prisoners' commitment Bill, read second time.

Pursuant to the order of the House, the Bill entitled "An Act relating to the bailing, commitment, removal and trial of prisoners in certain cases," was read a second time, and it was—

Ordered, that the same be referred to a Select Committee of three Members, to report thereon, and—

And referred to a Select Committee.

Members composing same.

Ordered, that the Honorable Messieurs Clark, Dickson and Markland, do compose that Committee.

Niagara Canal Company's Charter amendment Bill, as amended, read third time, and passed.

Pursuant to the order of the House, the Bill entitled "An Act to amend the Charter of the Niagara Canal Company," was as further amended, read a third time, and the question being put whether this Bill as further amended should pass, it was carried in the affirmative:—

Amendments signed.

Whereupon the Speaker signed the Amendments, and it was—

Sent to Assembly for concurrence.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with Amendments, to which they desire the concurrence of the Commons House of Assembly.

Petition praying that George Spencer may be authorised to convey a certain piece of ground to the U. C. Academy, read.

Pursuant to the order of the day, the Petition of George Spencer, of Cobourg, in the District of Newcastle, praying for an Act authorising the Petitioner (being a minor) to convey a certain piece of ground in trust, for the use of the Upper Canada Academy, about to be instituted at Cobourg aforesaid, was read—

Wednesday, 18th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

On motion made and seconded, the House adjourned until to-morrow, at Eleven of the clock, A. M. House adjourns.

Wednesday, 18th January, 1832.

The House met pursuant to adjournment. House meets.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, <i>SPEAKER,</i>	<i>The Honorable Messrs.</i> BALDWIN,	Members present.
<i>The Honorable Messrs.</i> CLARK,	" " BOSWELL,	
" " DICKSON,	" " CROOKS,	
<i>The Hon. & Ven.</i> THE ARCHDEACON OF YORK,	" " LLOYD.	
<i>The Honorable Mr.</i> M'DONELL.	" " NELLES.	

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill for protecting the interests of persons whose lands shall be sold for the Assessments, was read a third time and passed, and it was— Land Tax Protection Bill read third time, and passed.

Ordered, that the title be "An Act to protect the interests of persons whose lands shall be sold for the payment of Assessments in arrear." Title ordered.

Whereupon the Speaker signed the Bill, and it was— Bill signed.

Ordered to be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House. And sent to Assembly for concurrence.

Pursuant to the order of the day, the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of shares to be held in the capital stock of the said Bank," was as amended read a third time, and it was— U. C. Bank Bill, as amended, read 3d time.

Moved and seconded as further Amendments to the said Bill. Motion of further Amendments.

Press. 3. line 16.—Expunge "fifty ninth year of George the Third, chapter twenty four," and insert "second year of the reign of the late King George the Fourth." The Amendments.

" line 21.—Expunge "fifty ninth year of the reign of the late King George the Third," and insert "second year of the reign of the late King George the Fourth."

The same was then read by the Clerk, and being again read, the question of concurrence was put on each, and they were severally agreed to by the House. Read first time. Read second time, and adopted.

Pursuant to the order of the day, the Bill entitled "An Act to allow persons tried for felony the benefit of full defence by counsel, and certain other privileges therein mentioned," was read a second time. Felony Counsel Bill, read 2d time.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the amendments made by the Commons House of Assembly, in and to the Bill entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through Aliens." Amendments of Assembly to Alien Estates Bill, recommitted.

The Honorable Mr. Boswell took the Chair.

After some time the House resumed.

The Honorable Mr. Wells enters. A Member enters the House.

The Chairman reported, that the Committee had taken the said Amendments into consideration, and recommended that a conference be desired with the Commons House of Assembly on the same. Report of above Committee, and a Conference recommended.

Ordered, that the Report be received, and—

Ordered, that a conference be desired with the Commons House of Assembly, on the said Amendments accordingly, and— Conference ordered.

Ordered, that the Honorable Messieurs Clark and Crooks be the conferees on the part of this House for that purpose, and— Conferees appointed.

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council desire a conference with the Commons House of Assembly, on the subject matter of the amendments made by that House, in and to the Bill sent down from the Legislative Council, entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through Aliens," and have appointed the Honorable Messieurs Clark and Crooks to be the conferees on the part of this House, who will be Assembly acquainted of same.

18th & 19th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

	ready to meet a Committee on the part of the Commons House of Assembly to-morrow, at two of the clock, P. M. for that purpose, in the Committee Room of the Legislative Council.
Transferrable Stock Sale Bill brought in.	His Honor, the Speaker, brought in a Bill for rendering transferable stock in banking or other institutions, liable to be sold in satisfaction of debts.
Read first time.	The said Bill was read, and it was—
44th Rule dispensed with.	Ordered, that the forty-fourth rule of this House be dispensed with, as far as regards this Bill, and that it be now read a second time.
Bill read second time.	The Bill was then read a second time accordingly.
Niagara Boundary Line Bill brought in.	The Honorable Mr. Dickson brought in a Bill for settling the Niagara boundary line.
Read first time.	The said Bill was then read, and it was—
44th Rule dispensed with.	Ordered, that the forty-fourth rule of this House be dispensed with, as it regards this Bill, and that the same be now read a second time.
Bill read 2d time.	The said Bill was read a second time accordingly, and it was—
	Ordered, that the House be put into a Committee of the whole presently, to take the same into consideration.
Committed.	The House was then put into a Committee of the whole, on the said Bill accordingly.
	The Honorable Mr. Dickson took the Chair.
	After some time the House resumed.
Amendments reported.	The Chairman reported that the Committee had taken the said Bill into consideration, and recommended the same with some amendments to the adoption of the House.
Adopted.	Ordered, that the Report be received.
A Member enters the House.	The Honorable Mr. Crookshank enters.
	Ordered, that the above Bill be engrossed, and read a third time to-morrow.
Debate on question for passing U. C. Bank Bill, as amended, adjourned.	On the question for passing the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of shares to be held in the Capital Stock of the said Bank," as amended, it was—
	Ordered, that the debate be adjourned till to-morrow, and—
Members summoned.	Ordered, that the Members in Town be summoned to attend in their places on that day.
House adjourns.	On motion made and seconded, the House adjourned until Eleven of the clock, A. M. to-morrow.

Thursday, 19th January, 1832.

House meets. The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> M'DONELL,
	<i>The Honourable Messrs.</i> BABY,	" " BALDWIN,
	" " CLARK,	" " BOSWELL,
	" " DICKSON,	" " CROOKS,
	" " POWELL,	" " LLOYD.
	<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	" " NELLES,
	" " DUNN,	

Prayers were read.

	The Minutes of yesterday were read.
Niagara Boundary line Bill read 3d time and passed.	Pursuant to the order of the day, the Bill for settling the Niagara Boundary line, was read a third time and passed, and it was—
Title ordered.	Ordered, that the title be "An Act to provide for the appointment of Commissioners to ascertain the North Boundary line of the Township of Niagara, and to establish a public Highway contiguous to the same."
Bill signed.	Whereupon the Speaker signed the Bill, and it was—
And sent to Assembly for concurrence.	Ordered, to be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.
U. C. Bank Bill, as further amended, passed.	Pursuant to the order of the day, the question whether the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of Shares to be held in the Capital Stock of the said Bank," as further amended should pass, it was put and carried in the affirmative.
Amendments signed.	Whereupon the Speaker signed the Amendments.

Thursday, 19th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

On motion made and seconded, the House was put into a Committee of the whole, on the Bill for rendering transferable stock in banking or other institutions, liable to be sold in satisfaction of debts.

Transferable Stock
Sale Bill committed.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Honorable and Right Reverend Bishop McDonell, enters.

A Member enters the
House.
Report of above Com-
mittee, adopted.

The Chairman reported, that the Committee had gone through the Bill, and recommended the same to the adoption of the House.

Ordered, that the Report be received, and—

Ordered, that the said Bill be engrossed, and read a third time this day.

The Honorable Mr. Wells enters.

A Member enters the
House.

A Deputation from the Commons House of Assembly, returned the Bill entitled "An Act to protect the interests of Captain Alexander Shaw," and acquainted this House, that the Commons House of Assembly had passed the same without Amendment: the same Deputation brought up and delivered at the bar of the House, a Message in the following words, and then withdrew:

Shaw's Relief Bill re-
turned from Assem-
bly, passed.

MR. SPEAKER,

The Commons House of Assembly have acceded to the request of the Honorable the Legislative Council, for a conference on the subject of the Amendments made by the Commons House of Assembly, to the Bill entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through Aliens," and have appointed a Committee of four Members, who will be ready to meet the conferees on the part of the Honorable the Legislative Council, at the time and place appointed.

Message from Assem-
bly, acceding to a
Conference upon their
Amendments to alien
Estates Bill.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
19th January, 1832.*

Ordered, that the Committee of conference on the part of this House, on the subject matter of the Amendment made by the Commons House of Assembly, in and to the Bill entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through Aliens," be instructed to represent, that the Legislative Council has requested this conference with the House of Assembly, upon the subject matter of an Amendment made by the House of Assembly to the Bill entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through Aliens," for the purpose of obviating, if possible, the obstacle to the passing of this necessary Bill, which may arise upon a difference of opinion respecting the Amendment.

Instructions to the
Conferees of this
House.

The Legislative Council were disposed at first to the adoption of this Amendment, which was no doubt suggested by an apprehension that without it, the relief intended to be afforded by this Bill, might be made use of to enforce a strictly legal title against the equity of good conscience of the case. But on further consideration, the Legislative Council thinks the expediency of the Amendment very questionable. They consider, that upon the principles of the common law, and without the aid of this clause, twenty years possession will generally have the effect of enabling the possessor to resist the recovery of him who has the legal title; and if there are cases in which from particular circumstances the possessor would not be protected by the common law principle, the Council apprehends that in a great proportion, if not in a majority of such cases this Amendment may operate unjustly rather than otherwise, since it might have the effect of giving legal titles to persons who acquired possession without any color of right, and have held it in defiance of equity, and even fraudulently refusing to fulfil their own engagements, and sheltering themselves hitherto under the very objection which this Act is intended to remove, and for want of which, the true owner unfortunately deriving his title through an Alien, has been unable to recover his right. The Council, moreover, are apprehensive that the existence of such a provision in an Act of Parliament might have an injurious tendency in this country, by incurring the idea that the Legislature desired to afford protection to long possession in all cases, and without distinction.

It seems to them besides, that if this Amendment were adopted, the law would present this incongruity—that persons naturalized by the act of 1828, which contains no such excep-

19th & 20th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

tion, would be able when the common law did not prevent them, to assert their legal right and dispossess a tortious possessor, while a British subject deriving bona fide his title through an alien, would be precluded in a case precisely similar.

It seems rather to the Legislative Council, that if there are any cases in which twenty years possession will not as the law now stands confer a title, but in which nevertheless it would be equitable that it should have that effect, it would be more advisable to attempt to extend a remedy by a general provision, which would leave no anomalous distinctions between British subjects by birth or naturalization, but leave them all on the same ground as to their titles and legal remedies.

Pursuant to order, the Bill for rendering transferable stock in Banking or other Institutions liable to be sold in satisfaction of debts, was read a third time and passed, and it was—

Ordered, that the title be “An Act to provide for making stock held in Companies, having a joint transferable stock, liable to the satisfaction of debts.”

Whereupon the Speaker signed the Bill, and it was—

Ordered, to be sent by the Master in Chancery to the Commons House of Assembly, for the concurrence of that House.

Ordered, that the Master in Chancery, do go down to the Assembly and acquaint that House that the Legislative Council have passed the Bill, entitled “An Act for altering and amending the Charter of the President, Directors and Company, of the Bank of Upper Canada, and for increasing the number of shares to be held in the capital stock of the said Bank,” with some Amendments, to which they request the concurrence of the Commons House of Assembly.

The Honorable Mr. Clark, from the Committee of Conference on the subject matter of the amendments made by the Commons House of Assembly, in and to the Bill entitled “An Act to confirm British subjects in their titles to real estates in this Province derived through aliens,” reported that they had met the Conferees on the part of the Commons House of Assembly, and delivered to them their instructions.

On motion made and seconded, the House adjourned until to-morrow, at Eleven of the clock, A. M.

Friday, 20th January, 1832.

The House met pursuant to adjournment.

PRESENT.

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> M'DONELL,
<i>The Hon. & Ven.</i> THE ARCHDEACON OF YORK,	“ “ BALDWIN,
<i>The Honorable Messrs.</i> WELLS,	“ “ CROOKS,
“ “ MARKLAND,	“ “ LLOYD.

Prayers were read.

The minutes of yesterday were read.

On motion made and seconded, it was—

Ordered, that the contingent accounts of the present Session be laid on the Table to-morrow.

A Deputation from the Commons House of Assembly brought up a Bill, entitled “An Act to repeal part of and extend the provisions of an Act passed in the last Session of the Parliament of this Province, entitled ‘An Act to erect the County of Prince Edward into a separate District,’” to which they requested the concurrence of this House, and then withdrew.

The said Bill was then read, and it was—

Ordered, that the forty-fourth rule be dispensed with, as regards this Bill, and that the same be read a second time presently.

The Bill was then read a second time accordingly, and it was—

Ordered, that the House be put into a Committee of the whole, to take the same into consideration to-morrow.

On motion made and seconded, the House adjourned until to-morrow, at Eleven of the clock, A. M.

Transferable Stock Sale Bill, read third time and passed.

Title ordered.

Bill signed.

And sent to Assembly for concurrence.

C. C. Bank Bill, as amended, sent to Assembly for concurrence.

Report of Committee of Conference on Amendments of Assembly to Alien Estates Security Bill.

House adjourns.

House meets.

Prince Edward Division Bill brought up from Assembly.

Read 1st time.

4th rule dispensed with.

Bill read 2d time.

House adjourns.

Saturday, 21st January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Saturday, 21th January, 1832.

The House met pursuant to adjournment.

House meets.

PRESENT.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER.	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable Messrs.</i> CLARK,	" " BOSWELL,
" " DICKSON,	" " CROOKS,
<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	" " LLOYD,
<i>The Honorable Mr.</i> ALLAN,	" " NELLES.

Members present.

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to repeal part of and extend the provisions of an Act passed in the last Session of the Parliament of this Province, entitled 'An Act to erect the County of Prince Edward into a separate District.'"

Prince Edward Division Bill committed.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

The Honorable and Right Reverend Bishop MacDonell, and the Honorable Mr. A. Mc Donell, enter.

Members enter the House.

The Chairman reported, that the Committee had gone through the above Bill, and recommended the same without amendment to the adoption of the House.

Report of above Committee. Adopted.

Ordered, that the Report be received, and it was—

Ordered, that the said Bill be read a third time presently.

The Bill was then read a third time and passed.

Bill read 3d time and passed.

Whereupon the Speaker signed the same, and it was—

Signed.

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council have passed the Bill sent up to this House from the Commons House of Assembly, entitled "An Act to repeal part of and extend the provisions of an Act passed in the last Session of the Parliament of this Province, entitled 'An Act to erect the County of Prince Edward into a separate District,'" without amendment.

Assembly acquainted thereof.

The Honorable Messieurs Powell and Wells enter.

Members enter the House.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act to establish a Police in the Town of Brockville, in the District of Johnstown," to which they requested the concurrence of this House, and then withdrew.

Brockville Police Bill brought up from Assembly.

The said Bill was then read.

Read first time.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew:

MR. SPEAKER,

The Commons House of Assembly inform the Honorable the Legislative Council, that they do recede from their Amendments made in and to the Bill entitled "An Act to confirm British subjects in their titles to real estates in this Province, derived through Aliens," and that they do agree to the said Bill, as sent down from that Honorable House, without amendment.

Message from Assembly, receding from their Amendments to Alien Estates security Bill.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

Commons House of Assembly,

20th January, 1832.

On motion made and seconded, it was—

Ordered, that the forty-fourth rule of this House, be dispensed with, as it regards the Bill, entitled "An Act to establish a Police in the town of Brockville, in the District of Johnstown," and that the said Bill be read a second time, presently.

4th rule dispensed with as respects Brockville Police Bill.

The Bill was then read a second time accordingly, and it was—

Bill read 2d time

Ordered, that the House be now put into a Committee of the whole, to take the same into consideration, and—

Saturday, 21st January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Committed.	The House was then put into a Committee of the whole, accordingly. The Honorable Mr. Wells, took the Chair. After some time the House resumed.
A Member enters the House. Reported.	The Honorable Mr. Markland enters. The Chairman reported, that the Committee had gone through the above Bill, and recommended the same, without amendment, to the adoption of the House.
Adopted.	Ordered, that the report be received, and— Ordered, that the said Bill be read a third time this day.
Niagara Canal Company's Charter Bill brought up from Assembly. Contingency Bill brought up from Assembly. Road Grant Bill brought up from Assembly.	A Deputation from the Commons House of Assembly, brought up a Bill, entitled, "An Act to repeal part of, and amend the Charter of the Niagara Canal Company;" also, a Bill entitled, "An Act granting to His Majesty a sum of money, to defray the contingent expenses of the last Session of the Provincial Parliament," and also, a Bill entitled, "An Act granting to His Majesty a sum of money, to be raised by Debenture, and expended in the improvement of Roads, and Bridges, in the several Districts of this Province," to which they requested the concurrence of this House, and then withdrew.
Brockville Police Bill, read 3d time and passed.	Pursuant to order, the Bill entitled "An Act to establish a Police in the Town of Brockville, in the District of Johnstown," was read a third time and passed.
Bill signed. Assembly acquainted of same.	Whereupon the Speaker signed the Bill, and it was— Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed the Bill, sent up to this House from the Commons House of Assembly, entitled "An Act to establish a Police in the Town of Brockville, in the District of Johnstown," without Amendment.
Niagara Canal Company's Charter Bill read 1st time. 4th Rule dispensed with.	The Bill entitled "An Act to repeal part of, and amend the Charter of the Niagara Canal Company," was read, it was— Ordered, that the forty fourth rule of this House be dispensed with, as it regards the said Bill, and that the same be read a second time this day.
Contingency Bill read 1st time. 4th Rule dispensed with.	The Bill entitled "An Act granting to His Majesty, a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament," was read, and it was— Ordered, that the forty fourth rule of this House be dispensed with, as it regards the said Bill, and that the same be read a second time to-day.
Abscending Debtors Bill, as amended, returned and agreed to by Assembly.	A Deputation from the Commons House of Assembly, returned the Bill entitled "An Act to afford means for attaching the property of absconding Debtors," and informed this House that the Commons House of Assembly had agreed to the Amendments made by the Legislative Council in and to the same; the Deputation then withdrew.
Road Grant Bill read 1st time. 4th rule dispensed with.	The Bill entitled "An Act granting to His Majesty a sum of money to be raised by debenture, and expended in the improvement of Roads and Bridges in the several Districts of this Province," was read, and it was— Ordered, that the forty fourth rule of this House be dispensed with, as it regards the said Bill, and that the same be read a second time to-day.
Niagara Canal Company's Charter Bill, read 2d time.	Pursuant to order, the Bill entitled "An Act to repeal part of, and amend the charter of the Niagara Canal Company," was read a second time, and it was— Ordered, that the House be now put into a Committee of the whole, to take the same into consideration.
Committed.	The House was then put into a Committee of the whole accordingly. The Honorable Mr. Dickson took the Chair. After some time the House resumed.
Reported.	The Chairman reported, that the Committee had gone through the Bill and recommended the same without amendment to the adoption of the House.
Adopted.	Ordered, that the Report be received, and— Ordered, that the said Bill be read a third time this day.
Contingency Bill, read 2d time.	Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament," was read a second time, and it was— Ordered, that the House be put into a Committee of the whole on the same, on Monday next.
Road Grant Bill, read 2d time.	Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money, to be raised by debenture, and expended in the improvement of Roads and Bridges, in the several Districts of this Province," was read a second time, and it was—

21st & 23rd January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the House be put into a Committee of the whole, on Monday next, to take the same into consideration.

Pursuant to order, the Bill entitled "An Act to repeal part of and amend the Charter of the Niagara Canal Company," was read a third time and passed.

Whereupon the Speaker signed the same, and it was—

Ordered, that the Master in Chancery, do go down to the Assembly, and acquaint that House, that the Legislative Council have passed the Bill sent up to this House from the Commons House of Assembly, entitled "An Act to repeal part of and amend the Charter of the Niagara Canal Company," without amendment.

On motion made and seconded, the House adjourned until Eleven of the clock, A. M. on Monday next.

Niagara Canal Company's Charter Bill, read 3d time and passed.

Bill signed.

And Assembly acquainted thereof.

House adjourns.

Monday, 23d January, 1832.

The House met pursuant to adjournment.

House meets.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BOSWELL,
<i>The Honorable Messrs.</i> DICKSON,	" " CROOKS,
<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK.	" " LLOYD,
<i>The Honorable Messrs.</i> WELLS,	" " NELLES.
" " M'DONELL,	" " BOSWELL,
" " BALDWIN,	

Members present.

Prayers were read.

The Minutes of Saturday were read.

Pursuant to the order of the day, the House was put into a Committee of the whole, upon the Bill entitled "An Act granting to His Majesty a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament."

Contingency Bill committed.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.

Reported.

Ordered, that the report be received, and—

Ordered, that the said Bill be read a third time to-day.

Adopted.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money to be raised by debenture, and expended in the improvement of Roads and Bridges in the several Districts of this Province."

Road Grant Bill committed.

The Honorable Mr. Wells took the Chair.

After some time, the House resumed.

The Honorable Mr. Crookshank, enters.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day.

A Member enters the House.
Report of above committee and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly.

Leave granted.

Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament," was read a third time and passed.

Contingency Bill read 3d time, and passed.

Whereupon the Speaker signed the same, and it was—

Bill signed.

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council have passed the Bill sent up to this House from the Commons House of Assembly, entitled "An Act granting to His Majesty a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament," without amendment.

And Assembly acquainted thereof.

On motion made and seconded, it was—

Ordered, that a Select Committee be appointed to investigate the contingent accounts of this House, for the present Session, and to report thereon, and—

Committee appointed to report upon Contingent Accounts of the present Session.

Ordered, that the Honorable Messieurs Crookshank, Wells and Baldwin, do compose that Committee.

Members composing same.

The Honorable Messieurs Dunn and Markland enter.

Members enter the House.

Monday, 23rd January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

Prescott Emigrants Relief Bill brought up from Assembly.

Spirituos Lignor Licence Bill brought up from Assembly.

Cobourg Harbour Loan Bill brought up from Assembly.

Port Hope Harbour Loan Bill brought up from Assembly.

