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JOURNALS

OF THE

LEGISLATIVE COUNCIL

OF NEWFOUNDLAND.

John Smith

JOURNALS

OF THE

LEGISLATIVE COUNCIL

OF THE

ISLAND OF NEWFOUNDLAND.



HIS EXCELLENCY

SIR JOHN GASPARD LE MARCHANT, KNIGHT, AND KNIGHT COMMANDER OF THE ORDERS
OF ST. FERDINAND AND OF CHARLES THE THIRD OF SPAIN,
GOVERNOR AND COMMANDER-IN-CHIEF,

&c., &c., &c.

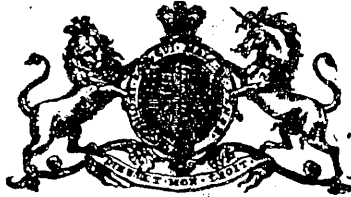
BEING THE FOURTH SESSION

OF THE

FOURTH GENERAL ASSEMBLY.

1852.

HENRY WINTON, PRINTER: ST. JOHN'S, NEWFOUNDLAND.



PROCLAMATION.



JAMES CROWDY.
(L. S.)

*By His Honor JAMES CROWDY, Esquire,
Administrator of the Government of
the Island of Newfoundland, and its
Dependencies.*

WHEREAS the General Assembly of this Island stands Prorogued until Thursday, the Twenty-fourth day of July instant; And whereas I think fit further to Prorogue the said General Assembly until Thursday the Eighteenth day of September next ensuing: I do therefore, by this my Proclamation, further Prorogue the said General Assembly until Thursday, the Eighteenth day of September next; of which all persons concerned are required and commanded to take due notice and govern themselves accordingly.

Given under my Hand and Seal at St. John's, in the
aforesaid Island, the Fifteenth day of July, One
Thousand Eight Hundred and Fifty-one, and in the
Fifteenth Year of Her Majesty's Reign.

By His Honor's Command,

CHRISTOPHER AYRE,

Acting Secretary.



PROCLAMATION.



JAMES CROWDY.
(L. S.)

By His Honor JAMES CROWDY, *Esquire,*
Administrator of the Government of
the Island of Newfoundland, and its
Dependencies.

WHEREAS the General Assembly of this Island stands Prorogued until Thursday the Eighteenth day of September instant; And whereas I think fit further to Prorogue the said General Assembly until Thursday the Twentieth day of November next ensuing: I do therefore, by this my Proclamation, further Prorogue the said General Assembly until Thursday the Twentieth day of November next; of which all persons concerned are required and commanded to take due notice and govern themselves accordingly.

Given under my Hand and Seal at St. John's, in the
aforesaid Island, the Eighth day of September, One
Thousand Eight Hundred and Fifty-one, and in the
Fifteenth Year of Her Majesty's Reign.

By His Honor's Command,

CHRISTOPHER AYRE,

Acting Secretary.



PROCLAMATION.



JAMES CROWDY.
(L. S.)

*By His Honor JAMES CROWDY, Esquire,
Administrator of the Government of
the Island of Newfoundland, and its
Dependencies.*

WHEREAS the General Assembly of this Island stands Prorogued until Thursday the Twentieth day of November instant; And whereas I think fit further to Prorogue the said General Assembly until Thursday, the Twenty-ninth day of January next ensuing: I do therefore, by this my Proclamation, further Prorogue the said General Assembly until Thursday, the Twenty-ninth day of January next, then to meet for the despatch of business; And of which all persons concerned are required and commanded to take due notice and govern themselves accordingly.

Given under my Hand and Seal at St. John's in the
aforesaid Island, this Thirteenth day of November,
One Thousand Eight Hundred and Fifty-one, and in
the Fifteenth Year of Her Majesty's Reign.

By His Honor's Command,

CHRISTOPHER AYRE,

Acting Secretary.

**HER MAJESTY'S COUNCIL,
NEWFOUNDLAND.**



Fourth Session, Fourth General Assembly, 15th of Victoria.



Thursday, 29th January, 1852.

This being the day appointed for the meeting of the Colonial Legislature,

At half-past One of the Clock, the House met:

House meets.

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney-General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

At Two of the Clock, P.M., His Excellency the Governor having arrived at the Council Chamber, and being seated on the Throne, the Honourable the President of the Council commanded the Sergeant-at-Arms to go to the Commons' House of Assembly, and inform the Members that it was His Excellency's pleasure that they do forthwith attend at the Bar of this House; and they being come thereto, His Excellency was pleased to open the present Session by a Gracious Speech to both Houses, of which the following is a copy.

Governor arrives at the Council Chamber.

The Assembly summoned to attend him.

29th January, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

His Excellency's Speech.

Mr. President and Honourable Gentlemen of the Council :

Mr. Speaker and Gentlemen of the House of Assembly :

You are again assembled together for the transaction of the public business of the Colony, and it affords me much pleasure in meeting you on the occasion.

It is my duty to communicate to you the melancholy fact of the death of His Majesty the King of Hanover, uncle to our Gracious Queen.

I have received from Her Majesty's Secretary of State, answers to the several addresses passed in the last Session to Her Majesty; and among the papers which I shall cause to be laid before you at the earliest opportunity, is the reply of Her Majesty's Government to the prayer of the House of Assembly for the concession of Responsible Government to this Island.

The Post Office has been taken into the hands of the local Government, and the increased facilities for correspondence thereby throughout the several Districts of the Island, must prove of great utility and benefit to the community generally.

The great improvement in the Revenue during the past year is a subject for congratulation; and you will observe that the increase is much greater than that at which it was estimated in your last Session.

In the Despatches about to be laid before you, you will observe that Her Most Gracious Majesty has been advised to assent to the Act passed in the last Session for issuing Treasury Notes, and for reducing the Public Debt of the Colony.

Mr. Speaker and Gentlemen of the House of Assembly ;

The financial statement and Estimates shall be laid before you, and I rely with confidence on your making the necessary provision for the efficient conduct of the Government.

Mr. President and Honourable Gentlemen of the Council ;

Mr. Speaker and Gentlemen of the House of Assembly :

I now leave you to your Legislative duties, in the discharge of which you will always find me a ready and active supporter; and I trust that at the termination of those functions, the Island of Newfoundland will have reason to be grateful

29th and 31st January, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

to us for the time and labour which we, during a period of four years, have so unremittingly bestowed in our endeavours for the promotion of the welfare and happiness of all classes of the Colony.

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

A Copy of His Excellency's Speech having been left with the House, it was read by the President.

Ordered—That the Speech be printed.

Ordered—That a Select Committee be appointed to draft an Address to His Excellency the Governor, in answer thereto,—and

Select Committee to draft Address to the Governor, in reply to his Speech.

Ordered—That the Honourable Messrs. Bennett, O'Brien, and Row, be a Committee for that purpose.

The Honourable Mr. Row laid a Petition on the Table from Mr. Harcourt Mooney.

On motion made and seconded, the House adjourned until Saturday next, at One o'clock, P.M. House adjourns.

SATURDAY, 31ST JANUARY, 1852.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable E. M. ARCHIBALD, *Attorney General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS,

“ WILLIAM B. ROW,

“ JOSEPH NOAD

“ CHARLES F. BENNETT.

The Hon. Mr. BENNETT from the Select Committee appointed to prepare an Address to His Excellency the Governor in answer to his Speech at the opening of the Session, presented a draft thereof. Select Committee Report draft of an Address to the Governor, in reply to his Speech.

Ordered that the same be received.

31st January, and 2nd February, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

The Address was then read a first time, and ordered to be read a second time on Monday next.

Notice of motion to suspend 37th Rule of the House.

The Hon. Mr. BENNETT gave notice that on Monday next he would move that the 37th Rule of the House, so far as it respects the said Address, be suspended.

Petition of Mr. Mooney read, and referred to a Committee on privilege.

On motion of the Hon. Mr. Row, the Petition of Mr. Harcourt Mooney, praying that he may be appointed Reporter to the Council, during the present session, was read, and referred to a Committee of the whole House on privilege.

The House accordingly went into Committee, the Hon. Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered that the Report be received.

House adjourns.

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

MONDAY, 2ND FEBRUARY, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS,

“ WILLIAM B. ROW,

“ CHARLES F. BENNETT,

“ LAURENCE O'BRIEN.

The minutes of Saturday last were read.

Address to the Governor read 2nd time.

Pursuant to the order of the day the Address to the Governor in reply to His Excellency's Speech at the opening of the Session, was read a second time.

37th Rule of the House suspended.

The Hon. Mr. BENNETT, pursuant to notice, moved that the 37th Rule of the House be suspended, with reference to the said Address—and it was

Ordered accordingly.

2d February, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Whereupon the House went into Committee thereon—the Hon. Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Address.

Ordered that the Report be received.

The Address was then read a third time and passed, and is in the following words:—

To His Excellency Sir JOHN GASPARD LEMARCHANT, Knight, and Knight Commander of the Orders of Saint Ferdinand and of Charles the Third of Spain, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies, &c., &c.

Address to His Excellency the Governor, in reply to his Speech on the opening of the session.

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal subjects, the Council of Newfoundland, met in General Assembly, beg leave to thank your Excellency for the gracious Speech with which you have been pleased to open the present Session of the Legislature.

We sincerely condole with Her Most Gracious Majesty the Queen on the death of Her Majesty's august uncle, the King of Hanover, which you have been pleased to make known to us.

We thank your Excellency for informing us that you had received from Her Majesty's Secretary of State answers to the Addresses passed in the last Session to Her Majesty, and that you will at an early opportunity cause to be laid before us the reply of Her Majesty's Government to the prayer of the House of Assembly for Responsible Government, to which, when before us, we shall not fail to direct our earnest attention.

The Post-Office establishment will, we doubt not, in the hands of the local Government, be ultimately attended with all the benefit and advantage to the Colony which your Excellency anticipates.

We are gratified at hearing from your Excellency that Her Majesty has been advised to assent to the Act passed in the last session for issuing Treasury Notes, and reducing the public debt of the Colony.

2nd and 3rd February, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

We thank your Excellency for the assurance of your active support in the discharge of our Legislative duties, and fervently join in the hope expressed by your Excellency that at the expiration of the present General Assembly it will be found that the time and labour which, during the four years of its continuance, your Excellency in conjunction with Her Majesty's Council and the House of Assembly has devoted to the service of the Colony, will tend to the welfare and happiness of all its inhabitants.

Committee to wait on the Governor to ascertain when he will receive the Address.

Ordered—That a Select Committee be appointed to wait on the Governor to ascertain when His Excellency will be pleased to receive the House with the said Address.

Ordered—That the Honourable Messrs. CROWDY and BENNETT be a Committee for that purpose.

Colonial Secretary states that His Excellency will receive the Address to-morrow.

The Honourable the Colonial Secretary acquainted the House that His Excellency would receive the House with its Address to-morrow, at a quarter before One o'clock.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow, at half-past Twelve o'clock.

TUESDAY, 3RD FEBRUARY, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General*
 “ WILLIAM THOMAS,
 “ JOSEPH NOAD
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN,
 “ JAMES CROWDY, *Colonial Secretary.*

The minutes of yesterday were read.

House proceeds to Government House with its Address.

At a quarter to One o'clock the House proceeded to the Government House with its Address in reply to the Speech of His Excellency the Governor on opening the Session.

3rd and 6th February, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

At half-past One o'clock, the House having returned, the Honourable the President reported that His Excellency had been pleased to receive the said Address, and to return an answer thereto in the following words :

Mr. President and Honourable Gentlemen of the Council,

Governor's reply to the Address.

I thank you for your Address, and I beg you to accept my sincere acknowledgments for your promises of support and co-operation in the discharge of the duties of the Local Legislature, the value of which assistance, I can assure you, I have ever been fully aware of; and I look forward with pleasure and confidence to a continuance of that good feeling and harmony that has ever existed between us from the earliest period of my administration of the affairs of this Colony.

On motion made and seconded, the House adjourned until Friday next, at One o'clock.

House adjourns.

FRIDAY, 6TH FEBRUARY, 1852.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable E. M. ARCHIBALD, *Attorney General.*

“ WILLIAM THOMAS,

Members present.

“ WILLIAM B. ROW,

“ CHARLES F. BENNETT,

“ JOSEPH NOAD.

“ LAURENCE O'BRIEN.

“ JAMES CROWDY, *Colonial Secretary.*

The minutes of Tuesday last were read.

On motion made and seconded, the House went into Committee of the whole on privilege.

House in Committee on privilege.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported that the Committee had agreed to certain resolutions.

Chairman reports resolutions.

Ordered—That the report be received.

6th February, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

The Resolutions are as follow :—

Mr. Harcourt Mooney appointed reporter of the Debates. *Resolved*—That HARCOURT MOONEY be appointed Reporter of the proceedings and Debates of the House during the present Session, and that he be paid at the same rate as last year.

and—
The Editor of the *Morning Post* to publish the proceedings of the House. *Resolved*—That the Editor of the *Morning Post* be appointed to publish the proceedings and Debates of the House during the present Session, and that he be paid at the same rate as last year.

Ordered—That the Report be adopted.

Documents laid before the House by Mr. Secretary Crowdy, by command of the Governor. The Honourable the COLONIAL SECRETARY by command of the Governor, lays the following Documents before the House,—viz. :

Copy of a Despatch from the Secretary of State for the Colonies to His Excellency the Governor, acknowledging the receipt of an Address to the Queen from the Legislative Council, praying for some assistance in the prosecution of the Fisheries—(15th July, 1851.)

Copy of a Despatch from the Secretary of State, with reference to the Act for improving the Copper Currency of the Island, and postponing for the present the submitting it for Her Majesty's confirmation—(27 Dec. 1851.)

Copy of a Despatch from the Secretary of State, on the subject of the Act to authorize the issue of Treasury Notes, and for the reduction of the Public Debt of the Colony—(10th Nov., 1851.)

Order in Council of Her Majesty specially confirming the Act for the issue of Treasury Notes—(5 Dec., 1851.)

Copy of Despatch from the Secretary of State, transmitting an Order in Council leaving certain Acts to their operation—(30th October, 1851.)

Copy of Despatch from the Secretary of State, communicating the intelligence of the death of His Majesty the King of Hanover—(21st November, 1851.)

Copy of Despatch from the Secretary of State, in reply to an Address of the House of Assembly to Her Majesty, praying for Responsible Government—(16th December, 1851.)

The Despatches having been read, it was

6th, 10th, and 13th February, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Ordered—That the Despatch relative to the Act for improving the Copper Currency of the Island, and the Despatch on the subject of Responsible Government be printed. Documents to be printed.

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

TUESDAY, 10TH FEBRUARY, 1852.

The House met pursuant to adjournment. House meets.

Present :

<i>The Honourable</i>	EDWARD M. ARCHIBALD, <i>Attorney General.</i>	Members present.
“	WILLIAM B. ROW.	
“	JOSEPH NOAD.	
“	CHARLES F. BENNETT.	
“	LAURENCE O'BRIEN.	

The minutes of Friday last were read.

On motion made and seconded, the House adjourned until Friday next, at One o'clock. House adjourns.

FRIDAY, 13TH FEBRUARY, 1852.

The House met pursuant to adjournment. House meets.

Present :

<i>The Honourable</i>	E. M. ARCHIBALD, <i>Attorney General.</i>	Members present.
“	JAMES CROWDY, <i>Colonial Secretary.</i>	
“	WILLIAM THOMAS.	
“	J. NOAD.	
“	LAURENCE O'BRIEN.	
“	WILLIAM B. ROW.	
“	CHARLES F. BENNETT.	

The minutes of Tuesday last were read.

13th, 17th, and 20th February, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY 15TH OF VICTORIA.

Notice of Bill to remove doubts respecting the application of the Criminal Law of England to this Island.

The Honourable the ATTORNEY GENERAL gave notice of his intention to bring in a Bill to remove doubts as to the application of certain portions of the Criminal Law of England to this Island.

House adjourns.

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

TUESDAY, 17TH FEBRUARY, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.

The minutes of Friday last were read.

Notice of motion to take into consideration the Despatch of Earl Grey on Responsible Government.

The Honourable Mr. THOMAS gave notice that on Friday next he will move that the Despatch from the Right Honourable Earl Grey, of the 16th of December last, be taken into consideration in a Committee of the whole House.

House adjourns.

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

FRIDAY, 20TH FEBRUARY, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ J. NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

20th and 23rd February, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The minutes of Tuesday last were read.

Pursuant to notice, the Honourable Mr. THOMAS moved that the House go into a Committee of the whole to take into consideration the Despatch of the Right Honourable Earl Grey of the 16th December last; which being seconded,

House in Committee on Despatch of Earl Grey on Responsible Government.

The House went into Committee accordingly, the Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Chairman reports progress.

Ordered that the Report be received.

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

House adjourns.

MONDAY, 23RD FEBRUARY, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

The minutes of Friday last were read.

On motion of the Honourable Mr. THOMAS, the House went into a Committee of the whole to take into consideration the Despatch of the Right Honourable Earl Grey, of the 16th December last.—The Honourable Mr. NOAD in the Chair.

House in Committee on Despatch of Earl Grey on Responsible Government.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the Report be received.

23d and 24th February, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Increase of Representa-
tives Bill brought up—

A deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the Representation thereof;" which was read a first time, and—

and read 1st time.

Ordered to be read a 2nd time on Monday next, and to be printed.

House adjourna.

On motion made and seconded, the House adjourned until to-morrow.

TUESDAY, 24TH FEBRUARY, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*
 " JAMES CROWDY, *Colonial Secretary.*
 " WILLIAM THOMAS.
 " WILLIAM B. ROW.
 " JOSEPH NOAD.
 " CHARLES F. BENNETT.
 " LAURENCE O'BRIEN.

The minutes of yesterday were read.

Despatch of Earl Grey
on Responsible Govern-
ment committed.

Pursuant to the order of the day, the House went into a Committee of the whole to take into consideration the Despatch of the Right Honourable Earl Grey of the 16th December last.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported an Address to His Excellency the Governor with some amendments.

Ordered—That the Report be received, and—

Ordered—That the Address as amended be adopted.

24th February, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The Address is as follows:—

To His Excellency Sir JOHN GASPARD LEMARCHANT, Knight, and Knight Commander of the Orders of Saint Ferdinand and of Charles the Third of Spain, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies, &c., &c.

Address to the Governor on the subject of Responsible Government.

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's Council, in Legislative Session convened, respectfully beg leave to thank Your Excellency for having laid before us a copy of the Despatch of the Right Honourable Earl Grey to Your Excellency, bearing date the 16th December last, in reply to the Address of the House of Assembly, praying for the introduction into Newfoundland of the system of Parliamentary Government recently established in the British North American Provinces, and usually termed Responsible Government.

We have had under our serious consideration the important subjects embraced in this Despatch; and as one of the component Branches of the Legislature, beg leave succinctly to state our views upon the expediency of introducing into this Island, under existing circumstances, changes of such magnitude as those involved in the system proposed to be established for the future Government of this Colony.

We duly appreciate the wise and parental consideration of the interests of all classes of Her subjects, in this Island, displayed by Her Majesty, in not having prematurely sanctioned organic changes in its Government so extensive as those in question, until their introduction had been ascertained to be in accordance with the deliberate wishes of its inhabitants; and we concur in the correctness of the statement that no such general preponderance of opinion in favour of the introduction of the proposed system has yet been exhibited by all orders and classes of society at large.

The incompatibility of the system of Government prayed for, with a Representative Assembly consisting of only Fifteen Members, the whole of whom can hardly be expected to be, as indeed they are not, at all times in attendance, requires no argument;—and until an increase shall have taken place in the number of the Members of this Body, which is the first obvious step towards adapting the Legis-

24th February, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

lature to the requirements of the Colony, it would, in our judgment, be out of place to demand the proposed change of system in the administration of its Government.

We take this opportunity of adverting to the facts connected with the proceedings of the Legislature during its two past Sessions in reference to an increase of the number of Members of the Representative Branch, in order to remove impressions which, without any good foundation, have been attempted to be made. that the Council are blameable for the absence of an enactment to increase the number of Representatives.

In the second Session of the present Legislature, a bill for this purpose, after having been, during a great part of the Session, under discussion in the Assembly, was sent to the Council within a few days of the end of the Session, and after being twice read, and twice considered in committee, it was found impossible to give that consideration to so important a measure which it required during the short period which remained to complete other urgent measures:—and it was on this account alone deferred until the following year. It is also to be borne in mind that during the next Session, the same or a similar Bill introduced into the Lower House was rejected or lost there, and never came to the Council for its concurrence—a circumstance of some importance, which is suppressed in the statements relative to the measure in question.—And we beg to assure Your Excellency that whenever this important question shall be brought before us we shall be prepared to give it our most earnest consideration, with a view to the interests of all classes of her Majesty's subjects in this colony.

But there are other circumstances of great weight and importance which enter into the consideration of the expediency of introducing into our existing Constitution, at this time, such extensive modifications as those involved in the adoption of Responsible Government—circumstances which present features in our social condition peculiar to Newfoundland, and which exhibit in this respect a marked contrast between this Colony and the other North American Provinces where the system of Government in question has so recently been established.

The vast resources of the Fisheries of Newfoundland—the wealth which these have contributed to the mother country—and the invaluable support which for centuries they have afforded towards the maintenance of the naval supremacy of Britain, are indubitable. The growing extent and importance of the commerce carried on by the resident inhabitants—the amount of our Revenue—the promotion of agriculture—the encouragement of education—the formation of roads and

24th February, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

other public works—the increase in our population, and other evidences of progress, attest the benefits which have accrued to the colony since the establishment of the Local Legislature. But from a combination of causes originating in the early and long continued policy of the Imperial Government towards Newfoundland, the principle of which was a statutable hostility to colonization; and from, not alone the bare neglect, but the positive prohibition of those establishments here which were contemporaneous with the foundation of the other North American Colonies—above all, from the absence of adequate educational institutions among a population thinly scattered along a vast extent of rugged coast, a large portion of the inhabitants of Newfoundland have not readily adapted themselves to the representative form of government conferred on them in 1832.

The inhabitants of this Island are indeed behind no body of Her Majesty's subjects of equal number, in natural ability and in probity of character; still the injurious consequences of a policy for which they are not accountable, has had the effect of retarding the growth of that legitimate and wholesome influence of public opinion which is essential to the effective operation of every popular institution, and without which no system of free government can answer the end of its establishment.

The almost uniform industrial pursuit of the inhabitants, and the absence of those diversified, often contending, interests which in other countries grow out of a multiplicity of professions, trades, and avocations, and which, while they clash with, form a wholesome corrective of each other, have not perhaps assisted in promoting the growth of opinions upon political questions, among the individual members of the community.

We do not desire to be understood as expressing an opinion that Newfoundland is not in point of wealth and amount of population, were these the only considerations, as well qualified for the reception of the proposed change of system as others of the North American Colonies; but considering the comparatively recent establishment of our Local Legislature—viewing its past history and the repeated changes in its Constitution during its short existence,—changes necessarily made to correct evils arising from misapprehension or abuse of constitutional principles—we think that sufficient time has not been allowed for testing the efficiency of the existing form of Government under the powers now possessed by the Local Legislature, and that it would not be wise at once to superadd those radical changes in the administrative department of the Government, the introduction of which, at whatever time the circumstances and condition of the colony may admit of it, will require the exercise of very great caution and judgment.

24th and 26th February, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Committee to wait on the Governor to ascertain when he will receive the Address.

Ordered—That a Select Committee be appointed to wait on the Governor to ascertain when His Excellency will be pleased to receive the House with the said Address, and—

Ordered—That the Honourable Messrs. CROWDY and NOAD be a Committee for that purpose.

House adjourns.

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

THURSDAY, 26TH FEBRUARY, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS,
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD
 “ CHARLES F. BENNETT.

The minutes of Tuesday last were read.

Select Committee report that His Excellency will receive the Address to-day, at half-past one o'clock.

The Honourable Mr. CROWDY from a Select Committee appointed to wait on the Governor to ascertain when His Excellency will receive the Address of the House on the subject of the Despatch of the Right Honourable Earl Grey of the 16th December last, reported that His Excellency had named half-past One o'clock to-day, for that purpose.

House proceeds to the Government House.

At half-past One o'clock, the House proceeded to the Government House accordingly.

House returns.

At Two o'clock, the House having returned, the Honourable the President reported that His Excellency had been pleased to receive the said Address very graciously.

The Honourable Mr. O'BRIEN entered the following Protest against the Address of the House to His Excellency the Governor, of the 24th inst., on the subject of Responsible Government :—

26th February, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

I deem it my duty to protest against the adoption of the Address of the Council on the subject of Responsible Government, for the following reasons :— Because it does not truly and impartially represent the well-understood and frequently expressed opinion of the people ; is adverse to their interests and their constitutional rights, and the improvement of our institutions. That the question of increasing the number of the Representatives had on different occasions, for many years past, engaged the attention both of the Executive and the Assembly, before the Increase Bill, passed by the Assembly in 1850, was sent up to the Council for its concurrence. That bill was based on the present simple division of the electoral districts, established after due consideration by the Imperial Government, which secured a fair representation of all classes and creeds. Thirty-two of the sixty members returned to the Assembly for the last nineteen years, since a representative constitution was given to the colony, being Protestants, and twenty-eight Roman Catholics ; forty-one of them being merchants or gentlemen engaged in the trade of the country, and nineteen gentlemen of professional and other occupations. That the existing division of districts was approved of by the Earl of Derby, then Lord Stanley, Secretary of State for the Colonies, in a Despatch dated in November 1841, and consequently, if the Council had been disposed to adopt the principle of that Bill, there was sufficient time at the disposal of the Council for the full consideration and passing of that measure in the session of 1850.

Protest of the Honourable Mr. O'Brien against the Address to the Governor of the 24th inst., on the subject of Responsible Government.

That the principles of Responsible Government were affirmed in the Amalgamated Assembly of 1846, which was composed of ten Crown nominees and fifteen representatives of the people. That the Address passed in the House of Assembly last session was a further expression of the public will on this important subject.

That the popular branch is the only legitimate organ of public opinion, in the country, and no impartial expression of opinion can be expected from any parties interested in supporting the present system, which does not give general satisfaction, wants public confidence, and is not adequate to the discharge of the duties of the Government.

That there is nothing peculiar in the character of the people of this colony to render them unfit for carrying out self-government with prudence and benefit to the country.

That in point of intelligence, wealth, and population, Newfoundland is as well, if not better, qualified for the exercise of self-government than Prince Edward Island.

26th February and 2nd March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

That many of the alleged evils, said to have arisen from misapprehension or abuse of constitutional principles in this island, originated in the clashing of the Executive with the popular branch. That under the existing system an undue ascendancy is given to gentlemen of the Episcopalian denomination over Catholics and Dissenters.

That while there are only 34,181 Episcopalians in the island, according to the census of 1845, they hold five of the seats at this Board, and enjoy £18,000 sterling annually of the public money out of the civil expenditure, including a small amount paid by the Imperial Government; while the Catholics, with a population of 46,795, hold one seat at this Board, and offices amounting to about £4,500 per annum; and the Wesleyan Methodists, with a population of 14,239, hold no seat here, and only receive £326 annually for offices held by them.

That under a system of Responsible Government, such as is in force in the neighbouring colonies, no such undue ascendancy could exist in this country.

That there is no desire on the part of the Catholics or Wesleyans, combined or otherwise, to attain any ascendancy, but equal justice and a fair share in the Government; and that the political agitation which is now rife among all classes on the subject, will only be allayed by conceding to the people the full measure of their constitutional rights; while the present system, if continued, will only mar useful legislation, and tend to disturb the peace of society, enhance the difficulties of creating a change by endeavouring to excite sectarian differences, instead of looking at the question as one of great public importance, affecting the civil and political rights and interests of all classes of society.

(Signed,)

LAURENCE O'BRIEN.

COUNCIL CHAMBER,
24th February, 1852. }

House adjourns.

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

TUESDAY, 2ND MARCH, 1852.

House meets.

The House met pursuant to adjournment.

2d and 5th March, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney General*.
 “ JAMES CROWDY, *Colonial Secretary*.
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

Members present.

The minutes of Thursday last were read.

The Honourable Mr. THOMAS laid on the Table of the House the following Documents—viz.—

Petitions laid on the table by Hon. Mr. Thomas.

A Petition from certain Merchants of St. John's, praying for the repeal of the Pickled Fish Act.

A Petition from certain Inhabitants of Bonavista, praying that encouragement may be extended to Shipbuilding in this Colony.

A Petition from certain Inhabitants of Newfoundland, praying for an annual grant in support of a Steamer in Conception Bay.

The Honourable Mr. Secretary CROWDY, by command of the Governor, laid before the House a Consolidated Account of the Goods imported into the Island in the year ended 5th January, 1852.

Honourable Mr. Secretary Crowdy lays before the House, a consolidated account of goods imported.

Ordered, that the said account be printed.

Pursuant to the order of the day, the Bill entitled “ An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the Representation thereof,” was read a second time, and

Increase of Representatives Bill read 2nd time.

Ordered to be committed on Tuesday next.

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

House adjourns.

FRIDAY, 5TH MARCH, 1852.

The House met pursuant to adjournment.

House meets.

5th and 12th March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY 15TH OF VICTORIA.

Present :

Members present. *The Honourable* E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ J. NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.
 “ WILLIAM THOMAS.

The minutes of Tuesday last were read.

Bill to remove doubts respecting applicability of certain portions of Criminal Law of England to this Island—brought in, and read 1st time.

Pursuant to notice, the Honourable the Attorney-General brought in a Bill to remove doubts as to the application of certain portions of the Criminal Law of England to this Island, which was read a first time, and

Ordered to be read a 2nd time on Tuesday next, and to be printed.

Petitions read,
 viz. :

On motion made and seconded the following documents were read—viz. :

That Pickled Fish Act be repealed.

A Petition from certain Merchants of St. John's, praying for the repeal of the Pickled Fish Act.

Ship Building encouraged

A Petition from certain Inhabitants of Bonavista, praying that encouragement may be extended to Shipbuilding in this Colony.

and for—
 a grant in support of a Steamer in Conception Bay.

A Petition from certain Inhabitants of Newfoundland, praying for an annual grant in support of a Steamer in Conception Bay.

Ordered—That the said documents lie on the table.

Notice of motion to consolidate acts for the re-construction of the town.

The Honourable Mr. NOAD gave notice that on Friday next he would bring in a Bill to consolidate and amend the Acts passed for the re-construction of the town.

House adjourns.

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

FRIDAY, 12TH MARCH, 1852.

House meets.

The House met pursuant to adjournment.

12th March, 1852.

His Excellency SIR J. G. LEMARCHANT, Governor.

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

Members present.

The minutes of Friday last were read.

The Honourable Mr. Secretary CROWDY, by command of the Governor, laid before the House Documents laid before the House by Mr. Secretary Crowdy.

An Estimate of the charge of defraying the Public Expenditure of the Colony for the year ending 31st December, 1852, and

Rules and Regulations made by the Administrator of the Government and Her Majesty's Council, in conformity with the Act for the establishment of “Inland Posts.”

Pursuant to the order of the day the Bill to remove doubts as to the application of certain portions of the Criminal Law of England to this Island was read a second time, and Bill to remove doubts as to the applicability of certain portions of Criminal Law of England, &c. read 2d time.

Ordered to be committed to-morrow.

Pursuant to the order of the day the House went into committee on the Bill entitled “An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the Representation thereof.” Increase of Representatives Bill committed.

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

Deputations from the House of Assembly brought up two Bills for the concurrence of this House, entitled

“An Act to Incorporate a Company under the style and title of the Newfoundland Newfoundland Steam Packet Company,” and Bill to incorporate Newfoundland Steam packet Company,—and

“An Act to Incorporate a Company under the style and title of the Harbour Grace Gas Light Company.” Bill to incorporate Harbour Grace Gas Light Company brought up, and read 1st time.

' 12th and 16th March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Which were severally read a first time, and

Ordered to be read a second time to-morrow.

Bill to consolidate the St. John's Re-building Acts brought in, and read 1st time.

Pursuant to notice the Honourable Mr. NOAD brought in a Bill to consolidate and amend the St. John's Rebuilding Acts.

Which was read a first time, and

Ordered to be read a second time on Friday next, and to be printed.

House adjourns.

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

TUESDAY, 16TH MARCH, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ JAMES CROWDY, *Colonial Secretary.*

The minutes of Friday last were read.

Notice of motion for an Address to the Governor for a return of pupils attending the St. John's Academies.

The Honourable Mr. THOMAS gave notice that on to-morrow he will move an Address to His Excellency the Governor praying that he will cause to be laid before the House a Return, showing the number of Pupils who attended each of the three Academies established in St. John's, during the week ending Saturday, the 13th instant, together with the names of such Pupils, and the religious persuasion of their parents.

Increase of Representatives Bill—committed.

Pursuant to the order of the day the House went into committee on the Bill entitled “ An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the Representation thereof.

*
The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

16th and 19th March, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the Report be received.

Pursuant to the order of the day the Bill entitled “An Act to Incorporate a Company under the style and title of the Newfoundland Steam Packet Company” was read a second time—and

Bill to incorporate Newfoundland Steam packet Company, read 2d time.

Ordered to be committed to-morrow.

Pursuant to the order of the day the Bill entitled “An Act to Incorporate a Company under the style and title of the Harbour Grace Gas Light Company,” was read a second time, and

Harbour Grace Gas Light Company Incorporation Bill, read 2d time.

Ordered to be committed on Friday next.

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

House adjourns.

FRIDAY, 19th MARCH, 1852.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ J. NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

The minutes of Tuesday last were read.

Pursuant to notice, the Honourable Mr. THOMAS moved that the following Address be presented to His Excellency the Governor:—

19th March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY 15TH OF VICTORIA.

To His Excellency Sir JOHN GASPARD LEMARCHANT, Knight, and Knight Commander of the Orders of Saint Ferdinand and of Charles the Third of Spain, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies, &c., &c.

MAY IT PLEASE YOUR EXCELLENCY,

Address to the Governor for a return from Academies in St. John's.

Her Majesty's Council request that Your Excellency will be pleased to direct that there be laid before them a Return shewing the number of Pupils that attended each of the three Academies established in St. John's, during the week ending Saturday the 13th inst. ; together with the names of such Pupils, and the religious persuasion of their parents.

Ordered—That the said Address be adopted.

Whereupon the Honourable the President signed the same.

Committee appointed to present the Address.

Ordered—That the Honourable Messrs. THOMAS and NOAD be a Committee to present the Address to His Excellency.

Increase of Representatives Bill committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the Representation thereof."

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

Bill to declare prior claims of Fishermen and others in cases of insolvencies of their Employers—and

Deputations from the House of Assembly brought up two Bills for the concurrence of this House, entitled "An Act to declare the Law as to the prior claims of Fishermen, Seamen, and other Servants, in cases of insolvencies of their Hirers or Employers,"—and

Carbonear Street Act amendment Bill brought up—read 1st time.

"An Act to amend the Carbonear Street Act."