War loss relief Bill brought up from Assembly.

Desjardins Canal Loan Bill brought up from Assembly.

Prescott Emigrants Relief Bill, read 1st time.

4th rule dispensed with.

A Member enters the House.

Spirituos Lignor Licence Bill read 1st time.

4th rule dispensed with.

Cobourg Harbour Loan Bill read 1st time.

4th rule dispensed with.

Port Hope Harbour Loan Bill read 1st time.

4th rule dispensed with.

War loss relief Bill, read 1st time.

4th rule dispensed with.

Desjardins Canal Loan Bill, read 1st time.

4th rule dispensed with.

War loss fund Bill brought up from Assembly.

Grantham Academy aid Bill brought up from Assembly.

Penitentiary Grant Bill brought up from Assembly.

York Hospital aid Bill brought up from Assembly.

Kingston Hospital aid Bill brought up from Assembly.

War loss fund Bill, read 1st time.

4th rule dispensed with.

Grantham Academy aid Bill read 1st time.

4th rule dispensed with.

Penitentiary Grant Bill read 1st time.

4th rule dispensed with.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act granting a sum of money for the relief of sick and destitute emigrants at Prescott;" also, a Bill entitled "An Act to impose an additional duty on licences to vend Wines, Brandy, and Spirituous Lignors;" also, a Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Cobourg Harbour;" also, a Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Port Hope Harbour and Wharf Company;" also, a Bill entitled "An Act for affording relief to the sufferers during the late war with the United States of America;" and also, a Bill entitled "An Act authorising a loan to the President and Directors of the Desjardins Canal Company;" to which they requested the concurrence of this House, and then withdrew.

The Bill entitled "An Act granting a sum of money for the relief of sick and destitute emigrants at Prescott," was read, and it was—

Ordered, that the forty-fourth rule of this House be dispensed with, as it regards the said Bill, and that the same be read a second time this day.

The Honorable and Right Reverend Bishop MacDonell enters.

The Bill entitled "An Act to impose an additional duty on licences to vend Wines, Brandy and Spirituous Lignors," was read, and it was—

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

The Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Cobourg Harbour," was read, and it was—

Ordered, that the forty-fourth rule of this House be dispensed with as it regards this Bill, and that the same be read a second time this day.

The Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Port Hope Harbour and Wharf Company," was read, and it was—

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

The Bill entitled "An Act for affording relief to the sufferers during the late war with the United States of America," was read, and it was—

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

The Bill entitled "An Act authorising a loan to the President and Directors of the Desjardins Canal Company," was read, and it was—

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

A Deputation from the Commons House of Assembly brought up a Bill entitled "An Act to raise an additional fund for the relief of the sufferers who sustained loss during the late war with the United States of America;" also, a Bill entitled "An Act granting a sum of money for the encouragement of the Grantham Academy;" also, a Bill entitled "An Act granting to His Majesty, a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same;" also, a Bill entitled "An Act to grant a sum of money to His Majesty in aid of the York Hospital;" and also, a Bill entitled "An Act granting to His Majesty a sum of money in aid of the erection of an Hospital, in or near the Town of Kingston;" to which they requested the concurrence of this House, and then withdrew.

The Bill entitled "An Act to raise an additional fund for the relief of the sufferers who sustained loss during the late war with the United States of America," was read, and it was—

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

The Bill entitled "An Act granting a sum of money for the encouragement of the Grantham Academy," was read, and it was—

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

The Bill entitled "An Act granting to His Majesty a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same," was read, and it was—

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

Monday, 23rd January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Bill entitled "An Act to grant a sum of money to His Majesty in aid of the York Hospital," was read, and it was—	York Hospital aid Bill read first time.
Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.	44th rule dispensed with.
The Bill entitled "An Act granting to His Majesty a sum of money in aid of the erection of an Hospital, in or near the Town of Kingston," was read, and it was—	Kingston Hospital aid Bill read first time.
Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.	44th rule dispensed with.
Pursuant to order, the House was again put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money to be paid by debenture, and expended in the improvement of Roads and Bridges in the several Districts of this Province."	Road Grant Bill re-committed.
The Honorable Mr. Wells took the Chair.	
After some time the House resumed.	
The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.	Reported and leave asked to sit again.
Ordered, that the Report be received, and leave granted accordingly.	Leave granted.
Pursuant to order, the Bill entitled "An Act granting a sum of money for the relief of sick and destitute emigrants at Prescott," was read a second time, and it was—	Prescott Emigrants relief Bill, read 2nd time.
Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act to impose an additional duty on licences to vend Wines, Brandy and Spirituous Liquors," was read a second time, and it was—	Spirituous Liquor License Bill read 2nd time.
Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Cobourg Harbour," was read a second time, and it was—	Cobourg Harbour loan Bill read 2nd time.
Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Port Hope Harbour and Wharf Company," was read a second time, and it was—	Port Hope Harbour loan Bill read 2nd time.
Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act for affording relief to the sufferers during the late war with the United States of America," was read a second time, and it was—	War loss relief Bill, read 2nd time.
Ordered, that the House be put into a Committee of the whole, this day, to take the same into consideration.	
Pursuant to order, the Bill entitled, "An Act authorising a loan to the President and Directors of the Desjardins Canal Company," was read a second time, and it was—	Desjardins Canal loan Bill, read 2nd time.
Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act to raise an additional fund for the relief of the sufferers who sustained loss during the late War with the United States of America," was read a second time, and it was—	War loss fund Bill read 2nd time.
Ordered, that the House be put into a Committee of the whole, this day, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act granting a sum of money for the encouragement of the Grantham Academy," was read a second time, and it was—	Grantham Academy aid Bill read 2nd time.
Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same," was read a second time, and it was—	Penitentiary Grant Bill read 2nd time.
Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act to grant a sum of money to His Majesty in aid of the York Hospital;" was read a second time, and it was—	York Hospital aid Bill, read 2nd time.

23rd & 24th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.

Kingston Hospital aid Bill, read 2nd time.

Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money in aid of the erection of an Hospital, in or near the Town of Kingston;" was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.

Spirituos Liquor License Bill committed.

Pursuant to order, the House was put into a Committee of the whole, on the Bill entitled "An Act to impose an additional duty on licences to vend Wines, Brandy and Spirituous Liquors."

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

Reported.

The Chairman reported, that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

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

War loss fund Bill committed.

Pursuant to order, the House was put into a Committee of the whole, on the Bill entitled "An Act to raise an additional fund for the relief of the sufferers who sustained loss during the late war with the United States of America."

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

War loss relief Bill, committed.

Pursuant to order, the House was put into a Committee of the whole, on the Bill entitled "An Act for affording relief to the sufferers during the late war with the United States of America."

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Leave granted.

Ordered, that the report be received, and leave granted accordingly.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow, at Eleven of the clock, A. M.

Tuesday, 24th January, 1832.

House meets.

The House met pursuant to adjournment.

PRESENT,

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. M'DONELL,

The Honourable Messrs. BABY,

" " BALDWIN,

" " CLARK,

" " BOSWELL,

" " DICKSON,

" " CROOKS,

" " CROOKSHANK,

" " LLOYD.

The Hon. & Ven. the ARCHDEACON OF YORK,

Prayers were read.

The Minutes of yesterday were read.

Spirituos Liquor License Bill, read third time and passed.

Pursuant to the order of the day, the Bill entitled "An Act to impose an additional duty on licences to vend Wines, Brandy and Spirituous Liquors, was read a third time, and passed.

Bill signed.

Whereupon the Speaker signed the same, and it was—

And Assembly acquainted of same.

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council have passed the Bill sent up to this House from the Commons House of Assembly, entitled "An Act to impose an additional duty on licenses to vend Wines, Brandy and Spirituous Liquors," without amendment.

Prescott Emigrants relief Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act granting a sum of money for the relief of sick and destitute emigrants at Prescott."

The Honorable Mr. Baby took the Chair.

Tuesday, 24th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

A Message being announced the Chairman left the chair, and the House formed.

The Honorable Mr. Wells enters.

A Member enters the House. Bills brought up from Assembly.

A Deputation from the Commons House of Assembly brought up several Bills, to which they requested the concurrence of this House, and then withdrew.

Prescott Emigrants relief Bill, recommitted.

The House was then put into a Committee of the whole, on the Bill entitled "An Act granting a sum of money for the relief of sick and destitute emigrants at Prescott."

The Honorable Mr. Baby took the Chair.

After some time the House resumed.

Reported.

The Chairman reported, that the Committee had gone through the said Bill and recommended the same without amendment to the adoption of the House.

Ordered, that the Report be received, and—

Adopted.

Ordered, that the said Bill be read a third time this day.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had returned the Bill entitled "An Act for altering and amending the Charter of the President, Directors and Company, of the Bank of Upper Canada, and for increasing the number of shares to be held in the Capital Stock of the said Bank," and informed this House, that the Commons House of Assembly had agreed to the Amendments made by the Legislative Council in and to the same, and that the same Deputation had brought up a Bill entitled "An Act to remunerate the Arbitrator therein referred to for certain services rendered by him;" also a Bill entitled "An Act granting to His Majesty a sum of money to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof;" and also a Bill, entitled "An Act for granting to His Majesty, a certain sum of money to defray the expense of erecting a Light-house, between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof," to which they requested the concurrence of this House.

Speaker reports that the Assembly has returned the U. C. Bank Bill, and had agreed to the amendments made thereto.

Also, the receipt of Provincial Arbitrators remuneration Bill, from Assembly.

Also, the receipt of Burlington Bay Canal grant Bill, from Assembly.

And also, the receipt of Prince Edward Light-house Bill, from Assembly.

The Bill entitled "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him," was read, and it was—

Provincial Arbitrators remuneration Bill, read first time.

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

44th rule dispensed with.

The Bill entitled "An Act granting to His Majesty a sum of money, to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof," was read, and it was—

Burlington Bay Canal grant Bill; read first time.

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

44th rule dispensed with.

The Bill entitled "An Act for granting to His Majesty a certain sum of money to defray the expense of erecting a Light house between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof," was read, and it was—

Prince Edward Light-house Bill, read first time.

Ordered, that the forty-fourth rule of this House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

44th rule dispensed with.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Cobourg Harbour."

Cobourg Harbour loan Bill committed.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Reported.

Ordered, that the Report be received, and—

Adopted.

Ordered, that the said Bill be read a third time this day.

Pursuant to the order of the day, the House was put into a Committee of the whole on the Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Port Hope Harbour and Wharf Company."

Port Hope Harbour loan Bill committed.

The Honorable Mr. Baldwin took the chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, and recommended the same without amendment to the adoption of the House.

Reported.

Ordered, that the Report be received, and—

Adopted.

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

Tuesday, 24th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Desjardins Canal
loan Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act authorising a loan to the President and Directors of the Desjardins Canal Company."

The Honorable Mr. A. McDonell took the Chair.

Message from Assembly.
Members enter the House.
Bills brought up from Assembly.

A Message being announced, the Chairman left the Chair, and the House formed.

The Honorable Messieurs Markland and Nelles enter.

A Deputation from the Commons House of Assembly brought up several Bills, to which they requested the concurrence of this House, and then withdrew.

Desjardins Canal
loan Bill recommitted.

The House was then again put into a Committee of the whole, on the Bill entitled "An Act authorising a loan to the President and Directors of the Desjardins Canal Company."

The Honorable Mr. A. McDonell took the Chair.

After some time the House resumed.

Reported.

The Chairman reported, that the Committee had gone through the Bill, and recommended the same without Amendment to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

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

Speaker reports the receipt of Ale and Beer Bill, from Assembly.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had brought a Bill entitled "An Act to continue in force for a limited time an Act passed in the fourth year of his late Majesty's reign entitled 'An Act to restrain the selling of Beer, Ale, Cider, and other Liquors not Spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same;'" also a Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned;" and also a Bill entitled "An Act to provide for the completion of the Parliament Buildings;" to which they requested the concurrence of this House; and that the same Deputation had returned the Bill sent down to the Assembly from this House, entitled "An Act to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty," and also the Bill entitled "An Act to remove doubts respecting the jurisdiction of Commissioners of Customs in this Province," and informed this House that the Commons House of Assembly had passed the same without Amendment.

Ale and Beer license Bill, read first time.

The Bill entitled "An Act to continue in force for a limited time," An Act passed in the fourth year of His late Majesty's reign, entitled "An Act to restrain the selling of Beer, Ale, Cider, and other Liquors not Spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same," was read, and it was—

44th rule dispensed with.

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

Officers remuneration Bill, read first time.

The Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned," was read, and it was—

44th rule dispensed with.

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

Parliament Buildings completion Bill, read first time.

The Bill entitled "An Act to provide for the completion of the Parliament Buildings," was read, and it was—

44th rule discharged for remainder of the Session.

Ordered, that the same be read a second time this day, and that the forty-fourth rule of the House be suspended for the remainder of the Session.

Grantham Academy aid Bill recommitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act granting a sum of money for the encouragement of the Grantham Academy."

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported Committee had risen.

The Chairman reported that the Committee had taken the said Bill into consideration, and had risen.

Penitentiary grant Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same."

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

Tuesday, 24th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.	Reported.
Ordered, that the report be received, and—	Adopted.
Ordered, that the said Bill be read a third time to-morrow.	
Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to grant a sum of money to His Majesty in aid of the York Hospital."	York Hospital grant Bill committed.
The Honorable Mr. Boswell took the Chair.	
After some time the House resumed.	
The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.	Reported.
Ordered, that the Report be received, and—	Adopted.
Ordered, that the said Bill be read a third time to-morrow.	
Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money in aid of the erection of an Hospital, in or near the Town of Kingston."	Kingston Hospital grant Bill committed.
The Honorable Mr. Wells took the Chair.	
After some time the House resumed.	
The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.	Reported.
Ordered, that the Report be received, and—	Adopted.
Ordered, that the said Bill be read a third time to-morrow.	
The Honorable and Right Reverend Bishop MacDonell enters.	A Member enters the House.
Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act to raise an additional fund for the relief of the sufferers who sustained loss during the late war with the United States of America."	War loss fund Bill recommitted.
The Honorable Mr. Clark took the Chair.	
After some time the House resumed.	
The Chairman reported that the Committee had taken the said Bill into consideration, and had risen.	Reported Committee had risen.
Ordered, that the report be received.	
Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act for affording relief to the sufferers during the late war with the United States of America."	War loss relief Bill recommitted.
The Honorable Mr. Markland took the Chair.	
After some time the House resumed.	
The Chairman reported that the Committee had considered the said Bill, and recommended that a conference be desired with the Commons House of Assembly on same.	Reported and a conference recommended.
Ordered, that the report be received, and—	
Ordered, that a conference be desired with the Commons House of Assembly, on the subject matter of the said Bill, and—	Conference ordered.
Ordered, that the Honorable Messieurs Clark and Dickson be the conferees on the part of this House for that purpose, and—	Conferees appointed.
Ordered, that the Master in Chancery, do go down to the Assembly, and acquaint that House, that the Legislative Council desire a conference with the Commons House of Assembly, on the subject matter of the Bill sent up to this House, entitled "An Act for affording relief to the sufferers during the late war with the United States of America," and have appointed the Honorable Messieurs Clark and Dickson to be a Committee on the part of this House, who will be ready to meet a Committee on the part of the Commons House of Assembly this day, at four of the clock, P. M. in the Committee Room of the Legislative Council, for that purpose.	Assembly acquainted of same.
Pursuant to order, the Bill entitled, "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him," was read a second time, and it was—	Provincial Arbitrator's remuneration Bill read 2nd time.
Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.	
Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money	Burlington Bay aid Bill, read 2nd time.

Tuesday, 24th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.

Prince Edward Light House Bill, read 2d time.

Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money to defray the expenses of erecting a Light-house, between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Cobourg Harbour Loan Bill, read 3d time, and passed.

Pursuant to order, the Bill entitled, "An Act to authorise a loan to the President, Directors, and Company of the Cobourg Harbour," was read a third, time and passed.

Bill signed.

Whereupon the Speaker signed the same, and it was—

And Assembly acquainted of same.

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council have passed the Bill sent up to this House from the Commons House of Assembly, entitled "An Act to authorise a loan to the President, Directors and Company of the Cobourg Harbour," without amendment.

Ale and Beer License Bill, read 2d time.

Pursuant to order, the Bill entitled "An Act to continue in force for a limited time, an Act passed in the fourth year of His late Majesty's reign, entitled "An Act to restrain the selling of Beer, Ale, Cider, and other liquors not spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same," was read a second time, and it was—

Ordered, that the House be put in a Committee of the whole on the same to-morrow.

A Member enters the House. Officers remuneration Bill, read 2d time.

The Honorable Mr. Allan enters.

Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole on the same to-morrow.

Parliament Buildings completion Bill, read 2d time.

Pursuant to order, the Bill entitled "An Act to provide for the completion of the Parliament Buildings," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Report of Select Committee upon Prisoners commitment Bill presented.

The Honorable Mr. Clark, from the Select Committee to whom was referred the Bill entitled "An Act relating to the bailing, commitment, removal and trial of prisoners in certain cases," presented their report.

Ordered, that the report be received, and—

Read.

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

The Select Committee, to whom was referred the Bill entitled "An Act relating to the bailing, commitment, removal and trial of Prisoners in certain cases."

The Report.

Most Respectfully Report—

That this Bill appeared to be considered as an improvement on the administration of the criminal law now in force in Upper Canada, and therefore ought to be maturely weighed before adopting any particular system differing from that to which the Magistracy of the Country have been so long accustomed.

Nevertheless, your Committee wishing to peruse this Bill with the attention expected, have found that part of the preamble of this Bill, and the first enactment is contained in a British Statute of 7 Geo. 4, chap. 64, and therefore presume the provisions to have attracted and received the sanction of high authority.

Yet your Committee find an omission in this Bill under consideration, of a provision in the English Statute, which appears to your Committee, if omitted in this, with the clause in which examination is inserted, might lead to an erroneous construction of a trial rather than an enquiry.

The clause in the English Statute ought therefore to be inserted in this Bill, viz.: Provided always, that nothing herein contained shall be construed to require any Justice or Justices to hear evidence on behalf of any person so charged as aforesaid, unless it shall appear to him or them to be meet and conducive to the ends of Justice to hear the same.

Your Committee are of opinion this is a salutary provision against extreme cases, where men of spotless character may be charged positively, and the credibility of the witness uncertain.

Tuesday, 24th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

In Press. 2. in 9th line.—After “case,” and the particular grounds of suspicion, in cases where direct proof is not adduced, and shall put the same into writing, in the presence of the party accused, who shall have full opportunity afforded him of cross examining such witness, if he should think proper so to do.

It appears to your Committee, that this is an exceptionable clause, and cannot recommend the same, as circumstances may occur, when the party accused cannot be present, and might lead to doubts and difficulties on the part of the Justice.

Your Committee for obvious reasons, and the peace of the community, approve of the provision relative to the traverse or postponement of a trial, with the exception therein contained.

On the fifth clause, your Committee are uncertain whether this in its practical operation would be conducive to the public interests in making a memorandum to be taken and signed by the person to whom the Prisoner is conducted to Gaol, as evidence of an escape on an Indictment against such person.

Your Committee find an interpolation from the English Statute, in section 4th, in these words: after “fact,” in the third line, “in the presence of the party accused, if he can be apprehended, shall put in writing the evidence, &c.” and after “material,” another interpolation, “giving the party accused full opportunity of cross examining such person as shall give evidence before such inquisition.

The eighth clause purports to be an improvement, inasmuch as the examinations, informations and other evidence, together with a copy of the warrant, are by the said Justice to be transmitted close to the Clerk of the Crown, and the packet containing the same to be handed to the person applying therefor.

Your Committee submit whether the presence, practice, or the alteration proposed to be made is most beneficial.

Your Committee are not satisfied by the 9th clause, obviating the necessity of a habeas corpus ad testificandum, on an application of an appearance of a witness confined under a ca: sa:—If such a witness should escape, who would be liable for the debt; a further and closer examination might produce other objections.

But your Committee do not consider this Bill of such importance to the Amendment of the existing criminal administration of the Laws of this Province, as to induce your Committee at this late period of the Session, to recommend the further consideration of it to the adoption of your honorable House.

Yet should the Session be protracted, it might be prudent to give it further investigation.

Your Committee also deem it proper to observe, that in adopting from British Statutes, any changes intended to improve the criminal law or the mode of administering it, it is important to keep the several divisions of the subject as much as possible distinct, and to avoid including in any act, matters which have no obvious relation to each other.

The Honorable Mr. Crookshank, from the Select Committee to whom were referred the contingent accounts of the Legislative Council for the present session, presented their report.

Ordered, that the report be received, and—

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

The Select Committee appointed to take into consideration the contingencies of this Honorable House, beg leave to Report—

That they have carefully examined the accounts of the Clerk and the Usher of the Black-rod, the former amounting to seven hundred and sixty pounds two shillings and ten-pence, and the latter to two hundred and six pounds two shillings, making together, the sum of nine hundred and sixty-six pounds four shillings and ten-pence, which they recommend to be paid. In going through the examination of these accounts, they find a repetition of certain unavoidable charges which must necessarily continue to be incurred until the Legislature shall occupy the building intended for their sitting.

The attention of your Committee has been directed to the printed Journals of the Assembly of last Session, by which it appears that the House of Assembly fully admit the inadequacy of their Clerk's Salary, as a compensation for his services, and by a vote in the contingencies of the Session, they increased the sum to be received by him to four hundred pounds.

Your Committee therefore submit to your Honorable House, the propriety of placing the Clerk of this House, in point of emolument, on a footing with the corresponding officer of the House of Assembly, and recommend that until the salaries of those officers are rendered

Report of the Select Committee on contingent accounts presented.

Read.

The Report.

Tuesday 24th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

by law adequate to the services of the responsible stations they fill, that a similar proceeding should be adopted on the part of this House.

Your Committee further recommend that the Door-keeper be in like manner placed on a footing with the Door-keeper of the House of Assembly, by the usual extra allowance of twenty pounds.

Your Committee further recommend, that a sum not exceeding five hundred pounds be placed at the disposal of the Select Committee appointed to superintend the furnishing and fitting up the Legislative Council Room and Apartments in the new Building, in order to enable the said Committee with more economy to carry into effect the orders of the House.

(Signed)

GEORGE CROOKSHANK,
CHAIRMAN.

Ordered, that the above report of the Select Committee, be referred to a Committee of the whole House to-morrow.

Road Grant Bill re-
committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money to be raised by debenture, and expended in the improvement of Roads and Bridges in the several districts of this Province."