Which were severally read a first time, and—

19th and 22d March, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Ordered to be read a second time to-morrow, and—

Ordered—That the first-named Bill be printed.

Pursuant to the order of the day, the Bill to consolidate and amend the St. John's Re-building Acts was read a second time,—and

Bill to consolidate St. John's Re-building Acts read 2d time.

Ordered to be committed to-morrow,

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

MONDAY, 22ND MARCH, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney General,*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS,

“ WILLIAM B. ROW.

“ JOSEPH NOAD,

“ CHARLES F. BENNETT,

“ LAURENCE O'BRIEN.

The minutes of Friday last were read.

The Honourable Mr. THOMAS, from a Select Committee appointed to wait on the Governor with the Address of the House for certain returns from the Academies established in St. John's, reported that His Excellency would direct that the Returns should be supplied.

Report of Committee appointed to wait on the Governor with an Address.

The Honourable Mr. THOMAS laid on the table a Petition from the corresponding Committee of the Newfoundland School Society.

Petition from Newfoundland School Society laid on the table.

The Honourable Mr. CROWDY laid before the House, by command of the Governor, the Report of the Roman Catholic Central Board of Education, for the year 1851-2.

Document laid before the House by Mr. Secretary Crowdy.

The Honourable the ATTORNEY-GENERAL laid on the table a Petition from Merchants and others of St. John's, praying that a drawback be granted of all duties on articles used for Ship-building.

Petition from Merchants and others of St. John's laid on the table.

22d March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Increase of Representatives Bill committed.

Pursuant to the order of the day, the House went into a Committee on the Bill, entitled "An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the representation thereof."

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

Census Bill brought up

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for ascertaining the population of this Colony, and other statistical information," which was read a first time—and

Ordered to be read a second time to-morrow, and to be printed.

Bill to remove doubts as to the application of the Criminal Law of England, &c., committed.

Pursuant to the order of the day, the House went into Committee on the Bill to remove doubts with reference to the application of certain portions of the Criminal Law of England to this Island.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported the Bill.

Ordered that the report be received.

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

Newfoundland steam packet Company Bill committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to incorporate a Company under the style and title of the Newfoundland Steam Packet Company."

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Ordered that the report be received.

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

22d and 24th March, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

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

WEDNESDAY, 24TH MARCH, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable E. M. ARCHIBALD, *Attorney General.*
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURERCE O'BRIEN.
 “ JAMES CROWDY, *Colonial Secretary.*

Members present.

The minutes of Monday last were read.

On motion of the Honourable Mr. THOMAS, the Petition from the Corresponding Committee of the Newfoundland School Society, praying that the usual grant be made to the Society, and that a further sum may be placed at their disposal to enable them to establish other Schools was read.

Petition of Newfoundland School Society read.

Ordered that the said Petition lie on the table.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “ An Act to repeal certain parts of an Act passed in the 14th year of Her Majesty’s Reign, entitled “ An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Companies,” and also, to provide for Incorporating the Newfoundland Electric Telegraph Company, which was read a first time.

Bill to repeal certain parts of an Act, and for incorporating Electric Telegraph Companies—brought up, and read 1st time.

Ordered—That the 37th Rule of the House, so far as it respects the above-named Bill, be suspended.

37th rule of the House suspended.

Whereupon the said Bill was read a second time, and it was

Bill read 2nd time.

Ordered—That the House go into Committee thereon to-morrow, and that it be printed.

24th and 26th March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Bill to encourage Steam communication brought up, and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for the encouragement of communication by Steam between certain ports and St. John's," which was read a first time—and

Ordered to be read a second time to-morrow.

School returns laid before the House by command of the Governor.

The Honourable Mr. Secretary CROWDY laid before the House, by direction of the Governor, certain Returns applied for by Address of the House to His Excellency on the 19th instant.

Bill to remove doubts, &c. read a third time, and passed.

Pursuant to the order of the day, the Bill to remove doubts with reference to the application of certain portions of the Criminal Law of England to this Island," was read a third time, and passed,—and it was

Title.

Ordered—That the Title of the Bill be "An Act to remove doubts with reference to the application of certain portions of the Criminal Law of England to this Island.

Whereupon the Honourable the President signed the same.

Deputation from the House of Assembly with Message requesting permission to examine certain members of the Council on the Tariff.

A Deputation from the House of Assembly brought up the following Message:—

Mr. President,

The House of Assembly respectfully request that Her Majesty's Council will be pleased to permit the Honourable Edward Mortimer Archibald, the Honourable William Thomas, the Honourable Charles Fox Bennett, and the Honourable Laurence O'Brien, to attend before the Select Committee of this House upon the Tariff for the purpose of being examined.

(Signed,)

J. KENT,
Speaker.

HOUSE OF ASSEMBLY, }
24th March, 1852. }

House adjourns.

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

FRIDAY, 26TH MARCH, 1852.

House meets.

The House met pursuant to adjournment.

26th March, 1852.

His Excellency SIR J. G. LEMARCHANT, Governor.

Present :

<i>The Honourable</i>	EDWARD M. ARCHIBALD, <i>Attorney General.</i>	Members present.
"	JAMES CROWDY, <i>Colonial Secretary.</i>	
"	WILLIAM THOMAS.	
"	WILLIAM B. ROW.	
"	JOSEPH NOAD.	
"	CHARLES F. BENNETT.	
"	LAURENCE O'BRIEN.	

The minutes of Wednesday last were read.

The Honourable Mr. THOMAS laid on the table a Petition from a Committee appointed by the inhabitants of St. John's for promoting Steam communication. Petition for promoting steam communication,—laid on the table.

On motion made and seconded, it was

Ordered—With reference to the Message of the House of Assembly of the 24th inst., that the Honourables Messrs. Archibald, Thomas, Bennett, and O'Brien, have permission to attend a Special Committee of the House of Assembly, if they think fit. Permission given to certain members of the Council to attend a Committee of the House of Assembly.

Whereupon a Message to the above effect was transmitted to the House of Assembly.

Pursuant to the order of the day the House went into committee on the Bill entitled "An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the Representation thereof." Increase of Representatives Bill committed.

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments. Reported with amendments.

Ordered—That the report be received.

Ordered—That the Amendments be engrossed, and the Bill as amended read a third time to-morrow.

A Deputation from the House of Assembly brought up the following Message:— Message from the House of Assembly asking permission for the Hon'ble James Crowdy to attend a Committee of the Assembly.

Mr. President,

The House of Assembly respectfully request that Her Majesty's Council will

26th March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY 15TH OF VICTORIA.

be pleased to give leave to the Honourable James Crowdy to attend in the Committee Room of this House on Monday next, at 11 o'clock, A.M., in order to his being examined before the Committee of Audit.

(Signed,)

J. KENT,
Speaker.

HOUSE OF ASSEMBLY, }
24th March, 1852. }

Permission given.

Ordered that the Honourable Mr. Crowdy have permission to attend the said Committee of the House of Assembly if he think fit.

Whereupon a message was transmitted to the Assembly accordingly.

Harbour Grace Gas Light Bill committed.

Pursuant to the order of the day the House went into Committee on the Bill entitled "An Act to Incorporate a Company under the style and title of the Harbour Grace Gas Light Company."

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

Reported with some amendments.

The Chairman reported the Bill with some amendments.

Ordered—That the Report be received.

The amendments are as follow:

In the Third Section of the Bill, expunge all the words between the word "section" in the second line, and the word "shall" in the third line.

In the Fourth Section, expunge the figure "2" in the third line, and insert "3" in its place.

Ordered—That the Amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

Bill to incorporate Newfoundland Steam packet Company, read 3rd time and passed.

Pursuant to the order of the day the Bill entitled "An Act to Incorporate a Company under the style and title of the Newfoundland Steam Packet Company" was read a third time and passed, and the Honourable the President signed the same.

Education Act continuation Bill brought up, and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to continue an Act passed in the 14th year

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of the Reign of Her present Majesty, entitled "An Act for the encouragement of Education," which was read a first time—and

Ordered to be read a second time to-morrow.

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

MONDAY, 29TH MARCH, 1852.

The House met pursuant to adjournment. House meets.

Present :

<i>The Honourable</i> JAMES CROWDY, <i>Colonial Secretary.</i>	Members present.
“ WILLIAM THOMAS.	
“ WILLIAM B. ROW.	
“ JOSEPH NOAD.	
“ CHARLES F. BENNETT.	
“ LAURENCE O'BRIEN.	
“ EDWARD M. ARCHIBALD, <i>Attorney General.</i>	

The minutes of Friday last were read.

On motion of the Honourable Mr. THOMAS, a Petition from the St. John's Committee for promoting Steam communication was read,—and Petition for promoting steam communication—read.

Ordered to lie on the table.

The Honourable Mr. CROWDY, by direction of the Governor, laid before the House the annual return of the St. John's Water Company. Documents laid on the table.

The Honourable Mr. CROWDY laid on the table Petitions from Clergymen and inhabitants of the Church of England, resident in Bonavista, Catalina, Greenspond, and King's Cove, praying that a proportionate part of the yearly grant, according to population, may be awarded to them. Petitions from various places on the subject of Education laid on the table.

On motion of the Honourable Mr. NOAD, the Bill entitled "An Act to increase the number of Representatives in the General Assembly of this Island, and to regulate the Representation thereof," was re-committed. Increase of Representatives Bill re-committed.

The Honourable Mr. THOMAS in the Chair.

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After some time the House resumed.

Reported.

The Chairman reported the Bill without further amendment.

Ordered that the report be received.

Read a third time, and passed.

Whereupon, pursuant to the order of the day, the Bill, as amended, was read a third time and passed, and the Honourable the President signed the same.

The Amendments are as follow :—

Expunge the first and second Sections of the Bill, and insert in place thereof, as follows :—

Be it therefore enacted, by the Governor, Council, and Assembly, in Legislative session convened, that from and after the dissolution or expiration of the present General Assembly, any future House of Assembly shall consist of Twenty-nine members, of whom thirteen shall be a quorum, and that for the purpose of the election of the members of the said Assembly, this Island shall be divided as follows ; that is to say :—

The district of Twillingate and Fogo, which shall be comprised within the limits of the present electoral district of Twillingate and Fogo, and shall be represented in the said General Assembly by two members.

The district of Bonavista, which shall be comprised within the limits of the present electoral district of Bonavista, and shall be represented in the said General Assembly by three members.

The district of Trinity, which shall be comprised within the limits of the present electoral district of Trinity, and shall be represented in the said General Assembly by three members.

The district of Conception Bay, which shall be comprised within the limits of the present electoral district of Conception Bay, and shall be represented in the General Assembly by seven members, of whom *one* shall be chosen by the electors residing in that part of the said district, to be called the southern division thereof, lying between the district of St. John's and Brigus, exclusive ;—*two* by the electors residing in that part of the said district, to be called the Port-de-Grave division thereof, lying between Brigus inclusive, and Bryant's Cove, inclusive ;—*two* by the electors residing in that part of the said district, to be called the Harbour Grace and Carbonear division thereof, lying between Bryant's Cove exclusive, and Crocker's Cove Brook, and including Harbour Grace and Carbonear Islands—*two* by the

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electors residing in that part of the said district, to be called the northern division thereof, lying between Crocker's Cove Brook and Bay-de-Verd, inclusive.

The district of St. John's, which shall comprise the present electoral district of St. John's, and shall be bounded southwardly by a straight line drawn from Petty Harbour to Broad Cove, both inclusive; and the said district shall be represented in the said General Assembly by six members, of whom two shall be chosen by the electors resident in that part of the district not comprised within the boundaries and limits of the town of St. John's, as mentioned and described in the 30th section of an Act passed in the 9th and 10th years of Her Majesty's reign, entitled "An Act to regulate the Re-building of the town of St. John's and the drainage and sewerage of the same, and to repeal certain acts therein mentioned"—which shall be called the *First Division*;—two members shall be chosen by the electors resident within that part of the said town of St. John's as above bounded and described, which lies to the eastward of a line running from the harbour up the middle of Church Hill; thence along the middle of the road leading round the western side of the old Church Yard and up Garrison Hill, and thence by the middle of the road running towards Long Pond, until it reaches the rear line of the town, which shall be called the *Second Division*; and two members shall be chosen by the electors residing within that part of the said town as above bounded and described, lying to the westward of the said line running up Church Hill above mentioned, which shall be called the *Third Division*.

The district of Ferryland, which shall be comprised within the limits of the present electoral district of Ferryland, and shall be represented in the said General Assembly by two members.

The district of Placentia and St. Mary's, which shall be comprised within the limits of the present electoral district of Placentia and St. Mary, and shall be represented in the said General Assembly by two members.

The district of Burin, which shall be comprised within the limits of the present electoral district of Burin, and shall be represented in the said General Assembly by two members.

The district of Fortune Bay, which shall be comprised within the limits of the present electoral district of Fortune Bay, and shall be represented in the said General Assembly by one member.

The district of Burgeo and LaPoile, which shall comprise all that part of the south coast of the Island lying between Bonne Bay and Cape Ray, with the islands adjacent thereto, and shall be represented in the said General Assembly by one member.

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Insert at the end of the 3rd section of the Bill, as follows:—

And be it further enacted, that for the purpose of the election of members to serve in any future General Assembly, it shall be lawful for the Governor or Administrator of the Government for the time being, to nominate and appoint proper persons to execute the office of Returning Officer in each of the said electoral districts and divisions of districts of this island, to whom writs, in Her Majesty's name, shall be issued, directing them to summon the freeholders and householders of all the said districts and divisions of districts respectively, to proceed to the election of persons to represent them in the General Assembly, according to the regulations and directions contained in Her Majesty's Royal Instructions aforesaid, and such other regulations and directions as shall be signified in any Proclamation or Proclamations to be issued by such Governor or Administrator of the Government, and according to the laws of this island now in force, or hereafter to be in force in that behalf.

Harbour Grace Gas Light
incorporation Bill read
3d time, and passed.

Pursuant to the order of the day, the Bill, as amended, entitled "An Act to Incorporate a Company under the style and title of the Harbour Grace Gas Light Company" was read a third time, and passed.

Whereupon the Honourable the President signed the same.

Bill to consolidate the
St. John's Re-building
Acts committed.

Pursuant to the order of the day, the House went into Committee on the Bill to consolidate and amend the St. John's Re-building Acts.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

Petitions on the subject
of Education laid on the
table by the Attorney-
General.

The Honourable the ATTORNEY-GENERAL laid on the table Petitions from Grate's Cove, Bay-de-Verds, Bay Roberts, Spaniards Bay, Bishop's Cove and Island Cove, Brigus, and Carbonear, on the subject of Education.

Bill to declare prior
claims of Seamen, &c., in
case of the insolvencies
of their Hirers, &c., read
2d time.

Pursuant to the order of the day, the Bill entitled "An Act to declare the Law as to the prior claims of Fishermen, Seamen, and other Servants, in cases of insolvencies of their Hirers or Employers," was read a second time—and

Ordered to be committed to-morrow.

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Pursuant to the order of the day, the House went into committee on the Bill entitled "An Act to amend the Carbonear Street Act." Carbonear Street Act amendment Bill committed.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the Report be received.

On motion made and seconded that the Bill entitled "An Act for ascertaining the population of this Colony and other statistical information" be read a second time,—the Honourable Mr. THOMAS, seconded by the Honourable Mr. BENNETT, moved in amendment, that the said Bill be read a second time on this day six months. On motion that the Census bill be read a 2nd time—

Whereupon the House divided.

AYES—

The Honourable Mr. Thomas.
" Mr. Row.
" Mr. Bennett.

NOES—

The Honourable the Attorney-General. House divided.
" the Colonial Secretary.
" Mr. Noad.

So it passed in the negative.

The House then divided on the original motion, when there appeared

AYES—

The Honourable the Attorney-General.
" the Colonial Secretary.
" Mr. Noad.

NOES—

The Honourable Mr. Thomas. Bill lost.
" Mr. Row.
" Mr. Bennett.

So it passed in the negative.

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

WEDNESDAY, 31st MARCH, 1852.

The House met pursuant to adjournment.

House meets.

31st March, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Present :

Members present. *The Honourable* E. M. ARCHIBALD, *Attorney General.*
 " JAMES CROWDY, *Colonial Secretary.*
 " WILLIAM THOMAS.
 " WILLIAM B. ROW.
 " JOSEPH NOAD.
 " CHARLES F. BENNETT.
 " LAURERCE O'BRIEN.

The minutes of Monday last were read.

Petitions laid on the table on the subject of Education.

The Honourable Mr. Row laid on the Table, Petitions on the subject of Education, from Heart's Content, Trinity, and Harbour Britain.

The Honourable Mr. O'BRIEN laid Petitions on the table on the same subject from Petty Harbour, South Shore Conception Bay, Lance Cove, Belle Isle, Portugal Cove and Broad Cove, Pouch Cove, and Torbay.

The Honourable Mr. BENNETT also laid on the Table, Petitions on the same subject, from Lamaline, Harbour Beaufette, Ferryland, and Burin.

Petition that a drawback be granted of all duties on articles used for ship-building—read.

On motion of the Honourable the ATTORNEY-GENERAL, the Petitions of merchants and others of St. John's, praying that a drawback be granted of all duties on articles used for Ship-building was read—and

Ordered to lie on the table.

Petition on subject of Education laid on the table.

The Honourable Mr. THOMAS laid on the Table a Petition on the subject of Education, from members of the Church of England in St. John's.

Prior claims of Fishermen, &c. Bill committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to declare the Law as to the prior claims of Fishermen, Seamen, and other Servants, in cases of insolvencies of their Hirers or Employers."

The Honourable Mr. O'BRIEN in the chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered that the report be received.

House adjourns.

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

2d April, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

FRIDAY, 2D APRIL, 1852.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable E. M. ARCHIBALD, *Attorney General*.
 “ JAMES CROWDY, *Colonial Secretary*.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.
 “ WILLIAM THOMAS.

Members present.

The minutes of Wednesday last were read.

On motion of the Honourable Mr. Row, Petitions from Heart's Content, Harbour Britain, and Trinity, signed by Clergymen and other members of the Church of England resident in those places, praying that a proportionate part of the yearly grant for Education may be awarded, according to population, for the support of Schools in connexion with the Church of England, and under the direction of the Clergy and other members of that Church only, were read—and

Petitions on the subject of Education from various places read.

Ordered to lie on the table.

On motion of the Honourable Mr. CROWDY, Petitions to the same effect from the Clergymen and others of Catalina, Bonavista, and Greenspond, were read—and

Ordered to lie on the table.

On motion of the Honourable Mr. BENNETT, Petitions to the same effect from Clergymen and others of Harbour Beaufette, Lamaline, Ferryland, and Burin were read—and

Ordered to lie on the table.

On motion of the Honourable Mr. O'BRIEN, Petitions to the same effect, from Clergymen and others of Petty Harbour, Torbay, Pouch Cove, Portugal Cove and Broad Cove, Lance Cove, Belle Isle, and South Shore of Conception Bay, were read—and

Ordered to lie on the table.

2d and 5th April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

On motion of the Honourable Mr. Row, on behalf of the Honourable Mr. ARCHIBALD, Petitions to the same effect from Clergymen and others of Carbonear, Grate's Cove, Bay-de-Verds, Bay Roberts, Spaniards Bay, Bishop's Cove and Island Cove, and Brigus, were read—and

Ordered to lie on the table.

On motion of the Honourable Mr. THOMAS, Petitions from members of the Church of England in the town of St. John's, and from the inhabitants of Fogo, praying that the grant for Education may not be further divided, were read—and

Ordered to lie on the table.

Bill to consolidate the St. John's re-building Acts committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to consolidate and amend the St. John's Re-building Acts."

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

House adjourns:

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

MONDAY, 5TH APRIL, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*
 " JAMES CROWDY, *Colonial Secretary.*
 " WILLIAM B. ROW.
 " CHARLES F. BENNETT.
 " JOSEPH NOAD.
 " LAURENCE O'BRIEN.

The minutes of Friday last were read.

5th and 7th April, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

The Honourable Mr. CROWDY laid before the House, by direction of the Governor, in compliance with an Address of this House to His Excellency, a Return of Pupils attending the St. John's General Protestant Academy, for the week ending the 13th March.

Document laid before the House by Mr. Secretary Crowdy.

On motion of the Honourable Mr. Row, it was

Ordered—That the Bill entitled “An Act for the encouragement of communication by steam between certain ports and St. John's,” be printed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to consolidate and amend the St. John's Re-building Acts.”

Bill to consolidate the St. John's Re-building Acts committed.

The Honourable Mr. BENNETT in the chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered that the report be received.



A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act for the encouragement of Ship-building,” which was read a first time—and

Ship-building Bill—brought up, and read 1st time.

Ordered to be read a second time to-morrow, and to be printed.

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

House adjourns.

WEDNESDAY, 7TH APRIL, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

The minutes of Monday last were read.

7th April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Bill to consolidate the St. John's Re-building Acts committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to consolidate and amend the St. John's Re-building Acts."

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

Ordered—That the Amendments on the said Bill be printed.

Prior claims of Servants Bill committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to declare the Law as to the prior claims of Fishermen, Seamen, and other Servants, in cases of insolvencies of their Hirers or Employers."

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

Reported with Amendments.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received.

Ordered—That the Amendments be engrossed, and the Bill as amended read a third time on Monday next.

The amendments are as follow :

The amendments in prior claims of Servants Bill.

In the Title of the Bill expunge the words "declare the law as to the prior," and insert in place thereof the words "provide for the."

In the preamble expunge all the words after the word "Whereas," to the word "prior," inclusive, in the 5th line—and insert in place thereof, "it is expedient to provide for the."

————— 6th line, insert the word "Fishermen" after the word "Seaman."

————— 7th and 8th lines—after the word "dependencies" in the 7th line, expunge all the words to the word "employers," inclusive, in the 8th line—and insert "their" in place of "such," in this line.

————— 9th line—expunge the words "for remedy whereof."

7th and 12th April, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

In the 1st section insert "therefore" after the word "it."

————— 8th line—expunge the word "upon," in this line, to the word "season," inclusive, in the 13th line.

Insert in the 15th line, after the word "pound," the words "out of the estate and effects of such Insolvent or Insolvents, anything to the contrary in any Law or Statute now in force in this Island notwithstanding."

In the 15th line—expunge the words "so far as such Fish and Oil, or the value thereof, will go."

16th and 17th lines—expunge the words "Fish and Oil, or the value thereof," and insert in their place the words "estate and effects."

Pursuant to the order of the day the House went into committee on the Bill entitled "An Act to repeal certain parts of an Act passed in the 14th year of Her Majesty's reign, entitled "An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies; and also to provide for Incorporating the Newfoundland Electric Telegraph Company."

Electric Telegraph Bill
—committed.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again on Monday next.

Ordered that the Report be received.

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

House adjourns.

MONDAY, 12TH APRIL, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable E. M. ARCHIBALD, *Attorney General.*

Members present.

" JAMES CROWDY, *Colonial Secretary.*

" WILLIAM THOMAS.

" WILLIAM B. ROW.

" CHARLES F. BENNETT.

" LAURERCE O'BRIEN.

" JOSEPH NOAD.

12th April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

The minutes of Wednesday last were read.

Prior claims of Servants
Bill read 3d time and
passed.

Pursuant to the order of the day, the Bill as amended entitled "An Act to declare the Law as to the prior claims of Fishermen, Seamen, and other Servants, in cases of Insolvencies of their Hirers or Employers," was read a third time and passed, and the Honourable the President signed the same.

Electric Telegraph Bill—
committed.

Pursuant to the order of the day the House went into Committee on the Bill entitled "An Act to repeal certain parts of an Act passed in the 14th year of Her Majesty's reign, entitled "An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies, and also to provide for Incorporating the Newfoundland Electric Telegraph Company."

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

Reported with amend-
ments.

The Chairman reported the Bill with some amendments.

Ordered that the report be received.

The amendments are as follow :

The Amendments.

In the preamble of the Bill, expunge the words "the said in part recited Act," and insert instead thereof, "An Act passed in the 14th year of Her Majesty's Reign entitled "An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies."

In the 3rd section, 3rd line—after the word "be" insert "individually."

————— 4th line—expunge "no more than twenty-five," and insert in their stead "the payment of the debts of the said Corporation to an amount not exceeding one hundred."

————— 5th line—after "share," insert "held by them respectively."

At the end of this section, insert "Provided always that nothing herein-contained shall be construed to exempt the Joint Stock of the said Corporation from being liable for, and chargeable with, the debts and engagements of the same."

In the 5th section, 5th line—insert "general" in lieu of "special."

————— 7th and 8th lines—insert "Board of Directors for the past" in place of "Committee of the last."

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In the 6th section, 7th line—insert “ issued against him,” after the word “ execution.”

_____ 19th line—expunge “ the prior holder of any such shares,” and insert instead “ such Shareholder.”

In the 7th section, 2d line—expunge “ the said,” and insert instead the letter “ a.”

In the 8th section, insert at the end thereof, as follows: “ And if such owner or occupier, or the Agent of the said Company, shall neglect or refuse to choose and appoint an Arbitrator within four days after notice in writing to him from the opposite party; or if such two Arbitrators, when duly chosen and appointed, shall disagree in the choice of a third Arbitrator, in any such case it shall be lawful for the Colonial Secretary for the time being to nominate any such Arbitrator, or such third Arbitrator, as the case may be, who shall possess the same power as if chosen in manner above provided.

In the 9th section of the Bill, 3rd line—after the word “ Telegraph,” insert “ to be established by the said Company.”

In the 10th section, 1st line—after the word “ person,” insert “ wilfully.”

_____ 2nd line—after “ line,” insert “ established by the said Company.”

_____ 3rd line—expunge the word “ five” before “ pounds,” and insert in place thereof the word “ two.”

_____ 8th line—after the word “ colony,” insert “ and in default of goods and chattels to satisfy such Warrant, every such offender shall be committed to Gaol by such Justice or Justices for any period not exceeding thirty days.”

_____ 9th line—insert “ such” before the word “ Telegraph.”

In the 11th section, 2nd line—insert “ of Electric Telegraph” before “ shall”—and after “ completed,” insert “ from St. John’s.”

_____ 6th line—insert after “ Hole,” “ and such localities as shall first have been approved of by the Governor and Council.”

In the 12th section, 1st line—after “ as,” insert “ the said line of Electric Telegraph from St. John’s to Cape Ray shall have been completed and”—and after the word “ path,” insert “ or road.”

12th April, 1852.

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————— 2nd line—expunge this line and the first three words of the 3rd line, and insert in their stead, “along the course of the said Telegraph.”

————— 12th section, 5th line—expunge “the sum” and insert instead “a sum at the rate.”

At the end of this section, insert “Provided that all Bridges forming part of the said Bridle path shall not be less than eight feet in width respectively, and that the said Bridle path, in its course across all marshes, shall be drained of the width of not less than twelve feet; and further, that no part of the said sum shall be paid until the said road shall have been inspected by a Government Surveyor, and certified by him to be in conformity to the provisions of this Act.”

The 14th section to be the 19th section.

The 16th section, 3d line—expunge the words “exclusive” and “and.”

————— 4th line—expunge “of any line” and insert in their stead “and working of the said line, or of any other line”—expunge in this line the words “eastern or.”

The 17th section 2d line—insert after “Governor” the words “for the time being.”

————— 5th line—expunge “by service on” and insert instead “which shall be served upon.”

————— 12th line—between “twelve” and “months” insert “calendar,” and after the word “notice” insert “and after payment made or tendered in manner hereinafter provided.”

————— 13th line—between “company” and “line” insert “trunk or main.”

————— 17th line—between “charters” and “shall” insert “relating thereto.”

————— 19th line—expunge “thereinafter” and insert “thenceforth” instead.

————— 20th line—expunge the word “any” after the word “of,” and after the word “company” insert “or any Shareholder thereof.”

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His Excellency Sir J. G. LEMARCHANT, Governor.

The 17th section, 21st line—after “warrant” insert “or warrants.” At the end of this section, insert “and the payment or payments in discharge of such warrant or warrants, shall be made or tendered by the Treasurer aforesaid to the President and Directors of the said Company, or to their principal officer or Agent in this Island, in such manner as the Governor for the time being shall direct and appoint.”

In the 19th section, 2d line—expunge “and shall” and insert “to” instead. At the end of this section, insert “but such Shareholder shall nevertheless be liable in manner and to the extent hereinbefore provided, for any debts or liabilities of the said Corporation incurred or subsisting at the time of any such transfer.”

Ordered—That the Amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to consolidate and amend the St. John’s Re-building Acts.”

Bill to consolidate the St. John’s Re-building Acts—committed.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered that the Report be received.

Pursuant to the order of the day, the Bill entitled “An Act for the encouragement of communication by steam between certain ports and St. John’s, was read a second time—and

Steam communication Bill—read 2d time.

Ordered to be committed to-morrow.

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

WEDNESDAY, 14TH APRIL, 1852.

The House met pursuant to adjournment.

House meets.

14th April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Present :

Members present. *The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

The minutes of Monday last were read.

The Honourable the ATTORNEY-GENERAL laid on the table a Petition from Mr. Harcourt Mooney.

Notice of Bill to simplify proceedings in Equity.

The Honourable the ATTORNEY-GENERAL gave notice that to-morrow he would bring in a Bill to simplify proceedings on the Equity side of the Supreme and Circuit Courts.

Electric Telegraph Bill as amended, read 3d time and passed.

Pursuant to the order of the day, the Bill, as amended, entitled “ An Act to repeal certain parts of an Act passed in the 14th year of Her Majesty's reign, entitled “ An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies ; and also to provide for Incorporating the Newfoundland Electric Telegraph Company,” was read a third time and passed—

Whereupon the Honourable the President signed the same.

Bill to consolidate the St. John's re-building Acts.

Pursuant to the order of the day, the House went into Committee on the “ Bill to consolidate and amend the St. John's Re-building Acts.”

The Honourable Mr. BENNETT in the chair.

After some time the House resumed.

The Chairman reported the Bill.

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

Carbonear Street Act amendment Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to amend the Carbonear Street Act.”

The Honourable Mr. Row in the Chair.

After some time the House resumed.

14th and 16th April, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the encouragement of communication by steam between certain ports and St. John's." Steam communication bill—committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported with amendments.

Ordered—That the report be received.

Ordered—That the Amendments be engrossed, and the Bill as amended read a third time to-morrow.

The amendments are as follow :

In the 1st section of the Bill, 4th line—expunge all the words after the word "persons" in this line, to the word "Colony" inclusive, in the 5th line. The Amendments.

————— 8th line—insert the word "be" between "or" and "absent," and expunge the word "himself," and at the end of this line, insert "it shall be lawful for the Governor or Administrator of the Government in Council, to appoint another or others in his or their stead."

Expunge the last four lines of this Section.

Pursuant to the order of the day, the Bill entitled "An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled "An Act for the encouragement of Education," was read a second time—and Education Act continuation bill—read 2d time.

Ordered to be committed to-morrow.

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

House adjourns.

FRIDAY, 16TH APRIL, 1852.

The House met pursuant to adjournment.

House meets.

16th April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Present :

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

The minutes of Wednesday last were read.

Petition of Mr. Mooney,
the Reporter—read.

On motion, the Petition of Mr. Mooney, praying for leave of absence from his duties as Reporter during the next term of the Northern Circuit Court at Harbour Grace, was read—and it was

Ordered—That Mr. Mooney have leave accordingly.

Bill to consolidate and
amend the St. John's re-
building Acts—read a
3d time and passed.

Pursuant to the order of the day, the Bill to consolidate and amend the St. John's Re-building Acts, was read a third time and passed—and it was

Title.

Ordered—That the title of the said Bill be “ An Act to consolidate and amend the St. John's Re-building Acts.”

Bill to simplify Equity
proceedings—brought in
and read 1st time.

Pursuant to notice, the Honourable the ATTORNEY-GENERAL brought in a Bill to simplify proceedings on the Equity side of the Supreme and Circuit Courts, which was read a first time, and ordered to be read a second time to-morrow, and to be printed.

Message from the House
of Assembly, concurring
in amendments on Har-
bour Grace Gas Light
Company Incorporation
Bill.

A Deputation from the House of Assembly brought up a message concurring in the amendments made by the Council in the Bill entitled “ An Act to incorporate a Company under the style and title of the Harbour Grace Gas Light Company.”

Steam communication bill
read 3d time and passed.

Pursuant to the order of the day, the Bill, as amended, entitled “ An Act for the encouragement of communication by steam between certain ports and St. John's,” was read a third time and passed—and

The Honourable the President signed the same.

Carbonear Street Act
amendment Bill—com-
mitted.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to amend the Carbonear Street Act.”

The Honourable Mr. Row in the Chair.

16th and 19th April, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

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

House adjourns.

MONDAY; 19TH APRIL, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable JAMES CROWDY, *Colonial Secretary.*

Members present.

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ LAURENCE O'BRIEN.

“ CHARLES F. BENNETT.

“ EDWARD M. ARCHIBALD, *Attorney General.*

The minutes of Friday last were read.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to amend the Carbonear Street Act.”

Carbonear Street Act
Amendment Bill—com-
mitted.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again, and recommended that a Conference be asked with the House of Assembly upon the subject of the said Bill.

Conference thereon re-
commended.

Ordered—That the Report be received and adopted.

Ordered—That the Honourables Messrs. BENNETT, THOMAS, and ROW, be a Select Committee to draft instructions to the Conferees.

Committee to draft in-
structions to Conferees.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to continue an Act passed in the 14th year of the

Education Bill—commit-
ted.

19th and 21st April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

reign of Her present Majesty, entitled "An Act for the encouragement of Education."

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

Ship-building Bill—read
2d time.

Pursuant to the order of the day, the Bill entitled "An Act for the encouragement of Ship-building," was read a second time—and

Ordered to be committed to-morrow.

House adjourns.

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

WEDNESDAY, 21ST APRIL, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*
 " JAMES CROWDY, *Colonial Secretary.*
 " WILLIAM B. ROW.
 " JOSEPH NOAD.
 " CHARLES F. BENNETT.
 " LAURENCE O'BRIEN.

The minutes of Monday last were read.

Report of Select Committee appointed to draft instruction to Conferees on the Bill to amend the Carbonear Street Act.

The Honourable Mr. BENNETT, from the Select Committee appointed to draft instructions to the Conferees on the Bill entitled "An Act to amend the Carbonear Street Act," reported a draft thereof.

Ordered—That the Report be received.

Read.

The said Report was then read by the Clerk, and is as follows:—

Her Majesty's Council have asked this Conference with the House of Assembly upon the Bill sent up to them from that House, entitled "An Act to amend

21st April, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

the Carbonear Street Act," for the purpose of expressing their opinion that granting money from the general funds of the Colony for the local improvement of any particular town, without at the same time devising means to replace in the Treasury the amount so granted, would be introductive of much public inconvenience. And they are further of opinion that if the money sought by this Bill be granted, such grant should be accompanied by the imposition of a duty of ten per cent upon the amount of duties upon all imports into Harbour Grace and Carbonear, equivalent to that which has been imposed upon imports into St. John's, and to be applied to the replacement in the Treasury of the money so granted,

Whereupon, on motion, it was

Ordered—That the House go into Committee on the said Report presently.