The Honorable Mr. Wells took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assem-
bly, acceding to a
conference on war
loss relief Bill.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House, the following Message, and then withdrew :

MR. SPEAKER,

The Commons House of Assembly accedes to the request of the Honorable the Legislative Council, on the subject of the Bill entitled "An Act for affording relief to the sufferers during the late war with the United States of America," and have appointed a Committee of four of its Members, who will be ready to meet the conferees on the part of the Honorable the Legislative Council, at the time and place appointed.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
24th January, 1832.*

Road grant Bill re-
committed.

The House was then again put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money to be raised by debenture, and expended in the improvement of Roads and Bridges in the several Districts of this Province."

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

Reported, and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly, and—

Members summoned.

Ordered, that the Members in Town be summoned to attend in their places, on that day.

Instructions to con-
ferees on War loss
relief Bill.

Ordered, that the Committee of Conference on the part of this House, be instructed to communicate to the Conferees, on the part of the Commons House of Assembly, that the Legislative Council have requested this conference with the House of Assembly, upon the Bill, entitled, "An Act for affording relief to the sufferers during the late war with the United States of America," for the purpose of communicating the difficulties which at present weigh with the Legislative Council, against the passing of the Bill, in its present form.

The Legislative Council having several times concurred with the House of Assembly, in passing Acts for the purpose of relieving these claimants, who have so long been expectants upon the bounty of the Province, have regretted exceedingly to find, that hitherto these measures have been ineffectual, for affording the intended relief, and have failed to realise the expectations which they must doubtless have contributed to excite.

After these repeated efforts, and after so protracted a delay, it appears to the Legislative Council, that the honor of the Legislature is concerned, in providing, that this new mea-

Tuesday, 24th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

sure shall not add to the disappointments which the claimants have endured, but shall certainly and fully acquit the Province of an obligation, which it must be considered to have incurred, when the Legislature passed the first ineffectual Act for the remuneration of the sufferers.

Under this conviction, the Legislative Council cannot bring themselves to concur in a measure which, they are persuaded, would prove as abortive as either of the preceding, and to which in their judgment the following objections present themselves.

1st. It appears by the Bill itself, that it is considered doubtful whether disinterested persons can be found, who will advance money at five per cent upon the security of the taxes pledged by this Bill;—and, it is therefore provided, that the claimants themselves shall agree to take Debentures, to be issued under this Act, in payment of their claims; they must take them at par, thereby setting before them the possible alternative of receiving nothing or of taking at their apparent value, debentures which may in reality be of much less worth.

If, under the pressure of such an exigency, the claimants should be induced to accept of their expected recompense in a depreciated paper, the Council apprehends that such a method of satisfying a long acknowledged claim, would not comport with the feelings of either branch of the Legislature, and they are very doubtful whether the British Government would regard it as a sufficient compliance with the condition which has been often repeated, and whether they would consent to make the payment, which for want of due fulfilment of this condition, has been so long suspended.

2d. The Council, from the best information they can obtain, do not believe that the duties provided for by this Bill at the present time would pay even the interest of the required loan, and they apprehend that such duties are subject to much uncertainty, both as to their continuance and their productiveness, to say nothing of the doubts which may be thought to lie against the legality of some of them.

It seems to be a difficulty in the way of any security to be offered to individuals upon these duties, that they are all of them imposed upon articles of foreign trade, in respect to which the Imperial Parliament reserves to itself an over-ruling control, necessary for the regulation of commerce, from whence it unavoidably follows, that this Legislature can afford no absolute assurance that they will be allowed to continue for any given time.

With respect to the duty upon live stock, the council can feel no certainty that the imposition of a considerable duty may not lead to such a change in the Trade as will produce little revenue on this head, by inducing the people of the United States to export chiefly to this Province, salted meat instead, which is admissible free of duty.

The Legislative Council are aware that the article of salt yields at present a considerable revenue, but the completion of the Rideau Canal may very materially diminish the amount of this duty by facilitating the importation of salt from England; and the Council cannot but feel that in holding out the duties specified in this Bill, as the only resource for repaying a loan exceeding fifty thousand pounds sterling, the Legislature are incurring the risk of subjecting the claimants to further disappointment, or what is even less desirable, of involving other persons in difficulty, by leading them to advance money upon public securities which may prove inadequate.

If this latter consequence should follow, the Legislature could not without reproach, refuse to provide an ultimate indemnity to the public creditor, because the debt would remain, although the means from which it was intended to discharge it might fail.

There would seem to be no reason why that ultimate responsibility should not be expressly and at once incurred by pledging the public revenue generally to make good any deficiency.

If the duties proposed to be appropriated by this Bill, would sufficiently secure the lender of the money, they would equally secure the Government from embarrassment; if the Bill should be passed in the terms suggested, and in the mean time the claimants would be paid, and the Legislature would, as to them, be honorably and finally acquitted from the obligation they have assumed.

Taking it then for granted that the House of Assembly feels such a confidence in the sufficiency of these duties, as they must of course feel before they would offer them to third persons as an adequate security for monies to be advanced, the Council earnestly hopes that no objection will be found to the passing of a Bill which should be independent of any contingency.

24th & 25th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

If the Legislative Council had concurred in the general principles of the Bill, as it now stands, they would, nevertheless, have felt difficulty in respect to some of its details.

The form of the Debenture should, in their opinion, be such (if this Bill were to be adopted,) as would more explicitly warn the first holder, and all future assignees, that the public credit was not pledged for the payment, in case the specified duties should prove insufficient; and the Legislative Council do not at present think that they could concur in the provision, which will give to every claimant who may have assigned his claim, upon a valuable consideration, (though at a discount) the means of rescinding a bargain that may have been made in good faith, while at the same time, he would not be compelled to refund to the purchaser, the money which he may have received and spent.

Pursuant to order, the Bill entitled, "An Act granting a sum of money for the relief of sick and destitute Emigrants, at Prescott," was read a third time, and passed.

Whereupon the Speaker signed the same, and it was—

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed the Bill, sent up to this House from the Commons House of Assembly, entitled, "An Act granting a sum of money for the relief of sick and destitute Emigrants at Prescott," without amendment.

The Honorable Mr. Clark from the Committee of Conference, appointed on the subject matter of the Bill entitled "An Act for affording relief to the sufferers during the late war with the United States of America," reported that the Honorable Mr. Dickson and himself, had met the Conferees on the part of the Commons House of Assembly, and delivered to them their Instructions.

On motion made and seconded, the House adjourned until ten of the clock, A. M. tomorrow.

Wednesday, 25th January, 1832.

The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> M'DONELLI,
	<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN,
	" " DICKSON,	" " BOSWELL,
	" " POWELL,	" " CROOKS,
	<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	" " LLOYD.

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled "An Act to authorise a loan to the President, Directors and Company of the Port Hope Harbour and Wharf Company," was read a third time and passed.

Whereupon the Speaker signed the Bill, and it was—

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Pursuant to the order of the day, the Bill entitled "An Act authorising a loan to the President and Directors of the Desjardins Canal Company," was read a third time and passed.

Whereupon the Speaker signed the same, and it was—

Ordered, that the Master in Chancery, do go down to the Assembly, and acquaint that House, that the Legislative Council have passed this Bill without amendment.

Pursuant to the order, of the day, the Bill entitled "An Act granting to His Majesty a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same," was read a third time and passed.

Whereupon the Speaker signed the same, and it was—

Ordered, that the Master in Chancery do go down to the Assembly, and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

The Honorable Messrs. Allan and Crookshank enter.

Pursuant to the order of the day, the Bill entitled "An Act to grant a sum of money to His Majesty, in aid of the York Hospital," was read a third time, and it was—

Ordered, that the question for passing this Bill be not now put.

Prescott Emigrants Relief Bill read 3d time and passed.

Bill signed.

Assembly acquainted of same.

Report of Conference upon War loss relief Bill

House adjourns.

House meets.

Port Hope Harbour loan Bill read 3d time and passed.

Bill signed.

Assembly acquainted of same.

Desjardins Canal loan Bill read 3d time and passed.

Bill signed.

Assembly acquainted of same.

Penitentiary grant Bill read 3d time and passed.

Bill signed.

Assembly acquainted of same.

Members enter the House.

York Hospital aid Bill read 3d time.

But not passed.

Wednesday, 25th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

- Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him." Provincial Arbitrator's remuneration Bill committed.
- The Honorable Mr. Dickson took the Chair.
- After some time the House resumed.
- The Chairman reported, that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day. Reported and leave asked to sit again.
- Ordered, that the report be received, and leave granted accordingly. Leave granted.
- The Honorable Messieurs Dunn and Nelles, and the Honorable and Right Reverend Bishop McDonell enter. Members enter the House.
- Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof." Burlington Bay and Bill committed.
- The Honorable Mr. Dunn took the chair.
- After some time the House resumed.
- The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day. Reported and leave asked to sit again.
- Ordered, that the Report be received, and leave granted accordingly. Leave granted.
- The Honorable Mr. Cameron enters. A Member enters the House.
- Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act for granting to His Majesty a certain sum of money to defray the expense of erecting a Light-house between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof." Prince Edward Light House Bill committed.
- The Honorable Mr. Crookshank took the Chair.
- After some time the House resumed.
- The Chairman reported, that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House. Reported.
- Ordered, that the Report be received, and— Adopted.
- Ordered, that the said Bill be read a third time to-morrow.
- Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to continue in force for a limited time, An Act passed in the fourth year of His late Majesty's reign, entitled "An Act to restrain the selling of Beer, Ale, Cider, and other Liquors not Spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same." Ale and Beer License Bill committed.
- The Honorable Mr. Allan took the Chair.
- A Message being announced, the Chairman left the Chair, and the House formed. Message from Assembly.
- A Deputation from the Commons House of Assembly brought up some Bills, to which they requested the concurrence of this House, and then withdrew. Bills brought up.
- The House was then again put into a Committee of the whole, on the Bill entitled "An Act to continue in force for a limited time, An Act passed in the fourth year of His late Majesty's reign, entitled 'An Act to restrain the selling of Beer, Ale, Cider, and other Liquors not Spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same.'" Ale and Beer license Bill recommitted.
- The Honorable Mr. Allan took the Chair.
- A Message being announced, the Chairman left the Chair, and the House formed. Message from Assembly.
- A Deputation from the Commons House of Assembly, returned a Bill sent down from the Legislative Council and acquainted this House, that the Commons House of Assembly had made some Amendments thereto, to which they desired the concurrence of this House; the Deputation then withdrew. A Bill returned, amended.
- The House was then again put into a Committee of the whole, on the Bill entitled "An Act to continue in force for a limited time, an Act passed in the fourth year of His late Majesty's reign, entitled 'An Act to restrain the selling of Beer, Ale, Cider, and other liquors not spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same.'" Ale and Beer license Bill recommitted.
- The Honorable Mr. Allan took the Chair.
- After some time the House resumed.
- The Honorable Mr. Markland enters. A Member enters the House.

Wednesday, 25th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

- Reported.** The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.
- Adopted.** Ordered, that the report be received, and—
Ordered, that the said Bill be read a third time this day.
- Speaker reports the rec't. of Carleton Division Bill.** His Honor the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had brought up a Bill entitled "An Act to repeal part of an Act passed in the fourth year of His late Majesty's reign, entitled "An Act to divide the County of Carleton in the Bathurst District," and also a Bill entitled "An Act to incorporate a Joint Stock Company, under the style and title of the President, Directors and Company, of the Port Burwell Harbour," to which they requested the concurrence of this House; and that another Deputation from the Commons House of Assembly, had returned the Bill sent down from this House, entitled "An Act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned, and also to render it unnecessary to receive the Sacrament of the Lord's Supper, as a qualification for offices or for other temporal purposes;" and informed this House, that the Commons House of Assembly had made some Amendments to the same, to which they desired the concurrence of the Legislative Council.
- And Port Burwell Harbour incorporation Bill from Assembly.**
- Office Test Bill returned from Assembly, amended.**
- Carleton Division Bill read 1st time.** The Bill, entitled "An Act to repeal part of an Act passed in the fourth year of His late Majesty's reign, entitled "An Act to divide the County of Carleton, in the Bathurst District,"" was read, and it was—
Ordered, that the same be read a second time this day.
- Port Burwell Harbour incorporation Bill read 1st time.** The Bill, entitled "An Act to incorporate a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Burwell Harbour," was read, and it was—
Ordered, that the same be read a second time this day.
- A Member enters the House.** The Honorable Mr. Baby enters.
- Civil List Bill brought up from Assembly.** A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government, and the administration of Justice within this Province," to which they requested the concurrence of this House, and then withdrew.
- Read first time.** The said Bill was read, and it was—
Ordered, that the same be read a second time this day.
- Amendments of Assembly to Office test Bill read 1st time.** The amendments made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled "An Act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned; and also, to render it unnecessary to receive the Sacrament of the Lord's Supper, as a qualification for offices or for other temporal purposes," were then read as follows:
- The amendments.** Amendments made by the Commons House of Assembly, in and to the Bill sent down from the Honorable the Legislative Council, entitled "An Act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned; and also, to render it unnecessary to receive the Sacrament of the Lord's Supper, as a qualification for offices or for other temporal purposes."
In the Title, after the word "mentioned," expunge the remainder.
Press. 1, line 7.—After the word "same," expunge the remainder of the Bill, and insert:
"That it shall not be lawful for any Court, Magistrate, Officer or other person, to tender any oaths, religious tests or declarations to, or require them to be signed or taken by any person or persons having accepted or being a candidate for any office, place, trust or employment whatsoever, under His Majesty, or in any court, corporation or otherwise, other than the oath of allegiance to His Majesty, and the oath of office usually taken by persons filling or performing the office, place, trust or employment; then engaged or about to be undertaken by such person or persons respectively.
Provided always, that nothing in this Act contained shall extend or be construed to extend to any candidate for holy orders in the United Church of England and Ireland in this Province."
Ordered, that the above amendments be read a second time this day.
The Honorable Mr. Wells enters.
- A Member enters the House.**

Wednesday, 25th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned."

Officers remuneration
Bill committed.

The Honorable Mr. Crookshank took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Bill brought up.

The House was then again put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned."

Officers remuneration
Bill recommitted.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the said Bill, and recommended the same to the adoption of the House.

Reported.

Ordered, that the Report be received, and—

Adopted.

Ordered that the said Bill be read a third time this day.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled "An Act incorporating a Joint Stock Company, under the title of the President, Directors and Company of the Port Dover Harbour," to which they requested the concurrence of this House.

Speaker reports the
rec t. of Port Dover
Harbour incorporation
Bill from Assembly.

The said Bill was read, and it was—

Read first time.

Ordered, that the same be read a second time this day.

A Message from His Excellency the Lieutenant Governor was delivered by Mr. Acting Secretary McMahon, who being retired, the Speaker read the same, and it was again read by the Clerk, as follows :

Message from Lt.-Governor.

J. COLBORNE.

The Lieutenant Governor has received His Majesty's commands to make the following communication to the Legislative Council, in reference to the Lands which in pursuance of the Constitutional Act of this Province, have been set apart for the support and maintenance of a Protestant Clergy.

On the subject of
Clergy Reserves.

The representations which have at different times been made to His Majesty and His Royal Predecessors, of the prejudice sustained by His faithful subjects in this Province, from the appropriation of the Clergy Reserves, have engaged His Majesty's most attentive consideration.

His Majesty has with no less anxiety considered how far such an approbation of Territory is conducive either to the temporal welfare of the Ministers of religion in this Province or to their spiritual influence.

Bound no less by his personal feelings than by the sacred obligations of that station to which Providence has called him, to watch over the interests of all the Protestant Churches within His dominions, His Majesty could never consent to abandon those interests with a view to any objects of temporary and apparent expediency.

It has therefore been with peculiar satisfaction, that in the result of His inquiries into this subject, His Majesty has found that the changes sought for by so large a proportion of the Inhabitants of this Province, may be carried into effect without sacrificing the just claims of the Established Churches of England and Scotland. The waste lands which have been set apart as a provision for the Clergy of those venerable bodies, have hitherto yielded no disposable revenue.

The period at which they might reasonably be expected to become more productive, is still remote.

His Majesty has solid grounds for entertaining the hope, that before the arrival of that period, it may be found practicable to afford the Clergy of those Churches such a reasonable and moderate provision as may be necessary for enabling them properly to discharge their sacred function.

His Majesty therefore invites the Legislative Council of Upper Canada, to consider how the powers given to the Provincial Legislature by the Constitutional Act, to vary or repeal this part of its provisions, can be called into exercise most advantageously for the Spiritual and Temporal Interests of His Majesty's faithful subjects in this Province.

Government House,

25th January, 1832.

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Wednesday, 25th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

Committee appointed to present an Address thanking Lt. Governor for the foregoing Message.

Ordered, that an Address be presented to His Excellency the Lieutenant Governor, respectfully thanking him for his Message of this day, and assuring His Excellency that the Legislative Council will not fail to give the subject their most serious consideration, and—

Ordered, that the Honorable Messieurs Markland and Wells do present the same.

Ordered, that the House be put into a Committee of the whole to-morrow, to take into consideration, His Excellency's Message received this day.

Parliament Buildings completion Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the Bill entitled "An Act to provide for the completion of the Parliament Buildings."

The Honorable Mr. Baby took the Chair.

After some time the House resumed.

Reported and a Conference recommended

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that a conference be desired with the Commons House of Assembly on same.

Ordered, that the report be received, and—

Conferees appointed.

Ordered, that the Honorable Messieurs Wells and Baldwin, be appointed a Committee to manage the Conference on the part of the Legislative Council.

Clerk, authorised to act for the Master in Chancery during his indisposition.

From the sudden and serious indisposition of the Master in Chancery, it was—

Ordered, that the Clerk be authorised to communicate Messages from this House to the Assembly.

Message to Assembly desiring a Conference upon Parliament Buildings completion Bill.

Ordered, that a Message be sent to the Assembly to acquaint that House that the Legislative Council desire a Conference with the Commons House of Assembly, on the subject of the Bill entitled "An Act to provide for the completion of the Parliament Buildings," and have appointed the Honorable Messrs. Wells and Baldwin to be a Committee on the part of this House, who will be ready to meet a Committee on the part of the Commons House of Assembly, this day, at four of the clock P. M., in the Committee Room of the Legislative Council, for that purpose.

Report of the Select Committee on Contingent Accounts committed.

Pursuant to the order of the day, the House was put into a Committee of the whole, on the report of the Select Committee, to whom was referred the Contingent Accounts of the Legislative Council for the present Session.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported and referred back to the Select Committee.

The Chairman reported, that the Committee had taken the said report of the Select Committee into consideration, and recommended that it be referred back to the same Select Committee to report thereon.

Ordered, that the report be received.

Provincial Arbitrators' remuneration Bill recommitted

Pursuant to order, the House was again put into a Committee of the whole, on the Bill entitled "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him."

The Honorable Mr. Dickson took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly.

A Deputation from the Commons House of Assembly, brought up and delivered at the Bar of this House a Message, and then withdrew.

Provincial Arbitrator's remuneration Bill recommitted.

The House was again put into a Committee of the whole, on the Bill entitled "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him."

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

Reported and a Conference recommended

The Chairman reported, that the Committee had taken the said Bill into consideration, and recommended that a Conference be desired with the Commons House of Assembly, on the subject matter thereof.

Ordered, that the Report be received, and—

Conferees appointed.

Ordered, that the Honorable Messieurs Baby and Dickson, be appointed the Conferees on the part of this House for that purpose, and—

Assembly acquainted of same.

Ordered, that a Message be sent to the Assembly, to acquaint that House, that the Legislative Council desire a conference with the Commons House of Assembly, on the subject matter of the Bill sent up to this House, entitled "An Act to remunerate the arbitrator therein referred to, for certain services rendered by him," and have appointed the Honorable Messrs. Baby and Dickson to manage the conference on the part of this House, who will be ready to

Wednesday, 25th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

meet a Committee on the part of the Commons House of Assembly this afternoon, at half past four of the clock, in the Committee Room of the Legislative Council, for that purpose.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had brought up and delivered at the Bar of this House, a Message in the following words :

MR. SPEAKER,

The Commons House of Assembly accede to the request of the Honorable the Legislative Council, for a conference on the subject matter of the Bill, entitled "An Act to remunerate the arbitrator therein referred to, for certain services rendered by him," and have appointed a Committee of four Members, who will be ready to meet the conferees on the part of the Honorable the Legislative Council, at the time and place appointed.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
25th January, 1832.*

Pursuant to order, the House was again put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof."

The Honorable Mr. Dunn took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Ordered, that the Report be received, and—

Ordered, that the said Bill be read a third time this day.

Pursuant to order, the Bill entitled "An Act to continue in force for a limited time an Act passed in the fourth year of His late Majesty's reign, entitled 'An Act to restrain the selling of Beer, Ale, Cider, and other liquors not spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same.'" was read a third time and passed.

Whereupon the Speaker signed the same, and it was—

Ordered, that a Message be sent to the Assembly, to acquaint that House, that the Legislative Council have passed this Bill without amendment.

Pursuant to order, the Bill entitled "An Act to repeal part of an Act passed in the fourth year of His late Majesty's reign, entitled 'An Act to divide the County of Carleton, in the Bathurst District,'" was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.

Pursuant to order, the Bill, entitled "An Act to incorporate a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Burwell Harbour," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.

Pursuant to order, the amendments of the Commons House of Assembly, made in and to the Bill entitled "An Act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned; and also to render it unnecessary to receive the Sacrament of the Lord's Supper, as a qualification for offices or for other temporal purposes," were read a second time, and it was—

Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.

Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government and the administration of Justice within this Province," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole presently, to take the same into consideration.

The House was then put into a Committee of the whole, on the same accordingly.

The Honorable Mr. Dunn took the Chair.

Speaker reports rec't of Message from Assembly.

Acceding to a Conference upon Provincial Arbitrator's remuneration Bill.

Burlington Bay grant Bill recommitted.

Reported.

Adopted.

Ale and Beer license Bill read 3d time and passed.

Bill signed.

Assembly acquainted of same.

Carleton Division Bill read 2d time.

Port Burwell Harbour incorporation Bill read second time.

Amendments of Assembly to Office test Bill read 2d time.

Civil List Bill read 2d time.

Committed.

Wednesday, 25th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly.

A Deputation from the Commons House of Assembly, brought up and delivered at the Bar of this House a Message, and then withdrew.

Civil List Bill recommitted.

The House was then again put into a Committee of the whole, on the Bill entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government and the administration of Justice within this Province."

The Honorable Mr. Dunn took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Speaker reports a Message from Assembly.