The House accordingly went into Committee, the Honourable Mr. O'BRIEN Committed.
in the Chair.

After some time the House resumed:

The Chairman reported that the Committee had risen.

Committee rises.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to amend the Carbonear Street Act." Carbonear Street Act amendment bill committed.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairmam reported the Bill with some Amendments.

Reported with amendments.

Ordered—That the Report be received.

The Amendments are as follow:—

Expunge the Preamble and first Section of the Bill, and insert as follows in place thereof; The amendments.

Whereas it is expedient to repeal an Act passed in the Fifth year of the reign of His late Majesty King William the Fourth, entitled "An Act to regulate the Streets of the town of Carbonear," and to amend the provisions thereof;

Be it therefore enacted, by the Governor, Council, and Assembly, in Legislative Session convened, that the said recited Act shall be, and the same is hereby repealed.

21st April, 1852.

FOURTH SESSION, - FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Insert as the 2d Section of the Bill, the following words :

And be it enacted that the main street of Carbonear extending round the Harbour thereof from the house of _____ on the South-side, and round the western side of a certain pond on the west end of the said harbour, and thence eastward to Crocker's Cove Beach, shall not be less than 50 feet in width in every part thereof, and shall be made to conform to such line and plan and metes and bounds, as shall be fixed, settled, or laid down concerning the same, by such Commissioners as shall under and by virtue of this Act be hereafter for that purpose appointed; and that all and every houses, stores, buildings, and erections whatsoever which shall at any time or times hereafter be erected or built in the said street, whether the same be erected on any vacant spot of ground, or upon the site of any former building, shall be made to conform to the width of the said street, as the same is hereby established and directed: Provided always, that nothing herein contained shall extend to require the removal of any house or store which hath been built or erected previously to the passing of this Act; and provided likewise, that the waterside of the present line of the said street or road shall remain undisturbed, save and except that between the north west angle of Marshall's house, and the north west angle of Forward's stone store, the south side, or waterside line of the said main street shall be a straight line.

The 2d Section of the Bill to be the 3d Section.

In the 6th line of this Section, after the word "boundaries"—expunge all the words to the word "also" exclusive, in the 7th line, and insert instead "as described in the preceding section and."

In the 9th line—expunge the word "to" between "and" and "run," and insert instead thereof, the words "which said street shall."

In the 10th—expunge the words between "form" and "cross-streets" both exclusive, and insert instead thereof, the word "Four."

In the 11th—expunge all the words after the word "Firebreaks" in this line, and before the word "and."

In the 13th—expunge all the words after the word "wide" in this line, to the word "Carbonear" inclusive, in the 15th line, and insert in their place as follows: "and shall extend from the harbour of Carbonear, northerly, to such new street, and shall be laid out as nearly as may be at right angles with the said new street."

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His Excellency Sir J. G. LEMARCHANT, Governor.

In the 3d Section of the Bill, 4th line—expunge all the words from the word “defined” in this line, to the word “nor,” both exclusive, in the 5th line, and insert in place thereof “in manner aforesaid.”

In the 17th line—expunge “assistance of” and the word “or” and insert in place of “or” the word “and.”

In the 4th Section of the Bill, 11th line—expunge the word “Three,” and insert “Seven” in place thereof.

Expunge the Proviso in this Section, and insert instead thereof as follows: Provided always, that no expenditure whatsoever shall be incurred for carrying this Act into operation until an estimate of the whole cost of the improvement therein contemplated shall first have been prepared and submitted by the Commissioners to the Governor and Council, and the consent of the Governor and Council to such expenditure, and to the time or times when such improvements shall be made, shall first have been obtained.

In the 7th Section, 4th line—expunge the words “for that purpose.”

————— 9th line—expunge “for public competition,” and between “tenders” and “and” insert “for the said work.”

————— 16th line—expunge all the words after the word “Colony.”

Ordered—That the Amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for the encouragement of Ship-building;” Ship-building Bill—committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

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

House adjourns.

23d April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

FRIDAY, 23RD APRIL, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ WILLIAM THOMAS.

“ LAURENCE O'BRIEN.

The minutes of Wednesday last were read.

Carbonear Street Act amendment bill—
read 3d time and passed.

Pursuant to the order of the day, the Bill as amended, entitled “ An Act to amend the Carbonear Street Act,” was read a third time and passed, and the Honourable the President signed the same.

Message from the House of Assembly requesting conference on Steam communication Bill.

A Deputation from the House of Assembly brought up a message requesting a conference on the subject of the amendments made by the Council on the Bill entitled “ An Act for the encouragement of communication by steam between certain ports and St. John's.”

Ordered—That the request be acceded to.

Ordered—That the Honourables Messrs. Noad and Bennett be the conferees on the part of this House.

Conferees report having gone to the conference and received the Assembly's instructions to their managers.

The conferees went to the conference, and, having returned, reported that they had met the managers from the Assembly, and received from them their instructions.

Ordered that the Report be received.

The instructions were then read, and are as follow :

Instructions of the Assembly to their conferees on the steam communication Bill—

The House of Assembly have desired this conference with Her Majesty's Council upon the amendments made by the Council to the Bill sent up from this House, entitled “ An Act for the encouragement of communication by steam between certain ports and St. John's,” for the purpose of acquainting Her Majesty's Council that they do not concur in the amendments made in the 4th and 5th lines of the first section, and the amendments made after the 8th line of the same section, for the following reasons :

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His Excellency Sir J. G. LEMARCHANT, Governor.

1st.—Because in an Act of last Session for the appointment of Electric Telegraph Commissioners, a provision similar to that in this Bill as to the appointment of Commissioners, was made, which by experience has been proved to work well and effectually.

2nd.—Because in carrying out the objects of this Act, for which a large sum of money is appropriated, the House of Assembly think the public should have the benefit of that responsibility which peculiarly rests on members of the Legislature in superintending the execution of Acts of this character.

On motion made and seconded, it was

Ordered—That the Council recede from their amendments.

Council recede from their amendments.

Whereupon a Message was transmitted to the House of Assembly acquainting them therewith.

Assembly informed thereof.

A Deputation from the House of Assembly brought up a Message requesting a conference on the subject of the amendments made by Her Majesty's Council on the Bill entitled an Act to repeal certain parts of an Act passed in the 14th year of Her Majesty's reign, entitled "An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies; and also to provide for Incorporating the Newfoundland Electric Telegraph Company."

House of Assembly request a conference on the Electric Telegraph Bill,

Ordered—that the request be concurred in.

Request concurred in.

Ordered—That the Honourables Messrs. THOMAS and O'BRIEN be the Conferees on the part of this House.

Conferees appointed—

The Conferees having gone to the Conference, and returned, reported that they had met the managers from the Assembly, and received from them their instructions.

who report having gone to the conference, and receive the—

Ordered—That the Report be received.

The Instructions were then read, and are as follow :—

The House of Assembly have desired this Conference with Her Majesty's Council upon the amendments made by the Council to the Bill sent up from this House, entitled "An Act to repeal certain parts of an Act passed in the 14th Year of Her Majesty's Reign, entitled "An Act for the appointment of Electric Telegraph Commissioners and for Incorporating Telegraph Companies; and also to provide for Incorporating the Newfoundland Electric Telegraph Company," for

Instructions of the Assembly to their conferees on the above-named bill.

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the purpose of acquainting Her Majesty's Council that they do not concur in the amendment made in the 4th section between the words "for" and "pounds," for the following reasons:

Because the House of Assembly are of opinion that extending the liability of Shareholders to the amount contemplated by the amendment would, where so large an outlay is required for carrying out the objects of the Act, deter persons from embarking in an undertaking so highly important to this country, and the House of Assembly respectfully suggest the propriety of abstaining from any further restriction than as in this section of the Bill, as sent up from this House; and the Assembly are of opinion that the amendment, if persevered in, would prevent the formation of a Company liable to a sum so far beyond their respective shares.

HOUSE OF ASSEMBLY, }
23d April, 1852. }

On motion made and seconded, it was

Council recede from their amendments.

Ordered—That the Council recede from their amendment in the Bill referred to above.

Assembly informed thereof.

Whereupon a Message was transmitted to the Assembly acquainting them therewith.

The Honourable Mr. BENNETT laid a Petition on the table from the Episcopal Clergymen and inhabitants of Grole, Hermitage Bay.

A Deputation from the House of Assembly brought up the following Message:—

Mr. President,

Message from the House of Assembly of having passed the Criminal Law of England Bill with amendments.

The House of Assembly acquaint Her Majesty's Council that they have passed the Bill sent down by Her Majesty's Council, entitled "An Act to remove doubts with reference to the application of certain portions of the Criminal Law of England to this Island," with some amendments, to which they request the concurrence of Her Majesty's Council.

(Signed)

J. KENT,
Speaker.

HOUSE OF ASSEMBLY, }
23rd April, 1852. }

23d and 26th April, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Whereupon the said Amendments were read a first time—and

Assembly's amendment
on Criminal Law Bill
brought up and read 1st
time.

Ordered to be read a second time to-morrow.

The Honourable the COLONIAL SECRETARY laid before the House, by direction of the Governor, a copy of a Despatch from the Administrator of the Government of Nova Scotia, announcing the melancholy intelligence of the death of the late Lieutenant Governor of that Province, Sir John Harvey, K.C.B.

Mr. Secretary Crowdy
laid before the House a
despatch from the Ad-
ministrator of the Go-
vernment of Nova Scotia
announcing the death of
Sir John Harvey.

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

MONDAY, 26TH APRIL, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

The minutes of Friday last were read.

The Honourable Mr. NOAD laid a Petition on the table from certain Shareholders and others, in the St. John's Athenæum.

Pursuant to the order of the day, the Bill to simplify proceedings on the Equity side of the Supreme and Circuit Courts, was read a second time—and

Bill to simplify proceed-
ings in Equity—read 2d
time.

Ordered to be committed to-morrow.

Pursuant to the order of the day, the Amendments of the House of Assembly on the Bill entitled “An Act to remove doubts with reference to the application of certain portions of the Criminal Law of England to this Island,” were read a second time, and adopted.

Amendments of Assem-
bly on Criminal Law of
England Bill—read 2d
time and adopted.

26th and 28th April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

The Amendments are as follow :—

The Amendments.

Expunge the 4th and 5th Sections of the Bill.

House adjourns.

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

WEDNESDAY, 28TH APRIL, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ JAMES CROWDY, *Colonial Secretary.*

The minutes of Monday last were read.

Honourable Mr. Noad
lays a Petition on the
table on the subject of
Education.

The Honourable Mr. NOAD laid a Petition on the table from certain inhabitants of St. John's, praying that the grant for Education may not be subdivided.

Education continuation
Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled “ ‘ An Act for the encouragement of Education.’ ”

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again, and recommended that the amendments proposed to be made on the said Bill be printed.

Ordered—That the report be received.

Ship-building Bill—com-
mitted.

Pursuant to the order of the day the House went into Committee on the Bill entitled “ An Act for the encouragement of Shipbuilding.”

28th and 30th April, 1852.

His Excellency SIR J. G. LEMARCHANT, Governor.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported that the Committee had risen.

Committee rises.

Pursuant to the order of the day, the House went into Committee on the Bill to simplify proceedings on the Equity side of the Supreme and Circuit Courts.

Bill to simplify proceedings in Equity—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the report be received.

On motion, the Petition of Robert Prowse and others, Shareholders in the St. John's Athenæum, praying for an Act of Incorporation, was read, and

Petition of Robert Prowse and others—read.

Ordered to lie on the table.

The Honourable Mr. NOAD gave notice that the Honourable the ATTORNEY-GENERAL will bring in a Bill, in accordance with the said Petition, to-morrow.

Notice of Bill in accordance therewith.

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

House adjourns.

FRIDAY, 30TH APRIL, 1852.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable E. M. ARCHIBALD, Attorney General.

Members present.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ JAMES CROWDY, Colonial Secretary.

The minutes of Wednesday last were read.

30th April, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Petition from certain clergymen and inhabitants of St. John's, that Education grant may not be subdivided—read.

On motion of the Honourable Mr. NOAD, the Petition of certain clergymen and inhabitants of St. John's, praying that the grant for Education may not be subdivided, was read—and

Ordered to lie on the table.

Athenæum Incorporation Bill brought in, and read 1st time.

Pursuant to notice, the Honourable Mr. ARCHIBALD brought in a Bill to incorporate the Shareholders of the St. John's Athenæum, and also to provide for the incorporation of the members of the St. John's Mechanics Institute, and of the St. John's Library and Reading Room, which was read a first time—and

Ordered to be read a second time on Monday next, and to be printed.

Petition on the subject of Education from clergymen and inhabitants of Grole—read.

On motion of the Honourable Mr. BENNETT, the Petition from the Episcopal Clergymen and inhabitants of Grole, Hermitage Bay, praying that a proportionate part of the yearly grant for Education according to population may be awarded for the support of Schools in connexion with the Church of England, and under the direction of the Clergy and other members of that church only, was read—and

Ordered to lie on the table.

Education Act continuation bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled "An Act for the encouragement of Education."

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

A Deputation from the House of Assembly brought up the following Message:—

Mr. President,

Message from the Assembly requesting the Council will appoint a Select Committee, to join one from the Assembly to prepare an Address to Her Majesty on the subject of the Fisheries.

The House of Assembly acquaint Her Majesty's Council that they have appointed a Select Committee, consisting of Two members, to join a Committee of Her Majesty's Council, to prepare an Address to Her Majesty from both Houses upon the subject of the Fisheries of this Island, to which they respectfully request the concurrence of Her Majesty's Council.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
29th April, 1852. }

30th April, and 3d May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Ordered—That the said Message be considered on Monday next.

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

House adjourns.

MONDAY, 3D MAY, 1852.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

The minutes of Friday last were read.

Pursuant to the order of the day, the Bill to incorporate the Shareholders of St. John's Athenæum, was read a second time—and

St. John's Athenæum In-
corporation Bill—read 2d
time.

Ordered to be committed on Wednesday next.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled “‘An Act for the encouragement of Education;”

Education Act continua-
tion Bill—committed.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported with amend-
ments.

Ordered—That the report be received.

Ordered—That the Amendments be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House went into Committee on the Bill to simplify proceedings on the Equity side of the Supreme and Circuit Courts;

Equity Bill committed—

3d and 5th May, 1852.

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The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill.

Ordered—That the report be received.

Ordered—That the said Bill be engrossed, and read a third time on Wednesday next.

House adjourns.

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

WEDNESDAY, 5TH MAY, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

The minutes of Monday last were read.

Message of House of Assembly of the 29th inst., committed.

On motion made and seconded, the House went into Committee on the Message from the House of Assembly of the 29th instant, on the subject of the appointment of a joint committee of both Houses to draft an Address to Her Majesty relative to the Fisheries.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

Chairman reports that a Message be sent to the Assembly in reply.

The Chairman reported that the Committee recommend that the following Message be sent to the House of Assembly.

5th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Her Majesty's Council acquaint the House of Assembly in reply to their Message of the 29th ultimo, that the Council is prepared to concur with the Assembly in an Address from both Houses to Her Majesty on the subject of the Fisheries of this Island; but Her Majesty's Council are of opinion that the more parliamentary and convenient mode of carrying this proposition into effect, will be for the Assembly to transmit to Her Majesty's Council for concurrence, such Address as may be agreed upon by the Assembly—which course of proceeding will render unnecessary the appointment of a Committee of this House to meet a Committee of the Assembly, for the purpose of preparing the draft of an Address.

Message to the House of Assembly.

Ordered—That the Report be received and adopted.

Whereupon a Message in accordance therewith was transmitted to the House of Assembly.

A Deputation from the House of Assembly brought up two Bills for the concurrence of this House, entitled “An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony—and

Light House Act consolidation Bill—

and

“An Act for preventing damage by unseasonable burning or firing of the Woods in the clearing of land, and burning the Woods and Forests of this Island.” which were severally read a first time—and

Woods and Forests Bill brought up, and read 1st time.

Ordered to be read a second time to-morrow, and to be printed.

On motion of the Honourable Mr. BENNETT, the Bill entitled “An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled “An Act for the encouragement of Education,” was re-committed.

Education Act continuation Bill

—re-committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments, which are as follow:—

—reported with amendments.

In the Title of the Bill—insert between “continue” and “an,” the words “and amend.”

The amendments.

In the first Section, 2d line—between the words “that” and “an,” insert “the first section of.”

————— 4th line—expunge all the words after the word “Education” in this line, and in the 5th line expunge the word “are” and insert “is” in its stead.

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After the 1st Section insert the following Sections :—

II.—And be it further enacted, that the sum by this Act appropriated for the purposes of education shall be distributed in manner following ; that is to say, in support of schools for the instruction of children of members of the Church of England and other Protestants Churches, and of the Roman Catholic Church, in proportion to their respective numbers, as appears by the census last taken.

III.—And be it further enacted, that for the purpose of the distribution and proper employment of the money hereinbefore granted, there shall be constituted in St. John's three Boards of Education, to be called respectively the Church of England Central Board of Education, the Roman Catholic Central Board of Education, and the General Protestant Central Board of Education. And it shall be lawful for the Governor, or Administrator of the Government for the time being, with the advice of the Council, from time to time to nominate and appoint, by warrant under his hand and seal, to the said Church of England Board, nine members of the Church of England, of whom the Lord Bishop of Newfoundland shall be one ; to the said Roman Catholic Board, nine members of the Roman Catholic Church, of whom the Roman Catholic Bishop for the time being shall be one ; and to the General Protestant Board, nine Protestants, not being members of the Church of England. And whenever and as often as any vacancy shall occur in any of the said Boards, by the death, resignation, or absence from the colony for twelve months, or the removal of any such members, it shall be lawful for the Governor, or Administrator of the Government, with the advice aforesaid, to nominate and appoint in like manner a fit and proper person or persons to fill such vacancy, either temporarily or permanently as may be deemed expedient.

IV.—And be it further enacted, that four members of the said Boards respectively shall constitute a quorum thereof, and such Boards shall from time to time make such bye-laws, rules and regulations for the management and good government of all schools under their respective control as they shall deem necessary, and shall determine the places where schools shall be established or supported under this Act, and the amount to be contributed from monies at their disposal for the erection and repair of school-houses, and the proportions and conditions upon which such contributions shall be made ; and shall from time to time appoint teachers thereto, and remove the same for sufficient cause, and shall determine the amount of salaries to be paid to each teacher, and the amount of support to be given to each school, and also the amount of fees to be charged to the pupils : Provided that no such bye-laws, rules and regulations, shall be of any force or avail until the same shall have received the approval of the Governor, or Administrator

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His Excellency Sir J. G. LEMARCHANT, Governor.

of the Government, and Council ; and provided also, that no school shall be built, established, or supported under this Act, in any town, place, or settlement, without the approval aforesaid.

V.—And be it further enacted, that each of the said Central Boards may appoint from time to time, and for sufficient cause remove, a Secretary, who shall keep an accurate account of all monies expended under the said Board, and a faithful record of all the proceedings of such Board ; and may also, if necessary, hire an office, and incur such expense as is absolutely needful for stationery, fuel, and such like contingencies ; and such Secretary shall be paid such salary as the Board appointing him shall fix, subject to the approval of the Governor, or Administrator of the Government, and Council, which salary and other expense as aforesaid shall be deducted out of the monies appropriated by this Act to the said respective Boards.

VI.—And be it further enacted, that whenever it shall be necessary to prosecute or defend any action at law or suit in equity on behalf of any of the said Boards, the same may be brought or defended in the name of the Chairman of such Board.

VII.—And be it further enacted, that the exact amount, which, by the provisions of this Act, is to be appropriated by each of the said Central Boards, shall be ascertained and determined by the Governor, or Administrator of the Government, and shall be paid to the School Masters and other persons entitled to receive payment therefrom, upon the certificate of the respective Boards that the service for which such payment shall be demanded has been fully and faithfully performed.

VIII.—And be it further enacted, that the following School-houses, being the property of the late Protestant Board of Education in the several Educational districts established by the Act passed in the Sixth year of the reign of Her present Majesty, entitled “An Act for the encouragement of Education in this colony,” shall be appropriated to the Church of England Central Board, and the General Protestant Central Board, respectively, as follows ; that is to say :—In the district of St. John’s all the School-houses to the Church of England Central Board, they paying to the General Protestant Central Board one-third of their appraised value ; in the district of Brigus one School-house to the Church of England Central Board, they paying to the General Protestant Central Board, one-third of the appraised value thereof ; in the district of Harbour Grace, a School-house at Harbour Grace, and a School-house at Bay Roberts, to the Church of England Central Board, and at Mosquito a School-house to the General Protestant Central Board ; in the district

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of Carbonear a School-house at Freshwater, and another at Western Bay, to the General Protestant Central Board, they paying to the Church of England Central Board one-third of the appraised value of the same; in the district of Trinity Bay, north, the School-houses at Trinity to the Church of England Central Board, they paying to the General Protestant Central Board one-fourth of the appraised value of the same; in the district of Trinity Bay, south, the School-houses at Hant's Harbour, Old Perlican, and Grate's Cove, to the Central Board last-mentioned, and the School-houses at Scilly Cove to the Church of England Central Board; and in Burin, in the district of Burin, a School-house to the General Protestant Central Board, they paying to the Church of England Central Board one-half of the appraised value of the same.

IX.—And be it further enacted, that out of the aggregate fund to be by this Act appropriated to the education of Protestants, the sum of five hundred pounds shall be appropriated and paid for the maintenance and support of Schools established and supported, or which shall be established and supported within this colony by the Newfoundland School Society; and a further sum of two hundred and fifty pounds for the maintenance and support of Wesleyan Schools established and supported within the Colony.

X.—And be it further enacted, that the Roman Catholic Board for the district of St. John's, shall appropriate the sum of one hundred and fifty pounds per annum to the support of the Orphan Asylum School, and the sum of two hundred pounds per annum to the support of the Nunnery School in the said district, out of the sum hereinbefore appropriated to such district; and the Roman Catholic Board in the district of Harbour Grace shall appropriate the sum of one hundred pounds per annum to the support of the St. Patrick's Free School, in the said district, out of the amount hereinbefore appropriated to such district; which said sums of money shall be paid quarterly, by warrant from the Governor or Administrator of the Government for the time being, to the respective Committees of Management of said Schools, upon the production of a Certificate from the said Central Board that such Schools have been in active operation for the period for which the respective amounts are payable.

XI.—And be it further enacted, that the said several Central Boards shall annually furnish the Governor or Administrator of the Government, with a full and true return, signed by the Chairman of each Board, of the number of Schools in operation during the past year, and every month of the year, under their respective control; the average number of scholars during each month; the amount of fees or dues received by, and the salary paid to each Schoolmaster; the amount

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His Excellency SIR J. G. LEMARCHANT, *Governor*

of monies expended by each Board, with the service for which the same was so expended, together with such other information as such Boards respectively shall consider useful; and such returns shall be laid before the Legislature at its next session.

XII.—And be it further enacted, that it shall be lawful for the Governor, or Administrator of the Government for the time being, by and with the advice of Her Majesty's Council, by warrant under his hand and seal, from time to time to nominate and appoint, and again, for sufficient cause, to remove, in the several electoral districts of this Island, and in as many settlements in each district as he may deem necessary, local Boards of Education for such settlements or districts, to consist respectively of members of the Church of England, of Roman Catholics, and of Protestants other than members of the said Church of England, in such numbers as he shall think fit; which said Boards shall carry into effect the rules and directions of their respective Central Boards, and shall visit and superintend the several Schools placed under their respective care, and may recommend to the said respective Central Boards fit and proper persons to be Schoolmasters in the respective districts.

XIII.—And be it further enacted, that in any place where there may be a Church of England School established under the provisions of this Act, and no other Protestant School, the children of such other Protestants respectively, shall be freely admitted to such School; and that in like manner where there may be a General Protestant School and no Church of England School, the children of Church of England parents shall be freely admitted into such other Protestant School; and that it shall not be lawful for the Teacher in either case to compel any child or children attending such Schools, to receive religious instruction of such a character as may have been formally objected to by the parents of such child or children.

XIV.—And be it enacted, that in apportioning the sums to be allotted for the support of Schools, the said Central Boards are hereby respectively authorized and required to call upon the inhabitants of the settlement or place where any School is intended to be established or supported, to provide, according to their ability, by a subscription or contribution from among themselves, towards the erection or repair of the School-house, and towards the maintenance of the Schoolmaster; and the said respective Boards shall in their discretion exclude from a participation in the public monies hereby granted, any settlement or place, if the inhabitants thereof have not, according to their ability contributed and paid towards the erection or repair of a School-house and the salary of a Teacher.

5th May, 1852.

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Reported.

Ordered—That the Report be received.

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

House adjourns.

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

FRIDAY, 7TH MAY, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

The minutes of Wednesday last were read,

Petition to incorporate a Marine Assurance Company—read.

On motion of the Honourable Mr. O'BRIEN, a Petition from Merchants and others interested in the general trade of the Colony, praying that an Act may pass to incorporate a Company under the name of “The Newfoundland Marine Assurance Company,” was read—and

Ordered to lie on the table.

Education Act continuation Bill, read 3d time.

Pursuant to the order of the day, the Bill, as amended, entitled “An Act to continue an Act, passed in the 14th year of the reign of Her present Majesty, entitled “An Act for the encouragement of Education,” was read a third time—and

On motion of the Honourable Mr. BENNETT, seconded by the Honourable the COLONIAL SECRETARY, that the said Bill do pass, the House divided, when there appeared :—

7th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

CONTENT—

NON-CONTENT—

The Honourable the Attorney-General.
 “ the Colonial Secretary.
 “ William B. Row.
 “ Charles F. Bennett.

The Honourable William Thomas.
 “ Joseph Noad.
 “ Laurence O'Brien.

So the question passed in the affirmative.

Whereupon, the Honourable the President signed the same.

Pursuant to the order of the day, the Bill to simplify proceedings on the Equity side of the Supreme and Circuit Courts, was read a third time and passed, and it was

Equity Bill read third time and passed.

Ordered—That the Title of the said Bill be “ An Act to simplify proceedings on the Equity side of the Supreme and Circuit Courts.”

Title.

Whereupon, the Honourable the President signed the same.

Deputations from the House of Assembly brought up two Bills for the concurrence of this House, entitled “ An Act to incorporate sundry persons by the name of the Newfoundland Marine Assurance Company,” and

Marine Insurance Incorporation Bill—

and

“ An Act for shortening the language used in the Acts of the General Assembly, and to aid in the construction of the same ;”

Construction of Acts Bill

Which were severally read a first time—and

brought up and read 1st time.

Ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House went into Committee on the Bill to Incorporate the Shareholders of the St. John's Athenæum, and also to provide for the incorporation of the members of the St. John's Mechanics' Institute, and of the St. John's Library and Reading Room ;”

Athenæum Incorporation Bill—committed.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported the Bill.

Ordered—That said Bill be engrossed, and read a third time to-morrow.

Pursuant to the order of the day, the Bills entitled “ An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony—and

Light Houses Acts consolidation Bill—
and

7th and 10th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Woods and Forests Bill
—severally read 2d time. “ An Act for preventing damage by unseasonable burning or firing of the Woods in the clearing of land, and burning the Woods and Forests of this Island,” were severally read a second time—and

Ordered to be committed to-morrow.

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

MONDAY, 10TH MAY, 1852.

House meets. The House met pursuant to adjournment.

Present :

Members present. *The Honourable* JAMES CROWDY, *Colonial Secretary.*
“ WILLIAM B. ROW.
“ WILLIAM THOMAS.
“ JOSEPH NOAD.
“ LAURENCE O'BRIEN.

The minutes of Friday last were read.

St. John's Athenæum In-
corporation Bill—read 3d
time and passed. Pursuant to the order of the day, the Bill to incorporate the Shareholders of the St. John's Athenæum, was read a third time and passed.

Title of the Bill. Ordered—That the Title of the said Bill be “ An Act to incorporate the Shareholders of the St. John's Athenæum.”

Marine Assurance Com-
pany Incorporation Bill
and Pursuant to the order of the day, the Bills entitled “ An Act to incorporate sundry persons by the name of the Newfoundland Marine Assurance Company—
and

Construction of Acts Bill
—read 2d time. “ An Act for shortening the language used in the Acts of the General Assembly, and to aid in the construction of the same,” were severally read a second time—and

Ordered to be committed to-morrow.

Light House Acts con-
solidation Bill—commit-
ted. Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony ;”

10th. and 12th May, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

With reference to the Bill passed on the 7th instant, entitled “An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled “An Act for the encouragement of education;”

The Honourable Mr. THOMAS entered the following Protest:—

Dissentient—1st.—Because he is of opinion that the subdivision of the Protes-
tant Grant is neither requisite nor expedient—and

Protest of the Honourable Wm. Thomas against the passing of the Education Bill.

2d.—Because it is calculated to produce sectarian differences, and to excite an unfriendly feeling throughout the Colony.

(Signed)

WILLIAM THOMAS.

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

WEDNESDAY, 12TH MAY, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable JAMES CROWDY, *Colonial Secretary.*

Members present.

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ LAURENCE O'BRIEN.

“ CHARLES F. BENNETT.

“ EDWARD M. ARCHIBALD, *Attorney General.*

The minutes of Monday last were read.

12th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Light House Acts consolidation Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony;”

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

Reported with amendments.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received.

The Amendments are as follow :—

The amendments.

At the end of the 1st Section of the Bill, insert the following Proviso :—
“Provided that nothing herein contained shall have the effect of reviving any Act or Acts repealed in whole or in part by any of the said recited Acts.”

In the 8th Section, 2d line—expunge the words “same day,” and insert instead the words “last Friday of.”

In the 9th Section, 2d line—expunge the words “or any three of them.”

In the 10th Section, last line—expunge all the words after the word “Colony” in this line.

In the 11th Section, 5th and 9th lines—expunge the word “day” in each of these lines, and insert in each place thereof respectively, the word “Thursday.”

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

Woods and Forests Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for preventing damage by unseasonable burning or firing of the Woods in the clearing of land, and burning the Woods and Forests of this Island.”

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

12th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The Honourable Mr. Secretary CROWDY laid before the House, by direction of the Governor, the report of the Physician of the Lunatic Asylum for the year 1851. Report of Physician of Lunatic Asylum laid before the House by Mr. Secretary Crowdy.

Ordered—That the said Report be printed.

A Deputation from the House of Assembly brought up two Bills for the concurrence of this House, entitled “An Act to provide for the Salary of the Governor of this Island,”—and Governor's Salary Bill—

“An Act to reduce and make provision for the payment of the Salaries of the principal officers of Her Majesty's Government in this Colony,” which were severally read a first time. and
Reduction of Salaries Bill brought up and read 1st time.

The same Deputation also brought up the following Message:—

Mr. President,

The House of Assembly acquaint Her Majesty's Council that they concur in the Amendments made by that body in and upon the Bill sent up from this House, entitled “An Act to amend the Carbonear Street Act.” Message from the House of Assembly concurring in amendments on the Carbonear Street Act.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
12th May, 1852. }

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to incorporate sundry persons by the name of the Newfoundland Marine Assurance Company;” Newfoundland Marine Assurance Company incorporation Bill committed.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported with amendments.

Ordered—That the Report be received.

The Amendments are as follow:—

In the 2d and 4th Sections—expunge the word “six” and insert “twelve” in place thereof, in each section respectively. The amendments.

12th and 14th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

In the 9th Section, 4th line—expunge the word “Board,” and insert “Corporation.”

In the 13th Section, 9th line—expunge the word “Twenty,” and insert “Ten” in its stead.

In the 25th Section—insert at the end of this Section the words “unless at any general or special meeting of Stockholders.”

In the 26th Section—expunge the Proviso in this Section.

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

House adjourns.

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

FRIDAY, 14TH MAY, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ JAMES CROWDY, *Colonial Secretary.*

“ E. M. ARCHIBALD, *Attorney General.*

The minutes of Wednesday last were read,

Light House Acts consolidation Bill—read 3d time and passed.

Pursuant to the order of the day, the Bill, as amended, entitled “An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony,” was read a third time and passed.

Whereupon, the Honourable the President signed the same.

Marine Assurance incorporation Bill—read 3d time and passed.

Pursuant to the order of the day, the Bill, as amended, entitled “An Act to incorporate sundry persons by the name of the Newfoundland Marine Assurance Company,” was read a third time and passed.

14th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Whereupon the Honourable the President signed the same.

The Honourable Mr. ARCHIBALD laid a Petition on the Table from the Sons of Temperance in this Town.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for preventing damage by unseasonable burning or firing of the Woods in the clearing of land, and burning the Woods and Forests of this Island;" Woods and Forests Bill committed.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

—reported with amendments.

Ordered that the Report be received.

The amendments are as follow :—

In the 1st Section, 9th line—after the word "aforesaid" insert "and also for preventing the wilful or careless burning of any of the standing Woods and Forests in any of the said districts." The amendments.

In the 4th Section, 5th line—expunge the words between the word "property" in this line, and the word "such" in the 7th line, and insert instead thereof "contrary to any such rule to be made as aforesaid."

————— 11th line—expunge "the Supreme or Circuit Courts of," and insert instead, "any Court of Record in."

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

A Deputation from the House of Assembly brought up a Message in the following words:—

Mr. President,

The House of Assembly request a Conference with Her Majesty's Council upon the subject of the amendments made by the Council in and upon the Bill sent up from this House, entitled "An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled "An Act for the encouragement of Education."

Message from the House of Assembly requesting a Conference on the Education Bill.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
13th May, 1852. }

14th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

—Concurred in.

Ordered—That the request be concurred in.

Conferees appointed.

Ordered—That the Honourables Messrs. THOMAS and NODD, be the Conferees on the part of this House.

The Conferees went to the Conference, and having returned, reported that they had met the managers from the Assembly, and received from them their Instructions.

Ordered—That the Report be received.

The Instructions were then read, and are as follow:—

Instructions of managers of the Assembly, in Conference, on the Education Bill.

The House of Assembly have desired this Conference with Her Majesty's Council upon the amendments made by the Council to the Bill sent up from this House, entitled "An Act to continue an Act, passed in the 14th year of the reign of Her present Majesty, entitled "An Act for the encouragement of Education," for the purpose of acquainting Her Majesty's Council that they do not concur in the above amendments, for the following reasons:—

1st.—Because the General Education of this Colony, for which this Bill was intended to provide, has been for many years based upon only two denominational distinctions, viz.: Protestant and Roman Catholic, and the Legislature has accordingly divided the annual Education grant between these denominations in proportion to their respective numbers.

2nd.—The House of Assembly are of opinion that the subdivision of the Protestant appropriation between the members of the Church of England and of the other Protestant Churches would impair the efficiency of the Schools at present established, as the amount now allocated for their support is inadequate for their proper maintenance, whilst the subdivision of it would necessarily render the present system less effective, and tend to promote rather than allay religious differences, especially in the Outports, between the different Protestant bodies.