His Honor, the Speaker, reported to the House, that a Deputation from the Commons House of Assembly had brought up and delivered at the Bar of this House, a Message in the following words :

MR. SPEAKER,

Acceding to a Conference on Parliament Buildings completion Bill.

The Commons House of Assembly accede to the request of the Honorable the Legislative Council, for a conference on the subject matter of the Bill entitled "An Act to provide for the completion of the Parliament Buildings," and have appointed a Committee of four Members, who will be ready to meet the conferees on the part of the Honorable the Legislative Council, at the time and place appointed.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
25th day of January, 1832.*

Instructions to the Conferees on the part of this House.

Ordered, that the Committee of Conference on the part of this House, on the subject matter of the Bill sent up from the Commons House of Assembly, entitled "An Act to provide for the completion of the Parliament Buildings," be instructed to communicate to the conferees of that House, that the Legislative Council have desired this conference for the purpose of acquainting the Assembly, that as the building erected for the use of the Legislature is intended to afford accommodation both to the Legislative Council and House of Assembly, and as the arrangements to be made may materially affect the convenience of each House, they trust that the House of Assembly will agree with them in the propriety of having one of the intended Commissioners either a Member or Officer of the Legislative Council.

Instructions to Conferees on Arbitrators remuneration Bill.

Ordered, that the Committee of conference on the part of this House, on the subject matter of the Bill sent up from the Commons House of Assembly, entitled "An Act to remunerate the arbitrator therein referred to, for certain services rendered by him," be instructed to communicate to the conferees of that House, that the Legislative Council have requested this conference for the purpose of acquainting the Assembly, that they cannot concur in thinking the sum of one hundred pounds an adequate remuneration for the service rendered by the arbitrator on the part of this Province.

They bear in mind that a much more adequate remuneration was given by the Legislature for the same service on the two former occasions, which circumstance must have led to the expectation on the part of the arbitrator last appointed, that what was considered just with respect to others, must be considered equally so with respect to him.

Besides, the appearance of injustice towards the last Commissioner, which the Bill presents in the opinion of the Legislative Council, they consider it material to the public interests, that when this Province is upon the eve of resorting to another arbitration for the same important purpose, which must greatly affect the revenue for a period of four years, His Excellency the Lieutenant Governor should not be disabled from commanding the services of a competent arbitrator, from inability to afford any prospect of an adequate recompense for a most responsible duty.

Amended report of Select Committee on Contingent Accounts presented.

The Honorable Mr. Wells, from the Select Committee to whom was again referred the contingent accounts of the Legislative Council for the present session, presented their report as amended.

Read.

The same was then read by the Clerk as follows :

Wednesday, 25th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Select Committee appointed to take into consideration the contingencies of this Honorable House, beg leave to Report—

The Report, as amended.

That they have carefully examined the accounts of the Clerk and of the Usher of the Black Rod, the former amounting to seven hundred and sixty pounds two shillings and ten pence, and the latter to two hundred and six pounds two shillings, making together the sum of nine hundred and sixty-six pounds, four shillings and ten pence, which they recommend to be paid.

In going through the examination of these accounts, they find a repetition of certain unavoidable charges, which must necessarily continue to be incurred until the Legislature shall occupy the building intending for their sitting.

The charge for stationary may appear large, but your Committee have the assurance of the Clerk, that there is a sufficiency remaining on hand from the late supply from England, (with the exception of parchment) to last for two years.

The attention of Your Committee has been directed to the Printed Journals of the Assembly of last Session, by which it appears that the House of Assembly fully admit the inadequacy of their Clerk's Salary as a compensation for his services, and by a vote in the Contingencies of the Session, they increased the sum to be received by him to four hundred pounds.

Your Committee, therefore, submit to Your Honorable House the propriety of placing the Clerk of this House, in point of emolument, on a footing with the corresponding Officer of the House of Assembly, and recommend that until the salaries of those Officers are rendered by law adequate to the services of the responsible stations they fill, that a similar proceeding should be adopted on the part of this House.

Your Committee further recommend that the Door-keeper be, in like manner placed on a footing with the Door-keeper of the House of Assembly, by the usual extra allowance of twenty pounds.

Your Committee further recommend, that a sum not exceeding five hundred pounds be placed at the disposal of the Select Committee appointed to superintend the furnishing and fitting up the Legislative Council room and apartments in the new building, in order to enable the said Committee with more economy to carry into effect the orders of the House.

(Signed)

GEORGE CROOKSHANK,
CHAIRMAN.

Ordered, that the report be received, and—

Ordered, that the House be put into a Committee of the whole, to-morrow, to take the same into consideration.

Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned," was read a third time and passed.

Officers remuneration Bill, read 3d time and passed.

Whereupon the Speaker signed the same, and it was—

Bill signed.

Ordered, that a Message be sent to the Assembly to acquaint that House that the Legislative Council have passed this Bill without Amendment.

Assembly acquainted of same.

Pursuant to order, the Bill entitled "An Act granting to His Majesty a sum of money to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof," was read a third time and passed.

Burlington Bay grant Bill, read 3d time and passed.

Whereupon the Speaker signed the same, and it was—

Bill signed.

Ordered, that a Message be sent to the Assembly, to acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Assembly acquainted of same.

Pursuant to order, the Bill entitled "An Act incorporating a Joint Stock Company under the stile and title of the President, Directors and Company, of the Port Dover Harbour," was read a second time; and it was—

Port Dover Harbour incorporation Bill read second time.

Ordered, that the House be put into a Committee of the whole, this day; to take the same into consideration.

Pursuant to order, the House was put into a Committee of the whole, on the Bill entitled "An Act to repeal part of an Act passed in the fourth year of His late Majesty's reign entitled 'An Act to divide the County of Carleton, in the Bathurst District.'"

Carleton Division Bill committed.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

C c

25th & 26th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

- Reported. The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.
- Adopted. Ordered, that the Report be received, and—
Ordered, that the said Bill be read a third time to-morrow.
- Port Burwell Harbour incorporation Bill committed. Pursuant to order, the House was put into a Committee of the whole, on the Bill entitled "An Act to incorporate a Joint Stock Company, under the stile and title of the President, Directors and Company of the Port Burwell Harbour."
The Honorable Mr. Wells took the Chair.
After some time the House resumed.
- Reported. The Chairman reported, that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.
- Adopted. Ordered, that the Report be received, and—
Ordered, that the said Bill be read a third time to-morrow.
- Amendments of Assembly to Office Test Bill committed. Pursuant to order, the House was put into a Committee of the whole, on the Amendments made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled "An Act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned; and also, to render it unnecessary to receive the Sacrament of the Lord's Supper, as a qualification for offices or for other temporal purposes."
The Honorable Mr. Markland took the Chair.
After some time the House resumed.
- Reported, and leave asked to sit again in three months. The Chairman reported that the Committee had taken the said Amendments into consideration, had made some progress therein, and asked leave to sit again this day three months.
Leave granted. Ordered, that the Report be received, and leave granted accordingly.
- Port Dover Harbour Incorporation Bill committed. Pursuant to order, the House was put into a Committee of the whole, on the Bill, entitled "An Act incorporating a Joint Stock Company, under the stile and title of the President, Directors and Company of the Port Dover Harbour."
The Honorable Mr. Wells took the Chair.
After some time the House resumed.
- Reported. The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.
- Adopted. Ordered, that the Report be received, and—
Ordered, that the said Bill be read a third time to-morrow.
- House adjourns. On motion made and seconded, the House adjourned until to-morrow, at Ten of the clock, A. M.

Thursday, 26th January, 1832.

House meets. The House met pursuant to adjournment.

PRESENT,

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ALLAN,
	<i>The Honorable Messrs.</i> CLARK,	" " M'DONELL,
	" " DICKSON,	" " BALDWIN,
	" " POWELL,	" " BOSWELL,
	<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	" " CROOKS,
	<i>The Honorable</i> Mr. MARKLAND,	" " LLOYD.

Prayers were read.

- Reading the Minutes dispensed with. Ordered, that the reading of yesterday's minutes be dispensed with.
- Amended Report of Select Committee upon the contingent Accounts, committed. Pursuant to the order of the day, the House was put into a Committee of the whole, on the Amended report of the Select Committee, appointed to examine and report upon the Contingent Accounts of the present Session.
The Honorable Mr. Markland took the Chair.
After some time the House resumed.
- Reported. The Chairman reported that the Committee had gone through the said amended report of the Select Committee, and recommended the same to the adoption of the House.
- Adopted. Ordered, that the report be received.
Pursuant to the order of the day, the Bill entitled "An Act to repeal part of an Act

Thursday, 26th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

passed in the fourth year of His late Majesty's reign, entitled 'An Act to divide the County of Carleton, in the Bathurst District,' was read a third time, and passed.

Whereupon the Speaker signed the Bill, and it was—

Ordered, that a Message be sent to the Assembly, to acquaint that House, that the Legislative Council have passed this Bill without amendment.

Ordered, that a conference be desired with the Commons House of Assembly, on the subject matter of the Bill sent up to this House, entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government and the administration of Justice within this Province," and—

Ordered, that the Honorable Messieurs Dickson and Markland, be appointed the Conferences on the part of this House for that purpose.

Ordered, that a Message be sent to the Assembly, to acquaint that House, that the Legislative Council desire a Conference with the Commons House of Assembly, on the subject matter of the Bill sent up to this House, entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government, and the Administration of Justice within this Province;" and have appointed the Honorable Messrs. Dickson and Markland to manage the conference on the part of this House, who will be ready to meet a Committee of the Commons House of Assembly this day, at twelve of the clock, at noon, in the Committee Room of the Legislative Council, for that purpose.

The Honorable Mr. Wells enters.

Pursuant to the order of the day, the Bill entitled "An Act incorporating a Joint Stock Company, under the stile and title of the President, Directors and Company, of the Port Dover Harbour," was read a third time, and passed.

Whereupon the Speaker signed the same, and it was—

Ordered, that a Message be sent to the Assembly to acquaint that House, that the Legislative Council have passed this Bill without amendment.

The Honorable Mr. Crookshank enters.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate a Joint Stock Company, under the style and title of the President, Directors and Company, of the Port Burwell Harbour," was read a third time, and passed.

Whereupon the Speaker signed the same, and it was—

Ordered, that a Message be sent to the Assembly to acquaint that House that the Legislative Council have passed this Bill, without amendment.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act to extend the provisions of an Act passed in the first year of His Majesty's reign entitled 'An Act granting to His Majesty a sum of money to be raised by Debenture for the improvement of Roads and Bridges in the several Districts of this Province,'" to which they requested the concurrence of this House; the same Deputation returned the Bill entitled "An Act to provide for the appointment of Commissioners to ascertain the North Boundary line of the Township of Niagara, and to establish a Public Highway contiguous to the same," and acquainted this House, that the Commons House of Assembly had made some Amendments to the Bill, and requested the concurrence of this House thereto.

The Bill entitled "An Act to extend the provisions of an Act passed in the first year of His Majesty's reign, entitled 'An Act granting to His Majesty a sum of money to be raised by Debenture, for the improvement of Roads and Bridges in the several Districts of this Province,'" was read, and it was—

Ordered, that the same be read a second time this day.

The Amendments made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled "An Act to provide for the appointment of Commissioners to ascertain the North Boundary line of the Township of Niagara, and to establish a public Highway contiguous to the same," were then read as follows:—

Amendments made by the Commons House of Assembly, to the Bill sent down from the Honorable the Legislative Council, entitled "An Act to provide for the appointment of Commissioners, to ascertain the North Boundary line of the Township of Niagara, and to establish a Public Highway contiguous to the same."

After the last clause, insert "And be it further enacted by the authority aforesaid, that the said Commissioners are hereby authorised and required, upon any compensation being awarded to any person claiming such, under the provisions of this Act, to certify the same

Carleton Division Bill read 3d time and passed.

Bill signed.

Assembly acquainted of same.

Conference ordered on Civil List Bill.

Conferees appointed.

Assembly acquainted of same.

A Member enters the House.
Port Dover Harbour Incorporation Bill read third time and passed.

Bill signed.

Assembly acquainted of same.

A Member enters the House.
Port Burwell Harbour Incorporation Bill read third time and passed.

Bill signed.

Assembly acquainted of same.

Road extension Bill brought up from Assembly.

Ningara Land Commissioners appointment Bill returned from Assembly amended.

Road extension Bill read 1st time.

Amendments of Assembly to Ningara Land Commissioners Appointment Bill read 1st time.

The Amendments.

Thursday, 26th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

in writing to the General Quarter Sessions of the Peace, of the said District, who are hereby required to give an order on the Treasurer of the said District, to pay and discharge the amount of the certificate so granted out of the general funds of the District."

And be it further enacted by the authority aforesaid, that it shall and may be lawful for the said Commissioners to receive for each and every day they may be so employed, in carrying the provisions of this Act into execution, the sum of twenty shillings currency, to be paid to each of them out of the funds of the District, by an order under the hand of the Chairman of the Quarter Sessions for the time being."

Ordered, that the above Amendments be read a second time this day.

A Deputation from the Commons House of Assembly, brought up and delivered at the Bar of this House a Message in the following words, and then withdrew.

MR. SPEAKER,

The Commons House of Assembly accedes to the request of the Honorable the Legislative Council, for a conference on the subject matter of the Bill sent up from this House, entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government and the administration of Justice in this Province," and have appointed a Committee, who will be ready to meet the conferees on the part of the Honorable the Legislative Council, at the time and place appointed.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
26th January, 1832.*

On motion made and seconded, it was—

Ordered, that the House be now put into a Committee of the whole, for the purpose of preparing instructions for the Committee of conference on the part of this House, on the subject matter of the Bill entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government, and the administration of Justice within this Province."

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had prepared certain Instructions for the Conferees, which they recommended to the adoption of the House.

Ordered, that the Report be received, and—

The Instructions were then read as follows :

The Legislative Council have requested a conference with the House of Assembly, upon the subject of the Bill entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government and the administration of Justice within this Province," for the purpose of representing their extreme regret at finding that in the mode of appropriating the supply for the service of the Civil Government, there is a departure in this Bill from the usage which they hoped the practice of many preceding Sessions had finally established, and to which the Council and Assembly have hitherto concurred in adhering; the Council refers to the innovation adopted in this Bill of attaching to each head of the public service, the particular sum to which the charge for the support of that service is to be limited, instead of granting to His Majesty, in accordance with former usage, an aggregate sum founded upon the detailed estimate, and specifying for what services it is intended to provide, but leaving it to His Majesty, in the exercise of His Prerogative, to apportion the recompense due to the several officers whom he has appointed and employed.

The same reasons which have led the Legislature on former occasions to follow the example of the British Parliament in this respect, cannot in the opinion of the Council have ceased to apply, and they are unwilling to depart from principles which are well established, which have been sanctioned and acted upon repeatedly in this Province, and to which they are convinced it will be found on all accounts beneficial to adhere.

In examining the details of this Bill, the Legislative Council finds it to come so far short of the estimates laid before them, by His Excellency the Lieutenant Governor, of the supplies necessary for the Civil Government, that it does not appear to the Legislative Council how the public service can be carried on in the absence of so large a proportion of that provision

Message from Assembly preceding to a Conference on Civil List Bill.

House in Committee on Instructions for Conferees

Instructions reported,

Adopted.

Read.

The Instructions.

Thursday, 26th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

which has been hitherto made, and which His Excellency the Lieutenant Governor represents to be still necessary.

They observe, that some salaries and allowances are curtailed, and others wholly withheld, while one very important and indispensable department of the public service is left entirely unprovided for.

The Legislative Council refrains at present from a particular discussion of any of these contemplated reductions, or of the changes proposed to be made in the system of remunerating certain public officers, but they cannot forbear considering that nearly one half of the sum required by His Excellency the Lieutenant Governor, for the public service of the Colony, appears to be withheld, and that the reduction is proposed to be effected by denying to several public officers and departments, and among others to those employed in the Administration of Justice, a great part of that remuneration and support which successive Houses of Assembly have considered it just and reasonable to afford, and which the Legislative Council are aware of no satisfactory reason for withholding.

They would regret exceedingly to concur in presenting to the Government so defective a supply on the first occasion, which has arisen for providing for these services since His Majesty has Graciously surrendered to the Legislature, the appropriation of the duties out of which the charge had been defrayed.

For having thought it proper on many former occasions to unite with the House of Assembly in affording to the Government this provision for the public service, while His Majesty retained the appropriation of the duties alluded to, it appears to the Council to be doubly so at present, since these duties have been surrendered to the Legislature, at a time when they very considerably exceeded the whole sum for which the Government now applies.

The Council consider themselves bound to remember, that the surrender of the duties levied under the British Statute of the 14th Geo. 3d., and continually appropriated by His Majesty since that period, was made in a full reliance upon the liberality and justice of the Legislature, and they earnestly indulge the hope that neither the service of His Majesty, nor the persons employed in it, will be found to have suffered from the very gracious and unreserved manner in which this confidence was reposed.

Although the Legislative Council are bound to exercise their judgment in the passing or rejecting of all Bills sent up from the Assembly, they entirely disclaim any wish or intention of interfering irregularly with the acknowledged privileges of the Assembly, in respect to the disposition of public monies.

They reflect with sincere satisfaction on the spirit of harmony and the good understanding which has happily prevailed between the two Houses of this Legislature, through a succession of years, and they have rejoiced in applying their best exertions, in conjunction with the Assembly, in forwarding every effort for public improvements in this happy and highly favored Colony.

It is not therefore without extreme concern, that they find themselves interrupted in the progress of those measures, within the last few hours of the Session, by the necessity of applying their attention to the embarrassed situation in which the Government may be left, by being deprived of their ordinary annual supply—a consideration which they feel it becomes them to entertain, and by which, in justice to the Government, their deliberations upon other measures submitted to them must necessarily be affected.

The Honorable and Right Reverend Bishop MacDonell, and the Honorable Mr. Nelles enter.

Members enter the House.

The Honorable Mr. Dickson, from the Committee of conference on the subject matter the Bill entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government and the administration of Justice within this Province," reported, that they had met the conferees of the Assembly, and delivered to them their instructions.

Report of Committee of conference on Civil List Bill.

It was moved and seconded, that it be—

Resolved, that it is expedient to acquaint His Excellency the Lieutenant Governor, that there are several important measures at present pending, which the Legislative Council apprehend it will be impossible to bring to a termination, if the Legislature should be prorogued this day; and that among those measures, is the Bill for the supply of the Civil Government, which only came to the Legislative Council yesterday, and upon which they have found it necessary to request a conference with the Assembly.

Resolution for extending the Session.

Thursday, 26th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

- Adopted. The question of concurrence being put, the said resolution was carried in the affirmative, and it was—
- Committee appointed to present same to Lt. Governor. Ordered, that the Honorable Messieurs Clark and Boswell be appointed a Committee to present the above resolution.
- Journals ordered to be printed, and £100 allowed to Clerk for superintending same. Ordered, that the Journals of this House for the present Session be printed, and that a copy thereof be sent to the Clerk of the Assembly, for each Member of that House, and that one hundred pounds be allowed to the Clerk of this House, as a compensation for superintending the same.
- £20 allowed to Door-keeper. Ordered, that twenty pounds be allowed to the Door-keeper of this House, agreeably to the report of the Select Committee on the contingent accounts.
- £100 allowed to Clerk. Ordered, that one hundred pounds be allowed to the Clerk of this House, agreeably to the report of the Select Committee on the contingent accounts.
- Road extension Bill read 2d time. Pursuant to order, the Bill entitled "An Act to extend the provisions of an Act passed in the first year of His Majesty's reign, entitled "An Act granting to His Majesty a sum of money, to be raised by debenture, for the improvement of Roads and Bridges in the several Districts of this Province," was read a second time, and it was—
- Ordered, that the House be put into a Committee of the whole presently, to take the same into consideration.
- Committed. The House was then put into a Committee of the whole, on the same accordingly. The Honorable Mr. Dickson took the Chair. After some time the House resumed.
- Reported. The Chairman reported that the Committee had gone through the Bill, and recommended the same, without amendment, to the adoption of the House.
- Adopted. Ordered, that the report be received, and— Ordered that the said Bill be read a third time this day.
- Amendments of Assembly to Niagara Land Commissioners Bill read 2d time. Pursuant to order, the Amendments made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled "An Act to appoint Commissioners to ascertain the North boundary line of the Township of Niagara, and to establish a public Highway contiguous to the same," were read a second time, and it was—
- Ordered, that the House be put into a Committee of the whole presently, to take the same into consideration.
- Committed. The House was then put into a Committee of the whole accordingly. The Honorable Mr. Markland took the Chair. After some time the House resumed.
- Reported. The Chairman reported that the Committee had gone through the amendments, and recommended the same to the adoption of the House.
- Adopted. Ordered, that the Report be received, and— Ordered, that the said Amendments be read a third time this day.
- Road extension Bill read 3d time and passed. Pursuant to order, the Bill entitled "An Act to extend the provisions of an Act passed in the first year of His Majesty's reign, entitled "An Act granting to His Majesty a sum of money, to be raised by debenture, for the improvement of Roads and Bridges in the several Districts of this Province," was read a third time and passed.
- Bill signed. Whereupon the Speaker signed the same, and it was—
- Assembly acquainted of same. Ordered, that a Message be sent to the Assembly to acquaint that House, that the Legislative Council have passed this Bill, without amendment.
- Amendments of Assembly to Niagara Land Commissioners Bill, read 3d time and passed. Pursuant to order, the Amendments made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled "An Act to provide for the appointment of Commissioners, to ascertain the North Boundary line of the Township of Niagara, and to establish a Public Highway contiguous to the same," were read a third time, and passed.
- Signed. Whereupon the Speaker signed the same, and it was—
- Assembly acquainted thereof. Ordered, that a Message be sent to the Assembly, to acquaint that House, that the Legislative Council have passed the Amendments made to the said Bill.
- Prince Edward Light House Bill read third time and passed. Pursuant to the order of the day, the Bill entitled "An Act granting to His Majesty, a certain sum of money to defray the expenses of erecting a Light-house, between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof," was read a third time and passed.
- Bill signed. Whereupon the Speaker signed the same, and it was—

26th & 27th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that a Message be sent to the Assembly to acquaint that House that the Legislative Council have passed this Bill without Amendment. Assembly acquainted of same.

The Honorable Mr. Clark from the Select Committee appointed to wait upon His Excellency the Lieutenant Governor, with the resolution of this House, reported the delivery thereof, and that His Excellency had been pleased to say in answer "that the Legislature should not be prorogued this day, but that he would wait until this House should this evening communicate their readiness in that respect." Report of Select Committee appointed to wait upon Lieut. Governor, with the resolution requesting an extension of time.

The Honorable Mr. Powell moved an address respecting the Constitutional Act of this Province, which being seconded, Address respecting the Constitutional Act of this Province, moved for. Read first time.

The draft of an address was read, and it was—

Ordered, that the same be read a second time this day. Read second time.

The address was then read a second time accordingly, and it was—

Ordered, that the House be put into a Committee of the whole, presently, to take the same into consideration.

The House was then put into a Committee of the whole accordingly. Committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the said Address, and recommended the same to the adoption of the House. Reported.

Ordered, that the Report be received, and— Adopted.

Ordered, that the said Address be engrossed, and read a third time to-morrow.

The order of the day for the House being put into a Committee of the whole, on His Excellency's Message of yesterday, on the subject of the Clergy Reserves in this Province, being read, it was— Order of the day for Committee on Lieut. Governor's Message respecting Clergy Reserves, read.

Ordered, that it be discharged, and that the same do stand upon the order of the day for to-morrow. Same discharged.

On motion made and seconded, the House adjourned until to-morrow, at Ten of the clock, A. M. House adjourns.

Friday, 27th January, 1832.

The House met pursuant to adjournment. House meets.

PRESENT,

<p><i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,</p> <p><i>The Honorable Messrs.</i> CLARK,</p> <p>" " DICKSON,</p> <p>" " POWELL,</p> <p>" " CROOKSHANK,</p> <p>" " WELLS,</p> <p>" " ALLAN,</p>	<p><i>The Honorable Messrs.</i> M'DONELL,</p> <p>" " BALDWIN,</p> <p>" " BOSWELL,</p> <p>" " CROOKS,</p> <p>" " LLOYD,</p> <p>" " NELLES.</p>	<p>Members present.</p>
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Prayers were read.

The Minutes of yesterday were read.

The order of the day for the third reading of the Address, on the subject of the Constitutional Act of this Province, being read, it was— Order of the day for a third reading of the Address respecting the Constitutional Act of this Province, read. Same discharged. Address re-committed.

Ordered, that it be discharged, and that the House be now again put into a Committee of the whole, to take the said Address into further consideration.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Address, and had made some Amendments thereto, which they recommended to the adoption of the House. Amendments reported.

Ordered, that the Report be received, and— Adopted.

Ordered, that the said Address be engrossed, and read a third time this day.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act for appropriating certain monies towards the payment of War losses," to which they requested the concurrence of this House, and then withdrew. War loss appropriation Bill brought up from Assembly.

The said Bill was then read, and it was— Read first time.

Ordered, that the same be read a second time this day.

Pursuant to order, the Address to His Excellency the Lieutenant Governor on the subject of the Constitutional Act of this Province, was read a third time and passed, as follows: Address to Lt. Gov. respecting the Constitutional Act of this Province, read third time and passed.

Friday, 27th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

The Address

To His Excellency SIR JOHN COLBORNE, Knight, Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's most dutiful and Loyal Subjects, the Legislative Council of the Province of Upper Canada, in Provincial Parliament assembled, humbly beg leave to represent to Your Excellency, that it having been stated, that the Copy printed by authority of the British Statute, passed in the thirty first year of the reign of His late Majesty King George the third, entitled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, entitled 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America, and to make further provision for the Government of the said Province,'" which forms the Constitutional Charter of this Province, does not accurately correspond with the roll of Parliament. We, humbly pray, that Your Excellency will cause to be procured and laid before the Legislative Council, a transcript from the Parliament Roll, duly authenticated by the proper Officer, in order that no doubt may remain as to the exact terms of that Statute.

Committee appointed to present same.

Ordered, that the Honorable Messieurs Wells and Crooks be appointed a Committee to present the above Address.

War loss appropriation Bill read 2d time.

Pursuant to order, the Bill entitled "An Act for appropriating certain monies towards the payment of the War losses," was read a second time, and it was—

Ordered, that the House be put into a Committee of the whole, this day, to take the same into consideration.

Committed.

The House was then put into a Committee of the whole, accordingly.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Report of Select Committee appointed to present Address to Lieutenant Governor respecting the Constitutional Act of this Province.

The Honorable Mr. Wells from the Select Committee, appointed to present His Excellency the Lieutenant Governor with the Address of this House, on the subject of the Constitutional Act of this Province, reported the delivery of same, and that His Excellency had been pleased to make thereto, the following reply.

Honorable Gentlemen,

His Excellency's reply.

I will take measures to procure for the Legislative Council, the Document applied for in this Address.

War loss appropriation Bill re-committed

Pursuant to order, the House was again put into a Committee of the whole, on the Bill, entitled "An Act for appropriating certain monies towards the payment of the War losses."

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the Report be received, and—

Ordered, that the said Bill be read a third time this day.

Read third time and passed. Bill signed.

The Bill was then read a third time accordingly, and passed.

Whereupon the Speaker signed the same, and it was—

Assembly acquainted of same.

Ordered, that a Message be sent to the Assembly to acquaint that House that the Legislative Council have passed this Bill, without amendment.

Members in Town summoned House adjourns.

Ordered, that the Members in Town be summoned to attend in their places to-morrow.

On motion made and seconded, the House adjourned until Ten of the clock, A. M., to-morrow.

Saturday, 28th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Saturday, 28th January, 1832.

The House met pursuant to adjournment.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> CAMERON,
<i>The Honorable Messrs.</i> CLARK,	“ “ MARKLAND,
“ “ DICKSON,	“ “ M'DONELL,
“ “ POWELL,	“ “ BALDWIN,
“ “ CROOKSHANK,	“ “ CROOKS,
<i>The Hon. & Ven. the</i> ARCHDEACON OF YORK,	“ “ LLOYD.

House meets.

Members present.

Prayers were read.

The minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled “An Act granting to His Majesty a sum of money in aid of the erection of an Hospital, in or near the Town of Kingston,” was read a third time, and passed.

Kingston Hospital aid Bill, read 3d time and passed.

Whereupon the Speaker signed the same, and it was—

Bill signed.

Ordered, that a Message be sent to the Commons House of Assembly to acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Assembly acquainted of same.

On motion made and seconded, the question was put for passing the Bill, entitled “An Act to grant a sum of money to His Majesty, in aid of the York Hospital,” which was carried in the affirmative:

Question put for passing York Hospital aid Bill. Carried.

Whereupon the Speaker signed the same, and it was—

Bill signed.

Ordered, that a Message be sent to the Commons House of Assembly, to acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Assembly acquainted of same.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled “An Act granting to His Majesty a sum of money to be raised by Debenture, and expended in the improvement of Roads and Bridges in the several Districts of this Province.”

Road Grant Bill re-committed.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Honorable Mr. Wells enters.

A Member enters the House.

The Chairman reported that the Committee had taken the above Bill into consideration, had made some progress therein, and asked leave to sit again, this day three months.

Report of above Committee and leave asked to sit again in 3 months. Leave granted.

Ordered, that the report be received, and leave granted accordingly.

Pursuant to the order of the day, the House was again put into a Committee of the whole, on the Bill entitled “An Act granting to His Majesty a sum of money, for the support of the Civil Government, and the Administration of Justice within this Province.”

Civil List Bill recommitted.

The Honorable Mr. Baby took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Message from Assembly. Bill brought up.

A Deputation from the Commons House of Assembly, brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

The House was then again put into a Committee of the whole, on the Bill entitled “An Act granting to His Majesty a sum of money for the support of the Civil Government, and the Administration of Justice within this Province.”

Civil List Bill recommitted.

The Honorable Mr. Baby took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had taken the said Bill into consideration, and had risen.

Reported Committee had risen.

Ordered, that the report be received.

His Honor the Speaker, reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled “An Act to repeal part of, and amend the law now in force assigning limits to the respective Gaols in this Province,” to which they requested the concurrence of this House.

Speaker reports rec't. of Gaol limits amendment Bill from Assembly.

The said Bill was then read, and it was—

Read first time.

Ordered, that the same be read a second time this day.

The Bill was then read a second time accordingly, and it was—

Read second time.

E. c.

Saturday, 28th January, 1832.

SECOND SESSION 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV.

Ordered, that the House be put into a Committee of the whole, on Monday next, to take the same into consideration.

Message from Assembly communicating a resolution on the subject of War losses.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House a Message in the following words, and then withdrew.

MR. SPEAKER,

The Commons House of Assembly have passed a resolution this day, which they communicate to the Honorable the Legislative Council.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
27th day of January, 1832.*

The Resolution.

Resolved,—That this House entertaining a sincere desire to relieve the sufferers during the late War with the United States, without charging the ordinary revenues of the Province, have passed during the present Session, a Bill for imposing duties on certain articles imported into this Province, being of the growth or produce of the United States of America, for that purpose, and that this House in the expectation that the means provided by the said Bill, if passed, and also by the duties on Salt and Whiskey, will prove sufficient to obtain the desired relief are unwilling to take any further measures during the present Session, in relation to the said War losses.

Truly extracted,

(Signed)

JAMES FITZGIBBON,
CLERK OF ASSEMBLY.

Parliament Buildings completion Bill re-committed.

Pursuant to order, the House was again put into a Committee of the whole, on the Bill entitled "An Act to provide for the completion of the Parliament Buildings."

The Honorable Mr. Baby took the Chair.

Message from Assembly.
A Bill returned.

A Message being announced, the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly, returned a Bill sent down from the Legislative Council, and then withdrew.

Parliament Buildings completion Bill re-committed.

The House was then again put into a Committee of the whole, on the Bill entitled "An Act to provide for the completion of the Parliament Buildings."

The Honorable Mr. Baby took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

A Member enters the House.
Speaker reports the return of Transferrable stock sale Bill, passed by Assembly.

The Honorable and Right Reverend Bishop MacDonell enters.

His Honor the Speaker, reported to the House, that a Deputation from the Commons House of Assembly, had returned the Bill sent down from the Legislative Council, entitled "An Act to provide for making stock held in Companies having a joint transferrable stock liable to the satisfaction of debts," and acquainted this House that they had passed the same without Amendment.

Corporation proceedings Bills returned from Assembly amended.

A Deputation from the Commons House of Assembly, returned the Bill sent down from the Legislative Council, entitled "An Act to facilitate legal remedies against corporations, and acquainted this House that the Commons House of Assembly had made some Amendments to the Bill, to which they desired the concurrence of this House. The same Deputation brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew.

MR. SPEAKER,

Message from Assembly authorising the Council to amend the Parliament Buildings completion Bill.

The Commons House of Assembly inform the Honorable the Legislative Council, that the House of Assembly will consent to the Honorable the Legislative Council's amending the Bill, entitled "An Act to provide for the completion of the Parliament Buildings," by inserting therein the name of an additional Commissioner.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
28th day of January, 1832.*

Saturday, 28th January, 1832.

SIR JOHN COLBORNE, K. C. E. *Lieutenant Governor.*

The Amendments made by the Commons House of Assembly, in and to the Bill sent down from the Legislative Council, entitled "An Act to facilitate legal remedies against Corporations," were then read as follows:

Amendments of Assembly to corporation proceedings Bill, read 1st time.

Amendments made by the Commons House of Assembly, in and to the Bill sent down from the Honorable the Legislative Council, entitled "An Act to facilitate legal remedies against Corporations."

The amendments.

After the last clause, insert "And be it further enacted by the authority aforesaid, that this Act shall be in force for two years, and from thence to the end of the next ensuing Session of Parliament, and no longer."

Pursuant to order, the House was again put into a Committee of the whole, on the Bill entitled "An Act to provide for the completion of the Parliament Buildings."

Parliament Buildings completion Bill re-committed.

The Honorable Mr. Baby took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made an amendment thereto, which they recommended to the adoption of the House.

Amendment reported.

Ordered, that the report be received, and—

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

Read first time.

Press. 2, line 3,—Before "James Fitzgibbon, Esquire," insert "the Honorable Alexander McDonell," and expunge "David Archibald Mac Nab, Esquire."

The amendment.

The said Amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House, and it was—

Read second time, and adopted.

Ordered that it be engrossed, and the said Bill as amended, read a third time this day.

The same was then read a third time accordingly, and the question being put, whether this Bill as amended should pass, it was carried in the affirmative.

Read third time and passed.

Whereupon the Speaker signed the Amendment, and it was—

Signed.

Ordered that a Message be sent to the Commons House of Assembly to acquaint that House, that the Legislative Council have passed this Bill, with an amendment, to which they desire the concurrence of the Commons House of Assembly.

Bill, as amended, sent to Assembly for concurrence.

At three of the o'clock, P. M., His Excellency the Lieutenant Governor being come to the Legislative Council Chamber, and seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attendance of the House of Assembly at the Bar of this House; and they being come thereto, His Excellency was pleased, in His Majesty's name, to assent to the following Bills:

Lieut. Governor comes to the House and commands the Assembly's attendance.

I.—An Act to remove doubts respecting the jurisdiction of Commissioners of Customs in this Province.

Bills assented to by him.

II.—An Act to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty.

III.—An Act to make valid certain proceedings in the Home District Court.

IV.—An Act to confirm British subjects in their titles to real Estates in this Province, derived through Aliens.

V.—An Act to provide for making Stock held in Companies, having a joint transferrable Stock, liable to the satisfaction of debts.

VI.—An Act to provide for the appointment of Commissioners to ascertain the North Boundary Line of the Township of Niagara, and to establish a public Highway contiguous to the same.

VII.—An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Commercial Bank of the Midland District.

VIII.—An Act to incorporate a Joint Stock Company to improve the Navigation of the Grand River.

IX.—An Act to afford means for Attaching the property of Absconding Debtors.

X.—An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of Shares to be held in the Capital Stock of the said Bank.

XI.—An Act to repeal part of and extend the provisions of an Act passed in the last Session of the Parliament of this Province, entitled an Act to erect the County of Prince Edward into a separate District.

XII.—An Act to establish a Police in the Town of Brockville, in the District of Johnstown.

Saturday, 28th January, 1832.

SECOND SESSION, 11th PROVINCIAL PARLIAMENT, 2nd. WILLIAM IV

XIII.—An Act to repeal part of and amend the Charter of the Niagara Canal Company.

XIV.—An Act granting to His Majesty a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament.

XV.—An Act granting a sum of money for the relief of sick and destitute Emigrants at Prescott.

XVI.—An Act to impose an additional duty on licences to vend Wines, Brandy and Spirituous Liquors.

XVII.—An Act to authorise a loan to the President, Directors and Company of the Cobourg Harbour.

XVIII.—An Act to authorise a loan to the President, Directors and Company of the Port Hope Harbour and Wharf Company.

XIX.—An Act authorising a loan to the President and Directors of the Desjardins Canal Company.

XX.—An Act granting to His Majesty a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same.

XXI.—An Act to grant a sum of money to His Majesty in aid of the York Hospital.

XXII.—An Act granting to His Majesty a sum of money in aid of the erection of an Hospital in or near the Town of Kingston.

XXIII.—An Act granting to His Majesty a sum of money to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof.

XXIV.—An Act for granting to His Majesty a certain sum of money to defray the expense of erecting a Light-house, between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof.

XXV.—An Act to continue in force for a limited time an Act passed in the fourth year of His late Majesty's reign, entitled an Act to restrain the selling of Beer, Ale, Cider, and other Liquors not Spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same.

XXVI.—An Act granting to His Majesty a sum of money for the purposes therein mentioned.

XXVII.—An Act to repeal part of an Act passed in the fourth year of His late Majesty's reign, entitled an Act to divide the County of Carleton in the Bathurst District.

XXVIII.—An Act to incorporate a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Burwell Harbour.

XXIX.—An Act incorporating a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Dover Harbour.

XXX.—An Act to extend the provisions of an Act passed in the first year of His Majesty's reign entitled, an Act granting to His Majesty a sum of money, to be raised by debenture, for the improvement of Roads and Bridges in the several Districts of this Province.

XXXI.—An Act for appropriating certain monies towards the payment of the War Losses.

Bill reserved.

And His Excellency the Lieutenant Governor was pleased to reserve the following Bill for the signification of His Majesty's pleasure.

I.—An Act to protect the interests of Captain Alexander Shaw.

His Excellency's
Speech at the Proro-
gation.

After which His Excellency was pleased to address the two Houses of the Legislature in the following words :

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

In relieving you from your Legislative duties, it is satisfactory to me to observe that you have directed your attention to several objects of great interest to the Colony.

Gentlemen of the House of Assembly :

I thank you, in His Majesty's name, for the sums voted for Public Institutions and Works carrying on in the Province.

Honorable Gentlemen, and Gentlemen :

The extent and fertility of the unoccupied lands, will continue to attract to this Country large portions of the redundant population of the Parent State. I am, therefore, persuaded,

Saturday, 28th January, 1832.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

that on your return to your respective Counties, your influence may be usefully exerted, in organizing societies for the purpose of affording information to Emigrants, which they so much require at the Ports where they first disembark, and facilitating their dispersion in the Districts in which they may readily obtain employment.

The increasing value of land, the Harbours, Canals and Steam Boats now constructing, the number of acres brought into cultivation in most Districts, the projected internal commerce by Steam Vessels on Lake Simcoe and Rice Lake, are the favorable results of recent emigration.

The exports of Staple products of the Province last season, amounted to a third more than those of the preceding year, and the sales of imported articles have been doubled in three years. Such are the proofs of the property and independence, which in a few years, have been created wholly in the Province by the industry and labour of the great body of settlers, and also of the general prosperity and progressive advancement of the interests of the Colony.

His Honor the Speaker of the Legislative Council then said, it is His Excellency the Lieutenant Governor's will and pleasure, that this Provincial Parliament be prorogued to Wednesday, the seventh day of March next, to be then and here holden, and this Provincial Parliament is prorogued accordingly.

Parliament pro-
rogued.

INDEX.

	<i>Page.</i>
ABSENCE —leave of,	
Given to the Honorable Mr. John Kirby, for remainder of the Session,	44
Given to the Honorable Mr. James Kerby, for remainder of the Session,	60
Given to the Honorable Mr. Grant, for the remainder of the Session,	69
Given to the Honorable Mr. Hamilton, for the remainder of the Session,	71
ACCOUNTS —Public,	
Presented by Mr. Secretary Cameron,	11
ACCOUNTS —Contingent,	
A Select Committee appointed to report upon the 83: Members composing same 83: their report presented 91: read 91: the report 91: committed 98: reported and referred back to the Select Committee 98: amended 100: report presented 100: read 100: the report as amended 101: same committed 102: reported 102: adopted,	102
ADDRESSES —to the Lieutenant Governor,	
Of thanks for His Excellency's Speech at the opening of the Session.—Committee appointed to draft Address 6: Members composing same 6: their report 7: draft of address read first time 7: read second time 7: committed 7: amendments reported 7: adopted 7: read third time and passed 8: same signed 8: the address 9: committee appointed to know when it would be received 9: members composing same 9: their report 9: address presented 10: Speaker reports Lieutenant Governor's answer thereto 10: same read 10: the answer,	10
Of thanks for His Excellency's Messages of 1st December.—Committee appointed to present same 16: reported,	17
Of thanks for His Excellency's Messages of 8th December.—Committee appointed to present same 23: reported,	27
Of thanks for His Excellency's Messages of 25th January.—Committee appointed to present same,	98
Respecting the Constitutional Act of this Province.—Moved for by the Hon. Mr. Powell 107: read first time 107: read second time 107: committed 107: reported 107: adopted 107: discharged from the order of the day 107: address re-committed 107: amendments reported 107: adopted 107: read third time and passed 107: the address 108: committee appointed to present same 108: the report 108: His Excellency's reply,	108
ALLAN —the Honorable William	
Message from Assembly requesting that he may have leave to attend a Select Committee of that House 38; leave granted 39; Assembly acquainted of same,	39
Dissents against passing Kingston Bank Bill,	51
ASSEMBLY —Commons House of	
Members of the, commanded to attend at the Bar of the Legislative Council, 5, 44,	111
Resolutions of the, (<i>see Resolutions.</i>)	
Messages from and to the, (<i>see Messages.</i>)	
Bills from the, (<i>see Bills.</i>)	
Deputations from the, (<i>see Deputations.</i>)	
B	
BILLS,	
Received the Royal Assent, 44, 111,	112
Reserved for the signification of His Majesty's pleasure,	112
BILLS, originating in the Legislative Council,	
An Act to prevent the operation within this Province of an Act of Parliament made in England in the twenty-first year of the reign of King James the First, entitled An Act to prevent the destroying and murdering of Bastard Children, and to make other provisions for the prevention and punishment of infanticide.—Speaker's notice of bringing in the Bill 9: brought in 10: read first time 10: read second time 11: committed 12: reported 12: adopted 12: read third time and passed 12: title ordered 12: bill signed 12: and sent to Assembly for concurrence 13: same passed without amendment 15: royal assent,	44
An Act to remove doubts respecting the jurisdiction over offences committed upon the Lakes and Rivers in this Province.—Speaker's notice of bringing in the Bill 9: brought in 10: read first time 10: read second time 11: committed 12: reported 12: adopted 12: read third time and passed 13: title ordered 13: Bill signed 13: sent to Assembly for concurrence 13: Bill returned, amended by Assembly 29: amendments read first time 29: the amendments 29: read second time 31: committed 34: reported 35: adopted 35: Bill as amended read third time and passed 36: amendments signed and Assembly acquainted of same 36: royal assent,	44

INDEX.