3rd.—That great variety of opinion upon the principle of the proposed amendments, exists amongst the members of the Church of England (those of the other Protestant Churches being wholly opposed to it), and having undergone lengthened discussions for the past two Sessions in the House of Assembly (and in each Session negated,) and this being the last Session of the present General Assembly, and no Census of the population taken since the year 1845, the accuracy of which has been questioned by the Wesleyans, so far as their numbers are concerned; this House is therefore of opinion, for these reasons, that it would be unwise and unjust to give practical effect to the amendments of Her Majesty's Council under the existing circumstances of this country.

14th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The House of Assembly further respectfully observe that the amendments are in violation of the privileges of this House by altering the appropriation of a money grant; but that from the lateness of the Session, and the great importance of the measure, this House consented to receive them with a view to a Conference, in the hope that Her Majesty's Council would be induced to recede from the amendments rather than the Bill should be altogether lost.

HOUSE OF ASSEMBLY, }
14th May, 1852. }

Ordered—That the said Instructions be printed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for shortening the language used in the Acts of the General Assembly, and to aid in the construction of the same;" Construction of Acts Bill
—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported with amend-
ments.

Ordered—That the Report be received.

The Amendments are as follow:—

In the 1st Section, 3d line—Between "be" and "passed" insert "hereafter," and strike out the words "after the commencement of this Act." The amendments.

Expunge the 3d Section of the Bill, after the word enacted, in the first line; and insert instead thereof, as follows:—"That no Act, nor any portion of an Act that shall be repealed, shall be revived, unless by express enactment."

In the 4th Section—Add to this section the following words:—"and all proceedings taken under the old law shall be taken up and continued under the new, when not inconsistent therewith, and all penalties may be recovered, and proceedings had, in relation to matters which have happened before the repeal, in the same manner as if the law were still in force."

In the 5th Section, 12th line—At the end of this line insert "Justice" shall signify "Justice of the Peace," "Grantor" may be construed as including every person from whom any freehold estate or interest passed by deed; and "Grantee" as including every person to whom any such estate or interest passes in like manner. "Highway" or "Road" shall signify a public highway or road, and may

14th and 17th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

also include public bridges. "Goods" shall mean personal property. "Representatives" shall mean Executors and Administrators. "Wills" shall include codicils. "Sureties" shall mean sufficient sureties; and "Security" sufficient security.

In the 5th Section, 22d line—At the end of this line insert "The imposition of a penalty shall not relieve any person from liability to answer for special damages to a party injured.

In the 5th Section, 29th line—At the end of this line insert "Quakers or Moravians, where an oath is prescribed, may, instead of taking the same, solemnly affirm in manner used in their religion; and such affirmations shall have the like effect, and render the parties taking them liable to the like penalties, if false, as attach to an oath."

Add to the Bill—Printed copies of Acts published in the *Royal Gazette* Newspaper, in St. John's, or purporting to be published by the Queen's printer for the island, shall be evidence of such Acts.

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 until Monday next.

MONDAY, 17TH MAY, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*
 " WILLIAM THOMAS.
 " WILLIAM B. ROW.
 " JOSEPH NOAD.
 " CHARLES F. BENNETT.
 " LAURENCE O'BRIEN.
 " JAMES CROWDY, *Colonial Secretary.*

The minutes of Friday last were read.

17th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Pursuant to the order of the day, the Bill, as amended, entitled "An Act for preventing damage by unseasonable burning or firing of the Woods and Forests of this Island," was read a third time and passed; Woods and Forests Bill read 3d time and passed.

Whereupon, the Honourable the President signed the same.

On motion of the Honourable Mr. ARCHIBALD, a Petition from the Sons of Temperance, praying that measures may be adopted to render illegal the manufacture and sale of intoxicating liquors, was read—and Petition from the Sons of Temperance read.

Ordered to lie on the table.

Pursuant to the order of the day, the Bill, as amended, entitled "An Act for shortening the language used in the Acts of the General Assembly, and to aid in the construction of the same," was read a third time and passed; Construction of Acts Bill read 3d time and passed.

Whereupon the Honourable the President signed the same.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to amend the Act for the establishment and regulation of Inland Posts," which was read a first time—and Inland Post Act amendment Bill—brought up and read 1st. time.

Ordered to be read a second time to-morrow.

On motion made and seconded, it was—

Ordered—That a Conference be requested with the House of Assembly, with reference to the Instructions of the Assembly to their Conferees on the Council's amendments to the Bill, entitled "An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled "An Act for the encouragement of Education,"—and Conference ordered on instructions of House of Assembly on Council's amendments on the Education Bill—

Ordered—That the Honourables Messrs. BENNETT and Row be a Select Committee to draft Instructions to the Conferees. Select Committee appointed to draft instructions to Conferees.

After some time, the Honourable Mr. BENNETT, from the abovenamed Committee, brought in a draft of Instructions to the Conferees accordingly, which was received and read, and—

Ordered to be committed to-morrow.

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

19th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

WEDNESDAY, 19TH MAY, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

The minutes of Monday last were read.

Inland Posts Act amendment Bill read 2d time.

Pursuant to the order of the day, the Bill entitled “ An Act to amend the Act for the establishment and regulation of Inland Posts,” was read a second time—and

Ordered to be committed to-morrow.

Governor transmits Despatch from the Secretary of State on the subject of Responsible Government.

The Honourable Mr. Secretary CROWDY laid before the House, by direction of the Governor, a Copy of a Despatch from the Right Honourable the Secretary of State for the Colonies, on the subject of Responsible Government, dated the 6th April, 1852, which was read—and

Ordered to be printed.

Instructions to Conferees on Assembly's Instructions to their Conferees on the Education Bill—committed.

Pursuant to the order of the day, the House went into Committee on the draft of Instructions to the Conferees on the House of Assembly's Instructions to their managers at the last Conference, on the subject of the Council's amendments on the Bill entitled “ An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled “ An Act for the encouragement of Education;”

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported the Instructions.

Ordered—That the same be received and adopted.

The Instructions are as follow:—

19
19th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Her Majesty's Council have requested this Conference upon the last Conference with the House of Assembly, on the amendments made by the Council in the Bill sent up by the House of Assembly, entitled "An Act to continue an Act passed in the 14th year of Her present Majesty, entitled "An Act for the encouragement of Education," for the purpose of acquainting the House of Assembly that they adhere to their amendments, for the following reasons:—

Instructions to Conference,
on Education Bill.

That the principle of division adopted by the Act of 1843, (before which children of all denominations were educated together), is not approved by the great body of the members of the Church of England, which is abundantly testified by the numerous petitions for subdivision on the table of the Council; and the Council are of opinion that religious differences will not be more promoted between the several denominations of Protestants by such subdivision, than between Protestants and Roman Catholics by the division into two parts only.

That any difference of opinion between members of the Church of England upon the principle of the proposed amendments is to a very limited extent, and the discussions in the House of Assembly of the two former Sessions, which ended in the first by a continuance of the former Act, and in the second by a similar continuance with an additional grant to be differently applied, as the Council view it, by way of experiment, were each but for a single year, and rather show that no conclusion had been arrived at. The same may be said of the Bill now under consideration, which is also for a single year; and the Council do not perceive that the propriety of the measure can be at all affected by this Session being the last of the present General Assembly.

That the inefficiency of the Protestant Schools under the present system is alleged with good show of reason to have arisen from the want of a subdivision similar to that now proposed—the Schools being thereby in a great measure deprived of that religious instruction which could alone be effectually obtained through the cordial support and regular visitation of the Clergy of the several denominations; and the Council are of opinion that the proposed amendments provide to a great extent, if not entirely, for a proper allocation of the sum now proposed to be granted:

That the Council have no reason to know or believe that the Census of 1845 was inaccurate, it not having been made to appear to them that in any place the numbers were falsely stated; nor can the Council suppose that if inaccuracies there were, the Wesleyans would suffer by them in a greater proportion than other denominations.

19th and 21st May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

That the principle of division being adopted, (concerning the wisdom or expediency of which there are however very divided opinions), the Council are of opinion that the members of the Church of England who compose in so great a degree the largest portion of the Protestant community, are equally entitled with the Roman Catholics to their separate portion of the grant, and that their urgent petitions for subdivision cannot without the appearance of partiality be resisted.

The Council therefore, with every desire to meet the views of the House of Assembly in details, adhere to their amendments.

The Council disclaim any intention of violating the privileges of the House of Assembly, and have no desire that the amendments made in this Bill, and the Conference thereon, if in violation of such privileges, should be drawn into a precedent.

Ordered—That the Honourable Messrs. Row and BENNETT be the Conferees on the part of this House.

A Deputation from the House of Assembly brought up the following Message :

Mr. President,

Message from the House of Assembly agreeing to a Conference on the amendments of the Council on the Education Bill.

The House of Assembly agree to the Conference as requested by Her Majesty's Council on the subject of the amendments made by the Council upon the Bill sent up from this House, entitled "An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled "An Act for the encouragement of Education," and have appointed Conferees on the part of this House to meet the Conferees on the part of the Council at the time and place appointed.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
19th May, 1852. }

The Conferees went to the Conference, and having returned, reported that they had delivered their Instructions to the managers on the part of the House of Assembly.

House adjourns.

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

FRIDAY, 21ST MAY, 1852.

House meets.

The House met pursuant to adjournment.

21st May, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

Present:

The Honourable E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.

Members present.

The minutes of Wednesday last were read.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to amend the Act for the establishment and regulation of Inland Posts;” Inland Post Act amendment Bill committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

A Deputation from the House of Assembly brought up the following Message:—

Mr. President,

The House of Assembly request a free conference with Her Majesty’s Council on the subject-matter of the amendments made by Her Majesty’s Council to the Bill sent up from this House, entitled “An Act to continue An Act passed in the 14th year of Her present Majesty, entitled “An Act for the encouragement of Education.”

(Signed)

J. KENT,
Speaker.

HOUSE OF ASSEMBLY, }
19th May, 1852. }

Ordered—That the request be concurred in.

Whereupon a Message was transmitted to the House of Assembly by the Master-in-Chancery, appointing to-morrow, 2 o’clock, P.M., for that purpose.

21st and 22d May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Bills brought up from the House of Assembly—
viz.:
Deserted Wives and Children's Bill;

A Deputation from the House of Assembly brought up three Bills for the concurrence of this House, entitled "An Act to continue the Act for affording relief to Wives and Children deserted by their Husbands and Parents."

Protection of Electric Telegraphs Bill; and
Kerosene Gas Bill—

"An Act to make provision for the protection of Electric Telegraphs,"—and

"An Act to enable the inhabitants of St. John's and its vicinity to manufacture and use Kerosene Gas and other illuminating Gas, and to introduce it into their premises."

and read 1st time.

Which were severally read a first time.

Ordered—That the two Bills first-named be read a second time to-morrow, and the last-named Bill on Wednesday next, and that it be printed.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

SATURDAY, 22d MAY, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General.*

" WILLIAM THOMAS.

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

" LAURENCE O'BRIEN.

The minutes of yesterday were read.

The Honourable Mr. NOAD laid on the table two Petitions from certain inhabitants of Harbour Grace.

Notice for a Select Committee on Contingencies.

The Honourable Mr. NOAD gave notice that to-morrow he would move that a Select Committee be appointed to report on the Contingencies of the House.

Deserted Wives and Children Bill—and

Pursuant to the order of the day, the Bills entitled "An Act to continue the Act for affording relief to Wives and Children deserted by their Husbands and Parents," and

22d, 25th, and 26th May, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

“ An Act to make provision for the protection of Electric Telegraphs ;”

Protection of Telegraph
Bill—

Were severally read a second time—and

read 2d time.

Ordered to be committed to-morrow.

Petitions were laid on the table from Mr. C. Ayre, and from Mr. W. J. Ward.

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

House adjourns.

TUESDAY, 25TH MAY, 1852.

At half-past One of the clock, P.M., there were—

Present :

The Honourable WILLIAM B. ROW.

“ JOSEPH NOAD.

The Honourable Mr. Row declared the House adjourned until to-morrow, for want of a quorum.

House adjourns for want
of a quorum.

WEDNESDAY, 26TH MAY, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

The minutes of Saturday and Tuesday last were read.

26th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Petitions from Harbour
Grace—

On motion of the Honourable Mr. NOAD, two memorials from certain inhabitants of Harbour Grace were read, praying that a portion of the yearly grant for Education may be awarded to the settlement of Cat Harbour, in the district of Fogo—and also, that a Bridge may be erected over Wind Mill Brook, in the same district.

from Mr. C. Ayre—

On motion of the Honourable Mr. NOAD, a Petition from Mr. Ayre, praying for remuneration for extra services as deputy Clerk of the Council—was read.

and

Ordered—That the said memorials do lie on the table.

Mr. W. J. Ward

On motion of the Honourable Mr. BENNETT, the Petition of Mr. W. J. Ward, praying to be reimbursed for the loss incurred by him last year, and that his expenses this year, attendant on the publication of the proceedings of the Council, may be covered—was read, and

—read.

Ordered to lie on the table.

Select Committee on
Contingencies.

Pursuant to notice, the Honourable Mr. NOAD moved that a Select Committee be appointed to inquire into and report upon the Contingencies of this House.

—appointed.

Ordered—That the Honourable Messrs. NOAD, BENNETT, and O'BRIEN be a Committee for that purpose.

The Honourable Mr. NOAD, from the Free Conferees on the subject-matter of the Amendments made by Her Majesty's Council on the Education Bill, reported as follows:—

Report of free conferees
on amendments made by
the Council on the Edu-
cation Bill.

Your Committee appointed to meet the Conferees of the House of Assembly in Free Conference, upon the Bill entitled “An Act to continue an Act passed in the 14th year of the reign of Her present Majesty, entitled “An Act for the encouragement of Education,” beg leave respectfully to report to your Honourable House, that they have met the said Conferees upon the said Bill, who have made known to your Committee that the House of Assembly decline for various reasons acceding to the principle of subdivision of the Protestant portion of the Educational grant; and your Committee further learn that the Roman Catholic members in the House of Assembly do not approve of the amendments of the Council, inasmuch as such amendments give to the Central Boards powers to appropriate in detail the sum respectively allotted to them, but which appropriation, it was argued, had better form part of the Act itself, as was the case under the Acts formerly passed.

26th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

To the latter statement, it was replied, that probably the Council would be quite ready to consider any proposal to modify the details of the Bill, provided that any suggestions which may be advanced did not affect the principle of sub-division.

COUNCIL CHAMBER,)
26th May, 1852. }

Ordered—That the said Report be received, and that it do lie on the table.

Whereupon the Honourable Mr. NOAD moved that the House do recede from their amendments on the said Bill,—which motion was negatived without a division. Motion that the House recede from their amendments—lost.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to amend the Act for the establishment and regulation of Inland Posts;” Inland Posts Bill—committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments. Reported with amendments.—

Ordered—That the report be received.

The Amendments are as follow:—

In the 2d Section of the Bill, 17th line—after the word “vessel” insert “not being a packet boat.” The amendments.

After the 24th line—insert “letters received by private ships from Spain, Portugal, Italy, Brazils, and West Indies, and commonly known as market circulars.”

In the 4th Section—expunge all the words after “Sureties” in the 14th line, to the word “adopt” inclusive, in the 17th line.

In the 16th Section, 1st line—after the word “the” insert “Salary of the Postmaster-General and the other,” and add the letter “s” to the word “expense.”

————— 4th line—expunge the word “packet,” and after “letters” insert “to or from places out of this Island.”

26th May, 1852.

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In the 16th Section, 5th line—after the words “Saint John’s,” expunge the remainder of the Section.

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

Petition of Mr. Harcourt Mooney.

A Petition from Mr. Harcourt Mooney, was laid on the table.

Deserted Wives and Children's Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to continue the Act for affording relief to Wives and Children deserted by their Husbands and Parents;”

The Honourable Mr. Row in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without amendments.

Ordered—That the Report be received.

Ordered—That the said Bill be read a third time to-morrow.

Protection of Electric Telegraphs Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to make provision for the protection of Electric Telegraphs;”

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without amendment.

Ordered—That the report be received.

Ordered—That the said Bill be read a third time to-morrow.

Kerosene Gas Light Bill—read 2d time.

Pursuant to the order of the day, the Bill entitled “An Act to enable the inhabitants of St. John’s and its vicinity to manufacture and use Kerosene and other illuminating Gas, and to introduce it into their premises,” was read a second time—and

Ordered to be committed to-morrow.

House adjourns.

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

28th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

FRIDAY, 28TH MAY, 1852.

The House met pursuant to adjournment.

House meets.

Present :

The Honourable E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS,
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

Members present.

The minutes of Wednesday last were read.

On motion of the Honourable Mr. NOAD, it was—

Ordered—That the Petitions of Messrs. Ward and Ayre be referred to the Select Committee on Contingencies.

On motion, petitions of Messrs. Ward and Ayre referred to Select Committee—

On motion of the Honourable Mr. THOMAS, the Petition of Mr. Harcourt Mooney, praying for increased remuneration for services as Reporter, was read and—

also petition of Mr. Harcourt Mooney.

Ordered to be referred to the Select Committee on Contingencies.

The Honourable Mr. BENNETT laid a Petition on the table from certain inhabitants of St. John's, praying that the House will pass the Kerosene Gas Bill.

Petition of certain inhabitants of St. John's—laid on the table.

Pursuant to the order of the day, the Bill entitled “ An Act to amend the Act for the establishment and regulation of Inland Posts,” was read a third time.

Inland Posts Bill—read 3d time.

Pursuant to the order of the day, the Bill entitled “ An Act to continue the Act for affording relief to Wives and Children deserted by their Husbands and Parents,” was read a third time and passed ;

Deserted Wives and Children's Bill—read 3d time and passed.

Whereupon, the Honourable the President signed the same.

Pursuant to the order of the day, the Bill entitled “ An Act to make provision for the protection of Electric Telegraphs,” was read a third time and passed ;

Protection of Electric Telegraphs Bill—read 3d time and passed

Whereupon, the Honourable the President signed the same.

28th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

A Deputation from the House of Assembly brought up for the concurrence of this House, the following Bills, which were severally read a first time, viz. :—

Revenue Bill.

“An Act to continue and amend the Act for granting to Her Majesty certain duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies ;

Education Bill—

and

“An Act to continue and amend an Act passed in the 14th year of the reign of Her Majesty, entitled “An Act for the encouragement of Education ;” and

Lunatic Asylum Bill—
brought up and read 1st
time.

“An Act to repeal the Acts respecting the establishment of a Lunatic Asylum at St. John's and to make other provision in lieu thereof.”

Ordered—that the said Bills be read a second time to-morrow.

Notice of motion that
37th rule of the House be
suspended.

The Honourable Mr. THOMAS gave notice that to-morrow he would move that the 37th rule of the House be suspended with reference to the Bill first-named.

Message from the As-
sembly of having passed
the St. John's Athenæum
Incorporation Bill with
an amendment.

The Deputation also brought up a message stating that the House of Assembly had passed the Bill sent down from this House, entitled “An Act to Incorporate the Shareholders of the St. John's Athenæum,” with an amendment, to which they request the concurrence of this House.

The amendment was then read a first time, and it was—

Amendment read and
adopted.

Ordered—That the said amendment be adopted.

The amendment is as follows :—

The amendment.

In the 1st Section, 2d line—insert between the words “that” and “John,” as follows:—Edward Mortimer Archibald, James Crowdy, William Thomas, Charles Fox Bennett.

The same Deputation also brought up the following Messages :—

Mr. President,

Message from the House
of Assembly of having
passed the Council's
amendments on certain
Bills, viz. :—Light House
Acts consolidation Bill ;

The House of Assembly acquaint Her Majesty's Council that they have passed the amendments made by the Council in and upon the Bills sent up from the Assembly, entitled “An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony ;”

28th May, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

“An Act for preventing damage by unseasonable burning or firing of the Woods in the clearing of land, and burning the Woods and Forests of this Island;” Woods and Forests Bill;

“An Act for shortening the language used in Acts of the General Assembly, and to aid in the construction of the same;”—and Construction of Acts Bill;
and

“An Act to incorporate sundry persons by the name of the Newfoundland Marine Assurance Company;”— Newfoundland Marine Assurance Company Bill.

Without amendment.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
27th May, 1852. }

Mr. President,

The House of Assembly acquaint Her Majesty's Council that they have passed the accompanying Address to Her most gracious Majesty, on the subject of the Fisheries of this Island, to which they request the concurrence of the Council. Message from the House of Assembly with an Address to Her Majesty on the subject of the Fisheries.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
28th May, 1852. }

Whereupon the said Address was read a first time, and—

Ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House went into Committee on the Bill, entitled “An Act to enable the inhabitants of St. John's and its vicinity to manufacture and use Kerosene and other illuminating Gas, and to introduce it into their premises;” Kerosene Gas Light Bill
—committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported that the Committee had risen.

Committee rises.

Ordered—That the report be received.

28th and 29th May, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

House adjourns. On motion made and seconded, the House adjourned until to-morrow at noon.

SATURDAY, 29TH MAY, 1852.

House meets. The House met pursuant to adjournment.

Present :

Members present. *The Honourable* E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

The minutes of yesterday were read.

Revenue Bill—read 2d time. Pursuant to the order of the day, the Bill entitled “An Act to continue and amend the Act for granting to Her Majesty certain duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies,” was read a second time.

37th rule of the House suspended with reference to the Revenue Bill. Pursuant to notice, the Honourable Mr. THOMAS moved that the 37th rule of the House be suspended, with reference to the said Bill, and that the House go into Committee thereon presently.

Revenue Bill—committed. Whereupon the House went into Committee accordingly ;

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

—reported. The Chairman reported the Bill without amendment.

Ordered—That the Report be received.

—read 3d time and passed. The Bill was then read a third time and passed—and

The Honourable the President signed the same.

29th and 31st May, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

On motion made and seconded, the Bill entitled "An Act to amend the Act for the establishment and regulation of Inland Posts," was passed; Inland Posts Bill passed.

Whereupon the Honourable the President signed the same.

Pursuant to the order of the day, the Bill entitled "An Act to continue and amend an Act passed in the 14th year of the reign of Her Majesty, entitled "An Act for the encouragement of Education," was read a second time—and Education Act continuation Bill read 2d time.

Ordered to be committed to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act to repeal the Acts respecting the establishment of a Lunatic Asylum at St. John's and to make other provision in lieu thereof," was read a second time—and Lunatic Asylum Bill—read 2d time.

Ordered to be committed to-morrow.

Pursuant to the order of the day, the Address to Her Majesty on the subject of the Fisheries, was read a second time—and Address to Her Majesty on the Fisheries read 2d time.

Ordered—to be committed to-morrow.

At Three of the clock, P.M., His Excellency the Governor having come to the Legislative Council Chamber, and being seated on the Throne, the Sergeant-at-Arms was ordered to direct the attendance of the Speaker and Members of the Commons House of Assembly, in this House, and they being come thereto, His Excellency was pleased to assent to the Bill entitled "An Act to continue and amend the Act for granting to Her Majesty certain duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies." Governor arrives at the Council Chamber—
Assembly summoned to attend him—
His Excellency assents to the Revenue Bill.

Then the House of Assembly retired, and His Excellency withdrew.

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

MONDAY, 31ST MAY, 1852

The House met pursuant to adjournment. House meets.

Present:

The Honourable JAMES CROWDY, *Colonial Secretary.* Members present.
 " WILLIAM B. ROW.
 " JOSEPH NOAD.
 " CHARLES F. BENNETT.

31st May, and 2d June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

The minutes of Saturday last were read.

House adjourns.

On motion made and seconded, the House adjourned until Wednesday.

WEDNESDAY, 2d JUNE, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General*,
 “ WILLIAM THOMAS.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

The minutes of Monday last were read.

Lunatic Asylum Bill—
 committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to repeal the Acts respecting the establishment of a Lunatic Asylum at St. John's, and to make other provision in lieu thereof;”

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

—reported with.

The Chairman reported the Bill with some amendments:

Ordered—That the Report be received.

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

The Amendments are as follow:—

Amendments.

In the 5th Section of the Bill, 8th line—after the word “which” insert “rules and regulations.”

In the 6th Section, 3d line—after the word “such” insert “Medical Superintendent and.”

2d, 3d, and 4th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to provide for the relief of the Poor in the several districts of this Colony," which was read a first time—and

Relief of Poor Bill—
brought up and read 1st
time.

Ordered to be read a second time to-morrow, and to be printed.

Pursuant to the order of the day, the House went into Committee on the Address to Her Majesty, on the subject of the Fisheries;

Address to Her Majesty
on the Fisheries—com-
mitted.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

The Honourable the ATTORNEY-GENERAL gave notice that he would to-morrow move that an Address be presented to the Governor, for the report made by Captain Darby on the Fisheries of this Island.

Notice of motion for re-
port of Captain Darby on
the Fisheries.

On motion made and seconded, the House adjourned until to-morrow.

House adjourns.

THURSDAY, 3D JUNE, 1852.

At half-past One of the clock, P.M., there were—

Present :

The Honourable JOSEPH NOAD.

“ CHARLES F. BENNETT.

The Honourable Mr. NOAD declared the House adjourned until to-morrow, for want of a quorum.

House adjourns for want
of a quorum.

FRIDAY, 4TH JUNE, 1852.

The House met pursuant to adjournment.

House meets.

4th and 7th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Present :

Members present. *The Honourable* JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM THOMAS.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.
 “ WILLIAM B. ROW.
 “ E. M. ARCHIBALD, *Attorney General.*

The minutes of Wednesday and Thursday last were read.

Lunatic Asylum Bill read
3d time and passed.

Pursuant to the order of the day, the Bill, as amended, entitled “An Act to repeal the Acts respecting the establishment of a Lunatic Asylum at St. John's, and to make other provision in lieu thereof,” was read a third time and passed;

Whereupon, the Presiding Member signed the same.

A Petition was laid on the table from the Clergyman and Parishioners of Herring Neck, for a proportionate part of the grant for Education, according to population, for the support of Schools in connexion with the Church of England.

Address to Her Majesty
on the Fisheries—com-
mitted.

Pursuant to the order of the day, the House went into Committee on the Address to Her Majesty, on the subject of the Fisheries.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

—reported with amend-
ments.

The Chairman reported the Address with some amendments.

Ordered—That the said report be received and adopted.

Ordered—That the said Address, as amended, be engrossed, and read a third time to-morrow.

House adjourns.

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

MONDAY, 7TH JUNE, 1852.

House meets.

The House met pursuant to adjournment.

7th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Present:

The Honourable E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

Members present,

The minutes of Friday last were read.

Pursuant to the order of the day, the Address to Her Majesty on the subject of the Fisheries, as amended, was read a third time and passed—and

Address to Her Majesty on the subject of the Fisheries—read 3d time and passed.

The Honourable the President signed the same.

The Address is as follows:—

TO THE QUEEN'S MOST EXCELLENT MAJESTY,

MAY IT PLEASE YOUR MAJESTY,—

We, Your Majesty's loyal subjects, the Council and House of Assembly of Newfoundland, in Legislative session convened, beg leave to approach your Majesty with feelings of profound respect for your Majesty's person and Government.

The Legislature of this colony has frequently brought under your Majesty's notice the important subject of our Fisheries, and has represented the serious evils to which they were exposed by the operation of the Treaties which give to Foreign Powers the right of Fishing on the coasts of this island. The manner in which those Treaties have been infringed by the subjects of France, has formed the subject of renewed complaint; and your Majesty's Government has been repeatedly implored to afford us the protection necessary to guard our rights against such intrusions.

We lament that the favourable consideration to which, we humbly submit, we have a claim, has not hitherto been accorded to our prayers, and we are compelled by the pressing necessities of our position to appeal again to the wisdom and justice of your Majesty.

The French Fisheries on this coast are supported by large Bounties, which have forced them into great importance; they are accordingly carried on with vigour, and are steadily increasing from year to year. Our Fisheries are wholly

7th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

self-sustained, and, at this serious disadvantage, we have been obliged to compete with our rivals in the markets of Europe. For many years after the peace, the produce of the French Fisheries was not greater than the requirements of their own Home Markets; and while this continued, we experienced but the loss of the best portions of our Fishing coast. Of late, however, the increasing growth of their operations has given them a large surplus above what the French Markets require, and this finds its way into places which formerly were supplied by our produce. From some of our oldest markets we have been driven altogether, and in most of those on which we chiefly rely our interests are weakened to a degree that menaces the foundations of our Trade. The evils of this unequal competition have been progressively developing themselves for some years, but in the past season we experienced them in an alarming degree, a large quantity of our Fish having been disposed of in the European ports at *one-half its actual cost*. This amount, with the Bounty they receive, is a compensating price to the French; and as their Fisheries are annually increasing, it is certain that a still larger supply will be forced by them into the markets on which we have to depend, which must necessarily be accompanied by a corresponding decline of British prosperity in this colony.

The consequences of the losses experienced in the past year are now being seriously felt. The merchants are naturally alarmed at the prospect of embarking their means in a trade which seems withering beneath the gigantic influences with which it has to struggle, and they are curtailing their operations as far as possible. A decline of the population must inevitably keep pace with a diminution of the means of employment, and it will be matter of serious reproach if, in a colony like this, with inexhaustible resources in its Fisheries, the present small population should want for employment, while foreigners are acquiring wealth and importance in prosecuting the like pursuits of industry.

But, critical as we have shown our position to be, we regret to add that new causes of embarrassment have lately arisen. Former regulations granted an additional bounty on French fish, landed in the first instance at a national port, and thence transhipped. To relieve their trade from the expense of this second lading, and to facilitate their fishing interests to the utmost extent, it is stated that a Decree has this year been issued by the Government of France, which makes the bounty applicable to fish discharged *in any Transatlantic Port* direct from the coasts of this island.

We are sensible that your Majesty's Government cannot directly arrest this evil, however ruinous its results to us. Nor do we desire to urge on the attention of your Majesty the question of Treaties which, we fear, cannot be disturbed.

7th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

But, we humbly submit, that when we are so severely injured by the concessions made in these Treaties, and by the consequent circumstances we have herein referred to, we have a just claim for protection of the rights which remain to us.

Great as the French competition would be, even if the terms of the Treaties were adhered to, the ruinous increase of their rivalry that we now experience is mainly attributable to their daring intrusions on the Western coast, in quest of bait; and on the Labrador coast, to which, when the fishing has ceased or failed on the French shore, they resort in great numbers. And whilst the interests of the subjects of France are carefully guarded throughout the whole season, by war steamers, and other armed Government vessels peculiarly suited to the service, we are in effect wholly unprotected, and hence the intrusions to which we refer.

It is true that one of your Majesty's ships annually visits this island, but her presence, which is but for a short period at the required stations, has little, if any effect in preventing French encroachments; for which purpose a more suitable and continuous force would alone be of any substantial avail.

The question has at length assumed so serious an aspect that the Local Legislature, out of the small amount at its disposal, has appropriated, this Session, a sum for the employment of a cruizer, with a view to the maintenance of our rights. In the absence of needful aid from the Imperial Authorities, we deemed ourselves justified in making an effort for the protection of British interests within the limits to which Foreigners have no pretence of claim—interests not alone involving the welfare of this colony, but of the highest national importance. We are now however concerned to find that your Majesty's Representative in this colony does not deem himself authorized to communicate to the officer in charge the power of seizure for violation of the law, which alone could give full effect to the movement in question.

The Reports of Captain Milne, Captain Loch, and other distinguished officers of your Majesty's Naval Service, who have been employed on the coasts of this island, point out the inadequacy of the means of protection heretofore employed; and under all these circumstances, we humbly implore your Majesty to give directions that two small Steamers, and one or more small armed vessels, may be continuously employed during the Fishing Season, on the southern coast of this island, and in the straits of Belle Isle, and that there be furnished to the Commanders of those vessels such instructions as will cause the terms of the Treaties with Foreign Powers to be observed, and thereby prevent those disastrous results to the colony which the absence of Imperial protection must inevitably occasion.

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Education Bill—commit-
ted—

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to continue and amend an Act passed in the 14th year of the reign of Her Majesty, entitled " "An Act for the encouragement of Education ;"

The Honourable Mr. O'BBIEN in the Chair.

After some time the House resumed.

reported with amend-
ments.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received.

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

The amendments are as follow :—

The amendments.

In the Title of the Bill, first line—expunge the words "and amend," and insert in their stead "the first section of"—and at the end of the title insert "and to make further provision for Education."

In the Preamble—expunge all the words after the word "whereas" and insert in their stead "it is expedient to provide for the encouragement of Education in this Colony."

In the first section, second line—expunge all the words after the word "convened," and insert in their stead as follows :—

"That the first section of an Act passed in the fourteenth year of the reign of Her present Majesty, entitled "An Act for the encouragement of Education" shall be, and the same is hereby continued for the period of one year, from the thirtieth day of June in this present year, and no longer.

Expunge the second section of the Bill, and insert the following Sections :

And be it further enacted, that the sum by this Act appropriated for the purposes of Education shall be distributed in manner following, that is to say: in support of schools for the instruction of children of members of the Church of England and other Protestant Churches, and of the Roman Catholic Church, in proportion to their respective numbers, as appears by the Census last taken.

And be it further enacted, That for the purpose of the distribution and proper employment of the money hereinbefore granted, there shall be constituted in St. John's three Boards of Education, to be called respectively the Church of England

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Central Board of Education, the Roman Catholic Central Board of Education, and the General Protestant Central Board of Education. And it shall be lawful for the Governor, or Administrator of the Government for the time being, with the advice of the Council, from time to time to nominate and appoint, by warrant under his hand and seal, to the said Church of England Board, nine members of the Church of England, of whom the Lord Bishop of Newfoundland shall be one; to the said Roman Catholic Board, nine members of the Roman Catholic Church, of whom the Roman Catholic Bishop for the time being shall be one; and to the General Protestant Board, nine Protestants, not being Members of the Church of England. And whenever, and as often as any vacancy shall occur in any of the said Boards by the death, resignation, or absence from the colony for twelve months, or the removal of any such members, it shall be lawful for the Governor, or Administrator of the Government, with the advice aforesaid, to nominate and appoint in like manner, a fit and proper person or persons to fill such vacancy, either temporarily or permanently as may be deemed expedient.

And be it further enacted, that four members of the said Boards respectively shall constitute a quorum thereof, and such Boards shall from time to time make such bye-laws, rules and regulations for the management and good government of all schools under their respective control as they shall deem necessary, and shall determine the places where schools shall be established or supported under this Act, and the amount to be contributed for monies at their disposal for the erection and repair of school-houses, and the proportions and conditions upon which such contributions shall be made, and shall from time to time appoint teachers thereto, and remove the same for sufficient cause, and shall determine the amount of salaries to be paid to each teacher, and the amount of support to be given to each school, and also the amount of fees to be charged to the pupils: Provided that no such bye-laws, rules and regulations, shall be of any force or avail until the same shall have received the approval of the Governor, or Administrator of the Government, and Council; and provided also, that no school shall be built, established, or supported under this Act, in any town, place, or settlement, without the approval aforesaid.