	<i>Page.</i>
<i>BILLS, originating in the Legislative Council, (Continued.)</i>	
An Act to remove doubts respecting the jurisdiction of Commissioners of Customs in this Province.— Speakers notice of bringing in the Bill 10: brought in 11: read first time 11: read second time 12: com- mitted 13: reported 13: adopted 13: read third time and passed 14: title ordered 14: Bill signed 14: sent to Assembly for concurrence 14: same passed without amendment 88: royal assent,	111
An Act to provide that none of the Ordinances made by the Governor and Legislative Council of the Pro- vince of Quebec, shall continue to have the force of law in this Province.—Speaker's notice of bringing in the Bill 12: brought in 13: read first time 13: read second time 14: committed 16: reported and leave asked to sit again 16: leave granted 16: re-committed 19: reported 19: adopted 19: read third time and passed 25: title ordered 25: Bill signed 25: sent to Assembly for concurrence 25: dissent of the Hon. Mr. Powell against passing the Bill,	26
An Act to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reason- able protection in the discharge of their duty.—Speaker's notice of bringing in the Bill 14: brought in 16: read first time, 16: read second time 18: committed 18: reported 18: adopted 18: read third time and passed 19: title ordered 19: Bill signed 19: sent to Assembly for concurrence 19: same passed without amendment 88: royal assent,	111
An Act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned, and also to render it unnecessary to receive the Sacrament of the Lord's Supper as a qualification for offices or for other temporal purposes.—The Hon. and Ven. the Archdeacon of York's notice of bringing in the Bill 18: brought in 18: read first time 18: read second time 22: committed 25: reported 25: adopted 25: read third time and passed 25: title ordered 25: Bill signed 25: sent to Assem- bly for concurrence 26: Bill returned amended 95: Speaker reports same 96: amendments read first time 96: the amendments 96: read second time 99: committed 102: reported, and leave asked to sit again in three months 102: leave granted,	102
An Act to constitute a new Court of Appeal.—Speaker's notice of bringing in the Bill 14: brought in 19: read first time 19: read second time 21: committed 24: reported and leave asked to sit again 24: leave granted 24: re-committed 26: reported and leave asked to sit again 26: leave granted 26: Bill ordered to be printed 26: re-committed 30: amendments reported 30: adopted 30, read third time and passed 32: Title ordered 32: Bill signed 32: sent to Assembly for concurrence 32: Dissent of the Honorable Mr. Powell against the Bill,	32
An Act respecting the time and place of sitting of the Court of King's Bench.—Speaker's notice of bring- ing in the Bill 21: brought in 24: read first time 24: read second time 25: committed 26: reported 27: adopted 27: read third time and passed 27: Title ordered 27: Bill signed 27: sent to Assembly for concurrence 27: Bill returned amended 38: Speaker reports same 38: amendments read first time 39: the amendments 39: 44th rule dispensed with 39: amendments read second time 40: committed 41: re- ported 41: adopted 41: read third time and passed 41: amendments signed 41: Assembly acquainted of same 41: Royal Assent,	44
An Act to authorise the transporting of Offenders.—Speaker's notice of bringing in the Bill 24: brought in 25: read first time 25: read second time 27: committed 27: amendments reported 28: adopted 28: Bill read third time but not passed 29: re-committed 32: further amendments reported 32: adopted 33: Bill passed 34: Title ordered 34: Bill signed 34: sent to Assembly for concurrence,	34
A Bill to extend the provisions of An Act passed in the eleventh year of His late Majesty's reign, entitled "An Act to encourage the establishment of Agricultural Societies in the several Districts of this Pro- vince.—Hon. Mr. Crooks notice of bringing in the Bill 28: brought in 32: read first time 32: read second time 35: committed 36: reported committee had risen,	36
An Act for the relief of Roman Catholic Congregations in this Province.—Brought in by the Speaker 35: read first time 35: read 2d time 36: order of the day, discharged 39: Bill committed 40: amendments reported 40: adopted 40: read third time and passed 42: Title ordered 42: Bill signed and sent to Assembly for concurrence,	42
An Act to facilitate legal remedies against Corporations.—Speaker's notice of bringing in the Bill 44: brought in 44: read first time 45: read second time 46: committed 46: reported and leave asked to sit again 46: leave granted 46: recommitted 48: reported 48: adopted 48: read third time and passed 50: Title ordered 51: Bill signed 51: sent to Assembly for concurrence 51: Bill returned amended 110: amendments read first time 111: the amendments,	111
An Act to make valid certain proceedings in the Home District Court.—Hon. Mr. Markland's notice of bringing in the Bill 47: brought in 48: read first time 48: read second time 48: committed 51: report- ed 51: adopted 51: read third time and passed 52: Title ordered 52: Bill signed 52: sent to Assem- bly for concurrence 52: same passed without amendment —: Royal Assent,	111
An Act to confirm British Subjects in their titles to real Estates in this Province derived through Aliens.— Hon. Mr. Markland's notice of bringing in the Bill 48: brought in 51: read first time 51: read second time 52: committed 56: reported 56: adopted 56: read third time and passed 60: title ordered 60: Bill signed 60: sent to Assembly for concurrence 60: Bill returned amended 68: amendments read first time 68: the amendments 68: read second time 72: committed 76: reported and leave asked to sit again 76: leave granted 76; re-committed 77; reported and a conference recommended 77; a conference ordered 77; conferees appointed 77; Assembly acquainted of same 77; a conference acceded to 79; instructions to the conferees on the part of this House 79; report of conferees 80; Assembly recede from their amend- ments 81; royal assent,	111

INDEX.

	<i>Page.</i>
BILLS, originating in the Legislative Council, (Continued.)	
An Act to make further provision for carrying into effect an Act passed in the fifty-sixth year of the reign of King George the Third, entitled an Act to afford relief to persons holding or possessing lands, tenements or hereditaments in the District of Niagara.—Brought in by the Speaker 57; read first time 57; read second time 60; committed 64; reported 64; adopted 64; read third time and passed 65; title ordered 65; Bill signed 65; sent to Assembly for concurrence,	65
An Act to protect the interests of Captain Alexander Shaw.—Brought in 57; read first time 57; read second time 61; committed 64; reported 64; referred to a select committee 64; members composing same 64; the report presented 67; read 67; the report 67; bill and report re-committed 68; amendments reported 68; adopted 68; bill read third time and passed 72; title ordered 72; bill signed 72; sent to Assembly for concurrence 72; same passed without amendment 79; reserved for the royal assent,	112
An Act to protect the interests of persons whose lands shall be sold for the payment of assessments in arrear.—Speaker's notice of bringing in the bill 61; brought in 64; read first time 64; read second time 65; committed 66; reported and leave asked to sit again 66; leave granted 66; re-committed 75; amendments reported 75; adopted 75; bill read third time and passed 77; title ordered 77; bill signed 77; sent to Assembly for concurrence,	77
An Act to provide for making stock held in companies, having a joint transferrable stock liable to the satisfaction of debts.—Brought in by the Speaker 78; read first time 78; 44th rule dispensed with 78; bill read second time 78; committed 79; adopted 79; read third time and passed 80; title ordered 80; bill signed 80; sent to Assembly for concurrence 80; same passed without amendment 110; royal assent,	111
An Act to provide for the appointment of Commissioners to ascertain the North Boundary line of the Township of Niagara, and to establish a Public Highway contiguous to the same, brought in by the Honorable Mr. Dickson 78; read first time 78; 44th rule dispensed with 78; Bill read second time 78; Committed 78; amendments reported 78; adopted 78; read third time and passed 78; title ordered 78; Bill signed 78; sent to Assembly for concurrence 78; Bill returned amended 103; amendments read first time 103; the amendments 103; read second time 106; committed 106; reported 106; adopted 106; read third time and passed 106; amendments signed 106; Assembly acquainted of same 106; Royal Assent,	111
BILLS, from the Assembly,	
An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Commercial Bank of the Midland District, brought up 13; read first time 13; read second time 18; committed 20; reported and leave asked to sit again 20; leave granted 20; Bill ordered to be printed 20; order of the day discharged 26; Bill re-committed 27; reported and leave asked to sit again 27; leave granted 27; re-committed 30; amendments reported 30; read first time 30; the amendments 30; motion for third reading of bill as amended 30; motion in amendment 30; same adopted 30; read third time as amended and passed 50; amendments signed 50; sent to Assembly for concurrence 50; Dissent of the Honorable Mr. Allan against passing the bill 51; bill as amended acceded to by Assembly 72; Royal Assent,	111
An Act to repeal so much of the law now in force as authorises the payment of a salary to a Chaplain to the House of Assembly, brought up 28; Speaker reports receipt of same 28; read first time 28; read second time 28; committed 32; reported and leave asked to sit again in three months 32; leave granted,	32
An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada for the purposes therein mentioned, brought up 28; Speaker reports receipt of same 28; read first time 28; read second time 28; committed 30; a resolution reported 31; same read 31; the resolution 31; adopted 31; a conference ordered on the bill 31; conferees appointed 31; Assembly acquainted of same 31; instructions to conferees 33; a conference acceded to 34; report of conferees,	35
An Act concerning the law of libel, brought up 28; Speaker reports receipt of same 28; read first time 28; read second time 29; committed 32; reported and leave asked to sit again in three months 32; leave granted,	33
An Act for the relief of John Cooper Douglas, brought up 31; Speaker reports receipt of same 31; read first time 31; read second time 34; committed 36; reported and leave asked to sit again 36; leave granted 36; re-committed 44; reported 44; referred to a Select Committee 44; Members composing same 44; their report 47; same read 47; bill and report re-committed 66; reported and leave asked to sit again in three months 66; leave granted,	66
An Act to incorporate the Town of Brockville and to establish a Police therein, brought up 31; Speaker reports receipt of same 31; read first time 31; read second time 34; referred to a Select committee 34; Members composing same 34; their report presented 37; read 37; the report 37; bill committed 39; reported and leave asked to sit again 39; leave granted 39; re-committed 41; a resolution reported 41; same read 41; the resolution 41; adopted 41; a conference ordered on the bill 41; conferees appointed 41; Assembly acquainted of same 41; instructions to conferees 42; a conference acceded to,	45
An Act to repeal part of, amend and extend the provisions of an Act passed in the last Session of the present Parliament, entitled "An Act to erect the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County to raise a loan on the credit of the assessments levied in said County."—Brought up 31; read first time 31; read second time 36; committed 38; reported 38; adopted 38; read third time but not passed 40; re-committed 42; reported and a conference recommended 42; a conference ordered 42; conferees appointed 42; Assembly acquainted of same 42; a conference acceded to,	45

INDEX.

	<i>Page.</i>
<i>BILLS, from the Assembly. (Continued.)</i>	
An Act to repeal part of an Act passed in the thirty-third year of the reign of King George the Third, entitled an Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace within the several Districts of this Province, and to authorise the holding of the Quarter Sessions of the Midland District at Kingston and Belville alternately.—Brought up 34; read first time 35; read second time 38; committed 40; reported and referred to a select committee 40; members composing same 40; their report presented 49; same read 49; the report 49; bill re-committed 51; reported, committee had risen,	51
An Act to repeal so much of an Act passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled "An Act to repeal part of and amend the laws now in force for establishing Public Schools in the several Districts of this Province, and to extend the provisions of the same as relates to the opening and keeping the District School for the London District at the Town of Vittoria, and to authorise the holding of the said District School at the Town of London, in the said District.—Brought up 35; read first time 35; read second time 44; referred to the select committee upon the petition of Jacob Langs, Jun. and others, praying for a division of the London District 44; report of the committee presented 52; read 52; the report 52; bill and report committed 56; reported and leave asked to sit again 57; leave granted 57; re-committed 65; reported and leave asked to sit again in three months 65; leave granted,	65
An Act to regulate the prices to be charged for printing Official Advertisements.—Brought up 35; read first time 36; read second time,	36
An Act to amend the Charter of the Niagara Canal Company.—Brought up 37; read first time 37; read second time 39; referred to a select committee 39; members composing same 39; their report presented 58; read 58; the report 58; bill and report committed 61; amendments reported to the bill 61; read first time 61; the amendments 61; read second time and adopted 61; order of the day discharged 62; bill as amended read third time but not passed 71; bill recommitted 75; further amendments reported 75; read first time 75; the amendments 75; read second time and adopted 75; 44th rule dispensed with 75; bill read third time and passed 76; amendments signed 76; bill as amended sent to Assembly for concurrence,	76
An Act to regulate Line Fences and Water Courses.—Brought up 45; read first time 45; read second time 46; committed 46; reported and leave asked to sit again 46; leave granted 46; re-committed 47; reported and a conference recommended 47; a conference ordered 47; conferees appointed 47; Assembly acquainted of same 47; a conference acceded to 48; report of conferees presented 52; same read 52; the report,	52
An Act to incorporate a Joint Stock Company to improve the Navigation of the Grand River.—Brought up 45; read first time 45; read second time 46; referred to a select committee 46; members composing same 46; petition of Horace Sinclair and others, praying for the incorporation of a Joint Stock Company, for the improvement of the Navigation of the Grand River, referred to the same select committee 48; the report presented 53; read 53; the report 53; bill and report committed 56; reported and leave asked to sit again 56; leave granted 56; re-committed 57; reported and leave asked to sit again 57; leave granted 57; re-committed 60; reported and leave asked to sit again 60; leave granted 60; re-committed 62; amendments reported 62; read first time 62; the amendments 62; read second time and adopted 64; bill, as amended, read third time and passed 65; amendments signed 65; bill, as amended, sent to Assembly for concurrence 65; same acceded to 72; royal assent,	111
An Act for the more equal distribution of the property of persons dying intestate.—Brought up 49; read first time 49; members in town summoned 49; bill read second time 51; ordered for committal in three months,	51
An Act to afford means for Attaching the property of Absconding Debtors.—Brought up 50; read first time 50; read second time 52; referred to a select committee 52; members composing same 52; report presented 69; read 69; the report 69; bill and report committed 72; amendments reported 72; read first time 72; the amendments 72; read second time and adopted 74; order of the day discharged 74; bill re-committed 74; further amendments reported 74; read first time 74; the amendments 74; read second time and adopted 75; 44th rule dispensed with 75; bill, as further amended, read third time and passed 75; amendments signed 75; bill, as amended, sent to Assembly for concurrence 75; same acceded to 82; royal assent,	111
An Act for altering and amending the Charter of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of Shares to be held in the Capital Stock of the said Bank.—Brought up 66; Speaker reports receipt of same 66; read first time 66; read second time 67; committed 72; reported and leave asked to sit again 72; leave granted 72; re-committed 76; amendments reported 76; read first time 76; the amendments 76; read second time and adopted 76; read third time 77; motion of further amendments 77; the amendments 77; read first time 77; read second time and adopted 77; debate on question for passing the bill, as amended, adjourned 78; members summoned 78; bill, as further amended, passed 78; amendments signed 78; bill, as amended, sent to Assembly for concurrence 80; same acceded to 87; royal assent,	111
An Act to allow persons tried for Felony the benefit of full defence by Council, and certain other privileges therein mentioned.—Brought up 75; Speaker reports receipt of same 75; read first time 76; read second time,	77
An Act relating to the bailing, commitment, removal and trial of Prisoners, in certain cases.—Brought up 75; Speaker reports receipt of same 75; read first time 76; 44th rule dispensed with 76; read second	

INDEX.

	<i>Page.</i>
BILLS, from the House of Assembly (Continued.)	
time 76; referred to a select committee 76; members composing same 76; their report presented 90; read 90; the report,	90
An Act to repeal part of and extend the provisions of an Act passed in the last Session of the Parliament of this Province, entitled "An Act to erect the County of Prince Edward into a separate District.—Brought up 80; read first time 80; 44th rule dispensed with 80; bill read second time 80; committed 81; reported 81; adopted 81; read third time, passed and signed 81; Assembly acquainted of same 81; royal assent,	111
An Act to establish a Police in the Town of Brockville, in the District of Johnstown.—Brought up 81: read first time 81: 44th rule dispensed with 81: bill read second time 81: committed 82: reported 82: adopted 82: read third time and passed 82: bill signed and Assembly acquainted of same 82: royal assent,	111
An Act to repeal part of and amend the Charter of the Niagara Canal Company.—Brought up 82: read first time 82: 44th rule dispensed with 82: read second time 82: committed 82: reported 82: adopted 82: read third time and passed 83: bill signed 83: Assembly acquainted thereof 83: royal assent,	112
An Act granting to His Majesty a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament.—Brought up 82; read first time 82; 44th rule dispensed with 82; read second time 82; committed 83; reported 83; adopted 83; read third time and passed 83; bill signed 83; Assembly acquainted thereof 83; Royal Assent,	112
An Act granting to His Majesty a sum of money, to be raised by Debenture, and expended in the improvement of Roads and Bridges in the several Districts of this Province.—Brought up 82; read first time 82; 44th rule dispensed with 82; read second time 82; committed 83; reported and leave asked to sit again 83; leave granted 83; re-committed 85; reported and leave asked to sit again 85; leave granted 85; re-committed 92; reported and leave asked to sit again 92; leave granted 92; Members summoned 92; re-committed 109; reported and leave asked to sit again in 3 months 109; leave granted,	109
An Act granting a sum of money for the relief of destitute Emigrants at Prescott.—Brought up 84; read first time 84; 44th rule dispensed with 84; bill read second time 85; committed 86; reported 87; adopted 87; read third time and passed 94; bill signed 94; Assembly acquainted of same 94; Royal Assent,	112
An Act to impose an additional duty on Licences to vend Wines, Brandy, and Spirituous Liquors.—Brought up 84; read first time 84; 44th rule dispensed with 84; bill read second time 85; committed 86; reported 86; adopted 86; read third time and passed 86; bill signed 86; Assembly acquainted of same 86; royal assent,	112
An Act to authorise a Loan to the President, Directors and Company of the Cobourg Harbour.—Brought up 84; read first time 84; 44th rule dispensed with 84; bill read second time 85; committed 87; reported 87; adopted 87; read third time and passed 90; bill signed 90; Assembly acquainted of same 90; royal assent,	112
An Act to authorise a Loan to the President, Directors and Company of the Port Hope Harbour and Wharf Company.—Brought up 84; read first time 84; 44th rule dispensed with 84; bill read second time 85; committed 87; reported 87; adopted 87; read third time and passed 94; bill signed 94; Assembly acquainted of same 94; royal assent,	112
An Act for affording relief to the sufferers during the late war with the United States of America.—Brought up 84: read first time 84: 44th rule dispensed with 84: bill read second time 85: committed 86: reported and leave asked to sit again 86: leave granted 86: re-committed 89: reported, and a conference recommended 89: a conference ordered 89: conferrees appointed 89: Assembly acquainted of same 89: a conference acceded to 92: instructions to conferrees 92: their report 94: message from Assembly, communicating a resolution on the subject of the war losses 110: the resolution,	110
An Act authorising a loan to the President and Directors of the Desjardin's Canal Company.—Brought up 84: read first time 84: 44th rule dispensed with 84: bill read second time 85: committed 88: reported 88: adopted 88: read third time and passed 94: bill signed 95: Assembly acquainted of same 94: royal assent,	112
An Act to raise an additional fund for the relief of the sufferers who sustained loss during the late war with the United States of America.—Brought up 84: read first time 84: 44th rule dispensed with 84: bill read second time 85: committed 86: reported and leave asked to sit again 86: leave granted 86: re-committed 89: reported committee had risen 89: message from Assembly communicating a resolution on the subject of the war losses 110: the resolution,	110
An Act granting a sum of money for the encouragement of the Grantham Academy.—Brought up 84: read first time 84: 44th rule dispensed with 84: bill read second time 85: committed 88: reported committee had risen,	88
An Act granting to His Majesty a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same.—Brought up 84: read first time 84: 44th rule dispensed with 84: bill read second time 85: committed 88: reported 89: adopted 89: read third time and passed 94: bill signed 94: Assembly acquainted of same 94: royal assent,	112
An Act to grant a sum of money to His Majesty in aid of the York Hospital.—Brought up 84: read first time 85: 44th rule dispensed with 85: bill read second time 85: committed 89: reported 89: adopted 89: read third time but not passed 94: question put for passing the bill 109: same carried 109: bill passed and signed 109: Assembly acquainted of same 109: royal assent,	112

INDEX.

	<i>Page.</i>
<i>BILLS, from the House of Assembly, (Continued.)</i>	
An Act granting to His Majesty a sum of money in aid of the erection of an Hospital in or near the Town of Kingston.—Brought up 84: read first time 85: 44th rule dispensed with 85: bill read second time 86: committed 89: reported 89: adopted 89: read third time and passed 109: bill signed 109: Assembly acquainted of same 109: royal assent,	112
An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him.—Brought up 87: Speaker reports receipt of same 87: read first time 87: 44th rule dispensed with 87: bill read second time 89: committed 95: reported and leave asked to sit again 95: leave granted 95: re-committed 98: reported and a conference recommended 98: conferees appointed 98: Assembly acquainted of same 98: a conference acceded to 99: instructions to the conferees,	100
An Act granting to His Majesty a sum of money, to be expended in th completion of the Burlington Bay Canal, and to defray the expenses thereof.—Brought up 87: Speaker reports receipt of same 87: read first time 87: 44th rule dispensed with 87: read second time 89: committed 95: reported and leave asked to sit again 95: leave granted 95: re-committed 99: reported 99: adopted 99: read third time and passed 101: bill signed 101: Assembly acquainted of same 101: royal assent,	112
An Act for granting to His Majesty a certain sum of money to defray the expense of erecting a Light House, between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof.—Brought up 87: Speaker reports receipt of same 87: read first time 87: 44th rule dispensed with 87: bill read second time 90: committed 95: reported 95: adopted 95: read third time and passed 106: bill signed 106: Assembly acquainted of same 107: royal assent,	112
An Act to continue in force for a limited time an Act passed in the Fourth year of His late Majesty's reign, entitled "An Act to restrain the selling of Beer, Ale, Cider, and other Liquors not Spirituous, in certain Towns and Villages in this Province, and to regulate the manner of licencing the same."—Brought up 88: Speaker reports receipt of same 88: bill read first time 88: 44th rule dispensed with 88: bill read second time 90: committed 95: reported 96: adopted 96: read third time and passed 99: bill signed 99: Assembly acquainted of same 99: royal assent,	112
An Act granting to His Majesty a sum of money for the purposes therein mentioned.—Brought up 88: Speaker reports receipt of same 88: bill read first time 88: 44th rule dispensed with 88: bill read second time 90: committed 97: adopted 97: read third time and passed 101: bill signed 101: Assembly acquainted of same 101: royal assent,	112
An Act to provide for the completion of the Parliament Buildings.—Brought up 88: Speaker reports the receipt of same 88: read first time 88: 44th rule discharged for remainder of the Session 88: bill read second time 90: committed 98: reported and a conference recommended 98: conferees appointed 98: Assembly acquainted of same 98: a conference acceded to 100: instructions to conferees on the part of this House 100: bill re-committed 110: reported and leave asked to sit again 110: leave granted 110: message from Assembly authorising the Council to amend the bill 110: bill re-committed 111: amendment reported 111: read first time 111: the amendment 111: read second time 111: adopted 111: read third time and passed 111: amendment signed 111: bill, as amended, sent to Assembly for concurrence,	111
An Act to repeal part of an Act passed in the fourth year of His late Majesty's reign, entitled "An Act to divide the County of Carleton in the Bathurst District."—Brought up 95: Speaker reports receipt of same 96: read first time 96: read second time 99: committed 101: reported 102: adopted 102: read third time and passed 103: bill signed 103: Assembly acquainted of same 103: royal assent,	112
An Act to incorporate a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Burwell Harbour.—Brought up 95: Speaker reports receipt of same 96: read first time 96: read second time 99: committed 102: reported 102: adopted 102: read third time and passed 103: bill signed 103: Assembly acquainted of same 102: royal assent,	112
An Act granting to His Majesty a sum of money for the support of the Civil Government and the administration of Justice within this Province.—Brought up 96: read first time 96: read second time 99: committed 99: reported and leave asked to sit again 100: leave granted 100: a conference ordered 103: conferees appointed 103: Assembly acquainted of same 103: a conference acceded to 104: house in committee upon instructions for the conferees on the part of this House 104: reported 104: adopted 104: instructions read 104: the instructions 104: report of conferees 105: bill re-committed 109: reported, committee had risen,	109
An Act incorporating a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Dover Harbour.—Brought up 97: Speaker reports receipt of same 97: read first time 97: read second time 101: committed 102: reported 102: adopted 102: read third time and passed 103: bill signed 103: Assembly acquainted of same 103: royal assent,	112
An Act to extend the provisions of an Act passed in the first year of His Majesty's reign, entitled "An Act granting to His Majesty a sum of money to be raised by debenture, for the improvement of Roads and Bridges in the several Districts of this Province."—Brought up 103: read first time 103: read second time 106: committed 106: reported 106: adopted 106: read third time and passed 106: bill signed 106: Assembly acquainted of same 106: royal assent,	112
An Act for appropriating certain monies towards the payment of the War Losses.—Brought up 107: read first time 107: read second time 108: committed 108: reported and leave asked to sit again 108: leave granted 108: re-committed 108: reported 108: adopted 108: read third time and passed 108: bill signed 108: Assembly acquainted of same 108: message from Assembly, communicating a resolution on the subject of the war losses 110: the resolution 110: royal assent,	112

INDEX.