And be it further enacted, that each of the said Central Boards may appoint from time to time, and for sufficient cause remove, a Secretary, who shall keep an accurate account of all monies expended under the said Board; and a faithful record of all the proceedings of such Board; and may also, if necessary, hire an office, and incur such expense as is absolutely needful for stationery, fuel, and such like contingencies. And such Secretary shall be paid such salary as the Board appointing him shall fix, subject to the approval of the

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Governor, or Administrator of the Government, and Council, which salary and other expense as aforesaid shall be deducted out of the monies appropriated by this Act to the said respective Boards.

And be it further enacted, that whenever it shall be necessary to prosecute or defend any action at Law or Suit in Equity on behalf of any of the said Boards, the same may be brought or defended in the name of the Chairman of such Board.

And be it further enacted, that the exact amount which, by the provision of this Act, is to be appropriated by each of the said Central Boards, shall be ascertained and determined by the Governor, or Administrator of the Government, and shall be paid to the schoolmasters and other persons entitled to receive payment therefrom, upon the certificate of the respective Boards that the service for which such payment shall be demanded has been fully and faithfully performed.

And be it further enacted, that all School-houses now belonging to the late Protestant Boards of Education shall be appropriated as follows, that is to say: that any such school-houses being at any place where the majority of the Protestant inhabitants, according to the last Census, are of the Church of England, shall go to the Church of England Central Board; and any such School-houses being at any place where such majority are of other Protestants, to the other Protestant Central Board.

And be it further enacted, that out of the aggregate fund to be by this Act appropriated to the education of Protestants, the sum of Five Hundred Pounds shall be appropriated and paid for the maintenance and support of Schools established and supported, or which shall be established and supported, within this colony, by the Newfoundland School Society; and a further sum of Two Hundred and Fifty Pounds for the maintenance and support of the Wesleyan Schools established and supported within the colony.

And be it further enacted, that the Roman Catholic Board for the district of St. John's shall appropriate the sum of One Hundred and Fifty Pounds per annum, to the support of the Orphan Asylum School, and the sum of Two Hundred Pounds per annum, to the support of the Nunnery School in the said district, out of the sum hereinbefore appropriated to such district; and the Roman Catholic Board, in the district of Harbour Grace, shall appropriate the sum of One Hundred Pounds per annum, to the support of St. Patrick's Free School in the said district, out of the amount hereinbefore appropriated to such district; which said sums of money shall be paid quarterly, by warrant from the Governor or Administrator of the Government for the time being, to the respective committees of

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management of said Schools, upon the production of a certificate from the said Central Board that such schools have been in active operation for the period for which the respective amounts are payable.

And be it further enacted, that the said several Central Boards shall annually furnish the Governor, or Administrator of the Government, with a full and true return, signed by the Chairman of each Board, of the number of schools in operation during the past year, and every month of the year, under their respective control; the average number of scholars during each month; the amount of fees or dues received by, and the salary paid to, each schoolmaster; the amount of monies expended by each Board, with the service for which the same was so expended; together with such other information as such Boards respectively shall consider useful; and such returns shall be laid before the Legislature at its next session.

And be it further enacted, that it shall be lawful for the Governor, or Administrator of the Government for the time being, by and with the advice of Her Majesty's Council, by warrant under his hand and seal, from time to time to nominate and appoint, and again for sufficient cause to remove, in the several electoral districts of this Island, and in as many settlements in each district as he may deem necessary, Local Boards of Education for such settlements or districts, to consist respectively of members of the Church of England, of Roman Catholics, and of Protestants other than members of the said Church of England, in such numbers as he shall think fit; which said Boards shall carry into effect the rules and directions of their respective Central Boards, and shall visit and superintend the several schools placed under their respective care, and may recommend to the said respective Boards fit and proper persons to be schoolmasters in their respective districts.

And be it further enacted, that in any place where there may be a Church of England School established under the provisions of this Act, and no other Protestant School, the children of such other Protestants respectively shall be freely admitted to such school; and that in like manner where there may be a General Protestant School, and no Church of England School, the children of Church of England parents shall be freely admitted into such other Protestant School; and that it shall not be lawful for the teacher in either case, to compel any child or children attending such schools to receive religious instruction of such a character as may have been formally objected to by the parents of such child or children.

And be it enacted, that in apportioning the sums to be allotted for the support of schools, the said Central Boards are hereby respectively authorized and re-

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quired to call upon the inhabitants of the settlement or place where any school is intended to be established or supported, to provide, according to their ability, by a subscription or contribution from among themselves, towards the erection or repair of the school-house, and towards the maintenance of the schoolmaster ; and the said respective Boards shall in their discretion exclude from a participation in the public monies hereby granted, any settlement or place, if the inhabitants thereof have not, according to their ability, contributed and paid towards the erection or repair of a school-house and the salary of a teacher.

Poor Relief Bill read 2d time.

Pursuant to the order of the day, the Bill entitled "An Act to provide for the relief of the poor in the several districts of this colony," was read a second time, and

Ordered to be committed to-morrow.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

TUESDAY, 8TH JUNE, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

" LAURENCE O'BRIEN.

The minutes of yesterday were read.

A Deputation from the House of Assembly brought up the following Message.—

Mr. President,

Message from the House of Assembly concurring in amendments of Council on the Address to the Queen on the Fisheries, with amendment.

The House of Assembly acquaint Her Majesty's Council, that they concur in the amendments made by the Council in and upon the Address to Her most gracious Majesty on the subject of the Fisheries of this Island, with the exception of

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the amendment in the second last Section, which they have expunged, and inserted in lieu thereof the original Section.

The House of Assembly request the concurrence of Her Majesty's Council in the above amendment.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
7th June, 1852. }

The said amendment was then read a first time, and—

Amendment read 1st time

Ordered to be read a second time to-morrow.

The Honourable Mr. NOAD gave notice that he would to-morrow move that the 37th rule of the House be suspended, with reference to the said amendment. Notice of motion—37th rule of the House.

A Deputation from the House of Assembly brought up a Message in the following words:

Mr. President,

The House of Assembly acquaint Her Majesty's Council that they have passed the Bill sent down to this House by Her Majesty's Council, entitled "An Act to consolidate and amend the St. John's Rebuilding Acts," with some amendments, to which they request the concurrence of Her Majesty's Council. Message of Assembly—of having passed the St. John's Rebuilding Acts consolidation Bill with amendments.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
7th June, 1852. }

The said amendments were then read a first time, and are as follow:—

Amendments read 1st time.

In the 1st Section, 18th line—between the words "and" and "another" insert "the 1st, 2d, 3d, and 4th sections of."

To the 5th Section, last line—add "Four Hundred Pounds."

In the 11th Section, 4th line—expunge "twenty," and insert "fifty."

————— 15th line—expunge "ten," and insert "twenty-five."

In the 13th Section, 2d line—between the words "road" and "or," insert

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“the road between Job’s Bridge and Palk’s House, the road from Pokeham-path to the Marine Parade.”

In the 13th Section, 2d line—expunge the words from “and” in the 6th line, to “same” inclusive, in the 12th line.

To the 18th Section, add at the end—“and shall be covered with plank or stone to that extent by the proprietor of each house abutting on the said streets along the front of such house or building.”

In the 25th Section—expunge the remainder of the Section after the words “Surveyor General” in the 2d line, and insert in lieu thereof, “upon the application in writing of any proprietor or tenant of any land within the said town, desirous of building a party-wall, to summon before him the tenants or proprietors of the adjoining land, and thereupon, after hearing such parties as shall attend, to make such order as to the extent which the party-wall between said parties shall occupy on the ground of each respectively, as to the manner in which the same shall be built, and as to the proportion of the expense thereof to be paid by the said parties respectively, as he shall deem just.”

Insert as the 26th Section :

And be it enacted, that the breach of any order or direction duly made by the Surveyor-General in the matter aforesaid, shall be subject to a fine not exceeding Five Pounds, to be recovered in a summary manner before a Justice of Peace, and levied by distress and sale of the offender’s goods and chattels, and the proportion of the cost of such wall to be paid as aforesaid may be recovered on an action of assumpsit for work, labour, and materials, in any Court of Record.

Insert as the 27th Section :

And be it enacted, that when any party shall be desirous of building on his own land, and shall for the purpose of such building use in any manner a wall already built by another party upon the adjoining land, it shall be lawful for the said Surveyor-General, upon the application of either the party so building, or the party who shall have built as aforesaid, to summon the said parties before him, and after hearing such parties as may attend upon summons, to direct that the party building shall have the use of the said wall to the extent required by him, upon paying such proportion of the original cost thereof as he shall deem just, which proportion shall be recovered by the party entitled thereto, in manner before provided.

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The 26th Section to be the 28th Section of the Bill.

The 27th 29th

The 28th 30th

The 29th 31st

The 30th 32d

The 31st 33d

The 32d 34th Between the words "levied" and "by" in the 2d last line, insert "with full costs and expenses including those of the removal of the nuisance."

The 33d Section to be the 35th Section of the Bill.

The 34th 36th and insert between the words "directed" and "shall" in the 4th line, "and shall not remove the same after one month's notice in writing from the Surveyor General."

The 35th Section to be the 37th Section of the Bill.

The 36th 38th

The 37th 39th

The 38th 40th

The 39th 41st

The 40th 42d

The 41st 43d

The 42d 44th and expunge the whole of the second line and the third so far as the word "line," and insert in lieu thereof "the course of the Monday's Pond brook."

The 43d Section to be the 45th Section of the Bill.

The 44th 46th

The 45th 47th

The 46th 48th

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Insert as the 49th Section :

And be it enacted, that that part of the circular road leading from the road to Rennie's bridge to the road leading to the Queen's bridge, shall be seventy-five feet wide throughout, and shall to that extent, so soon as conveniently may be after the passing of this Act, be opened, and the land necessary for such width shall be taken on the south-side line of said road, and the proprietor of, or party interested in any land required for such purposes, shall receive compensation in like manner and subject to the same regulations as provided by this Act for land taken for public purposes.

Insert as the 50th Section :

And be it enacted, that from the Military Road to the Circular Road, mentioned in the preceding Section, there shall be opened a new road, passing near the old Military Hospital, of not less than fifty feet wide—such road to be laid out by the Surveyor General under the directions of the Governor and Council.

Insert as the 51st Section :

And be it enacted, that from the vicinity of Pokeham-path to the Topsail road, there shall be opened a new road not less than sixty feet wide, to be run and laid out in such direction by the Surveyor-General as the Governor in Council may direct: Provided that arrangements shall have been first made with the owners and occupiers of the land necessary for the said road, to surrender the same to the public upon such terms as may be deemed reasonable by the Governor in Council, and that the expenses of compensation for the said land shall not exceed the sum of Two Hundred Pounds.

Ordered—That the said amendments be read a second time to-morrow, and that they be printed.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

WEDNESDDAY, 9TH JUNE, 1852.

House meets.

The House met pursuant to adjournment.

9th June, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

Present :

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

Members present.

The minutes of yesterday were read.

Pursuant to the order of the day, the Bill, as amended, entitled “An Act to continue and amend an Act passed in the 14th year of the reign of Her Majesty, entitled “An Act for the encouragement of Education,” was read a third time and passed—and

Education Act continuation Bill—read 3d time and passed.

The Honourable the President signed the same.

Pursuant to the order of the day, the House of Assembly's amendments on the Bill entitled “An Act to consolidate and amend the St. John's Rebuilding Acts,” were read a second time—and

Assembly's amendments on Bill to consolidate the St. John's Rebuilding Acts—read 2d time.

Ordered to be committed to-morrow.

Pursuant to the order of the day, the amendment of the House of Assembly on the Address to Her Majesty for the protection of the Fisheries, was read a second time—

Amendments of Assembly on Address to Her Majesty—read 2d time.

Pursuant to notice, the Honourable Mr. NOAD moved that the 37th rule of the House be suspended, with reference to the said amendment—and it was

Ordered accordingly.

Whereupon, the House went into Committee on the said amendment ;

Amendments committed.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported the amendment with an amendment.

Reported with an amendment.

Ordered—That the report be received.

The amendment is as follows :—

In the 2d line, after “Colony,” expunge the words “was not prepared,” and insert in their stead “does not deem himself authorized,” and in the second last line between “give” and “effect,” insert the word “full.”

The Amendment.

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—Read 3d time and passed.

The amendment was then read a third time and passed—and

The Honourable the President signed the same.

Notice of motion in reference to a delegation in support of the address to Her Majesty.

The Honourable Mr. BENNETT gave notice, that to-morrow he would move a Resolution, to be communicated to the House of Assembly, in reference to a delegation in support of the address to Her Majesty on the Fisheries.

Message from Assembly concurring in amendment on the address to Her Majesty.

A Deputation from the House of Assembly brought up a Message concurring in the Council's amendment on the amendment of the Assembly, on the address to Her Majesty for the protection of the Fisheries.

Road Bill brought up, and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for granting to Her Majesty a sum of money for the construction and repair of Roads, Streets, and Bridges, which was read a first time—and

Ordered to be read a second time to-morrow.

Notice of motion to suspend 37th rule of the House.

The Honourable Mr. NOAD gave notice, that he would to-morrow move that the 37th rule of the House be suspended, with reference to the Bill to consolidate and amend the St. John's Rebuilding Acts.

The President announces that the Governor will prorogue the Legislature on Saturday.

The Honourable the President communicated to the House, by command of the Governor, that it is His Excellency's intention to Prorogue the Legislature at Two o'clock on Saturday next.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

THURSDAY, 10TH JUNE, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable JAMES CROWDY, *Colonial Secretary.*

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ WILLIAM B. ROW.

The minutes of yesterday were read.

10th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

Pursuant to the order of the day, the House went into Committee on the amendments made by the House of Assembly on the Bill entitled "An Act to consolidate and amend the St. John's Rebuilding Acts;"

Amendments of Assembly on Bill to consolidate the St. John's Rebuilding Acts—committed.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the Report be received.

Pursuant to the order of the day, the Bill entitled "An Act for granting to Her Majesty a sum of money for the construction and repair of Roads, Streets, and Bridges, was read a second time—and

Road Bill—read 2d time.

Ordered to be committed to-morrow; and to be printed.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to repeal certain Acts respecting the establishment of a Lunatic Asylum at St. John's; and to make other provisions in lieu thereof," was read a first time—and

Lunatic Asylum Bill—brought up and read 1st time.

Ordered to be read a second time to-morrow.

The Honourable Mr. NOAD gave notice that he would to-morrow move that the 37th rule of the House be suspended with reference to the Road Bill, and the Lunatic Asylum Bill.

Notice of motion to suspend 37th Rule of the House.

A Deputation from the House of Assembly brought up the following Message.—

Mr. President,

The House of Assembly request that Her Majesty's Council, will furnish them with the amount of their contingent expenses during the present Session.

Message from the House of Assembly for Council's contingent expenses.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
10th June, 1852. }

Pursuant to notice of the Honourable Mr. BENNETT, and on motion made and seconded, it was—

10th and 11th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Resolution that a delegation be appointed to take charge of the address to Her Majesty.

Resolved,—That it is the opinion of Her Majesty's Council that the objects sought by the address to Her Majesty on the subject of the Fisheries are of so great importance, that it is advisable that a delegation, consisting of a member of each branch of the Legislature, should be appointed to take charge of the said address, and personally advocate before Her Majesty's Government the prayer thereof.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

FRIDAY, 11TH JUNE, 1852.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

The Honourable E. M. ARCHIBALD, *Attorney General*.
 “ JAMES CROWDY, *Colonial Secretary*.
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

The minutes of yesterday were read.

Motion—to suspend 37th rule of the House.

Pursuant to notice, the Honourable Mr. NOAD moved that the 37th rule of the House be suspended with reference to the Bill for the consolidation of the St. John's Rebuilding Acts, and the Lunatic Asylum Bill.

The Honourable Mr. NOAD, from the Select Committee on the Contingencies of the Council, made the following report:—

Report of Select Committee on Contingencies.

The Select Committee appointed to take into consideration the Contingencies of this House, beg leave to report that they have examined the accounts of the Clerk and Usher of the Black Rod, the former amounting to £195 13s. 3d., and the latter to £104 18s., which they recommend to be paid.

And the Committee recommend that the officers of this House be paid for their services during the present Session, as follows:—

The Clerk—One Hundred and Fifty Pounds.

The Master-in-Chancery—One Hundred Pounds.

11th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The Usher of the Black Rod—Eighty-five Pounds.

The Doorkeeper—Forty-five Pounds.

The Assistant Doorkeeper and Messenger—Twenty Pounds.

To Mr. Harcourt Mooney for Reporting the proceedings of this House during the present Session—Thirty Pounds—that amount being in accordance with a resolution of this House.

To Mr. William J. Ward for publishing the reports and proceedings of this House during the present Session—Twenty-five Pounds—that amount being in accordance with a resolution of this House.

For Printing and Binding Journals for the present Session—One Hundred and Twenty Pounds.

The Committee have had under their consideration, applications from several of the Officers of this House for an increase of their Salaries; but the Committee do not consider it necessary to recommend any augmentation to the former allowances, and which are therefore adhered to in this report.

JOSEPH NOAD.

CHARLES F. BENNETT.

LAURENCE O'BRIEN.

COUNCIL CHAMBER, }
11th June, 1852. }

Ordered—That the said Report be received and adopted.

Pursuant to the order of the day, the Bill entitled “An Act to repeal certain Acts respecting the establishment of a Lunatic Asylum at St. John’s, and to make other provisions in lieu thereof,” was read a second time—and

Lunatic Asylum Bill—
read 2d time.

The House went into Committee thereon ;

—committed.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

—reported.

Ordered—That the Report be received,

The Bill was then read a third time and passed, and the Honourable the President signed the same.

—read 3d time and
passed.

11th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Amendments of House of Assembly on the Bill to consolidate the St. John's Rebuilding Acts—committed.

Pursuant to the order of the day, the House went into Committee on the amendments of the House of Assembly on the Bill entitled "An Act to consolidate and amend the St. John's Rebuilding Acts;"

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

—reported with amendments.

The Chairman reported the amendments with some amendments.

Ordered—That the report be received.

The amendments are as follow:—

The amendments.

In the 13th Section, 2d line—after the word "House" expunge the words "the road from Pokeham-path to the Marine Parade," and insert in their stead the words "and the road or street (being a continuation of New Gower Street) which extends from Flower-hill Firebreak, westerly, by the northern end of Hutching's Street, and on the northern side of land granted to the late Honourable Robert Job, to the Marine Parade."

In the (new) 26th Section, 1st line—expunge the words "the breach of," and insert in their stead "any person who shall neglect or refuse to comply with."

_____ 2d line—expunge the word "duly," and the words "in the matter."

_____ 3d line—insert "as" before "aforesaid."

_____ 4th line—after "recovered" insert "with costs."

_____ 5th line—after "manner" insert "by any party who shall sue for the same," and after "Peace" insert "of the Central District," and between "and" and "levied" insert "shall be"—before "Justice" insert "Stipendiary."

_____ 6th line—after "Chattels" insert "one moiety of which fine shall be paid to the party suing for the same, and the other moiety shall be paid to the Treasurer for the public uses of the colony."

In the (new) 27th Section, 13th line—expunge the word "he" and insert instead thereof, the words "the said Surveyor-General."

In the (new) 49th Section, 3d line—expunge the words "seventy-five," and insert "sixty," in their stead.

11th and 12th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

In the (new) 49th Section, 5th line—expunge this line, and the first two words of the 6th line, and insert in their stead “when and so soon as permission in writing for that purpose shall have been obtained from the Governor for the time being.”

Expunge the (new) 50th Section.

The 51st Section to be the 50th Section.

The amendments were then read a third time and passed—and

Read 3d time and passed.

The Honourable the President signed the same.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act for granting to Her Majesty a sum of money for defraying the expenses of the Government of this Colony, for the year ending the Thirty-first day of December, One Thousand Eight Hundred and Fifty-two, and for other purposes,” which was read a first time—and

Supply Bill brought up and read 1st time.

Ordered to be read a second time to-morrow.

The Honourable Mr. CROWDY gave notice, that he would to-morrow move that the 37th rule of the House be suspended, with reference to the said Bill.

Notice of motion to suspend 37th rule of the House.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for granting to Her Majesty a sum of money for the construction and repair of Roads, Streets, and Bridges ;”

Road Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered—That the report be received.

On motion made and seconded, the House adjourned until to-morrow.

House adjourns.

SATURDAY, 12th JUNE, 1852.

The House met pursuant to adjournment.

House meets.

12th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Present :

Members present. *The Honourable* E. M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.
 “ LAURENCE O'BRIEN.

The minutes of yesterday were read.

37th rule of the House suspended.

On motion of the Honourable Mr. NOAD, it was ordered that the 37th rule of the House be suspended, with reference to the Supply Bill.

On motion made and seconded, it was—

Resolution on the subject of a delegation sent to the Assembly.

Ordered—That a message be sent to the House of Assembly with the Resolution of this House of the 10th instant, on the subject of a delegation to take charge of the address to Her Majesty, relative to the Fisheries ;

Whereupon a message was sent accordingly.

Education bill brought up and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “ An Act for the encouragement of Education,” which was read a first time—and

Ordered to be read a second time on Monday next, and to be printed.

Supply Bill read 2d time.

Pursuant to the order of the day, the Bill entitled “ An Act for granting to Her Majesty a sum of money for defraying the expenses of the Government of this Colony, for the year ending the thirty-first day of December, 1852, and for other purposes,” was read a second time—and

—committed.

The House went into Committee thereon ;

The Honourable Mr. Row in the Chair.

After some time the House resumed.

—reported.

The Chairman reported the Bill without amendments.

Ordered—That the report be received.

—read 3rd time and passed.

Whereupon, the said Bill was read a third time and passed—and

The Honourable the President signed the same.

12th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

A Deputation from the House of Assembly brought up the following Message:—

Mr. President,

The House of Assembly acquaint Her Majesty's Council that they have passed the amendments made by Her Majesty's Council on the amendments made by the House of Assembly in a Bill sent down from the Council, entitled "An Act to consolidate and amend the St. John's Rebuilding Acts," with some amendments, to which they pray the concurrence of the Council,

Message from House of Assembly with amendments on Bill to consolidate the St. John's Rebuilding Acts.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
12th June, 1852. }

The amendments are as follow :

In the 25th Section—after the word "just" add "provided that for every award that may be made by the Surveyor-General under this Act upon a party-wall, he shall be entitled to receive the sum of One Guinea sterling, to be paid in equal proportions by the proprietors of the said adjoining properties." The amendments.

To stand as the second last Section of the Bill:

And be it enacted, that from the Military Road to the Circular Road mentioned in the preceding Section, there shall be opened a new Road passing near the old Military Hospital of not less than fifty feet wide, such Road to be laid out by the Surveyor General, under the directions of the Governor and Council : Provided that the same shall not be opened until the concurrence of the Governor and Council shall be obtained to the making of such Road upon such terms as they shall deem reasonable.

Whereupon the House went into Committee thereon ;

—committed.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported that a Conference should be had with the Assembly on the subject-matter of the said amendments. Conference recommended

The Honourable Mr. NOAD then moved, that the following be the Instructions to the Conferees on the part of this House:—

12th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Instructions to Conferees on Bill to consolidate the St. John's Rebuilding Acts.

Her Majesty's Council have requested this Conference with the House of Assembly on the amendments made by the Assembly on the amendments of the Council, to the Bill entitled "An Act to consolidate and amend the St. John's Rebuilding Acts," for the purpose of acquainting the House of Assembly that Her Majesty's Council do not agree to the last of the amendments this day sent up by the Assembly, for these reasons:—

1st—That the proposed road will run entirely through ground set apart for the private use of the Governor for the time being, and that any proposition for the appropriation of ground for such a road, ought to originate with His Excellency; and Her Majesty's Council are not aware that His Excellency's sanction to the proposition has been obtained.

2d—That as the ground requisite for forming the road in question is under the immediate control of the Governor, the intended enactment is unnecessary, inasmuch as sufficient ground for the making of the road can be appropriated by the Governor for the time being, whenever he may think fit to yield it for such purpose.

Ordered—That the said Instructions be received and adopted.

A Deputation from the House of Assembly brought up a message acceding to the conference requested.

Conferees appointed.

Ordered—That the Honourable Messrs. NOAD and BENNETT be the Conferees on the part of this House.

The Conferees went to the Conference, and having returned, the Honourable Mr. NOAD reported that they had met the managers from the Assembly, and delivered to them their instructions.

A Deputation from the House of Assembly brought up the following Message:—

Mr. President,

Message from House of Assembly receding from an amendment on the Bill to consolidate the St. John's Rebuilding Acts.

The House of Assembly acquaint Her Majesty's Council that they recede from their amendment upon the subject of the conference this day on the Bill sent down from Her Majesty's Council, entitled "An Act to consolidate and amend the St. John's Rebuilding Acts."

(Signed)

J. KENT,
Speaker.

HOUSE OF ASSEMBLY, }
12th June, 1852. }

12th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

The remaining amendment was then read and passed, and the Honourable the President signed the same. Amendment of Assembly
—passed.

The Honourable Mr. O'BRIEN gave notice, that on Monday next he would move that the 37th rule of the House be suspended, with reference to the Bill "for the encouragement of Education." Notice of motion to sus-
pend 37th rule of the
House.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for granting to Her Majesty a sum of money for the construction and repair of Roads, Streets, and Bridges;" Road Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the bill with some amendments.

Reported with amend-
ment.

Ordered—That the report be received.

The amendments are as follow:—

In the 1st Section, 4th line—expunge "eight" and insert "seven" in its stead, and expunge "one" and insert "two" in its stead. The amendments.

In the 9th page, 18th line—expunge "one thousand one," and insert in place thereof, the word "two."

In the 11th Section, 1st line—after "that" insert "no larger"—in the place of the word "the," and in the place of the word "of" insert the word "than."

————— 2d line—expunge the word "eight" and insert "seven" in its stead, and expunge the word "one," and insert "two" in its stead.

In the 14th Section, 4th line—expunge the word "eight," and insert "seven" in its stead.

————— 5th line—expunge the word "one," and insert "two" in its stead.

The Bill, as amended, was then read a third time and passed—and

—read 3d time and
passed.

The Honourable the President signed the same.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to provide for the Contingent Expenses of the Legislature," which was read a first time—and Contingency Bill brought
up and read 1st time.

12th and 14th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Ordered to be read a second time to-morrow.

Notice of motion to suspend 37th rule of the House.

The Honourable Mr. CROWDY gave notice, that on Monday next he would move that the 37th rule of the House be suspended, with reference to the above-named Bill.

House adjourns.

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

MONDAY, 14TH JUNE, 1852.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

The Honourable EDWARD M. ARCHIBALD, *Attorney General.*
 “ JAMES CROWDY, *Colonial Secretary.*
 “ WILLIAM B. ROW.
 “ JOSEPH NOAD.
 “ CHARLES F. BENNETT.

The minutes of yesterday were read.

On motion of the Honourable Mr. CROWDY, on behalf of the Honourable Mr. O'BRIEN, it was—

37th rule of the House suspended.

Ordered that the 37th rule of the House be suspended, with reference to the Bill for the encouragement of Education.

Education bill read 2d time

Pursuant to the order of the day, the Bill entitled “An Act for the encouragement of Education,” was read a second time—and

—committed

The House went into Committee thereon ;

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

—reported with amendments.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received.

The Amendments are as follow:—

14th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

In the 3d Section, 5th line—expunge the word “general” in this line, and in Amendments.
the 12th line.

————— 11th line—expunge “of Newfoundland.”

————— 13th and 14th lines—expunge the words “of which the Lord Bishop of Newfoundland shall be one, and the Rev. the Chairman of the Wesleyan Methodists shall be another,” and insert in their stead, “who shall be selected from members of the Church of England and other Protestants, in proportion to their respective numbers according to the last Census.”

In the 12th Section, 2d line—expunge the words “any six,” and insert in their stead the words “the major part of the.”

————— 5th line—expunge the words “at present,” and insert in their stead “now or hereafter to be.”

The Bill, as amended, was then read a third time and passed—and

Read 3d time and passed.

The Honourable the President signed the same.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act for granting to Her Majesty a sum of money for the construction and repair of Roads, Streets, and Bridges,” which was read a first and second time—and

Read Bill brought up, and read 1st and 2d time

The House went into Committee thereon ;

--committed

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

--reported with amendments.

Ordered—That the Report be received.

The amendments are as follow :

In the 1st Section, 9th page, 18th line—expunge this line, and insert in place thereof as follows :— The amendments.

For the main road from Holyrood to Brigus—Three Hundred Pounds, and for the main road in the district of St. John’s—Three Hundred Pounds.

The Bill, as amended, was then read a third time and passed—and

Bill as amended, read 3d time and passed.

14th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

The Honourable the President signed the same.

Contingency Bill—read
2d time

Pursuant to the order of the day, the Bill entitled “ An Act to provide for the Contingent Expenses of the Legislature,” was read a second time—and

—committed

The House went into Committee thereon ;

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

—reported

The Chairman reported the Bill without amendment.

Ordered—That the Report be received.

—Read 3d time.

The Bill was then read a third time.

A Deputation from the House of Assembly brought up the following Message :—

Mr. President,

Message from the Assembly concurring in Council's amendments on the Education Bill.

The House of Assembly acquaint Her Majesty's Council that they concur in the amendments made by the Council in and upon the Bill sent up from the Assembly, entitled “ An Act for the encouragement of Education.”

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
14th June, 1852. }

On motion made and seconded, it was—

Ordered—That the following message be transmitted to the House of Assembly :—

Mr. Speaker,

Message to the House of Assembly on the Contingency bill.

Her Majesty's Council beg leave to acquaint the House of Assembly that taking into consideration the unusual length of the present Session, and the consequent extra duties imposed upon the officers of this branch of the Legislature, and for the reason that the Assembly have made extra allowances to their officers, the Council have deemed it just to make the following allowances to the officers of this House in addition to their Salaries :

The Master-in-Chancery £25

14th June, 1852.

His Excellency SIR J. G. LEMARCHANT, *Governor.*

The Clerk of the Legislative Council	£25
The Usher of the Black Rod	£25
The Reporter of the debates	£25
The Publisher of the debates	£20
The Doorkeeper	£5
The Assistant Doorkeeper	£5

And as the Bill to provide for the Contingent Expenses of the Legislature is now before the Council, they request permission from the Assembly (without the same being drawn into a precedent) to insert in the Bill a provision for these additional allowances.

(Signed)

E. M. ARCHIBALD,

President.

COUNCIL CHAMBER, }
14th June, 1852. }

A Deputation from the House of Assembly brought up the following Message:—

Mr. President,

In reply to the Message now received from Her Majesty's Council upon the subject of the increased allowance to their officers for their services the present Session, the House of Assembly acquaint Her Majesty's Council that they concur in the amounts proposed, and that the same be inserted in the Contingency Bill now before Her Majesty's Council, but this proceeding is not to be construed into a precedent.

Message from the House of Assembly relative to the Council's Contingencies.

(Signed)

J. KENT,

Speaker.

HOUSE OF ASSEMBLY, }
14th June, 1852. }

On motion made and seconded, it was—

Ordered—That the Bill entitled “An Act to provide for the Contingent Expenses of the Legislature,” do pass; Contingency bill—passed.

Whereupon, the Honourable the President signed the same.

14th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

Road bill brought up,
and read 1st and 2d time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for granting to Her Majesty a sum of money for the construction and repair of Roads, Streets, and Bridges," which was read a first and second time—and

The House went into Committee thereon ;

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

Reported with amend-
ment.

The Chairman reported the Bill with an amendment.

Ordered—That the Report be received.

The amendment is as follows :

The amendment.

In the 1st Section, 4th line—expunge the words "Eight Thousand One Hundred and Ninety Pounds," and insert in their stead "Seven Thousand Five Hundred and Ninety Pounds."

In the 1st section, 9th page, 18th line—expunge this line.

Bill as amended, read 3d
time and passed.

The Bill, as amended, was then read a third time and passed—and

The Honourable the President signed the same.

Road Bill brought up,
and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for granting to Her Majesty a sum of money for the construction and repair of Roads, Streets, and Bridges," which was read a first time—and

Ordered to be read a second time presently.

His Excellency the Go-
vernor arrives at the
Council Chamber—

Whereupon the Bill was being read a second time when His Excellency the Governor arrived at the Council Chamber for the purpose of proroguing the Legislature, and the Bill, therefore, was no farther proceeded with.

and—

At Three o'clock, P.M.. His Excellency the Governor being 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 to give his assent to the following Bills, viz. :—

Assents to certain Bills.

"An Act for the encouragement of communication by steam between certain ports and St. John's."

14th June, 1852.

His Excellency Sir J. G. LEMARCHANT, Governor.

“An Act to incorporate sundry persons by the name of the Newfoundland Marine Insurance Company.”

“An Act to incorporate a Company under the style and title of the Harbour Grace Gas Light Company.”

“An Act to shorten the language used by members in the Acts of the General Assembly, and to aid in the construction of the same.”

“An Act to amend the Carbonear Street Act.”

“An Act to prevent damage by unnecessary burning or firing of the Woods in the clearing of land, and burning the Woods and Forests of this Island.”

“An Act to remove doubts with reference to the application of certain portions of the Criminal Law of England in this Island.”

“An Act to repeal certain parts of an Act passed in the 14th year of Her Majesty's reign, entitled “An Act for the appointment of Electric Telegraph Commissioners and for incorporating Electric Telegraph Companies, and also to provide for incorporating the Newfoundland Electric Telegraph Company.”

“An Act to continue an Act for affording relief to Wives and Children deserted by their Husbands and Parents.”

“An Act to amend the Act for the establishment and regulation of Inland Posts.”

“An Act to make provision for the protection of Electric Telegraphs.”

“An Act to incorporate a Company under the style and title of the Newfoundland Steam Packet Company.”

“An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony.”

“An Act to consolidate and amend the St. John's Rebuilding Acts.”

“An Act to incorporate the Shareholders of the St. John's Athenæum.”

“An Act for granting to Her Majesty a sum of money for defraying the expenses of the Civil Government of this Colony for the year ending on the Thirty-first day of December, One Thousand Eight Hundred and Fifty-two, and for other purposes.”

14th June, 1852.

FOURTH SESSION, FOURTH GENERAL ASSEMBLY, 15TH OF VICTORIA.

“ An Act to provide for the Contingent Expenses of the Legislature.”

“ An Act for the encouragement of Education.”

“ An Act to repeal the Acts respecting the establishment of a Lunatic Asylum at St. John's, and to make other provision in lieu thereof.”

After which, His Excellency was pleased to deliver the following

SPEECH :

Mr. President, and Honourable Gentlemen of the Council ;

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

I feel it my duty to terminate a Session that has been protracted to a most inconvenient length.

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

I thank you for the Supplies which you have voted for the public service ; these shall be expended in the manner best calculated to meet the exigencies of the Colony, and to promote the efficiency of the Government of this Island.

Mr. President, and Honourable Gentlemen of the Council ;

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

In closing this, the last Session of the present General Assembly, I must express my deep regret that in the place of the harmony and concord that marked the earlier part of your Legislative career, party contentions and acrimonious debates have occupied the time which might have been usefully devoted to the development of the resources of the Island, and the promotion of the welfare of its inhabitants ; and I must also add, that I feel disappointment that after four years legislation I have it not in my power to congratulate Newfoundland on the benefits derived from your labours being commensurate either with the length of time consumed in your deliberations, or with the necessary expense with which the same has been attended.

The General Assembly
prorogued.

The Honourable the President of the Council then said,—It is His Excellency the Governor's will and pleasure that this General Assembly be prorogued to Tuesday, the 10th day of August next, to be then and here holden ; and this General Assembly stands prorogued accordingly.

APPENDIX

TO THE

JOURNALS

OF THE

LEGISLATIVE COUNCIL.

APPENDIX.

APPENDIX No. 1.

ESTIMATE

Of the Charge of Defraying the Public Expenditure of the Island of Newfoundland, for the Year ending 31st December, 1852.

£18,697 16s. 8d.

Proposed distribution of the above Sum.

Salary of the Private Secretary .....	.....	.....	.....	.....	£200	0	0
Clerk of the Council .....	.....	.....	.....	.....	200	0	0
Two Clerks in the Secretary's Office	.....	.....	.....	.....	400	0	0
Office Keeper ditto .....	.....	.....	.....	.....	60	0	0
Messenger ditto .....	.....	.....	.....	.....	60	0	0
Colonial Treasurer .....	.....	.....	.....	.....	500	0	0
Treasurer's Clerk .....	.....	.....	.....	.....	84	0	0
Clerk of Supreme and Central Circuit Courts, including allowance for Assistant Clerk and for purchase of printed forms .....	.....	.....	.....	.....	420	0	0
Clerk of Northern Circuit Court .....	.....	.....	.....	.....	200	0	0
Ditto Southern Circuit Court .....	.....	.....	.....	.....	200	0	0
Crier and Tipstaff of Supreme Court .....	.....	.....	.....	.....	60	0	0
Three Police Magistrates, St. John's .....	.....	.....	.....	.....	900	0	0
High Constable .....	.....	.....	.....	.....	80	0	0
Eight Police Constables .....	.....	.....	.....	.....	360	0	0
Gaoler (St. John's) .....	.....	.....	.....	.....	150	0	0
Gaol Surgeon (St. John's) .....	.....	.....	.....	.....	40	0	0
Hospital Surgeon (ditto) .....	.....	.....	.....	.....	150	0	0
District Surgeon (ditto), including Medicine, &c. ....	.....	.....	.....	.....	200	0	0
Carried forward .....	.....	.....	.....	.....	£4264	0	0

	Brought forward	.....	.....	£4264	0	0
Salary of Gaol Surgeon (Harbour Grace)	.....	.....	.....	30	0	0
Gate Keeper, Government-house Lodge	.....	.....	.....	26	0	0
Attorney-General's Fees	.....	.....	.....	250	0	0
Solicitor-General's Fees	.....	.....	.....	200	0	0
Stipendiary Magistrates, &c., in the Outports, as per detail annexed	.....	.....	.....	4,021	0	0

MISCELLANEOUS.

Ordinary Repairs of Court Houses and Gaols	.....	.....	.....	£200	0	0
Gaol Expenses	.....	.....	.....	600	0	0
Printing and Stationery	.....	.....	.....	500	0	0
Crown Prosecutions	.....	.....	.....	300	0	0
Coroners	.....	.....	.....	200	0	0
Fuel and Light	.....	.....	.....	450	0	0
Postages and Incidentals	.....	.....	.....	120	0	0
Circuits of the Judges	.....	.....	.....	400	0	0
Relief of the Poor	.....	.....	.....	4000	0	0
Outport Permanent Poor	.....	.....	.....	400	0	0
Lunatic Paupers	.....	.....	.....	1000	0	0
Shipwrecked Sealing Crews	.....	.....	.....	100	0	0
Clearing Snow from Streets of St. John's	.....	.....	.....	100	0	0
Gas Light Company	.....	.....	.....	143	6	8
Rent of Post Office	.....	.....	.....	25	0	0
Artillery Men at Fort Amherst	.....	.....	.....	36	10	0
Duties on Wines, Military Mess	.....	.....	.....	50	0	0
Housekeeper to the Colonial Building	.....	.....	.....	60	0	0

PENSIONS AND GRATUITIES.

Mrs. Blaikie	.....	.....	.....	£50	0	0
Matthew Stevenson	.....	.....	.....	40	0	0
Mrs. Holbrook	.....	.....	.....	30	0	0
Robert Connell	.....	.....	.....	10	0	0

ALLOWANCES TO FERRYMEN, &c., VIZ.:

At Manuels	.....	.....	.....	£10	0	0
Great Placentia	.....	.....	.....	25	0	0
Little St. Lawrence	.....	.....	.....	10	0	0
Salmonier	.....	.....	.....	25	0	0
Burin and Spoon Cove	.....	.....	.....	20	0	0
				<u>90</u>	<u>0</u>	<u>0</u>

Carried forward £17,695 16 8

	Brought forward	.....	.....	£17,695 16 8
At Biscay Bay	.....	.....	15 0 0	
Portugal Cove	.....	.....	25 0 0	
North and South Side Holyrood—each £15	.....	.....	30 0 0	
Aquaforte	.....	.....	15 0 0	
Trinity	.....	.....	25 0 0	
Mulbay	.....	.....	12 0 0	
John's Pond, North Harbour and Salmonier	.....	.....	30 0 0	
Belle Isle and Topsail	.....	.....	20 0 0	
			<hr/>	172 0 0
Commercial School, Great Placentia	.....	.....	40 0 0	
Presbyterian School, St. John's	.....	.....	40 0 0	
Commercial School, Ferryland	.....	.....	50 0 0	
Ditto St. Mary's	.....	.....	40 0 0	
Ditto Jersey Harbour	.....	.....	40 0 0	
Ditto Brigus	.....	.....	50 0 0	
Grammar School, Burin	.....	.....	70 0 0	
			<hr/>	330 0 0
Unforeseen Contingencies	.....	.....	.....	500 0 0
			<hr/>	
	Total.....	.....	.....	£18,697 16 8

DETAIL

Of Salaries and Allowances to Stipendiary Magistrates and Constables, Clerks of the Peace and Gaolers, in the undermentioned Outports, for the Year ending 31st December, 1852.

Outports.	Magistrates.	Clerks of the Peace.	Constables.		Gaolers.	Total.
			No.	Salary.		
	£	£		£	£	£
Petty Harbour			1	20		20
Torbay			1	20		20
Portugal Cove			1	20		20
South Shore			1	12		12
Harbour Main			1	12		12
Cat's Cove			1	12		12
Brigus and Port-de-Grave	150	60	2	50		260
Bay Roberts			1	12		12
Harbour Grace	180	100	1	50	90	620
ditto	150		2	50		
Carbonear	150	60	3	75		285
Carried forward.....	630	220	15	333	90	1273

DETAIL of Salaries and Allowances to Stipendiary Magistrates and Constables, Clerks of the Peace and Gaolers, in the undermentioned Outports—(Continued.)

Outports.	Magistrates.	Clerks of the Peace.	Constables.		Gaolers.	Total.
			No.	Salary.		
Brought forward ...	£ 630	£ 220	15	£ 333	£ 90	£ 1273
Bay-de-Verds			1	12		12
Western Bay			1	12		12
Hants Harbour			1	12		12
Perlican			1	12		12
Hearts Content			1	12		12
New Harbour			1	12		12
Trinity	150	60	2	37	25	272
Catalina			1	25		25
Bonavista	150	45	1	25		220
Tickle Cove			1	12		12
Kings Cove			1	12		12
Salvage			1	12		12
Greenspond			1	12		12
Twillingate and Fogo	130	45	3	49		224
Exploits Bay			1	12		12
Bay Bulls	100		1	25		125
Witless Bay			1	12		12
Toads Cove			1	12		12
Brigus (South)			1	12		12
Cape Broyle			1	12		12
Caplin Bay			1	12		12
Ferryland	100	60	1	25	25	210
Aquaforte			1	12		12
Fermeuse			1	12		12
Renews			1	12		12
Trepassey			1	12		12
St. Mary's	130		1	25		155
Placentia	130	35	1	25	25	215
Little Placentia			1	12		12
Oderin			1	12		12
Merasheen			1	12		12
Burin	150	35	1	25	25	235
St. Lawrence			1	12		12
Lamaline	130		1	12		142
Grand Bank	130		1	12		142
Jersey Harbour			1	12		12
Harbour Breton	100	35	1	12		147
Hermitage Bay			1	12		12
Burgeo Islands			1	12		12
St. George's Bay	300					300
Spaniards Bay			1	12		12
Aggregate	£2330	535	58	966	190	4021

RECAPITULATION.

16 Magistrates	.....	.....	.....	.....	.....£2330
10 Clerks of the Peace	.....	.....	.....	.....	..... 535
5 Gaolers	.....	.....	.....	.....	..... 190
58 Constables	.....	.....	.....	.....	..... 966
			Total .....	.....	.....<u>£4021</u>

APPENDIX No. 2.

Port of St. John's.

A CONSOLIDATED Account of the Goods imported in the Year ended 5th day of January, 1852, shewing the aggregate Quantities and Value of the various Articles, with the Amount of Duty collected thereon.

Articles Imported.	Quantity Imported.	Value.	Duty.
Ale, Porter, Beer, Cider, and Perry .....	.....	£2661 17 4	£266 3 7
Apples	1632 $\frac{1}{2}$ Bls.	813 19 10	122 8 9
Bacon and Hams	680 3 2 $\frac{3}{4}$ Cwts.	1592 15 2	170 4 3
Beef (salted or cured)	3469 Bls.	4746 5 2	346 18 0
Brandy, Whiskey, Geneva and Cordials	26861 Galls.	6674 13 6	4029 2 8
Bread or Biscuit	109660 1 1 Cwts.	58537 6 10	1370 15 4
Butter	16340 3 9 Cwts.	47809 6 4	1634 3 1
Candles .....	.....	3355 12 8	251 13 5
Cattle (neat)	2579	15721 13 9	786 0 9
Cheese	756 0 27 Cwts.	1551 8 4	189 1 1
Cigars	188580	462 10 0	47 3 1
Clocks and Watches .....	.....	708 9 4	70 16 11
Coals	20130 $\frac{1}{4}$ Tons.	13550 16 7	1006 10 9
Cocoa	9 1 14 Cwts.	18 1 3	2 6 11
Coffee	1955 3 18 "	2280 4 5	489 0 6
Fish (dried and salted) .....	.....	.....	.....
Flour	142700 Bls.	152012 0 4	10702 10 0
Furniture .....	.....	1981 11 3	198 3 1
Goods, Wares, and Merchandise, not otherwise enumerated or described } .....	.....	351953 2 5	17597 14 5
Horses, Mares and Geldings	54	484 0 0	27 0 0
Lumber	4585740 Feet.	9300 19 9	573 4 3
Molasses	783698 Galls.	40576 1 1	4898 3 1
Oatmeal and Indian Meal	9699 $\frac{1}{2}$ Bls.	6625 11 1	242 9 9
Oil and Blubber, Fins and Skins .....	.....	32 0 0	3 4 0
Pork (salted or cured)	20334 $\frac{1}{2}$ Bls.	53732 17 8	3050 2 9
Rum	115243 Galls.	11610 8 10	4321 12 4
Salt	38011 $\frac{1}{4}$ Tons.	21961 0 7	950 5 9
Sheep, Calves and Pigs	3004	1563 12 0	150 4 0
Shingles	4605350	2189 4 6	230 5 4
Sugar, refined	1732 2 13 Cwts.	2254 13 0	649 14 8
Unrefined	15178 1 9 "	15486 18 7	3794 12 3
Bastard	102 1 5 "	110 0 0	25 11 6
Tea	403488 $\frac{1}{4}$ Lbs.	20628 4 7	5043 12 1
Timber, including Balk and Scantling	3040 Tons.	3254 14 7	227 18 7
Tobacco (Manufactured and Leaf)	388861 $\frac{1}{4}$ Lbs.	18831 7 7	3240 10 3
Stems	119 3 0 Cwts.	52 10 0	11 19 5
Wine, in Bottles	197 $\frac{1}{2}$ Galls.	160 1 0	29 11 6
not in Bottles	77837 Galls.	18645 10 9	7783 14 0
Total .....	.....	£893931 0 1	£74534 12 1

CUSTOM-HOUSE,
The 16th day of January, 1852. }

JOHN KENT,
Collector.

Port of St. John's.

DR. A Consolidated Account Current of Receipts and Payments for the Year ended the 5th day of January, 1852. CR.

1852.	To Balance from last year	.....	£1000	0	0
	Out-Bay Balances, viz.:				
	Fogo	.....£120	5	10	
	Trinity	.....	94	19	0
	Carbonear...	.....	255	18	8
	Harbour Grace	.....	884	10	7
	Burin	.....	206	18	3
	Little Bay...	.....	272	14	6
	Gaultois...	.....	45	3	8
	Out-Bay Receipts...	.....	11059	5	7
	Duties on Goods imported, St. John's.....		63475	6	6
	Ten $\frac{1}{2}$ cent. on that amount...		6347	10	8
	Duties received under Copyright Act.....		6	12	10
	Net Amount of Light Dues...		2467	18	8
	Colony's share of Seizures...		31	3	8
	Net proceeds of Samples ...		16	13	6
	Surcharges on Out-Bay Accounts... ..		2	8	10
	This amount due Sub-Collector, Placentia		240	18	2
			<u>£86,528</u>	<u>8</u>	<u>11</u>
	By this amount due Sub-Collector, Placentia, } vide account 5th January, 1851 } Over Entries	.....	£55	1	6
	Drawbacks	.....	219	9	10
	Returned Duties	.....	6341	1	5
	Reserved Salaries	.....	116	7	5
	Incidental Expenses	.....	6812	0	0
	Lumber Certificates	.....	191	3	4
	Salaries, Viz.:		17	17	6
	Saint John's	.....£1803	0	4	
	Out-Bays	.....	1706	15	0
	Tide Waiters	.....	.....	.....	.....
	Paid Treasurer, Viz.:		.....	.....	.....
	Bonds.....	.....	50016	3	8
	Cash	.....	16359	16	4
	Out-Bay Balances to next year, Viz.:		66376	0	0
	Fogo	.....	143	8	0
	Greenspond	.....	112	9	5
	Trinity	.....	158	17	9
	Carbonear	.....	71	14	3
	Harbour Grace	.....	1142	6	4
	Burin	.....	176	14	10
	Little Bay	.....	353	19	5
	Gaultois	.....	55	19	11
			<u>£86,528</u>	<u>8</u>	<u>11</u>

I Certify that the foregoing Amounts are just and true, in every particular, to the best of my knowledge and belief.

Custom-House,
The 16th day of January, 1852. }
J. KENT,
Collector.

We do hereby certify that we have duly Audited the foregoing Accounts, and that we have finally settled and closed the same.

St. John's, Newfoundland, }
The 14th day of February, 1852. }
LAURENCE O'BRIEN,
EDMUND HANRAHAN, }
R. RANKIN, }
Auditors.

APPENDIX, No. 3.

DESPATCH

From the Secretary of State for the Colonies, acknowledging the receipt of an Address to the Queen from the Legislative Council, praying for some assistance in the prosecution of the Fisheries.

(COPY,
No. 202.

Downing Street, 15th July, 1851.

SIR,—

I have the honour to acknowledge the receipt of your Despatch, No. 34, of the 6th ultimo, enclosing an Address to the Queen from the Legislative Council of Newfoundland, praying that some assistance in the prosecution of the Fisheries may be granted by the Imperial Government.

I have laid this Address before the Queen, who was pleased to receive it very graciously, and I am commanded by Her Majesty to refer you to my Despatch, No. 160, of the 5th of July, 1850, as containing an explanation of the views of Her Majesty's Government on this subject.

I have, &c.,

(Signed)

GREY.

Governor Sir G LEMARCHANT, &c., &c., &c.

APPENDIX, No. 4.

DESPATCH

From the Secretary of State, with reference to the Act for improving the Copper Currency of the Island, and postponing, for the present, the submitting of it for Her Majesty's confirmation.

(COPY,
No 220.

Downing Street, 27th December, 1851.

SIR,—

The Act recently passed by the Legislature of Newfoundland for improving the Copper Currency of the Island, has not failed to engage the attention of Her Majesty's Government; but as the subject of the state of the Currencies in the whole of Her Majesty's North American Colonies seems to require consideration, we have thought it inexpedient to take any steps for the confirmation of this law, or to adopt any partial change of this nature affecting the Currency of one Colony until it has been ascertained whether a more comprehensive and general measure may not be required.

As it does not appear that any serious inconvenience is at present experienced in Newfoundland from the want of Copper Coins, I have the less hesitation in deciding to postpone, for the present, submitting this Act for Her Majesty's confirmation.

I have, &c.,

(Signed)

GREY.

Governor Sir GASPARD LEMARCHANT, &c., &c., &c.

APPENDIX, No. 5.

DESPATCH

From the Secretary of State on the subject of the Act to authorize the issue of Treasury Notes, and for the reduction of the Public Debt of the Colony.

(COPY.)

No. 209.

Downing Street, 10th November, 1851.

SIR,—

Her Majesty's Government have had under their consideration the Act passed by the Legislature of Newfoundland in their recent Session, entitled No. 126, "An Act to authorize the Issue of Treasury Notes and for the reduction of the Public Debt of the Colony," together with an Address to myself from the House of Assembly explaining their reasons for re-enacting, with certain modifications, the same Act which was passed by them in 1850, and which was subsequently disallowed by Her Majesty in Council.

2. The amendments introduced into the present law tend in some degree to remove the objections to the measure which Her Majesty's Government before entertained; but the Address of the Assembly contains views and opinions on which it is necessary I should make some observations.

3. From the tenor of the Address it would seem that the Assembly is under the impression that Her Majesty's Government have abandoned the control hitherto exercised over Colonial Legislation on subjects affecting the currency or circulation of those Colonies to which free institutions, and that form of Government usually termed Responsible Government, have been granted, and that the Colony of Newfoundland has reason to complain that it has not been allowed the exercise of entire discretion in this matter.

4. The House of Assembly labour under a misapprehension on this subject; so far from abandoning a control over the proceedings of the Legislatures of other North American Provinces on questions of this nature, Her Majesty's Government have on several recent occasions declined to sanction measures which had been passed by those Colonies, but which appeared to them to be objectionable.

5. Although Her Majesty's Government are prepared to act on the principle that those Legislatures should be allowed the exercise of a free discretion on all subjects of merely local interest, it appears to them that the maintenance of the integrity of the circulation is one of those questions which concern all those who have intercourse with the Colonies, and is essentially one of Imperial and Inter-Colonial, as well as of Local interest.

6. As regards the subject of inter-colonial intercourse, I may advert to the inconvenience arising from the present condition of the currencies of the North American Provinces. Great confusion and difficulty exists at this moment, resulting from the separate measures pursued in the various Colonies in respect to their Currency, the same coin representing a different nominal value in each of them ; and it must be obvious that if any attempt is to be made to rectify the evils arising from this separate and unconnected legislation, and to adjust the discrepancies which have thence arisen, the supervision of Her Majesty's Government over the proceedings of the several Legislatures is almost indispensable for the attainment of that desirable object.

7. The proposed object of the issue of Government Notes was to facilitate the redemption of the Public Debt, and although the object itself is strictly one of local concern, Her Majesty's Government were bound to regard the collateral effect on the Currency of the Island of the measure by which it was proposed to be attained. With the example before them of the utter derangement, ending in a depreciation to the extent of 50 per cent. of the Currency of Prince Edward Island, arising from the incautious issue of Government Notes and Debentures, they felt it to be their duty to object to the passing of an Act in Newfoundland for the same purpose, unless it were accompanied with adequate securities against a similar result.

8. The apprehensions which Her Majesty's Government entertained on the subject were not removed by Sir G. LeMarchant's Despatch which accompanied the first Act, from which it appeared that vague notions prevailed in the Colony regarding the effect of an issue of Government Notes on the circulation. Similar views are repeated in the present Address, and reasons are assigned for the opinion that the issue could not have the effect which was apprehended.

9. The Address particularly refers to the resources and property of the Government, and to public confidence, as affording a sufficient guarantee against any evil consequences from the issue of Government Notes. The expression of such an opinion affords alone sufficient proof that the principles on which a sound circulation of Paper Money should be founded have not received proper attention from the framers of the Address. Resources of the description referred to can afford in themselves no security for the convertibility of Notes, and for preserving them from depreciation. Wealth and public confidence abounded in Great Britain during the suspension of cash payments by the Bank of England in the early part of the present century, but they did not prevent a great depreciation of the currency.

10. The Address also refers to the provision by which the amount of Notes to be issued is to correspond with the amount of Debentures paid off in specie, as affording security against over-issue. Her Majesty's Government do not understand how it can have that effect. The payment of these Debentures in specie would put an additional amount of coin into circulation, and the increase of the

note circulation at the same time would obviously tend to the contrary effect from that which is supposed. On the other hand, in proportion as Government Notes are put into circulation, they will become the medium of payment on account of the Revenue, and the ability of the Government to obtain specie for the payment of the Debentures will thus be diminished.

11. I have felt it my duty to make these observations with regard to the views which appear to have been entertained in the Colony regarding the effect of the issue of Government Notes; for although it is not with a view to affording aid to the circulation that the present measure is proposed, yet it is necessary to consider the consequences to which such a measure, if not sufficiently guarded, might lead in matters foreign to its immediate object.

12. The principal objections entertained by Her Majesty's Government to the first Act were—that there was no adequate security for the convertibility of the Notes, and that there was risk of the necessity of resorting to the investment on account of the Savings Bank, which were referred to as affording a collateral fund available for the purpose.

13. Her Majesty's Government observe that in the present Act provision is made for retaining in the public Treasury a reserve of specie equal to one-third of the Notes at any time in circulation, and that there is a further clause providing for the termination of the issues at the expiration of ten years.

14. With these limitations, Her Majesty's Government are of opinion that the immediate risks which they had apprehended from the measure are obviated, and although they still retain objections to the principle on which the Act is founded, they are prepared to recommend the Act for Her Majesty's confirmation.

I have, &c.,

(Signed)

GREY.

The Officer Administering the Government of Newfoundland.

APPENDIX, No. 6.

DESPATCH

From the Secretary of State for the Colonies, transmitting an order of Her Majesty in Council, specially confirming the "Act for the Issue of Treasury Notes, &c."

(COPY,)

No. 216.

SIR,—

Downing Street, 5th December, 1851.

Referring to my Despatch, No. 209, of the 10th ultimo, I have the honour to transmit herewith, an order passed by Her Majesty in Council, on the 14th ultimo, specially confirming the Act passed by the Legislature of Newfoundland in the month of May last, (numbered 126 in the

Records of this department,) intituled "An Act to authorize the Issue of Treasury Notes, and for the reduction of the Public Debt of the Colony."

I have, &c.,

(Signed)

GREY.

The Officer Administering the Government, Newfoundland.

ORDER

In Council, specially confirming the "Act for the Issue of Treasury Notes, &c."

AT THE COURT AT WINDSOR,

The 14th day of November, 1851.

Present :

THE QUEEN'S MOST EXCELLENT MAJESTY,
HIS ROYAL HIGHNESS PRINCE ALBERT,

LORD PRESIDENT,
DUKE OF NORFOLK,
LORD SEYMOUR,
EARL GREY,
EARL GRANVILLE.

LORD JOHN RUSSELL,
VISCOUNT PALMERSTON,
MR. LABOUCHERE,
MR. CHANCELLOR OF THE EXCHEQUER.

WHEREAS the Lieutenant-Governor of Her Majesty's Island of Newfoundland, with the Council and Assembly of the said Island, did, in the month of May, 1851, pass an Act, which has been transmitted, entitled as follows, viz. :

No. 126. An Act to authorize the issue of Treasury Notes, and for the reduction of the Public Debt of the Colony.

AND WHEREAS the said Act has been referred to the Committee of the Lords of Her Majesty's Most Honourable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported as their opinion to Her Majesty that the said Act should receive Her Majesty's special confirmation ; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to declare Her special confirmation of the said Act, and the same is hereby specially confirmed, ratified, and finally enacted accordingly.—Whereof the Governor, Lieutenant-Governor, or Commander-in-Chief, for the time being, of Her Majesty's Island of Newfoundland, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

C. GREVILLE.

APPENDIX, No. 7.

DESPATCH

From the Secretary of State to the Governor, transmitting an order in Council, leaving certain Acts to their operation.

(COPY.)

No. 207.

Downing Street, 30th October, 1851.

SIR,—

Thirteen Acts passed by the Legislature of Newfoundland in the month of May last having been referred by the Queen in Council to the Lords of the Committee of Privy Council for Trade and Foreign Plantations, that Committee have reported to Her Majesty in Council their opinion that the said Acts should be left to their operation.

I have the honour to transmit, herewith, an order of Her Majesty in Council, dated the 23d instant, approving that report.

I have, &c.,

(Signed)

GREY.

The Officer Administering the Government of Newfoundland.

AT THE COURT AT WINDSOR,

The 23d day of October, 1851.

Present :

THE QUEEN'S MOST EXCELLENT MAJESTY,
HIS ROYAL HIGHNESS PRINCE ALBERT,

LORD CHANCELLOR,

LORD PRESIDENT,

DUKE OF NORFOLK,

MARQUIS OF ABERCORN,

LORD SEYMOUR,

EARL OF CARLISLE,

EARL GRANVILLE.

LORD JOHN RUSSELL,

VISCOUNT PALMERSTON,

LORD BROUGHTON,

MR. LABOUCHERE,

SIR FRANCIS BARING, Bart.

WHEREAS the Lieutenant-Governor of Her Majesty's Island of Newfoundland, with the Council and Assembly of the said Island, did, in the month of May, 1851, pass Thirteen Acts, which have been transmitted, entitled as follows, viz. :

No. 112. An Act to continue the Act for granting to Her Majesty certain duties on Goods, Wares, and Merchandize imported into this Colony and its Dependencies.

- No. 113. An Act for granting to Her Majesty a sum of money for constructing and repairing Roads, Streets, and Bridges within this Colony, and for other purposes.
- No. 114. An Act for the encouragement of Education.
- No. 115. An Act for the establishment and regulation of Inland Posts in this Colony.
- No. 116. An Act to extend the time allowed by the St. John's Rebuilding Acts for the removal of Wooden Buildings in certain parts of the said Town, and for other purposes.
- No. 117. An Act for the appointment of Electric Telegraph Commissioners, and for incorporating Electric Telegraph Companies.
- No. 118. An Act for the establishment and regulation of a Penitentiary in Saint John's.
- No. 119. An Act for the granting of Patents for useful inventions.
- No. 120. An Act to amend the practice and to fix and establish terms or sittings of the Northern and Southern Circuit Courts, and to provide for the appointment of Clerks and Registrars and other Officers in the several Electoral Districts.
- No. 122. An Act to continue an Act passed in the Fourth year of the reign of Her present Majesty, entitled An Act to regulate the packing and inspection of Pickled Fish for exportation from this Colony.
- No. 123. An Act in addition to the Act for the encouragement of Light Houses in this Colony.
- No. 124. An Act for granting to Her Majesty a sum of money for defraying the expenses of the Civil Government of this Colony, for the year ending the Thirty-first day of December, 1851, and for other purposes.
- No. 125. An Act to provide for the Contingent Expenses of the Legislature.

AND WHEREAS the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honourable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported as their opinion to Her Majesty that the said Acts should be left to their operation ; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to approve the said report.—Whereof the Governor, Lieutenant-Governor, or Commander-in-Chief, for the time being, of Her Majesty's Island of Newfoundland, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

WM. L. BATHURST.

APPENDIX, No. 8.

DESPATCH

From the Secretary of State, communicating the intelligence of the death of His Majesty the King of Hanover.

(CIRCULAR.)

Downing Street, 21st November, 1851.

SIR,—

It has become my melancholy duty to communicate to you the intelligence of the decease of His Majesty the King of Hanover, Uncle to Her Majesty the Queen, which event took place at Hanover on the 18th instant.

I have the honour to be, Sir,

Your most obedient, humble Servant,

GREY.

The Officer Administering the Government of Newfoundland.

APPENDIX, No. 9.

DESPATCH

From the Secretary of State for the Colonies, to His Excellency the Governor, in reply to an Address of the House of Assembly to Her Majesty, praying for Responsible Government.

(COPY.)

No. 218.

Downing Street, 16th December, 1851.

SIR,—

I have laid before the Queen the Address of the House of Assembly of Newfoundland, dated 28th May last, and enclosed in your Despatch of 4th June.

The prayer of this Address is that Her Majesty may establish an Executive Council distinct from the Legislative Council, and that this Executive Council may be composed of gentlemen possessing the confidence of the majority of the Assembly.

Her Majesty has been pleased to receive the Address of the Assembly very graciously, but I have been unable to advise that its prayer should be complied with, because, even if there were less ground than actually exists for doubting the expediency of the measures proposed, I should consider it premature for the Queen to sanction changes of this magnitude, in the Government of Newfoundland, with

out its having been ascertained in the first instance that their introduction would be in accordance with the deliberate wishes of its inhabitants.

Looking to the circumstances under which this Address was voted, it cannot be regarded as such an expression of the wishes of the people of Newfoundland, as would justify Her Majesty's Government in taking a step of so much importance consistently with that deference and attention, which, in their judgment, ought always to be shewn to the opinion of the Colonists on changes of system affecting the internal policy of their country.

Too much importance cannot, I think, be attached to the authority which acts of Government derive from receiving the general support and concurrence of the different orders and classes of society in the Colony, and of the various public bodies which represent the opinion of its inhabitants.

No such general preponderance of opinion in favour of the introduction of what is termed Responsible Government, has, as yet, been discernible in Newfoundland; and acting upon the principles of conduct to which I have adverted, I have for the present advised Her Majesty to decline complying with the prayer of this Address.

I have thought it the more advisable to make no change in the plan which at present regulates the selection of the Governor's confidential advisers without a much more decided expression of a desire for such a change than I have yet been made acquainted with, because while the present system of administration has in my opinion worked satisfactorily in the view of the real wants and interests of the Colony, serious doubts may reasonably be entertained respecting the applicability of what is called Responsible Government to a community circumstanced like that of Newfoundland. One obstacle among others to a compliance with the desire of the Assembly is the present very limited number of its Members; I cannot but regard a House of Assembly of only Fifteen in number as quite inadequate to the efficient working of a system, under which choice is to be made of the chief advisers of the Government, and of the principal officers of the administration, from the leading members of the Legislature.

Nor would this objection be removed by merely increasing the number of members in the Assembly without reference to any corresponding increase in the population and wealth of the Island; because for the system in question to be productive of beneficial consequences, it is important that the several Electoral Districts into which the Island is divided, should be represented by men of intelligence and property, not all of them resident in the single town of St. John's, but some at all events having the advantage of local connexion with the districts which they represent; and it may be questioned whether at the present stage of the social development of the Out-port districts, men of the class I have pointed out, and possessing leisure to devote to public concerns, would be forthcoming to meet the increased demand for them occasioned by an augmentation of the number of members to be returned by each District.

I have further to remark, that the establishment of the peculiar system of Government prayed for by the Assembly of Newfoundland, is by no means necessary to enable the inhabitants of the Colony to exercise a control over the administration of their own affairs. On the contrary, such a

control has been very fully exercised by some of the British Colonies for nearly two centuries by means of Representative Legislatures, constituted on the same model as that now existing in Newfoundland, while it is only about ten years since the first attempt was made in the British Colonies on the Continent of North America to establish the system of what is called Responsible Government, and a very much shorter time has elapsed since that system can be said to have been brought into complete operation. The short experience which has been gained of its working, where it has been established, tends strongly to shew that this system of Government is hardly calculated to answer in a Colony which has not made considerable progress in wealth and population, and where the inhabitants have not been for some time accustomed to the exercise of political power by the exercise of Representative Government in its simple form. Such are the reasons which have had most weight in determining the advice which I have offered to Her Majesty; but I have also been influenced by the consideration that the present House of Assembly will arrive at the constitutional limit of its duration after the Session of next year, and if the Colony is generally favourable to the adoption of the system of Responsible Government, it is probable that the subject will not be without influence on the choice of the Representatives of the several Electoral Districts.

I shall await, therefore, the views of the Legislature upon its re-assembling after the return of the new Assembly; and the opinions which may then be expressed on the part of the component branches of the Legislature, of the Commercial and Legal classes, as well as of the community in general, will at least have the advantage of being founded upon a more extended experience of the working of the existing institutions, which have undergone modifications so recently that more time than has yet been allowed is required to demonstrate that they are not sufficiently well calculated to meet the present wants of Society in Newfoundland.

It is proper, before closing this despatch, that I should point out, that, in considering this subject, its bearing on the financial interests of the Colony ought not to be overlooked.

You are aware that in making a change in the system of Government similar to that now proposed in Newfoundland, it has been required in other Colonies that provision should be made for public servants who have thus been deprived of offices which they had been justified in expecting to be permanent. The Assembly have very handsomely intimated their readiness to meet any such claims in Newfoundland, but this would create a charge on the Colonial Treasury which it would be desirable to avoid in the present state of its finances; and there is besides another and much more serious charge which might also require to be provided for—I advert to the question, whether it would not devolve upon the Colony, in the event of the concession of Responsible Government, to make provision for the charges which may be incidental to the maintenance of its internal peace and tranquillity.

The Imperial Government at present defrays at a very heavy cost the expence of the Newfoundland Companies which are not required for the defence of the Colony from any foreign enemy, but are rather maintained for the purpose of preserving its internal tranquillity.

This being the object with which the Force is kept up, I incline to the opinion that the burden of this charge should be transferred to the Colony in the event of the Assembly being permitted to

exercise so important a control over the Executive administration of the Government as is prayed for in the Address.

I have the honour to be,
Your's, &c.,

(Signed)

GREY.

Governor Sir GASPARD LEMARCHANT, &c., &c., &c.

APPENDIX, No. 10.

DESPATCH

From the Secretary of State for the Colonies, on the subject of Responsible Government.

(COPY.)

No. 5.

Downing Street, 6th April, 1852.

SIR,—

I have to acknowledge your Despatch, No. 5, of the 13th February last, transmitting to my Predecessor, Earl Grey, the copy of a series of Resolutions passed by a majority of the House of Assembly of Newfoundland on receiving his Lordship's reply to the Address in favour of Responsible Government.

2. I have to thank you on the part of Her Majesty's Government, for the assistance which you have afforded them by your clear and able statement of the circumstances under which these Resolutions and the Address were passed, and of the present political state and prospects of the Colony.

3. Her Majesty's Government see no reason for differing from the conclusions at which their Predecessors had arrived on the question of the establishment of Responsible Government, and which were conveyed to you by Lord Grey in the Despatch already mentioned. I consider, on the contrary, that the wisdom and justice of those conclusions are confirmed by the accounts since received from Newfoundland, and especially by the contents of the Addresses from the Chamber of Commerce at St. John's, and from the majority of the Bar, enclosed in your present Despatch.