	<i>Page.</i>
BILLS, from the House of Assembly (Continued.)	
An Act to repeal part of and amend the law now in force, assigning Limits to the respective Gaols in this Province.—Brought up 109 : speaker reports receipt of same 109 : read first time 109 : read second time,	109
C	
CALL of the House,	
Members present and absent at the,	11
CAMERON, Mr. Secretary,	
Presents the Public Accounts,	11
CAMPBELL, The Hon. Sir William,	
Takes the Oath prescribed by the Statute of the 31st Geo. 3, ch. 31st,	5
CHANCERY, Master in,	
Clerk of the House authorised to act during the indisposition of the,	98
CLARK, the Honorable Mr.	
Takes and subscribes the oath prescribed by the Statute of the 31st Geo. 3rd, chap. 31st,	13
COMMITTEES, Select appointed,	
To draft an address in answer to Lieutenant Governor's Speech at the opening of the Session 6 : Members composing same 6 : their report 7 : draft of address read first time 7 : read second time 7 : committed 7 : amendments reported 7 : adopted 7 : read third time and passed 8 : same signed 8 : the address,	9
To know when the above address would be received 9 : Members composing same 9 : their report 9 : address presented 10 : Speaker reports Lieutenant Governor's answer thereto 10 : same read 10 : the answer	10
To present an Address to the Lieutenant Governor, thanking His Excellency for his several Messages of the 1st December 16 : reported,	17
To present an Address to the Lieutenant Governor, thanking His Excellency for his several Messages of the 8th December 23 : reported,	27
To present Lieutenant Governor with a copy of certain resolutions respecting the independency of the Judges 24 : reported,	27
To report upon the Petition of Jacob Langs, Jun. and others, praying for a division of the London District 33 : reported,	52
To report upon the Petition of the Right Reverend Alexander MacDonell, Bishop of Regiopolis, and others, praying to be incorporated for the purpose of disposing of real estates granted for certain purposes 33 : reported,	35
To report upon the Petition of Francis Evans and others, respecting the London District School 33 : reported,	52
To report upon the Brockville Police Bill 34 : reported,	37
To report upon Niagara Canal Company's Charter Amendment Bill 39 : the report presented 58 : read 58 : the report,	58
To report upon Midland District Quarter Sessions Bill 40 : reported,	49
To report upon London District School Bill 44 : reported,	52
To report upon Douglas' Relief Bill 44 : reported,	47
To report upon Grand River Navigation Bill 46 : the report presented 53 : read 53 : the report,	53
To report upon the Petition of Mary Anne Shaw, and John S. Baldwin, praying for an Act appointing Trustees to manage the Estate of Alexander Shaw 47 : reported,	57
To report upon the Petition of Horace Sinclair and others, praying for the Incorporation of a Joint Stock Company, for the improvement of the Navigation of the Grand River 48 : the report presented 53 : read 53 : the report,	53
To report upon Absconding Debtors' Bill 52 : the report presented 69 : read 69 : the report,	69
To report upon Shaw's Relief Bill 64 : the report presented 67 : read 67 : the report,	67
To superintend the finishing and preparing of the apartments intended for the use of the Legislative Council in the new building erected for the accommodation of the Legislature,	69
To report upon Prisoners' Commitment Bill 76 : the report presented 90 : read 90 : the report,	90
To report upon the Contingent Accounts of the Legislative Council for the present Session 83 : the report presented 91 : read 91 : the report 91 : committed 98 : reported and referred back to the Select Committee 98 : amended report presented 100 : read 100 : the report as amended 101 : same committed 102 : reported 102 : adopted,	102
To present an address to the Lieutenant Governor, thanking His Excellency for his message of the 25th January,	98
To present a Resolution to His Excellency the Lieutenant Governor, on the subject of extending the present Session of Parliament 106 : the report,	107
To present an address to His Excellency the Lieutenant Governor, respecting the Constitutional Act of this Province 108 : the report 108 : His Excellency's reply,	108
COMMITTEES of Conference,	
Requested by this House on the subject of Provincial Commissioners Appointment Bill 31 : instructions to conferees 32 : a conference acceded to 34 : report of conferees,	35
Requested by this House on the subject of Brockville Police Bill 41 : instructions to conferees 42 : a conference acceded to,	45
Requested by this House on the subject of Prince Edward division Bill 42 : acceded to,	45

INDEX.

	<i>Page.</i>
COMMITTEES, of Conference, (Continued.)	
Requested by this House on the subject of Line Fence Bill 47 : acceded to 48 : report of conferees, ...	52
Requested by this House on the subject of the amendments made by Assembly to Real Estates security Bill 77 : acceded to 79 : instructions to Conferees 79 : their report,	80
Requested by this House on the subject of War loss relief bill 89 : acceded to 92 : instructions to conferees 92 : their report,	94
Requested by this House on the subject of Parliament Buildings Completion Bill 98 : acceded to 100 : instructions to conferees,	100
Requested by this House on the subject of Provincial Arbitrators remuneration Bill 98 : acceded to 99 : instructions to conferees,	100
Requested by this House on Civil List Bill 103 : acceded to 104 : instructions to conferees 104 : their report,	105
COMMITTEES, of the whole House (See Bills, Messages, Resolutions, Addresses, &c.)	
COMMONS House of Assembly (See Assembly.)	
CONTINGENT Accounts (See Accounts.)	
COUNCIL, the Legislative,	
Members of Assembly commanded to attend at the Bar of, 5 ; 44, ..	111
Members appointed to, 7 ; 8 ; 22,	60
Oath prescribed by the Statute of the 31st Geo. 3rd, chap. 31st, administered to Members of, 5 ; 7 ; 13, 22	
Allowance voted to the Clerk for superintending the printing the Journals of,	106
Allowance voted to the Clerk agreeably to the report of the Select Committee upon the Contingent Accounts,	106
Allowance voted to the Door-keeper of,	106
Members of, enter after the reading of prayers 9, 12, 13, 14, 18, 19, 22, 24, 26, 27, 29, 30, 31, 34, 35, 36, 38, 39, 40, 49, 57, 60, 61, 62, 65, 66, 68, 69, 72, 75, 77, 78, 79, 81, 82, 83, 84, 87, 88, 89, 90, 94, 95, 96, 103, 105, 109,	110
Members of, present and absent at the call of the House,	11
Members of, summoned to attend in their places 13, 20, 49, 78, 92,	108
Clerk of, authorised to employ one of his Clerks to act in his stead,	11
Clerk of, requested to attend a Select Committee of Assembly 38 ; leave granted 39 ; Assembly acquainted of same, ...	39
Clerk of, authorised to act for the Master in Chancery during his indisposition,	98
Resolutions of, (<i>See Resolutions.</i>)	
Messages from and to, (<i>See Messages.</i>)	
Bills sent up to, (<i>See Bills.</i>)	
Bills originating in, (<i>See Bills.</i>)	
Speaker of, (<i>See Speaker.</i>)	
CROOKS, the Honorable Mr.	
Gives notice of bringing in Agricultural Society Bill,	28
D	
DEPUTATIONS from the Assembly 13, 14, 27, 29, 31, 34, 35, 37, 38, 45, 48, 49, 50, 65, 66, 68, 72, 75, 79, 80, 81, 82, 84, 87, 88, 92, 95, 96, 97, 98, 100, 103, 104, 107, 109, ..	
	110
DICKSON, the Honorable William,	
Gives notice of bringing in Niagara Boundary Line Bill 61 : same withdrawn, ..	64
DISSENTS entered upon the Journals,	
Of the Honorable Mr. Powell, against passing Quebec Ordinance repeal Bill, ..	26
Of the Honorable Mr. Powell, against passing Court of Appeals Bill,	32
Of the Honorable Mr. Allan, against passing Kingston Bank Bill,	51
DOOR-KEEPER of the Legislative Council (See Council.)	
E	
F	
G	
GOVERNOR, Lieutenant,	
Comes to the House and commands the attendance of Assembly 5 ; 44,	111
Retires from the House 5, ..	44
Speaker delivers a copy of His Excellency's Speech at the opening of the Session 5 : same read 5 : the speech 5 : committee appointed to draft an address in answer thereto 6 : Members composing same 6 : their report 7 : draft of address read first time 7 : read second time 7 : committed 7 : amendments reported 7 : adopted 7 : read third time and passed 8 : same signed 8 : the address 9 : committee appointed to know when it would be received 9 : Members composing same 9 : their report 9 : address presented 10 : Speaker reports Lieutenant Governor's reply thereto 10 : same read 10 : the reply,	10
Committee appointed to present a resolution to His Excellency on the subject of extending the present Session of Parliament 106 : their report,	107
Speech of His Excellency at the close of the Session,	112
Replies of the, (<i>See Replies.</i>)	
Messages from the, (<i>See Messages.</i>)	
Addresses to the, (<i>See Addresses.</i>)	

INDEX.

	<i>Page.</i>
GRANT, the Honorable Alexander,	
Introduced as a Member of the Legislative Council 8: presents His Majesty's Writ of Summons 8: the writ 8: same read 8: oath prescribed by the Statute of the 31st Geo. 3rd, chap. 31st, administered to him 8: he takes his seat,	8
Leave of absence for remainder of Session granted to,	69
H	
HAMILTON, the Honorable John,	
Leave of absence for remainder of the Session granted to,	71
I	
INSTRUCTIONS,	
To the conferees on the part of this House upon Provincial Commissioners appointment Bill,	33
To the conferees on the part of this House upon Brockville Police Bill,	42
To the conferees on the part of this House upon Real Estates security Bill,	79
To the conferees on the part of this House upon War Loss Relief Bill,	92
To the conferees on the part of this House upon Parliament Buildings completion Bill,	100
To the conferees on the part of this House upon Provincial Arbitrator's remuneration Bill,	100
To the conferees on the part of this House upon Civil List Bill,	104
J	
JOURNALS of the Legislative Council,	
Speaker's declaration respecting a despatch on the subject of the Judges Commissions ordered to be entered upon the,	17
Ordered to be printed,	106
Allowance to Clerk for superintending the Printing of the	106
K	
KIRBY, the Hon. John,	
Leave of absence for the remainder of the Session granted to,	44
KERBY, the Hon. James,	
Leave of absence for the remainder of the Session granted to,	60
L	
LEGISLATIVE Council, (see Council.)	
LIBRARY for the use of the Legislative Council,	
Speaker's notice of moving certain resolutions respecting a 12: same laid on the table 13: committed 14: reported 14: resolutions read 14: the resolutions 14: read second time and adopted 15: motion for communicating same to Assembly 15: adopted 15: resolutions sent to Assembly for concurrence,	15
LIEUTENANT Governor, (see Governor.)	
LLOYD, the Hon. Arthur,	
Introduced as a member of the Legislative Council 21: presents His Majesty's writ of summons 21: same read 21: the writ 21: oath prescribed by the Statute of the 31st Geo. 3, ch. 31st, administered to him 22: he takes his seat,	22
LOSSES,	
Message from Assembly communicating a resolution on the subject of the war 110: the resolution,	110
M	
MARKLAND, the Hon. G. H.	
Gives notice of bringing in Home District Court proceedings Bill,	47
Gives notice of bringing in real estates security Bill,	48
MASTER in Chancery, (see Chancery.)	
MACDONELL, the Hon. Alexander, Bishop of Regiopolis,	
Introduced as a Member of the Legislative Council 6: presents His Majesty's writ of summons 6: same read 6: the writ 7: oath prescribed by the Statute of the 31st Geo. 3, ch. 31st, administered to him 7: he takes his seat,	7
MEMBERS of the Legislative Council, (see Council.)	
MEMBERS of the Commons House of Assembly, (see Assembly.)	
MESSAGES from the Lieutenant Governor,	
Transmitting the copy of a despatch respecting the joint address of condolence to the King,	15
Transmitting a return of debentures,	16
On the subject of Commissions to the Judges of the Supreme Court 16: committed 19: reported and leave asked to sit again 20: leave granted 20: members summoned 20: message re-committed 22: resolutions reported 23: read first time 23: the resolutions 23: read second time and adopted 24: committee appointed to present Lieutenant Governor with a copy of the same 24: reported,	27
Transmitting school reports,	22
Transmitting population returns,	22
Transmitting the copy of a despatch on the subject of Revenues arising from the 14th Geo. 3, ch. 88th,	22
On the subject of the Clergy Reserves 97: order of the day discharged,	107
MESSAGES from the Commons House of Assembly,	
Acquainting this House of the passing of 21st James 1st, ch. 27th, repeal Bill, without amendment,	15
Requesting the concurrence of this House to Lake and River Offences Jurisdiction Bill, as amended by Assembly,	29
Acceding to a conference on Provincial Commissioners Appointment Bill,	34

INDEX.

	<i>Page.</i>
MESSAGES from the Commons House of Assembly, (Continued.)	
Requesting that the Hon. William Allan and Grant Powell, Esq. may have leave to attend a Select Committee of that House,	38
Acceding to a conference on Prince Edward Division Bill,	45
Acceding to a conference on Brockville Police Bill,	45
Acceding to a conference on Line Fence Bill,	48
Respecting certain resolutions transmitted by this House on the subject of privilege,	65
Requesting the concurrence of this House to Alien Estates Bill, as amended by Assembly,	68
Acquainting this House of the adoption of the amendments made by the Legislative Council to Grand River Navigation Bill,	72
Acquainting this House of the adoption of the amendments made by the Legislative Council to Kingston Bank Bill,	72
Acquainting this House of the passing of Shaw's Relief Bill, without amendment.	79
Acceding to a conference upon the amendments made by the Assembly to Real Estates Security Bill,	79
Receding from the amendments made by that House to Alien Estates Security Bill,	81
Acquainting this House of the adoption of the amendments made by the Legislative Council to Absconding Debtors Bill,	82
Acquainting this House of the passing of Justices Protection Bill, without amendmet,	88
Acquainting this House of the passing of Commissioners of Customs Jurisdiction Bill, without amendment,	88
Acceding to a conference upon War Loss Relief Bill,	92
Requesting the concurrence of this House to Office Test Bill, as amended by Assembly,	96
Acceding to conference upon Provincial Arbitrator's Remuneration Bill, ..	99
Acceding to a conference upon Parliament Buildings Completion Bill,	100
Requesting the concurrence of this House to Niagara Land Commissioners Appointment Bill, as amended by Assembly,	103
Acceding to a conference on Civil List Bill,	104
Communicating a resolution on the subject of War Losses,	110
Acquainting this House of the passing of Transferable Stock Sale Bill, without amendment,	110
Requesting the concurrence of this House to Corporation Proceedings Bill, as amended by Assembly,	110
Authorising the Council to amend the Parliament Buildings Completion Bill,	110
MESSAGES to the Commons House of Assembly,	
Requesting the concurrence of that House to 21st James 1st, ch. 27th, Repeal Bill,	13
Requesting the concurrence of that House to Lake and River Offences Jurisdiction Bill,	13
Requesting the concurrence of that House to Commissioners of Customs Jurisdiction Bill,	14
Requesting the concurrence of that House to certain resolutions respecting a Library for the use of the Legislative Council,	15
Requesting the concurrence of that House to Justices Protection Bill,	19
Requesting the concurrence of that House to Quebec Ordinance Repeal Bill, ..	25
Requesting the concurrence of that House to Office Test Bill,	26
Requesting the concurrence of that House to Kings' Bench place of sitting Bill, ..	27
Requesting a conference on Provincial Commissioners Appointment Bill,	31
Requesting the concurrence of that House to Court of Appeals Bill,	32
Requesting the concurrence of that House to Convicts Transportation Bill, ..	34
Agreeing to the Amendments made by that House to Lake and River Offences Jurisdiction Bill,	36
Acquainting that House of leave being given to the Honorable William Allan and Grant Powell Esquire, for the purpose of attending a Select Committee of the Assembly,	39
Requesting a Conference on Brockville Police Bill,	41
Agreeing to the amendments made by that House to King's Bench place of Sitting Bill,	41
Requesting the concurrence of that House to Roman Catholic Corporation Bill,	42
Requesting a conference on Prince Edward Division Bill,	42
Requesting a conference on Line Fence Bill,	47
Requesting the concurrence of that House to Kingston Bank Bill, as amended by the Legislative Council,	50
Requesting the concurrence of that House to Corporation Proceedings Bill,	51
Requesting the concurrence of that House to Home District Court Proceedings Bill,	52
Communicating to that House certain resolutions on the subject of privilege, respecting a libel published by William L. McKenzie, a Member of the House of Assembly,	59
Requesting the concurrence of that House to Real Estates Security Bill,	60
Requesting the concurrence of that House to Niagara Land Bill,	65
Requesting the concurrence of that House to Grand River Navigation Bill, as amended by the Legislative Council,	65
Requesting the concurrence of that House to Shaw's Relief Bill,	72
Requesting the concurrence of that House to Absconding Debtors Bill, as amended by the Legislative Council,	75
Requesting the concurrence of that House to Niagara Canal Company's Charter Bill, as amended by the Legislative Council,	76
Requesting the concurrence of that House to Land Tax Protection Bill,	77
Requesting a conference upon the amendments made by the Assembly to Real Estates Security Bill,	77
Requesting the concurrence of that House to Niagara Boundary Line Bill,	78

INDEX.

	<i>Page.</i>
MESSAGES from the Commons House of Assembly, (<i>Continued.</i>)	
Requesting the concurrence of that House to Transferable Stock Sale Bill,	80
Requesting the concurrence of that House to U. C. Bank Bill, as amended by the Legislative Council,	80
Acquainting that House of the passing of Prince Edward Division Bill, without amendment,	81
Acquainting that House of the passing of Brockville Police Bill, without amendment,	82
Acquainting that House of the passing of Niagara Canal Company's Charter Bill, without amendment,	83
Acquainting that House of the passing of Contingency Grant Bill, without amendment,	83
Acquainting that House of the passing of Spirituous Liquor License Bill, without amendment,	86
Requesting a conference on War Loss Relief Bill,	89
Acquainting that House of the passing of Cobourg Harbour Loan Bill, without amendment,	90
Acquainting that House of the passing of Prescott Emigrants Relief Bill, without amendment,	94
Acquainting that House of the passing of Port Hope Harbour Loan Bill, without amendment,	94
Acquainting that House of the passing of Desjardins Canal Loan Bill, without amendment,	94
Acquainting that House of the passing of Penitentiary Grant Bill, without amendment,	94
Requesting a conference on Parliament Buildings Completion Bill,	98
Requesting a conference on Provincial Arbitrator's Remuneration Bill,	98
Acquainting that House of the passing of Ale and Beer License Bill, without amendment,	99
Acquainting that House of the passing of Officer's Remuneration Bill, without amendment,	101
Acquainting that House of the passing of Burlington Bay Grant Bill, without amendment,	101
Acquainting that House of the passing of Carleton Division Bill, without amendment,	103
Requesting a conference upon Civil List Bill,	103
Acquainting that House of the passing of Port Dover Harbour Incorporation Bill, without amendment,	103
Acquainting that House of the passing of Port Burwell Harbour Incorporation Bill, without amendment,	103
Acquainting that House of the passing of Road Extension Bill, without amendment,	106
Agreeing to the amendments made by that House to Niagara Land Commissioners Bill,	106
Acquainting that House of the passing of Prince Edward Light House Bill, without amendment,	107
Acquainting that House of the passing of War Loss Appropriation Bill, without amendment,	108
Acquainting that House of the passing of Kingston Hospital Aid Bill, without amendment,	109
Acquainting that House of the passing of York Hospital Aid Bill, without amendment,	109
Requesting the concurrence of that House to Parliament Buildings Completion Bill, as amended by the Legislative Council,	111
MINUTES of the House,	
Reading of the, dispensed with,	102
MOTIONS made and seconded,	
For reducing the quorum of the House 14: put and negatived,	14
For communicating to the Assembly certain resolutions of this House, respecting a Library for the use of the Legislative Council, 15: put and adopted,	15
For third reading of Kingston Bank Bill, as amended,	30
For third reading of Kingston Bank Bill, in amendment to above 30: adopted,	30
For referring to a Select Committee the Petition of Jacob Langs, Jun. and others, praying for a division of the London District,	33
For referring to a Select Committee the Petition of the Right Reverend Alexander MacDonell, Bishop of Regiopolis, and others, praying to be incorporated for the purpose of disposing of Real Estates granted for certain purposes,	33
For referring the petition of Francis Evans and others, respecting the London District School, to the Select Committee upon the petition of Jacob Langs, jr. and others, praying for a division of the London District,	33
For referring to a Select Committee the petition of Mary Anne Shaw, and John S. Baldwin, praying for an Act appointing Trustees to manage the Estate of Alexander Shaw,	47
For referring the petition of Horace Sinclair and others, praying for the Incorporation of a Joint Stock Company for the improvement of the Navigation of the Grand River, to the Select Committee upon the Grand River Navigation Bill,	48
For introducing certain resolutions on the subject of privilege, respecting a libel published by William L. Mackenzie, a Member of the House of Assembly 58: the resolutions 58: read second time and adopted 59: same communicated to the Assembly,	59
Of a resolution for a Committee to superintend the fitting up of the apartments intended for the use of the Legislative Council in the new building 69: adopted 69: Members composing the Committee,	69
Of further amendments to Upper Canada Bank Bill 77: adopted,	77
For dispensing with the forty-fourth rule of the House as respects Brockville Police Bill 81: adopted,	81
For a Committee of the whole upon instructions for the conferees on Civil List Bill 104: adopted,	104
For a resolution to extend the present Session of Parliament 105: adopted,	106
For an address respecting the Constitutional Act of this Province 107: adopted,	107
For putting the question whether York Hospital aid Bill should pass 109: adopted,	109
N	
NELLES , the Honorable Abraham,	
Introduced as a Member of the Legislative Council 59: presents His Majesty's Writ of Summons 59: same read 59: the writ 59: oath prescribed by the Statute of the 31st Geo. 3rd, chap. 31st, administered to him 60: he takes his seat,	60

INDEX.