4. I concur also in your own general views on this subject, and approve of the liberal and conciliatory principles by which your personal conduct and your distribution of patronage have been guided.

5. Her Majesty's Government will entertain no disinclination to place Newfoundland on the same footing as to Responsible Government as the other North American Colonies whenever it shall appear that such a boon can be conceded with the general concurrence, and for the general advantage of all classes. But whatever objections are felt to this concession under present circumstances, can only be increased by the unhappy dissentions, aggravated, as it appears, by religious differences, by which the community has been and continues to be distracted.

6. It is impossible, for instance, for Her Majesty's Government not to notice with deep regret that the Roman Catholic Prelate of the Island, according to his own declarations of his sentiments through the Press, is disposed to take the part of a political party leader, rather than to instil into the minds of the members of his persuasion the duties of forbearance and Christian charity. They will not, however, refuse to entertain a hope that the Bishop may yet be brought to see the impropriety and injurious consequences of such a course.

7. Should the event of a collision between the Executive and Legislative power in the Colony unfortunately occur, Her Majesty's Government will depend upon your meeting such a crisis in that judicious and temperate, but at the same time firm and decided spirit, which characterizes your Despatch. While you continue to act in such a spirit, you may rely on the support of Her Majesty's Government; and if the necessity for such a course should unhappily arise, they will not hesitate to recommend to Parliament such measures as in their judgment the case may require, in order to ensure the better Government of the Colony.

I have, &c.,

(Signed)

JOHN S. PAKINGTON.

Governor Sir JOHN GASPARD LEMARCHANT, &c., &c., &c.

APPENDIX No. 11.

DESPATCH

From the Administrator of the Government of Nova Scotia, announcing the death of Sir John Harvey.

(COPY.)

Government-House, Halifax, 23d March, 1852.

SIR,—

It has become my melancholy duty to communicate to you the intelligence of the decease of His Excellency the late Lieutenant-Governor Sir John Harvey, K.C.B., which event occurred at Halifax on the 22d instant; and that the Administration of the Government has devolved on me, in pursuance of Her Majesty's Instructions, as senior military officer in command.

I have, &c.,

(Signed)

JOHN GAZALGETTE,

Administrator.

His Excellency Sir J. G. LEMARCHANT, Knight, &c., &c., &c.

APPENDIX, No. 12.

PETITION

From the Merchants and others of St. John's, praying that a drawback be granted of all duties on Articles used for Ship Building.

TO THE HONOURABLE HER MAJESTY'S COUNCIL IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED MERCHANTS, TRADERS, AND CITIZENS
OF SAINT JOHN'S,

Humbly Sheweth,—

That there is now before your most Honourable House a Bill, the purport of which is to extend Legislative encouragement to Shipbuilding within the Colony, for which your Petitioners pray your most favourable consideration.

This trade is peculiarly congenial to the tastes of our people, but more especially of those resident in the Outports. It may be extended to a considerable degree, and much benefit be thereby secured to the humble classes, by the removal of the Legislative disadvantages under which it has been placed. While vessels of the build of other countries are admitted into this port for sale, free of duty, our builders are compelled to compete with them under the disadvantage of having to pay five to twenty per cent. duty upon all articles imported and used for Shipbuilding; whereby, in effect, a bounty is extended to foreign builders, and a restriction is placed upon home production.

Your Petitioners beg to direct your attention to the fact, that from the 1st September, 1851, to 1st February, 1852, there have been forty-two new Colonial-built vessels sold in this market, of the aggregate tonnage of Four Thousand Nine Hundred and Seventy-seven Tons, for which the sum of Thirty-four Thousand Nine Hundred and Forty-five Pounds has been, or is in course of being, remitted to other Countries.

Your Petitioners submit that if Shipbuilding can be stimulated to the necessary extent of supplying the large annual demand by the remission of the import duties now levied upon materials, a large field for profitable labour will be provided for the people of the Outports, which labour will be required during the Fall and Winter months—a period during which much distress now results from the absence of remunerative employment for the labouring population. The extern settlements would be revived from their languid and fading condition; population and settlement, and in their train Agriculture would be extended, and a wholesome degree of independence would be extended to the Outport poor, who now are doomed to linger through the rigorous winter in poverty and almost nakedness. And this trade once nurtured into vigour will as an inevitable consequence ultimately encourage the increased establishment of saw mills, and a home lumber trade; also, manufactories of rope, and many other kindred branches of trade, connected with the same; and may thus be the means of averting the ruin, distress, and depopulation, with which unsuccessful fisheries, foreign competition, and bad markets, now threaten the country.

Your Petitioners therefore pray your Honourable House to relieve our native builders from the effects of the unfair competition to which they are subjected with foreign builders, by granting a drawback of all duties on articles used for Shipbuilding, or an equivalent thereto according to value, and your Petitioners will ever pray.

PETER McBRIDE.
ROBERT H. JOB.
PATRICK TASKER.
[And 112 others.]

APPENDIX, No. 13.

MEMORIAL

For Legislative aid from the Committee for promoting Steam Communication.

TO THE HONOURABLE THE LEGISLATIVE COUNCIL, IN SESSION CONVENED.

THE MEMORIAL OF THE COMMITTEE FOR PROMOTING STEAM COMMUNICATION WITH THE UNITED KINGDOM AND AMERICA,

Humbly Sheweth,—

That a meeting was held in this Town on the 25th September last, at which there was a large assemblage of all classes of this community, and at which strong resolutions were adopted showing the great benefits to result to the Colony from the establishment of Steam communication with the United Kingdom and the Continent of America.

That a Committee was formed at that meeting for the purpose of promoting its important object, and that this body has since been actively engaged in calling the attention of Capitalists, both in England and America, to the advantages offered by Saint John's as a Port of Call for Transatlantic Steamers.

That at the meeting in question, the opinion was unanimously expressed that it would be a wise expenditure of public money to devote Legislative aid to this important enterprise, and that the grant made in its favour in the last Session should be materially increased.

That the Committee, acting on this expression of universal opinion, have in their communications with parties abroad, encouraged the belief that such increased assistance would be afforded.

That the measure is pregnant with benefits of a wide-spread application, is vitally demanded by the exigencies of our Trade and the general weal of the Country, and moreover commands the sympathy of all classes; and that the Committee cannot doubt that your Honourable House will accord to it the measure of support necessary to its attainment.

Memorialists therefore pray that such an augmentation of the present grant may be made as may in your wisdom seem requisite, to secure to this colony the great advantages of direct Steam communication with the United Kingdom and the Continent of America.

WILLIAM THOMAS, *Chairman.*

BRYAN ROBINSON, *Vice-Chairman.*

A. SHEA, *Secretary.*

APPENDIX, No. 14.

PETITION

From certain Inhabitants of Newfoundland, praying for an annual Grant in support of a Steamer in Conception Bay.

TO THE HONOURABLE THE LEGISLATIVE COUNCIL OF NEWFOUNDLAND.

THE PETITION OF THE UNDERSIGNED INHABITANTS OF NEWFOUNDLAND,

Humbly Sheweth,—

That a short time since a Company was formed in Conception Bay under the style and title of the Newfoundland Steam Packet Company, having for its object the establishment of Steam communication in this Island, and more particularly for connecting the said Bay with St. John's—the Capital.

That hitherto, whilst all Her Majesty's other British North American Colonies have enjoyed the advantages of Steam communication, the travel between Saint John's and Conception Bay, which together contain a population of nearly 60,000 inhabitants, has been by Sailing Packets, and great inconvenience has always been felt in consequence—so much so, that it frequently happens in the Fall of the year that communication between both places cannot be had for upwards of a week, and even in the Summer season the communication is uncertain, as passengers are frequently in the Bay for near 24 hours, although the distance could be accomplished by Steam in two hours. By the present mode of conveyance there is also great risk of human life, fatal instances of which have lately occurred.

That considering the improvement now being made in all the other Colonies, the strenuous efforts made by the inhabitants of Saint John's for the introduction of direct Steam communication with Great Britain, and the liberal support given by your Honourable Council to the same, the persons forming this Company are desirous that this island should enjoy the advantages of local Steam communication; and to commence their operations in order to secure that object, they subscribed a sum of Six Thousand Pounds, currency, for the purpose of procuring a Steamer to ply daily, to

and fro, between Harbour Grace, Carbonear, Brigus, and Topsail or Portugal Cove, under the confident belief that your Honourable Council would support a grant of an annual sum for the encouragement of the object they have in view.

That besides the facilities afforded to the inhabitants of Saint John's and Conception Bay by the establishment of the said Steamer, the inhabitants of the other Outports will participate in the same, as a large number of persons from those places travel to Saint John's by way of Conception Bay.

That Petitioners beg leave to state that in carrying out this object, the outlay in the purchase of a new and efficient Steamer in Britain, the expense of getting her to this Country, and in inducing competent officers and engineers to come here, will involve a large amount of capital and annual expenditure, which Petitioners feel assured, after having made the best calculations, that the passenger and other traffic will not cover for some years, unless aided by a public grant from the Legislature.

Petitioners therefore humbly pray that your Honourable Council will be pleased to take the case into serious consideration, and support a grant to the said Company of such an amount annually, for the encouragement of the said Steamer, as to your Honourable Council shall seem meet.

And Petitioners will ever pray.

W. DONNELLY.
JOHN MUNN.
T. HARRISON RIDLEY
[And 194 others.]

January 7, 1852.

APPENDIX, No. 15.

PETITION

From certain Inhabitants of Bonavista, to extend encouragement to Shipbuilding in this Colony.

TO THE HONOURABLE HER MAJESTY'S COUNCIL, IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED INHABITANTS OF BONAVIDA,

Humbly Sheweth,—

That owing to the rapid increase of our population, to the past and continued failures of our agricultural productions, to the many disadvantages to which the interests of the fisheries are exposed, and to the expediency of more fully developing our resources, we deem it essential to the progress of the country that the utmost encouragement should be extended by our Legislature to every industrial pursuit.

That amongst the various occupations to which our people devote themselves, there is none more congenial to their tastes and inclinations than Shipbuilding—a branch, which, if encouraged, would not only induce the embarkation of capital, but would afford employment to large numbers of artizans and labourers, and even to the youth now unemployed; would create rivalry in naval architecture, and in a short time we might hope to find that Newfoundland shipping had acquired a high reputation.

That in the neighbouring Colonies, Shipbuilding is encouraged to a degree which operates against our interests; many of the materials imported for Shipbuilding into those places are admitted duty free, and the vessels thus built are received into our markets also duty free; while our home-built ships are subjected to a tax of six per cent. on all their imported materials, and therefore competing under evident disadvantages with the tonnage of the other Colonies, and this in our own market.

That a sum of not less than Twenty Thousand Pounds is annually paid by our trade for freights to vessels of other Countries, which come here seeking, and a sum of equal magnitude is annually expended by our merchants in the purchase of the vessels of the other Colonies; and we consider that if the Shipbuilding interests of this Colony were placed upon such terms as would secure us an equitable competition with foreign-built ships, these large benefits would be retained by our own population, and a new and remunerative source of industry would be fostered, the youth of the country would be encouraged to remain in it, and to pursue the various trades to which Shipbuilding would give an impetus, and would secure profitable employment for hundreds now in idleness and want.

That we consider a remission of all imports now chargeable upon Shipbuilding materials, and upon the labour of construction, in the way of duties upon food and raiment (both of which we calculate to be equivalent to a direct tax upon native-built vessels of fifteen shillings per registered ton) would in a great degree conduce to this valuable and important trade, and thereby secure to the population all its concomitant advantages.

We therefore pray your Honourable House to take the premises into your favourable consideration, and extend such encouragement to this branch of our industry as in your wisdom may consider effective.

JAMES FENNELL.

JAMES SAINT.

JOHN SAINT.

[And 70 others.]

APPENDIX No. 16.

PETITION

From certain Inhabitants of St. John's, praying for the repeal of the Pickled Fish Act.

TO THE HONOURABLE HER MAJESTY'S COUNCIL, IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED MERCHANTS OF ST. JOHN'S,

Humbly Sheweth,—

That the Pickled Fish Act, so far as regards the inspection of Herrings, has not been attended with that benefit to the Trade of this Colony, which the framer of the Act contemplated, and has entailed a heavy expense on the Planter and Fisherman, without any commensurate advantage.

That from the manner in which Inspectors have generally been in the habit of inspecting Herrings, the character of Newfoundland-cured Herrings has not improved in foreign market.

That a charge of 7d. stg. per barrel for inspection, where the value of the Herrings is not over 5s. or 6s. per barrel in bulk, or from 10s. to 11s. in barrels, is a very large drawback on the earnings of the Fisherman.

Your Petitioners therefore humbly pray, that the Pickled Fish Act may be repealed as far as it concerns the inspection of Herring.

And your Petitioners as in duty bound, will ever pray

JAMES J. GRIEVE.
PETER McBRIDE.
HENRY K. DICKINSON.

[And 22 others.]

Saint John's, 19th February, 1852.

APPENDIX, No. 17.

PETITION

From Merchants and others for an Act of Incorporation, under the name of the Newfoundland Marine Insurance Company.

TO HIS EXCELLENCY THE GOVERNOR, THE HONOURABLE THE LEGISLATIVE COUNCIL, AND THE HONOURABLE THE HOUSE OF ASSEMBLY OF NEWFOUNDLAND, IN SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED MERCHANTS AND OTHERS INTERESTED IN THE GENERAL TRADE OF THIS COLONY,

Humbly Sheweth,—

That your Petitioners having recently, as well as on several previous occasions, turned their attention to matters connected with Marine Assurance, and being encouraged by the generally successful working in the neighbouring Colonies of Joint Stock Companies formed for that purpose, and incorporated by legislative enactments duly guarding the interests both of the assurers and of the assured, are very desirous that your Excellency and Honors will take the subject into consideration, and will pass such an Act to incorporate a Company under the name of "The Newfoundland Marine Assurance Company," as may to your Excellency and Honors seem fit and proper.

And your Petitioners will ever pray.

JAMES J. GRIEVE.
ROBERT PROWSE.
PETER McBRIDE.
[And 32 others.]

APPENDIX, No. 18.

PETITION

From certain Inhabitants of St John's, that the Kerosene Gas Bill may pass.

TO THE HONOURABLE THE LEGISLATIVE COUNCIL, IN SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED INHABITANTS OF ST. JOHN'S,

Respectfully Sheweth,—

That your Petitioners are desirous of enjoying the benefits arising from the introduction of the improvement in manufacturing illuminating Gas under the Patent granted to Dr. Abraham

Gesner, by the Government of Newfoundland, which improvement has been carried into successful effect in Nova Scotia, Bermuda, and numerous other places.

Your Petitioners therefore humbly pray that your Honourable House will be pleased to pass the Bill now before your Honourable House to enable parties in St. John's to obtain the use of Kerosene Gas, or such other measures will adopt as will ensure the attainment of this most desirable object.

And your Petitioners, as in duty bound, shall every pray.

WELSH & MUGFORD.

J. STEER.

JAMES WINGFIELD.

[And 80 others.]

St. John's, Newfoundland, May 27th, 1852.

APPENDIX, No. 19.

PETITION

From Shareholders and others in the St. John's Athenæum.

TO THE HONOURABLE HER MAJESTY'S COUNCIL FOR THE ISLAND OF NEWFOUNDLAND, IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED INHABITANTS OF SAINT JOHN'S, FOR THEMSELVES AND OTHERS, SHAREHOLDERS IN THE SAINT JOHN'S ATHENÆUM,

Humbly Sheweth,—

That your Petitioners and others have formed a Joint Stock Company for the purpose of erecting a Public Building, under the name of the Saint John's Athenæum, for the general purposes of holding public meetings, and affording facilities for the delivery of lectures on Literary and Scientific subjects; as well as for accommodating with apartments two Institutions lately established in this town—the Saint John's Library and Reading Room, and the Saint John's Mechanics' Institute.

That the number of Shareholders in the said Company is about two hundred, and that the proper management of the projected Building would be much facilitated by an Act of Incorporation.

That your Petitioners are, along with others, Shareholders in the Saint John's Library, and members of the Mechanics' Institute, above referred to, and that the objects of these Institutions would also be promoted were they chartered in a corporate capacity.

Wherefore, your Petitioners respectfully pray that your Honors will be pleased to pass a Bill to incorporate the Shareholders of the said Athenæum, and to authorise His Excellency the Governor

to grant charters of incorporation to the Shareholders of the said Saint John's Library and Reading Room, and to the members of the said Mechanics' Institute.

And your Petitioners, as in duty bound, will ever pray.

ROBERT PROWSE.
PETER McBRIDE.
ANDREW MILROY.
[And 39 others.]

St. John's, Newfoundland, 24th April, 1852.

APPENDIX, No. 20.

MEMORIAL

From certain Inhabitants of Harbour Grace, praying that a Bridge may be erected over Wind Mill Brook.

TO THE HONOURABLE THE PRESIDENT AND OTHER MEMBERS OF HER MAJESTY'S COUNCIL IN
NEWFOUNDLAND.

THE MEMORIAL OF THE UNDERSIGNED INHABITANTS OF HARBOUR GRACE IN CONCEPTION BAY,

Humbly Sheweth,—

That your Memorialists have seen a copy of a memorial prepared and caused to be presented to Her Majesty's Council by the permanent inhabitants of Cat Harbour, and the neighbouring Shore, in the Districts of Fogo and Bonavista Bay north, representing their need of the means of overland communication between the settlements upon the Shore of Cape Freels and the neighbourhood, and the great impediment to such communication which is caused by a stream known as Wind Mill Brook, which is often impassable; and praying that a portion of the monies voted for promoting inter-communication in this Colony may be granted for the purpose of erecting a Bridge over the said Brook.

That your Memorialists pursue their trade upon the Coast of Cape Freels, and for a considerable season of the year reside at Cat Harbour on that Cape, and are therefore interested in the prayer of the said Memorial.

Your Memorialists therefore respectfully represent to the Honourable Members of Her Majesty's Council, the inconvenience and difficulty to which they, together with the other inhabitants of Cat Harbour, are subjected by the need of a Bridge over Wind Mill Brook, and desire earnestly to concur in the prayer of the said Memorial.

And your Memorialists, as in duty bound, will ever pray.

WILLIAM ANDREWS.
JOHN ANDREWS.
[And 31 others.]

APPENDIX, No. 21.

PETITION

From the Sons of Temperance.

TO THE HONOURABLE HER MAJESTY'S COUNCIL FOR THE ISLAND OF NEWFOUNDLAND, IN LEGISLATIVE SESSION CONVENEED,

THE PETITION OF THE UNDERSIGNED SONS OF TEMPERANCE OF ST. JOHN'S, NEWFOUNDLAND,

Humbly Sheweth,—

That your Petitioners are part of a body in this Island, known as the "Order of the Sons of Temperance," organized for the purpose of suppressing the manufacture, purchase, sale, and use, of all intoxicating liquors as a beverage.

That your Petitioners believe the traffic carried on in alcoholic liquors in this Island to be such a great evil, and so injurious to the best interests of the Country, as to require a total abolition, or at least a greater restriction than at present exists.

That your Petitioners believe that this traffic is the source from which flows the great stream of poverty, misery, and crime of every description to be met in all lands; and that this important fact has been attested by the ablest of Her Majesty's Judges in Great Britain and the Colonies, as well as by many of the most talented men throughout the world, which Petitioners have no doubt your Honors are well aware of.

That your Petitioners believe that the injuries resulting from this traffic as falling upon our great fishing population, in a social as well as in a pecuniary point of view, are such as demand the active interference of your Honors, in an endeavour to mitigate the same.

Your Petitioners would therefore earnestly and respectfully pray your Honors to take the premises into your favourable consideration, and adopt such measures as to your Honors may appear best calculated to abolish and render illegal, the manufacture and traffic in all intoxicating liquors as a beverage, or at least place a greater restriction upon the same than at present exists.

And your Petitioners, as in duty bound, will ever pray.

JAMES J. ROGERSON.
DAVID SCLATER.
ADAM S. MUIR.

[And 152 others.]

Saint John's, Newfoundland, 26th April, 1852.

APPENDIX, No. 22.

PETITION

Of W. J. Ward.

TO THE HONOURABLE THE LEGISLATIVE COUNCIL, IN SESSION CONVENED.

THE PETITION OF WILLIAM J. WARD, PROPRIETOR OF THE MORNING POST,

Humbly Sheweth,—

That the sum granted last year to your Petitioner for publishing the proceedings of your Honourable House was inadequate to the expense incurred thereby; and that the matter published this Session, being much more than that of last year, your Petitioner will be a loser to a considerable extent unless a larger sum be granted to him now.

Your Petitioner would also beg respectfully to state, that during the four sessions of the Legislature, and until the close of the publication of their proceedings, he has furnished copies of his Journal to the members and officers of your Honourable House, which, at the usual rate, would amount to upwards of £12 sterling.

Your Petitioner therefore humbly prays that your Honourable House will take these facts into favourable consideration, and grant such sum as will reimburse your Petitioner for the loss of last year, and cover the expenses of this one, attendant on the publication of the proceedings of your Honourable House.

And your Petitioner, as in duty bound, will ever pray.

WILLIAM J. WARD,
Proprietor of the Morning Post.

APPENDIX, No. 23.

PETITION

Of Harcourt Mooney.

TO THE HONOURABLE THE PRESIDENT AND HONOURABLE THE MEMBERS OF HER MAJESTY'S
COUNCIL, IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF HARCOURT MOONEY OF ST. JOHN'S, BARRISTER,

Humbly Sheweth,—

That your Petitioner discharged the duties of Reporter to your Honourable House during its last Session.

Your Petitioner therefore humbly prays that your Honourable House will be pleased to re-appoint him to the same office for this present Session, and in such event to take into its consideration in fixing the amount of your Petitioner's salary, the arduous nature of the duties to be performed, and the inadequate remuneration which he received for the unusual and protracted labours of the last Session.

And your Petitioner, as in duty bound, will ever pray.

HARCOURT MOONEY.

St. John's, 29th January, 1852.

APPENDIX, No. 24.

PETITION

Of Harcourt Mooney.

TO THE HONOURABLE THE PRESIDENT, AND THE HONOURABLE THE MEMBERS OF HER MAJESTY'S
COUNCIL, IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF HARCOURT MOONEY, REPORTER TO YOUR HONOURABLE
HOUSE,

Respectfully Sheweth,—

That your Petitioner has been in the practice of attending the sittings of the Northern Circuit Court in the Spring and Fall term of each year, in his professional capacity as a Barrister-at-Law.

That your Petitioner has made arrangements, subject to the approval of your Honourable House, with Alexander Fraser, Esq., Barrister, to act for him during his absence, and at his expense.

That your Petitioner has been retained in several cases to act as Counsel for suitors at the next term of the Northern Circuit Court at Harbour Grace, and much injury would accrue to them, as well as pecuniary loss to your Petitioner, by his being obliged to absent himself from his professional duties.

Your Petitioner therefore humbly prays that your Honourable House would be pleased to grant him leave of absence from his duties as Reporter, during the next term of the Northern Circuit Court at Harbour Grace.

And your Petitioner, as in duty bound, will ever pray.

HARCOURT MOONEY,
Reporter to the Council.

St. John's, 14th April, 1852.

APPENDIX, No. 25.

PETITION

Of Harcourt Mooney.

TO THE HONOURABLE THE PRESIDENT, AND HONOURABLE THE MEMBERS OF HER MAJESTY'S
COUNCIL, IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF HARCOURT MOONEY, OF ST. JOHN'S, BARRISTER,

Humbly Sheweth,—

That your Petitioner, for two Sessions, has discharged the duties of Reporter to your Honourable House.

That considering the protracted period of the Session, the arduous nature of the duties to be performed, as well as the serious responsibility imposed upon your Petitioner, the salary of your Petitioner is wholly inadequate to the services performed, and very much below the amount of remuneration paid to the other officers of your Honourable House.

That your Petitioner therefore humbly prays that your Honourable House would be pleased to sanction an augmentation of his salary.

And your Petitioner, as in duty bound, will ever pray.

HARCOURT MOONEY,
Reporter.

25th May, 1852.

APPENDIX, No. 26.

PETITION

Of Members of the Church of England in the Town of St. John's, praying that there be no further Sub-division of the Educational Grant.

TO THE HONOURABLE THE LEGISLATIVE COUNCIL, IN LEGISLATIVE SESSION CONVENED.
THE PETITION OF THE UNDERSIGNED MEMBERS OF THE CHURCH OF ENGLAND IN THE TOWN OF ST. JOHN'S,

Humbly Sheweth,—

* That your Petitioners view with alarm the Bill before the Legislature for the further division of the Protestant grant for Education, which your Petitioners believe would prove highly injurious to the Protestant education of the Colony.

Your Petitioners therefore pray your Honourable House that the education grant may not be further divided.

ROBERT PROWSE.
JOHN WINTER.

[And 204 others.]

March, 1852.

APPENDIX, No. 27.

PETITION

From Inhabitants of Fogo, praying that there be no Sub-division of the Educational Grant.

TO THE HONOURABLE PRESIDENT AND MEMBERS OF HER MAJESTY'S COUNCIL IN PARLIAMENT ASSEMBLED.

THE PETITION OF THE INHABITANTS OF FOGO,

Humbly Sheweth,—

That information having reached this community that efforts are in contemplation to divide the Protestant Educational Grant, which your Petitioners would deem most unfavourable for the general welfare, and create much dissatisfaction in the present state of society.

Your Petitioners humbly pray that such means will in your deliberative contemplation be adopted to prevent the same; and that the present system having worked hitherto most favourably and satisfactorily, be continued.

And your Petitioners, as in duty bound, will ever pray.

JAMES M. WINTER.
G. E. RIDOUT.

[And 54 others.]

Fogo, 9th November, 1852.

APPENDIX, No. 28.

PETITION

Of certain Wesleyans and others, praying that there may be no further Sub-division of the Educational Grant.

TO THE HONOURABLE THE COUNCIL OF NEWFOUNDLAND, IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED WESLEYANS AND OTHERS, INHABITANTS OF SAINT JOHN'S,

Humbly Sheweth,—

That your Petitioners, concurring with the Legislature in the importance of maintaining in

this Colony a system of Education, based on sound and liberal principles, beg to approach your Honourable House, to express their approval of those parts of the Act for the encouragement of Education, which secures the general education of Protestants, without respect to their particular Churches, which your Petitioners believe to be the mode best adapted to this Colony, and which they pray your Honourable House to preserve inviolate in any new measure for the encouragement of Education, which your Honourable House shall pass.

In the judgment of your Petitioners, the further subdivision of the grant for the education of Protestants, would be very unsuitable to the scattered population of Newfoundland; that it would lead to the formation of rival schools in localities where all the children would not be more than sufficient for the charge of one Teacher, which would be a waste of public money, and an occasion of jealousy, and bitter strife, retarding equally education and other social improvement. Your Petitioners therefore entreat your Honourable House, not to sanction the further sub-division of the grant for the education of Protestants, and that increased pecuniary aid may be afforded to schools, and for the augmentation of the salaries of public school teachers.

And your Petitioners, as in duty bound, will every pray.

E. BOTTERELL.

J. S. ADDY.

GEORGE SCHOFIELD.

[And 328 others.]

APPENDIX, No. 29.

MEMORIAL

Of the Newfoundland School Society.

TO THE HONOURABLE THE LEGISLATIVE COUNCIL OF NEWFOUNDLAND, IN GENERAL SESSION
CONVENED.

THE MEMORIAL OF THE CORRESPONDING COMMITTEE OF THE NEWFOUNDLAND SCHOOL SOCIETY, IN CONNECTION WITH THE COLONIAL CHURCH SOCIETY,

Humbly Sheweth,

That your Memorialists, gratefully acknowledging the liberal aid hitherto afforded the Newfoundland School Society, which has enabled them to enlarge their sphere of operation in this Colony, respectfully solicit from your Honourable House a continuance of the usual grant; and should your Honourable House determine upon augmenting the amount now appropriated for educational purposes, your Memorialists pray that your Honourable House will be pleased to place at their disposal such further sum as will enable them to establish schools in settlements now destitute of the

blessings of education. And your Memorialists respectfully crave the attention of your Honourable House to the amount of the annual expenditure of the Society in Newfoundland, an abstract thereof being appended hereto, from which it will be seen that it reached the sum of £1,500, during the past year, exclusive of the grant of £500 by your Honourable House; and further, that three new teachers have been appointed in that time, who have recently arrived from England, and arrangements are nearly completed for the appointment of four others, and for opening two additional schools in Fortune Bay.

And your Memorialists, as in duty bound, will ever pray.

Signed on behalf of the Corresponding Committee,

THOMAS DUNN,
Superintendent.

St. John's, Newfoundland, February 4, 1852.

The Newfoundland School Society in connexion with the Colonial Church and School Society,
DR. in Account with the Treasurer, 1851. CR.

<p>To Amount paid principal Teachers as $\text{\\$}$ Account £993 4 10 stg., which, valuing Bills at 20 $\text{\\$}$ cent. premium, is in currency... £1,157 17 10</p> <p>“ Amount paid Branch Teachers in currency as $\text{\\$}$ account..... 740 0 2</p> <p>“ Amount paid for repairs of Schools and other incidental expenses 199 9 5</p> <hr style="width: 100%;"/> <p style="text-align: right;">£2,131 7 5</p>	<p>By Amount of Government Grant £500 stg., which is in currency £576 18 4</p> <p>“ Amount of voluntary contributions in Newfoundland, as per account 435 19 11</p> <p>“ Balance received from the parent Society in England, and raised there by voluntary contributions 1,118 9 2</p> <hr style="width: 100%;"/> <p style="text-align: right;">£2,131 7 5</p>
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Note—£150, currency, has been appropriated to the Society for repairs of its school premises in various parts of the Island, by the Protestant Central Board of Education, during the past year, which sum is not included in the accompanying return, as it was thought best to give an account thereof when the whole amount shall be expended. In addition to the statement above, there has been sent out by the Society about £120 worth of books, stationery, &c., for the Schools, and several packages of clothing for the poor during the past year.

THOMAS DUNN,
Superintendent.

St. John's, February 4, 1852.

APPENDIX, No. 30.

PETITION

*Of the Clergyman and other Members of the Church of England, residing in Carbonear, for
Sub-division of the Protestant Grant for Education.*

TO THE HONOURABLE THE PRESIDENT, AND OTHER MEMBERS OF HER MAJESTY'S COUNCIL OF
NEWFOUNDLAND.

THE MEMORIAL OF THE CLERGYMAN, CHURCHWARDENS, AND OTHER MEMBERS OF THE CHURCH OF ENGLAND
RESIDING IN CARBONEAR, IN CONCEPTION BAY,

Humbly Sheweth,

That in the existing Act for promoting Education in this Colony, the principle of dividing the amount voted for that purpose is recognised as far as the two great classes of Protestants and Roman Catholics are concerned, and that annual grants are also made for the support of Schools in connexion with the Wesleyan Methodists and Presbyterians respectively.

Your Memorialists therefore respectfully invite the attention of the Honourable Members of Her Majesty's Council to the propriety and expediency of extending this division of the said grant; and pray that in any act which may be passed on the expiration of the existing law, provision be made that a proportionate part of the yearly grant for education, according to the population, may be awarded for the support of Schools in connexion with the Church of England, and under the direction of the Clergy and other members of that Church only.

And your Memorialists, as in duty bound, will ever pray.

JAMES C. HARVEY.

MARK FORWARD.

[And 107 others.]

Carbonear, January 27, 1852.

APPENDIX, No. 31.

MEMORIAL

*From certain Inhabitants of Harbour Grace, corroborating statement made in a Memorial
from Cats Cove on the subject of Education, praying for a portion of the yearly grant.*

TO THE HONOURABLE THE PRESIDENT AND OTHER MEMBERS OF HER MAJESTY'S COUNCIL IN
NEWFOUNDLAND.

THE MEMORIAL OF THE UNDERSIGNED INHABITANTS OF HARBOUR GRACE, IN CONCEPTION BAY,

Humbly Sheweth,—

That your Memorialists have seen a copy of a Memorial prepared and caused to be presented to

Her Majesty's Council by the permanent inhabitants of Cat Harbour, in the district of Fogo, representing the seclusion of that settlement, and its destitution of the necessary means of Education, and praying that a portion of the yearly grant for Education may be especially awarded for the benefit of that settlement.

That for a considerable period in the year, your Memorialists reside at Cat Harbour, with their families, and during that period participate with the other inhabitants of Cat Harbour in the destitution which has been represented in the said Memorial.

Your Memorialists therefore respectfully represent to the Honourable members of Her Majesty's Council their great interest in the matter of the Memorial of the inhabitants of Cat Harbour, and desire to corroborate the statements, and earnestly concur in the prayer thereof.

And your Memorialists, as in duty bound, will ever pray.

WILLIAM ANDREWS.

JOHN ANDREWS.

[And 31 others.]

A P P E N D I X, No. 32.

RETURNS

Of Pupils attending Academies in St. John's, during the week ending 13th March, 1852.

CHURCH OF ENGLAND ACADEMY.

1 John Henry Crowdy.	} Church of Eng.	10 Arthur C. Wood.	} Church of Eng.
2 Augustus O. Hayward.		11 George H. Bennett.	
3 George H. Hooper.		12 George C. Bown.	
4 Augustus W. Harvey.		13 Charles H. Bindon.	
5 Monier H. Carter.		14 Henry John Earl.	
6 Robert B. Brown,— <i>Congregationalist.</i>	15 Henry E. Hayward.		
7 Edmund Henry Botterell.	16 Thomas T. Bennett.		
8 John H. Botterell.	17 Arthur S. Bindon.		
9 James Quinn— <i>Roman Catholic.</i>		18 John D. Bindon.	

THOMAS F. H. BRIDGE,
Chairman of Directors.

St. John's, 24th March, 1852.

ST. JOHN'S, NEWFOUNDLAND,
3d April, 1852.

SIR,—

I have to acknowledge receipt of your letter of the 22d March, addressed to the Directors of

the St. John's General Protestant Academy, and in compliance with your request, I beg leave to enclose a return shewing the number of Pupils that attended that Academy during the week ending the 13th March, together with the names of such Pupils.

No register is kept by the master of the religious persuasion of the parents of the pupils, but the Board of Directors believe, that of the pupils named in the return, there are—11 Episcopalians 8 Presbyterians, 3 Wesleyans, 2 Congregationalists.

I have the honour to remain, Sir,
Your most obedient Servant,

ANDREW MILROY,
Chairman.

To the Honourable JAMES CROWDY, Colonial Secretary.

GENERAL PROTESTANT ACADEMY.

1 Francis Hart.
2 George Schofield.
3 James Winter.
4 George Winter.
5 Alexander Baker.
6 John McWilliam.
7 Andrew Grieve.
8 James Botterell.

9 Albert Bayly.
10 Samuel Prowse.
11 George Brine.
12 Charles Rankin.
13 James Carnell
14 John McDougall.
15 William Rankin.
16 William Thomson.