	<i>Page.</i>
NOTICES given,	
By the Honorable and Venerable the Archdeacon of York, for reducing the quorum of the House 9 : a resolution laid on the table 13 : Members in Town summoned 13 : resolution put and negatived, ..	14
By the Hon. the Speaker of the Legislative Council, of bringing in a bill respecting the destroying of Bastard Children,	9
By the Hon. the Speaker of the Legislative Council, of bringing in Lake and River offences Jurisdiction bill,	9
By the Hon. the Speaker of the Legislative Council, of bringing in Commissioners of Customs Jurisdiction bill,	10
By the Hon. the Speaker of the Legislative Council, of bringing in Quebec Ordinance repeal bill, ...	12
By the Hon. the Speaker of the Legislative Council, of moving certain resolutions respecting a Library for the use of the Legislative Council 12 : same laid on the table 13 : committed 14 : reported 14 : resolutions read 14 : the resolutions 14 : read second time and adopted 15 : motion for communicating same to Assembly 15 : adopted 15 : resolutions sent to Assembly for concurrence, ...	15
By the Hon. the Speaker of the Legislative Council, of bringing in Justices' protection bill,	14
By the Hon. the Speaker of the Legislative Council, of bringing in Court of Appeals bill,	14
By the Hon. and Venerable the Archdeacon of York, of bringing in Office Test bill,	18
By the Hon. the Speaker of the Legislative Council, of bringing in King's Bench place of sitting bill, ..	21
By the Hon. the Speaker of the Legislative Council, of bringing in Convicts' Transportation bill, ...	24
By the Hon. Mr. Crooks, of bringing in Agricultural Society bill,	28
By the Hon. the Speaker of the Legislative Council, of bringing in Corporation proceedings bill,	44
By the Hon. Mr. Markland, of bringing in Home District Court proceedings bill, ..	47
By the Hon. Mr. Markland, of bringing in Real Estates security bill,	48
By the Hon. the Speaker of the Legislative Council, of bringing in Land Tax protection bill,	61
By the Hon. Mr. Dickson, of bringing in Niagara Boundary Line bill 61 : same withdrawn,	64
By the Hon. the Speaker of the Legislative Council, of moving for a committee to superintend the fitting up of the Legislative Council Hall in the new building 65 : the motion 69 : adopted 69 : Members composing the Committee,	69
O	
OATH prescribed by the Statute of the 31st Geo. 3rd, chap. 31st,	
Administered to the Honorable Sir William Campbell,	5
Administered to the Honorable and Right Reverend Bishop Macdonell,	7
Administered to the Honorable Mr. Grant,	8
Administered to the Honorable Mr. Clark,	13
Administered to the Honorable Mr. Lloyd,	22
Administered to the Honorable Mr. Nelles,	60
ORDER of the day,	
Kingston Bank bill discharged from the,	26
Roman Catholic Corporation bill discharged from the,	30
Niagara Canal Company's Charter bill (as amended) discharged from the,	62
Absconding Debtors' bill (as amended) discharged from the, ..	74
Lieutenant Governor's message respecting the Clergy Reserves discharged from the,	107
Address to the Lieutenant Governor respecting the Constitutional Act of this Province discharged from the,	107
P	
PARLIAMENT, Provincial,	
Convened,	5
Speaker informs the House of the time fixed by Lieutenant Governor for proroguing the,	57
Resolution for extending the Session of the 105 : adopted 106 : committee appointed to present same to Lieutenant Governor 106 : their report,	107
Prorogued,	113
PARLIAMENT House,	
Notice given by His Honor the Speaker of moving for the appointment of a committee to superintend the fitting up of the Legislative Council in the new 65 : the motion 69 : Members composing the committee, ..	69
PETITIONS,	
Of Hugh Richardson and others, residents in the Town of York, praying for aid in the improvement of the York Harbour.—Presented 7 : read, ..	9
Of George O'Kill Stuart and others, inhabitants of the Town and Township of Kingston, praying for a remission of the duties now imposed upon Stills used in this Province.—Presented 8 : read,	10
Of James Cotter and others, inhabitants of the County of Prince Edward, praying for an Act authorising the Magistrates to erect and complete a Gaol and Court House therein.—Presented 10 : read,	12
Of George O'Kill Stuart and others, inhabitants of the Town of Kingston, praying for aid in the establishment of a public Hospital in the said Town.—Presented 11 : read,	12
Of the President, Directors and Company of the Bank of Upper Canada, praying for an increase of the Capital Stock of said Institution.—Presented 12 : read, ..	16
Of Thos. Markland and others, inhabitants of the Town of Kingston, praying to be established as a Banking Company, under the style and title of the Commercial Bank of Upper Canada.—Presented 14 : read, ..	17
Of George Adams and others, inhabitants of the District of Niagara, praying to be established as a Banking Company at St. Catharines.—Presented 16 : read,	18
Of Richard T. Dixie and others, land owners and inhabitants of the Niagara District, praying to be Incorporated under the name and style of the Erie and Ontario Rail-Road Company.—Presented 18 : read ..	18

INDEX.

PETITIONS, (<i>Continued.</i>)	<i>Page.</i>
Of A. W. Cushman, a volunteer Militiaman during the late war, praying for relief.—Presented 18: read,	19
Of J. Marks and others, Justices of the Peace residing in the Town of Kingston, praying that means may be devised for preventing annual Orange processions.—Presented 19: read,	20
Of R. Mattheson and others, inhabitants of the Town of Perth, praying for the establishment of a Bank in Kingston, under the style and title of the Commercial Bank of Upper Canada.—Presented 19: read,	20
Of James Reeves and others, inhabitants of the Midland District, (having the same prayer as the last.)—Presented 19: read,	20
Of Adiel Sherwood and others, inhabitants of the District of Johnstown, at Brockville and its vicinity, (having the same prayer as the last.)—Presented 19: read,	20
Of S. Washburn and others, inhabitants of the Town of York, praying to be Incorporated under the style, firm and name, of the Upper Canada Fire and Inland Navigation Insurance Company.—Presented 19: read,	21
Of J. Muirhead and others, inhabitants of the District of Niagara, praying to be remunerated for losses sustained during the late War with the United States of America.—Presented 19: read,	21
Of Robert Dickson, President of the Niagara Harbour and Dock Company, praying for a loan of money. Presented 20: read,	24
Of the Right Reverend Alexander McDonell, Bishop of Regiopolis, and others, in their own behalf and in behalf of the Roman Catholic population of this Province, praying to be incorporated for the purpose of disposing of such fixed or moveable property, which has been granted or may hereafter be granted, for the building of Catholic Churches, &c.—Presented 20: read 24: referred to a select committee 33: Members composing same 33: their report,	35
Of J. Muirhead and others, Inhabitants of the Town of Niagara, praying for certain modifications and amendments to the Charter granted to the Niagara Canal Company.—Presented 20: read,	24
Of Henry Jones and another, praying for an Act authorising the establishment of a Police in the Town of Brockville,—Presented 20: read,	24
Of W. Macaulay, placing at the disposal of the Legislature, a certain block of land for the site of a Gaol and Court House, &c., for the uses of the new District into which the County of Prince Edward may be erected.—Presented 20: read,	24
Of Seneca Ketchum, of the Township of York, praying for the establishment of a Foundling Hospital in the Town of York.—Presented 21: read,	24
Of John Goessman, praying that certain persons may be incorporated under the name and stile of the Farmer's Store-house Company.—Presented 21: read,	25
Of J. Muirhead and others, Inhabitants of the District of Niagara, praying for the establishment of the Northern Boundary line of the Township of Niagara.—Presented 21: read,	26
Of J. Muirhead and others, Magistrates and Inhabitants of the District of Niagara, praying for an extension of Gaol limits.—Presented 21: read,	26
Of Robert Drummond and others, praying for further aid in the improvement of the road in the Township of Pittsburg, leading to Perth.—Presented 21: read,	26
Of James Fershee and others, Inhabitants of the Townships of Fredericksburgh and Adolphustown, praying for a re-survey of a part of the said Townships.—Presented 25: read,	26
Of Richard Brown and others, Inhabitants and Freeholders of the District of London, praying for a repeal of the law which requires that the District School should be kept at Vittoria, and enacting that the same shall be holden in the Town of London.—Presented 27: read,	29
Of John Macaulay and others, Magistrates of the Town of Kingston, praying for aid in the erection of a Lazar-house in said Town.—Presented 28: read,	33
Of Francis Evans and others, Inhabitants of the County of Norfolk, praying that the London District School may not be removed from Vittoria.—Presented 28: read 33: referred to the Select Committee upon the Petition of Jacob Langs, Jun., and others 33: report of committee presented 52: read 52: the report,	52
Of James Graham and others, Inhabitants of the County of Norfolk, praying for an Act granting a sum of money sufficient for the construction of a Harbour, at the mouth of Patterson's Creek, in said County.—Presented 28: read,	33
Of Jonas Jones and others, Inhabitants of the Town of Brockville, praying for the establishment of a Police in the said Town.—Presented 29: read,	33
Of Jacob Langs, Jun., and others, Inhabitants of the Eastern Townships in the London District, praying for an Act to divide the said District into two separate Districts, and authorising a loan of money for the purpose of building a new Gaol and Court House.—Presented 29: read 33: referred to a select committee 33: Members composing same 33: the petition of Francis Evans and others, referred to same committee 33: report of committee presented 52: read 52: the report,	52
Of Moses Maynard, praying for an Act of the Legislature, naturalizing him without his complying with the existing Laws regarding naturalization.—Presented 35: read,	39
Of Christopher Alexander Hagerman, of York, praying that the Bill for authorising the holding of the Quarter Sessions of the Midland District, at Kingston and Belville alternately, may not pass into a law. Presented 36: read,	40

INDEX.

	<i>Page.</i>
PETITIONS (Continued.)	
Of Alexander Richardson and others, Inhabitants of the Districts of London and Niagara, praying for aid in making a Harbour at the mouth of Patterson's Creek.—Presented 37: (not read)	
Of Mary Anne Shaw and another, praying for an Act appointing Trustees to manage the estate of Alexander Shaw.—Presented 39: read 42: referred to a select committee 47: Members composing same 47: their report,	57
Of Charles Rubridge and others, Inhabitants of the District of Newcastle, praying that the Townships of Monaghan, Smith, Ennismore, Otanabee, Douro, Asphodel, Dummer and Belmont, may be erected into a separate County, and that Peterborough may be established as the County Town.—Presented 41: read,	45
Of George Chalmers and others, Freeholders of the Township of Trafalgar, praying that the Legislative Council will petition His Majesty, for a protecting duty on Agricultural productions, of the United States, exported to Great Britain.—Presented 42: read,	45
Of George O'Kill Stuart, Shareholders, and others interested in the Midland District School Society, praying for an Amendment in their Act of Incorporation.—Presented 42: read,	45
Of Hiram Richardson Harback, of the Town of Kingston, praying for a Patent right for a new invention of procuring Light.—Presented 42: read,	45
Of D. McKinnon and others, Inhabitants residing on those portions of the Ottawa and Bathurst Districts, lying adjacent to the Ottawa River, praying to be formed into a new District, having By-Town for its Capital.—Presented 45: read,	47
Of Horace Sinclair and others, praying for the incorporation of a Joint Stock Company, for the improvement of the Navigation of the Grand River.—Presented 46: read 48: referred to the select committee upon Grand River Navigation Bill 48: report of committee presented 53: read 53: the report,	53
Of W. Falkner, Chairman of the Quarter Sessions of the District of Newcastle, praying for an Act empowering the Magistrates to dispose of the old Gaol and Court House.—Presented 51: read,	57
Of the President, Directors and Company, of the Port Hope Harbour, praying for an Act authorising a loan of £2000.—Presented 56: read,	60
Of Charles Perry, of the Town of York, Blacksmith, praying for an Act rewarding him for the construction of the first Steam Engine ever made in the Province.—Presented 57: read,	61
Of George T. Burke and others, Freeholders of the County of Carleton, in the Bathurst District, praying for a revival of the Act passed in the third Session of the Ninth Parliament, for assigning the holding of the District Courts and Courts of General Quarter Sessions of the Peace alternately, in the several Counties of the Province.—Presented 57: read,	61
Of the President, Directors and Company, of the Cobourg Harbour, praying for an Act authorising the loan of £3000.—Presented 64: read,	67
Of Elisha Hayward, of the Town of York, praying for an Act conferring upon him the rights and privileges of Naturalization.—Presented 65: read,	69
Of A. McDonell, Sheriff, and others, of the Ottawa District, praying for an Act authorising the holding of a Court of Oyer and Terminer in the said District.—Presented 65: read,	69
Of George Spencer, of Cobourg, in the District of Newcastle, praying for an Act authorising the Petitioner, (being a minor) to convey a certain piece of ground in trust for the use of the Upper Canada Academy, about to be instituted at Cobourg aforesaid.—Presented 66: read,	76
POWELL, the Hon. William Dummer,	
Dissents against passing Quebec Ordinance Repeal Bill,	26
Dissents against passing Court of Appeals Bill,	32
Moves an Address to His Excellency respecting the Constitutional Act of this Province 107: draft read first time 107: read second time 107: committed 107: reported 107: adopted 107: discharged from the order of the day 107: re-committed 107: amendments reported 107: adopted 107: read third time and passed 107: the address 108: committee appointed to present same 108: their report 108: His Excellency's reply,	108
POWELL, Grant, Esq. (see Council.)	
PRIVILEGE,	
Motion for introducing certain resolutions on the subject of, respecting a Libel published by William L. McKenzie, a Member of the House of Assembly 58: the resolutions 58: read second time and adopted 59: same communicated to the Assembly 59: message from Assembly relating thereto,	65
PROCLAMATIONS,	
For proroguing and summoning the Legislature, 3:	4
PROTESTS, (see Dissents.)	
PUBLIC Accounts, (see Accounts.)	
Q	
QUESTIONS put and negatived,	
For reducing the quorum of the House,	14
QUORUM,	
Speaker adjourns the House for want of a,	7
Notice of a motion for reducing the,	9
Resolution for reducing the, laid on the table 13: members in town summoned 13: resolution put and negatived,	14

INDEX.

	<i>Page.</i>
R	
REPLIES of the Lieutenant Governor,	
To the Address of this House in answer to His Excellency's Speech at the opening of the Session,	10
To the Address of this House on the subject of the Constitutional Act of this Province,	108
REPORTS,	
Of Committees of Conference, 35, 52, 80, 94,	105
Of Select Committees 7, 9, 17, 27, 35, 37, 47, 49, 52, 53, 57, 58, 67, 69, 90, 91, 98, 100, 107,	108
Of Committees of the whole House, 12, 13, 14, 16, 18, 19, 20, 23, 24, 25, 26, 27, 28, 30, 31, 32, 35, 36, 38, 39, 40, 41, 42, 44, 46, 47, 48, 51, 56, 57, 60, 61, 62, 64, 65, 66, 68, 72, 74, 75, 76, 77, 78, 79, 81, 82, 83, 85, 86, 87, 88, 89, 92, 95, 98, 99, 100, 102, 104, 106, 107, 108, 109, 110,	111
RESOLUTIONS of the Commons House of Assembly,	
On the subject of the War Losses,	110
RESOLUTIONS of the Legislative Council,	
Authorising the Clerk of the House to employ one of his Clerks to act in his stead,	11
For reducing the quorum of the House, laid on the table 13: members in town summoned 13: resolution put and negatived,	14
Respecting a Library for the use of this House, laid on the table 13: committed 14: reported 14: resolu- tions read first time 14: the resolutions 14: read second time and adopted 15: motion for communicating same to Assembly 15: adopted 15: resolutions sent to Assembly for concurrence,	15
On the subject of a despatch respecting the Independency of the Judges,	23
For requesting a conference with Assembly on Provincial Commissioners Appointment Bill 31: adopted,	31
For requesting a conference with Assembly on Brockville Police Bill 41: adopted,	41
On the subject of privilege respecting a Libel published by Wm L. McKenzie, a Member of the House of Assembly 58: read second time and adopted 59: same communicated to the Assembly 59: message from Assembly relating thereto,	65
For a Committee to superintend the fitting up of the apartments intended for the the use of the Legislative Council in the new building 69: adopted 69: members composing the committee,	69
For extending the present Session of Parliament 105: adopted 106: committee appointed to present same to Lieutenant Governor 106: their report,	107
RULES of the House,	
Forty-fourth dispensed with as regards King's Bench place of Sitting Bill,	39
Forty-fourth dispensed with as regards Absconding Debtor's Bill,	75
Forty-fourth dispensed with as regards Niagara Canal Company's Charter Bill 75,	82
Forty-fourth dispensed with as regards Prisoner's Commitment Bill,	76
Forty-fourth dispensed with as regards Transferable Stock Sale Bill,	78
Forty-fourth dispensed with as regards Niagara Boundary Line Bill,	78
Forty-fourth dispensed with as regards Prince Edward Division Bill,	80
Forty-fourth dispensed with as regards Brockville Police Bill,	81
Forty-fourth dispensed with as regards Contingency Grant Bill,	82
Forty-fourth dispensed with as regards Road Grant Bill,	82
Forty-fourth dispensed with as regards Prescott Emigrant's Relief Bill,	84
Forty-fourth dispensed with as regards Spirituous Liquor License Bill,	84
Forty-fourth dispensed with as regards Cobourg Harbour Loan Bill,	84
Forty-fourth dispensed with as regards Port Hope Harbour Loan Bill,	84
Forty-fourth dispensed with as regards War Loss Relief Bill,	84
Forty-fourth dispensed with as regards Desjardin's Canal Loan Bill,	84
Forty-fourth dispensed with as regards War Loss Fund Bill,	84
Forty-fourth dispensed with as regards Grantham Academy Aid Bill,	84
Forty-fourth dispensed with as regards Penitentiary Grant Bill,	84
Forty-fourth dispensed with as regards York Hospital Aid Bill,	85
Forty-fourth dispensed with as regards Kingston Hospital Aid Bill,	85
Forty-fourth dispensed with as regards Provincial Arbitrator's Remuneration Bill,	87
Forty-fourth dispensed with as regards Burlington Bay Aid Bill,	87
Forty-fourth dispensed with as regards Prince Edward Light House Bill,	87
Forty-fourth dispensed with as regards Ale and Beer License Bill,	88
Forty-fourth dispensed with as regards Officer's Remuneration Bill,	88
Forty-fourth discharged for remainder of the Session,	88
S	
SELECT Committees, (<i>See Committees.</i>)	
SESSION of Parliament, (<i>See Parliament.</i>)	
SPEAKER of the Legislative Council,	
Delivers a copy of His Excellency's Speech at the opening of the Session 5; same read 5; the Speech 5; committee appointed to draft an address in answer thereto 6; members composing same 6; their report 7; draft of address read first time 7; read second time 7; committed 7; amendments reported 7; adopted 7; read third time and passed 8; same signed 8; the address 9; committee appointed to know when it would be received 9; members composing same 9; their report 9; address presented,	10

INDEX.

	<i>Page.</i>
SPEAKER of the Legislative Council, (<i>Continued.</i>)	
Acquaints the House of Members waiting to be introduced 6, 8, 21,	59
Adjourns the House for want of a quorum,	7
Gives notice of bringing in a Bill respecting the destroying of Bastard Children,	9
Gives notice of bringing in Lake and River Offences Jurisdiction Bill,	9
Gives notice of bringing in Commissioners of Customs Jurisdiction Bill,	10
Gives notice of bringing in Quebec Ordinance Repeal Bill,	12
Gives notice of moving certain resolutions respecting a Library for the use of this House 12: same laid on the table 13; committed 14: reported 14; resolutions read 14; the resolutions 14; read second time and adopted 15; motion for communicating same to Assembly 15; adopted 15; resolutions sent to Assembly for concurrence,	15
Gives notice of bringing in Justices Protection Bill,	14
Gives notice of bringing in Court of Appeals Bill,	14
Lays before the House a declaration respecting a despatch on the subject of the Judges Commissions 17; read and ordered to be entered upon the Journals 17; the declaration,	17
Gives notice of bringing in King's Bench place of Sitting Bill,	21
Gives notice of bringing in Convicts Transportation Bill,	24
Gives notice of bringing in Corporation Proceedings Bill,	44
Gives notice of bringing in Land Tax Protection Bill,	61
Gives notice of a motion for a Committee to superintend the fitting up of the Legislative Council Hall in the new building 65; the motion 69; adopted 69; members composing the committee,	69
Reports the reply of Lieutenant Governor to the address of this House, in answer to His Excellency's Speech at the opening of the Session 10; same read 10; the reply,	10
Informs the House of the time fixed by His Excellency for proroguing the Session,	67
Reports the receipt of Bills, &c. from Assembly 15, 29, 31, 38, 48, 66, 68, 75, 87, 88, 96, 97, 99, 100, 109, 110	110
SPEECHES of the Lieutenant Governor, (<i>see Governor.</i>)	
SUMMONSES of the House,	
Issued to the Members in Town 13, 20, 49, 78, 92,	108
SUMMONSES , His Majesty's Writ of,	
Presented by the Hon. and Right Reverend Bishop MacDonell, appointing him to a seat in the Legislative Council,	6
Presented by the Hon. Mr. Grant, appointing him to a seat in the Legislative Council,	8
Presented by the Hon. Mr. Nelles, appointing him to a seat in the Legislative Council,	59
T	
U	
V	
W	
X	
Y	
WAR Losses , (<i>see Losses.</i>)	
YORK , The Hon and Ven. the Archdeacon of,	
Gives notice of a motion for reducing the quorum of the House 9; the motion 13; same put and negatived,	14
Z	

BY ORDER OF THE HONORABLE THE LEGISLATIVE COUNCIL.

YORK, U. C.

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