17 Leander Gill.
18 William Allan.
19 Robert Freeman.
20 Leonard Jarvis.
21 Charles Archibald.
22 Edward Archibald.
23 Richard MacLean.
24 James Coyell.

ADAM SCOTT, *Master.*

April 1, 1852.

ROMAN CATHOLIC ACADEMY.

1 John Howley
2 William Howley.
3 Richard Howley.
4 Thomas Howley.
5 Alexander Howley.
6 Michael Howley.
7 John Kitchin.
8 John Murray.
9 Martin Kavanagh.
10 Thomas Muldowney.
11 Edward Tracey.
12 Martin Brown.

13 John Walsh.
14 Michael Walsh.
15 John Meagher.
16 William Meagher.
17 Edward Delaney.
18 John Delaney.
19 Patrick Delaney.
20 Edward Condon.
21 Joseph Blunden.
22 Francis Blunden.
23 Michael O'Mara.
24 Denis Leahy.

25 John Donnelly.
26 Richard Whelan.
27 John O'Dwyer.
28 Richard O'Dwyer.
29 John Lynch.
30 William Jarvis.
31 Michael Fogarty.
32 John Connors.
33 Joseph Nugent.
34 Francis B. Nugent.
35 *Richard Firth.
36 †Henry Dryer.

* Father, Protestant; Mother, Roman Catholic.

† Father, Protestant; Mother, Roman Catholic.

JOHN V. NUGENT, *Master.*

APPENDIX, No. 33.

REPORT

Of the Central Roman Catholic Board of Education for the Year 1851-2.

TO HIS EXCELLENCY SIR JOHN GASPARD LEMARCHANT, GOVERNOR OF NEWFOUNDLAND, AND
ITS DEPENDENCIES, &c., &c.

The Central Roman Catholic Board of Education beg leave to forward the annexed report of the expenditure of their funds, for the information of Her Majesty's Government, and to offer a few remarks on the same.

The allocation could not be made as soon as they expected, as they considered it unjust to dispose of the funds under their control, without sufficient information of the wants of the different districts; and on account of the difficulty of communicating with the remote settlements, their meetings were several times adjourned until that information was obtained.

As School-houses have to be built in very many settlements, a large portion of their funds has been allocated at present to this purpose; this expenditure, however, being only temporary, they will next year, should the same amount be placed at their disposal, be enabled to establish more schools, and by augmenting in many places the salaries of the masters, employ a better class of teachers.

They are happy to state that the establishment of the Female School under the care of the Nuns of the Presentation in Harbour Grace, has been already productive of the greatest benefit to that community. The Chairman on his last visit to that town was pleased to find the industrial School in full operation, and several of the poor children clothed in the work of their own hands.

The Convent now being built in Carbonear is not, through the disappointment of the Contractor, yet completed, as the winter set in before the plastering could be finished. It is a beautiful building and will with the schools cost over £700; the Nuns are prepared to open school as soon as it is ready.

About nine months since, the Chairman applied to Her Majesty's government for a small piece of ground at the head of the Promenade, sufficient to build a male and female school, pledging himself to lay out £500 on the building, which would have been of brick and stone, and besides its great utility would have been highly ornamental to that locality. He regrets, however, for the sake of the numerous children there, that he has never received any definite answer to his application, and he has therefore purchased at his own expense a piece of ground in the same locality, where he hopes before the end of the year, that male and female schools on an extensive scale will be established.

The Mistress of the weaving department of the Nunnery School having been notified by the Government, that she is to be paid no longer; the Board, considering the great utility of the industrial teaching the children received, and that it would be a grievous loss to the community to have it discontinued, have allocated £20 to continue her services.

*STATEMENT of the appropriation by the Central Roman Catholic Board of Education,
of the Funds committed to their charge for the year 1851-2, viz. :—*

ST. JOHN'S DISTRICT, VIZ.:

Towards building School-house, River-head	£200	0	0		
Ditto ditto ditto Magotty Cove.....	100	0	0		
Ditto Salary Industrial Teacher, Orphan Asylum School.....	15	0	0		
Ditto ditto of Mistress in Weaving, Nunnery ditto	20	0	0	335	0 0

BAY BULLS DISTRICT.

For Female Schools at Bay Bulls and Witless Bay	30	0	0		
Towards building Schools there	20	0	0	50	0 0

FERRYLAND DISTRICT.

Towards repairs of various Schools in this district.....				50	0 0
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TREPASSEY.

Addition to salary of Teacher there				5	0 0
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PLACENTIA DISTRICT.

Towards Salary of Teacher at Branch	20	0	0		
Ditto ditto ditto at Paradise.....	25	0	0	45	0 0

BURIN DISTRICT.

Towards Salaries, Teachers at Oderin and Braux Bois, each £25				50	0 0
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SAINT GEORGE'S BAY.

Towards Teacher at Sandy Point				50	0 0
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BRIGUS NORTH, DISTRICT.

Towards building and repairing various Schools in this district	50	0	0		
Ditto Salaries of Female and industrial School at Harbour Main.....	50	0	0		
Ditto Building School-house there	50	0	0		
Ditto Salary Teacher at Topsail, per annum	20	0	0		
Ditto Building and repairing Schools at Topsail and Kelligrews	20	0	0	190	0 0

HARBOUR GRACE.

Towards building Nunnery School at Carbonear	150	0	0		
Towards Salary Master, Upper Island Cove	25	0	0	175	0 0

Carried forward.....£950 0 0

	Brought forward	£950	0	0
Towards building School-house there.....	10	0	0	
Addition to Salary Teacher, Northern Gut	15	0	0	
Towards Salary Teacher, Low Point	15	0	0	40 0 0

BONAVISTA DISTRICT.

Towards Salaries at Stock and Knight Coves.....	20	0	0	
Ditto Salary Teacher at Tickle Cove	20	0	0	40 0 0

FOGO AND TWILLINGATE.

Towards Salary Teacher at Fogo	30	0	0	
Addition to Salary at Fortune Harbour	10	0	0	40 0 0
Salary of Secretary to Board				10 0 0
Reserved for general repairs and other contingencies				38 1 7
				<u>£1118 1 7</u>

† JOHN J. MULLOCK,
Chairman of the Central Catholic Board.

Allocated by the Government :

Annual allowance to Contractor at Harbour Grace	£100	0	0	Sterling.
Ditto ditto to Contractor at Carbonear.....	100	0	0	

† J. J. MULLOCK.

A P P E N D I X, No. 34.

REPORT

Of the Physician of the Lunatic Asylum.

ST. JOHN'S, DECEMBER 31ST, 1851.

During the past year, 60 cases of mental disease have been under treatment in the Provisional Lunatic Asylum. 41 of these remained from 1850, and 19 were admitted in 1851. The crowded state of the Asylum, its complete want of room for any classification, and general unfitness as an abode for insane persons—interfere so much with any plans of treatment, as almost to render these a dead letter, from the simple impossibility of carrying them out. I am justified in saying therefore, that the Insane are rather taken care of, than treated in a medical point of view, in the present Asylum, and that although they possess complete freedom from personal restraints, they are

notwithstanding cooped up in the narrowest limits during the day—giving them but a nominal liberty of action—and at night, especially on the male side of the house, they sleep in rooms so small and crowded, as to be positively unhealthy. I have indeed been glad to get out of the bedrooms, when I have had occasion to visit them at night, as soon as possible. Certainly my duty is to complain loudly of such a state of things, and to request that the new Asylum may be immediately erected for the accommodation of our increasing numbers.

In 1847, there were only 14 insane persons received into the present building from the St. John's Hospital, being all that remained under the care of the Government in any public institution in the whole island; whereas, according to statistics, shewing the comparative number of the Insane with that of the population generally, in North America, the average number for a people numbering 75,000, is 150, viz. : 2 in every 1000. Now, I may ask, where were the 136? Did they die rapidly off, year after year, neglected, abused, and miserable, to the disgrace of humanity? It is much to be feared that they did, when we observe that in 4 years, after a Retreat was provided for them—poor as it is—the 14 have become 47, an average increase of something over 8 annually; and which, according to the ratio given above, will progressively increase until in 17 years we shall have to provide for the full number of 200 insane persons, for 100,000 people.

As the building of a new Asylum will occupy probably two years, it is evident that above 60 insane persons will require accommodation therein at the outset, and it ought to have ample room for 40 more, to avoid the building of additions every year, or what is far more objectionable, frustrating the object of the new institution altogether, by so over-crowding it, as to render its intentions impracticable, and therefore useless. I may here observe, that the estimates of the cost of building for 1846-7, are no longer applicable, inasmuch as they were calculated with the view of providing for 50 patients; whereas, we now require to provide for double that number. The former estimates amounted to £3000; the present ones will comprise £2000 more.

In the Provisional Asylum, since its establishment, patients have been admitted from all parts of the island; of every Christian denomination, and of every class of society. It is therefore the interest of every one, as well as his duty, to promote the erection of an Asylum adapted for the curative treatment of the insane, as well as for their general care and comfort; yet six years have elapsed since the Legislature voted a sum of money for this purpose, and not a stone has been laid. Moreover, in the present miserable building, the annual expenses amount to quite as much for the general maintenance and safe keeping of the insane, as would be incurred in the finest Asylum that money could build.

It is my duty to report, annually, upon the management and treatment of the Insane; but how can I reasonably do so, in the circumstance as connected with the present building. It is an effort, and little more than a repetition of the difficulties of my situation and of those entrusted to my care.

Let me for example compare the course adopted, from sheer necessity, in the present Asylum, in a case of acute mania, with that which would take place in a fitting Asylum. A patient is admitted, suffering from this dreadful disease,—furious, violent, making the greatest noise possible for a human being to do, shouting, screaming, singing, cursing, laughing, crying, howling, by turns; as the wild

uncontrollable excitement of the brain acts in different directions on the intellect and passions—jumping, stamping, rushing savagely against the partitions, &c; all this indescribable scene of confused violence and noise, enduring without one moment's cessation, night or day. Language is utterly inadequate to paint this miserable transformation of a reasonable being into a wild and dangerous animal, often without common instinct.

Again, the patient so admitted is brought into the midst of the disciplined, quiet, and comparatively happy, ordinary inmates, exciting them in a high degree; he is then placed in a separate little room, it is true, but separated only from patients on either hand by wooden partitions that convey every sound, and every expression of this distorted and tortured mind, to those who are most susceptible of its evil influences. So that the whole succeeding days and nights become hideous with noise and fury, from the general excitement produced—and thus the work of months is with some undone in a few days by this lamentable misfortune of the improper introduction of a recent maniac into the midst of those who are in process of cure. And besides these bad consequences, all the patients and attendants of the Asylum are in a great degree deprived of sleep for some nights, from the facility with which the noise made by the new comer is transmitted to every part of a building constructed of wood. It is thus also that occasionally the Asylum is turned from a peaceful abode into a veritable Bedlam.

Let us now turn to the case of a furious maniac entering a well-constructed Asylum,—by secluded ways, unseen by its inmates, and placed for a certain period in a separate and prepared apartment, from whence no sound can issue to disturb or annoy others. Let us watch him step by step as he is brought gradually into the society of the other inmates, until, as he daily improves in mind and body, he becomes fit to take his place amongst the most orderly and peaceful of the patients, preparatory, in many instances, to his restoration to the family and friends who have so bitterly mourned over his loss. But this can only be predicted or expected of an Asylum built and furnished for the express purpose, with every means to so good an end, and where the inmates are classified and orderly throughout, being subject to a constant, wholesome, discriminating control, so that we may there observe a community of persons deprived of reason, passing their days in a sober, orderly manner, not without enjoyment and cheerfulness; working, reading, or taking exercise, as the case may be, and thus placed in the most favourable position of which their state will permit.

One of the gravest arguments in favour of the immediate erection of a new Asylum is the danger of fire breaking out in the present one, a very slightly-built wooden house, containing nearly 50 insane patients, locked up in 27 bedrooms at night; besides the eight attendants of the Asylum. Who would not anticipate a fearful catastrophe, in the event of a fire, under such circumstances, enough to make the blood run cold!—It has been argued, that every Asylum ought to be fire-proof, in consequence of the necessity of locking all the bedrooms of insane persons at night, and the probable difficulty, in the confusion incidental to the alarm of fire, of unlocking all of these, and setting free the patients. Indeed, an instance occurred, not long since, in the United States, of an Asylum being burned with many of its inmates. And I will add to this, another reason, viz. : the obstinacy with which some of the insane often refuse to move from their beds until taken out of them by attendants. But not only is the present Asylum not fire-proof, it is, on the contrary, fuel for fire, if I may so speak, of the best quality—the wooden materials throughout, being, in winter especially, dried up and made exceedingly

inflammable, by the great heat constantly maintained in the stoves in order to keep up the temperature in such a building sufficiently for the health and comfort of the patients, who, from the nature of their malady, are peculiarly susceptible of cold.—It may be easily said, but it is scarcely a reply to the argument of danger from fire in a wooden building, that sufficient precautions against such a danger ought of course to be taken.—Has not fire, I would ask, in spite of every precaution, broken out again and again in St. John's, the origin of which has never been satisfactorily discovered? And where the lives of so many are at stake, what man will stand forth and say it is of small importance; because proper precautions may be taken, there is no present need of an Asylum of stone,—let alone, there is time enough. Alas! It is an old truism—the poor have few friends. Be ye warmed and clothed!

At the close of the June quarter of the past year, after a twelvemonth's patient trial of the scale of Dietary adopted in 1850, I found it my duty to represent it as injurious to the patients, and the change immediately made by the Government, upon my report, has resulted, I am happy to say, most favourably. In this respect there is now nothing to be desired.

With regard to the attendants of the Asylum there is some deficiency to be mentioned—the increased number of patients requiring a corresponding increase of attendants to take charge of them. There is much need of an additional attendant, both on the male and female side of the house.

The patients themselves have never been happier or more contented than lately, in the Asylum. The regularity of their lives, the confidence they have acquired in their attendants, and the unvarying substitution of kindness for harshness under the most trying circumstances towards them—has rendered them for the most part as well pleased with their present lot and as careless of the future as children, whom they so greatly resemble in their habits and dependence upon the will of others. They only require in addition a sufficient space of ground, to wander at will without feeling themselves, as at present, imprisoned by fences at every step.

I have had the satisfaction of commencing in the Asylum during the past year that most interesting experiment which has of late excited so much the attention of philanthropic men, and which I myself saw in successful operation at the *Bicetre* in Paris, viz:—The educational treatment of idiots, heretofore considered to be wholly unsusceptible of mental and moral improvement, and neglected accordingly as mysterious blots upon the fair face of humanity. Adopting with alacrity every new means of practising the highest benevolence, the inhabitants of London have recently erected an Asylum especially devoted to the education and moral training of idiots. The success of such Institutions will naturally induce other communities to practice the same system, and according to our means, there is no reason why we should be backward in the same good cause.

One of the idiots alluded to in the Asylum is occasionally subject to violent maniacal fits; yet he and another have learned letters, words, and sentences, within a very moderate period, and will in a few months be able to read very tolerably. In another instance, a patient of very deficient intellect (not less than 45 years old,) an epileptic, and subject to violent paroxysms of mania—has learned to read a little—not one of the three having known a letter six months ago.

Imitation is a faculty which the insane are wont to practice very frequently, and the daily lessons

given to the idiots, and the production of books and newspapers amongst the more intelligent of the inmates, have brought out several readers from amongst the patients, who would most probably have remained long enough, otherwise, without evincing any desire to read, or permitting it to be known that they could do so. The shyness of parading before others their indifferent education also, would have prevented their making any attempts, but the habit of hearing others learning others to read, less instructed even than themselves, has gradually given them courage to come out and try their own long-disused faculties.

A remarkable case under my care of an insane criminal, condemned to spend the remainder of his life in an Asylum, after a trial for murder and acquittal on the ground of insanity, is well deserving of notice in my report, seeing that in the present day the relation of insanity to criminal jurisprudence is exciting so much attention, to the end, it may be hoped, of being placed on a sounder footing, and so also of terminating the extraordinary and even unseemly differences of opinion that notoriously exist between the members of the professions of law and medicine, on this important medico-legal point.

This case is deserving of notice on two grounds—first, as confirming, with regard to itself, the verdict and judgment, as founded in wisdom and justice; and secondly, with regard to the general question in jurisprudence, touching upon the welfare of society at large, and throwing some light upon the difficulties at present existing as to the admissibility of the plea of insanity in criminal cases.

The patient referred to, an inmate of the Asylum during the past four years, (having been confined elsewhere for eleven years previously,) never shewed a symptom of insanity or mental affection whatsoever up to the past summer,—that is to say, for a period of three years and a-half; and more than one person had remarked of him “that man does not appear to be insane, why is he in the Asylum?” At the time mentioned he complained of general uneasiness and some slight bodily affections, which were readily removed by medicine, and for the first time he spoke to me concerning the deed for which he had been tried, assuring me that he had no recollection whatever of having committed the crime of which he had been accused, and which of course it has been proven he really did commit. A very evident change now took place in his general conduct, from being the quietest and most inoffensive of men, he became restless, talkative, easily offended, lost his rest at night, and indeed by rapid degrees passed into a state of acute mania, during which, his whole talk or rather shouting, had reference to deeds of violence and murder, and he was also so violent personally as to require every precaution being taken even to approach him. The whole amount of time from the first symptoms of the attack to the complete renewal of his health and customary quiet behaviour, was about three months, of which three weeks passed during his state of violent madness.

This man is now, as before the fit, a religious and good man, and spends his leisure time in instructing some of the other patients to read, or in reading religious books himself, and is ever ready to do any little job I may request of him. The long periods between the attacks of insanity—their violent character, and the ordinary sensible calm demeanour of this patient, deserve much attention. They show the uncommon nature of such insanity, demanding very serious consideration in a legal point of view—for how could the insanity of such a person be proven, even a short time after the commission of a great crime under the wildest fit of insane fury, seeing that his return to reason and judgment is

so complete, and lasts so long? Could any jury, if at all jealous of the plea of insanity, acquit such a man upon that plea?—much less, would any judge refrain from dilating upon the danger to society of letting such a criminal escape from the punishment awarded to his crime?

But I apprehend, whilst the details of such cases, the knowledge of which must be confined to those having the constant superintendence of Asyla, may go to assist both Judges and Juries in their judgments and verdicts, in analogous cases they also shew, that the deliberate opinions of medical men having charge over Asyla, touching the plea of insanity in criminal cases, are worthy of more weight than they often obtain. For it is upon personal observation and consequent practical experience of the complex workings of insanity in the human mind, that such opinions are founded—and it is much to be desired that medical reports from Asyla all over the world should contain notices of all such cases as may occur, in order to bring before the legal authorities such a mass of facts as shall of itself bring conviction to any reasonable mind of the not very uncommon existence of insanity in individuals, causing them to commit great crimes, and soon afterwards leaving these unhappy victims of so dreadful a disease perfectly sane. A number of proven facts like the present one, would at least lead to this amongst other things given, the existence of an almost sudden insanity impelling to homicide, and its succeeding rapid and total disappearance, leaving the subject of disease a healthy moral being for a certain number of years,—for at least an equal number of years a homicidal criminal, sworn to have been lunatic when the crime was committed, by a competent medical witness, would claim from society, imprisonment in special Asyla instead of capital punishment; and upon positive recurrence of the disease there, an acquittal as a necessary consequence.

It is to be feared, that some at least of those who have in past times been executed for great crimes, have suffered, having been utterly insane and unconscious of the crime they may have committed. And this probability may be placed alongside a well-known fact scarcely to be understood—that many have undergone the last sentence of the law, solemnly protesting in their last awful moments, on the very brink of eternity, their innocence of the crime for which they have been condemned upon the clearest evidence.

I will add one word to the above, touching the personal life of the individual alluded to in the Asylum.

He moves about amongst the other inmates, unconscious of guilt, harmless, cheerful, and contented; and if any of the inmates there know his history, which is most probable, it has never been for a moment hinted at, even in the midst of occasional violent quarrels or warm disputes.

HENRY H. STABB.

Medical Superintendent.

EXPENSES

Incurred at the Provisional Lunatic Asylum, from January 1st, to December 31st, 1851.

	March Qr.	June Qr.	Sept. Qr.	Dec. Qr.	Totals.
Rent.....	£11 5 0	£11 5 0	£11 5 0	£11 5 0	£45 0 0
Wages	34 10 0	34 10 0	34 10 0	34 10 0	138 0 0
Diet of Patients	93 15 4	99 8 3	116 19 6	132 6 0	442 9 1
Diet of Servants	30 0 0	30 0 0	31 0 0	36 0 0	127 0 0
Extras for the sick	1 5 0	1 14 7	1 7 7	0 5 0	4 12 2
Wood, Fuel, and Light	8 15 1	7 3 9	4 15 3	8 13 5	29 7 6
Clothing	11 17 5	16 17 10	44 2 10	3 9 5	76 7 6
Bedding	2 11 9	2 2 2	21 12 5	4 19 0	31 5 4
Medicines.....	1 4 7	2 18 10	1 14 10	2 1 9	8 0 0
Stationery.....	1 8 10	.....	0 2 0	1 10 6	3 1 4
Sundries account.....	11 3 2	17 14 5	20 19 10	27 14 3	77 11 8
Lime and Whiting	0 17 10	0 12 0	1 16 4	0 16 0	4 2 2
Straw	1 14 0	0 16 0	3 15 0	.....	6 5 0
Burials.....	1 8 0	0 15 6	5 10 6	.....	7 14 0
Cartage.....	0 5 9	.....	0 17 3	0 13 0	1 16 0
Tobacco and Snuff	1 11 0	1 10 0	1 13 0	1 4 10	5 18 10
Soap.....	1 17 4	3 14 8	3 14 8	1 17 4	11 4 0
Carpentry	1 5 0	1 5 0	1 5 0	1 5 0	5 0 0
Ironwork.....	0 18 10	.....	.....	2 16 7	3 15 5
Lumber .....	.....	.....	15 11 11	2 8 11	18 0 10
Mason work.....	0 5 0	.....	.....	.....	0 5 0
Coals .....	.....	.....	.....	.....	54 5 0
Paid for the passage of a Lunatic.....	.....	.....	.....	.....	0 10 0
	£217 18 11	£232 8 0	£322 12 11	£273 16 0	£1101 10 10

DR. *The Government in Account with the Lunatic Asylum.* CR.

1851.	1851.
To Annual Expendi- ture.....£1101 10 10	By Amount of War- rants £1108 16 2
Cash in hand..... 12 17 10	Discount on an Asylum Account 5 12 6
<u>£1114 8 8</u>	<u>£1114 8 8</u>

Errors Excepted,

HENRY HUNT STABB,
Medical Superintendent.

St. John's, Newfoundland, December 31st, 1851.

Number of Patients, 1851.

Quarter ending.	Admitted.	Discharged.	Died.	Remaining.
				41 from 1850.
31st March	0	2	2	37
30th June	9	2	1	43
30th September	8	1	5	45
31st December	2	0	0	47

Causes of Death.

- J. A.—Exhaustion from Intemperance.
 M. C.—Consumption, with other diseases.
 J. D.—Dysentery.
 J. M. Disease of brain; dropsy.
 S. B.—General debility.
 J. H.—Consumption.
 M. M.—Chronic disease of brain.
 J. O.—Disease of brain and other organs.

TABLE
Of Cases admitted into the Provisional Lunatic Asylum, for the year 1851.

Name.	Date of Admission.	If Married.	Trade, &c.	Religion.	Country.	Disease.	Duration.	State on admission.	Subsequent state.	Remarks.
H. S. ...	May 15	Single.	Servant.	R. Catholic.	Newfoundland.	Mania.	2 years	{ Very much excited, restless, making frequent efforts to escape. { Quiet, harmless; incapable of governing her actions. { In a low state of body and mind from starvation and ill usage.	{ Not improved. { Unaltered. { Much improved, strong and active.	{ Threatened with idiocy. { Useful and happy in the Asylum, although of deficient intellect and helpless in the world.
C. B. ...	Do. do.	Married.	.....	Ditto	Ireland.	Dementia.	.....	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
M. M. ...	Do. do.	Single.	.....	Ditto	Newfoundland.	Amentia.	Congenital.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
B. E. ...	Do. do.	Married.	.....	Ditto	Ireland.	Dementia.	.....	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. H. ...	Do. do.	Ditto.	Fisherman.	Wesleyan.	Newfoundland.	Mania.	Years.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. A. ...	Do. do.	Ditto.	Gentleman.	Church of Eng.	Ireland.	Monomania.	Years.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
M. H. ...	June 10	Married.	.....	R. Catholic.	Ireland.	Mania.	Recent.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. P. ...	Do. do.	Ditto.	Fisherman.	Church of Eng.	Newfoundland.	Ditto	Recent.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. H. ...	Do. do.	Ditto.	Cooper.	Ditto	England.	Melancholia.	Ditto	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. P. ...	July 6	Ditto.	Fisherman.	Ditto	Newfoundland.	Mania.	Ditto	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. L. ...	Do. do.	Single.	.....	R. Catholic.	Ireland.	Amentia.	Congenital.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
W. K. ...	Do. do.	Ditto	.....	Church of Eng.	Ireland.	Dementia.	Ditto	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
H. S. ...	Do. do.	Ditto	Fisherman.	Ditto	Ireland.	Dementia.	Recent.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
E. R. ...	Do. do.	Ditto	Servant.	R. Catholic.	Ditto	Lypedumia.	2 years.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. J. ...	Do. do.	Married.	Fisherman.	Church of Eng.	Newfoundland.	Melancholia.	1 year.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
B. W. ...	Sept. 15	Single.	.....	R. Catholic.	Ditto	Ditto	1 year.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
P. W. ...	Do. do.	Ditto	.....	Ditto	Ditto	Amentia.	Congenital.	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
J. B. ...	Dec. 9	Married.	Fisherman.	Ditto	Ditto	Mania.	Years	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.
M. H. ...	Do. do.	Single.	.....	Ditto.	Ireland.	Mania.	.....	{ Harmless, restless; subject to convulsive fits. { Highly excited and restless. { Highly excited and restless. Violent, troublesome, dirty. { Quiet and reasonable, but unable to govern his actions.	{ Unaltered. { Perfectly quiet and contented. { Perfectly quiet and contented. Very manageable.	{ Likely to be a permanent inmate. { Likely to be a permanent inmate. Otherwise not improved. { Suffers much from disease of body, mind nearly re-established.

STATEMENT

Of the Accounts of the St. John's Water Company to December 31st, 1851.

Paid labour laying down Pipes, &c....	£156	16	10	Balance of Account transmitted for 1850	£176	16	3
“ expenses of forming a Tank in connexion with the Ponds near Signal-hill road, there- by securing a full supply of water in case of fire (exclusive of pipe on hand furnished to the extent of about £60)	294	0	8	Received amount debts due previous to April 30th	53	9	6
“ for Iron and Lead Pipes imported				Received for Water supplied from May 1st to December 31st	309	11	1
“ dividend of 3 $\frac{1}{4}$ cent. on £5,400	214	14	8	Received amount Legislative Grant Sterling	100	0	0
“ Superintendent 1 year's salary	162	0	0	Received for materials sold	66	0	7
“ Secretary (including balance on last years' account)	100	0	0	Received last instalment of stock	20	0	0
“ for Hose and repairing ditto	53	3	9	Borrowed in December for defraying expense of making Tank, &c....	300	0	0
“ for attending to and repairing Fire-plugs, and other incidents	51	12	1	Balance carried down	151	9	6
“ rent for storage of Hose, &c. ...	124	17	2				
“ discount	25	0	0				
	10	9	5				
	<u>£1,192</u>	<u>14</u>	<u>7</u>		<u>£1,192</u>	<u>14</u>	<u>7</u>
Balance brought down	151	9	6				
Amount borrowed	300	0	0				
	£451	9	6				

St. John's, Newfoundland, December 31st, 1851.

(Errors and omissions excepted,)

W. J. WARD,
Secretary.

The receipts for Water to April 30th, 1851, were included in the Account furnished for 1850.

APPENDIX, No. 36.

RULES AND REGULATIONS

Made and ordered by His Honor the Administrator, and Her Majesty's Council, in conformity with an Act of the General Assembly of Newfoundland, passed in the Fourteenth year of Her Majesty's Reign, entitled "An Act for the Establishment and Regulation of Inland Posts in this Colony."

1.—That the Post Master or Deputy Post Masters appointed, or to be appointed, under the said Act, shall carry into effect the provisions of the same agreeably to the General Instructions (so far as the same can be made applicable to this Colony) heretofore issued by Her Majesty's Post Master General, at London, and now in force for the government of the Inland Postal Department in the other British North American Provinces.

2.—That the said Post Master shall transmit to the respective Deputy Post Masters, for their guidance, copies of such of the said General Instructions as shall be approved of by the Governor and Council.

3.—That the General Post Office at St. John's shall be kept open daily (Sundays excepted) from 9 o'clock, A.M. until 4 o'clock, P.M.; and when the mails shall not have previously arrived, the office shall be kept open until a later hour, for the purpose of complying with the 17th following rule—the unpaid letter box remaining open at all times—and the office shall also be kept open later when necessary for the purpose of receiving letters by ships arriving.

4.—Letters when once put into an official Receiving Box become the property of the person to whom addressed; on no application however urgent, and on no authority whatever, must letters be returned to the writers.

5.—Provided always, that the Governor, or Officer Administering the Government, shall be permitted to withdraw any of his own letters so deposited, on giving to the Post Master, or Deputy Post Master, an order in writing, under his hand, for the return to him of such letters.

6.—When letters or packets have remained in the Post Office the periods undermentioned, and every effort to deliver them has failed, the Deputy Post Master shall write in red ink, on the front of such letters, the true reason of their non-delivery, and stamp them; he will then transmit them to the Post office at St. John's, where such letters shall be opened by the Post Master, and be returned to the writers—that is to say:—

Dead	Immediately.
Refused—gone away—not known where—not known—not to be found— not called for, (if addressed to the Post Office)	} Kept for four months, and then returned.

7.—These returns are to include all undelivered letters, whether received from other Offices or put into the Deputy's own Office, or within its delivery.

8.—For the information of the public, a corrected alphabetical list of letters which may have lain ten days in any Post Office without being called for, shall, from week to week, be posted up at the window, or in some other conspicuous place in the respective office.

9.—All letters addressed or re-directed to places requiring the previous payment of postage, but put into the Post Office unpaid, must be stamped with the office stamp and written upon "Postage not paid." Also letters put into the Office without or with any imperfect addresses, shall be opened by the Post Master, to whom they shall be transmitted for the purpose, and be returned by him to the writers.

10.—Way offices for the receipt and transmission of Letters shall be established at Aquaforte, Fermeuse, Renewes, Topsail, Kelligrews, Holyrood, Salmonier, Isle of Valen, Oderin, Garnish, Bellorum, Portugal Cove, New Perlican, Kings Cove, Catalina and Greenspond. Letters addressed to any of the said places shall be delivered at the way office at such place by the Mail Carrier; and Letters received at any of such way offices shall be forwarded by the Mail Carrier to the next Post Office on the route, to be there regularly stamped, and taxed, and forwarded or delivered as may be necessary. The Mail Carriers in passing through or calling at the above named places shall remain a sufficient time for the delivery and receipt of letters at the way offices.

11.—Mails for Portugal Cove, Harbour Grace, Carbonear and Brigus, shall be made up at 10 o'clock, A.M., and despatched from the Post Office at St. John's, at 10½ o'clock, A.M., on Tuesdays, Thursdays and Saturdays; return mails for Portugal Cove and St. John's, from Harbour Grace, Carbonear and Brigus, on Mondays, Wednesdays and Fridays, at 9 o'clock, A.M., and despatched from the Post Offices at the said places at 9½ A.M.

12.—Mails for New Perlican, Trinity, King's Cove, Catalina and Bonavista, as also mails for Bay Bulls, Ferryland, Aquaforte, Fermeuse, Renewes and Trepassey, * shall be made up at 10 o'clock A.M., and despatched from the Post Office at St. John's, at 10½ o'clock, A.M., every Tuesday. Return mails for St. John's shall be made up at Bonavista and Catalina, at the expiration of 12 hours after the arrival at those places respectively of the mails from St. John's; and at Trinity at the expiration of one hour after the arrival of the courier with the mails from Bonavista. At Trepassey, for St. John's, at the expiration of twelve hours after the arrival of the mail from St. John's; and at Ferryland and Bay Bulls at the expiration of one hour after the arrival at those places of the courier with the mail from Trepassey.

13.—Mails for Topsail, Kelligrews, Holyrood, Salmonier, St. Mary's and Placentia, † shall be made up at 10 o'clock, and despatched from St. John's at 10½ o'clock, A.M., every Thursday. Return mails for St. John's shall be made up at Placentia and St. Mary's respectively, at the expiration of 12 hours after the arrival of the mail from St. John's. The courier with the mails from Placentia shall remain a reasonable time, not exceeding three hours, at Salmonier, for the arrival of the courier with the mails from St. Mary's.

* Mails shall be made up for these places semi-monthly, during the winter months.

† Mails to be made up for these places semi-monthly during the winter months.

14.—Mails for Placentia, Isle of Valen, Oderin, Burin, Garnish, Bellorum and Harbour Britain, and also for Greenspond, Fogo and Twillingate, shall be made up at St. John's every alternate Thursday at 10 o'clock, A.M. Return mails for St. John's shall be made up at Harbour Britain at the expiration of twelve hours after the arrival of the mails from St. John's, and at Burin and Placentia at the expiration of one hour after the arrival of the courier with the mails from Harbour Britain, and at Twillingate at the expiration of forty-eight hours after the arrival of the packet boat there, and at Fogo and Greenspond at the expiration of two hours after the arrival at those places respectively of the packet boat on her return to St. John's. Should the packet boats be detained at any of the said places by head winds, the mail to be kept open during such detention.

15.—During the winter season, and at such times as the navigation of the different Bays shall be impeded by Ice, the Mails shall be despatched from and to the said places respectively as nearly in conformity with the abovementioned days and times as may be found practicable.

16.—When the mail packet arrives from Halifax with the English and Colonial mails, then the Inland mails shall be detained until two hours after the commencement of the delivery of the letters by the packet at St. John's.

17.—Letters by the Inland mails received at St. John's at any time before 9 o'clock, P.M. shall be delivered immediately after their receipt, by a Messenger from the office, at the residences in town (if known) of the several persons to whom the same may be addressed. * Should the mails not arrive until after 9 o'clock, P.M., the letters shall be delivered the next morning by the Messenger: such delivery to commence not later than 8 o'clock, A.M.

18.—In conformity with the provisions of the said Act, the rates of postage on letters sent to or received from any part of the Island shall be as follows:—

Every letter not exceeding half an ounce in weight Three pence, cy.

For every additional half oz. Three pence, cy.

Books, periodicals, publications, and pamphlets, two pence ff ounce up to six ounces in weight; over that weight three pence ff ounce up to sixteen ounces in weight, beyond which weight no book or pamphlet aforesaid shall be transmitted by post.

Letters, despatches and other documents from and to any of the Public Offices, on public business—Papers ordered to be printed by either branch of the Legislature—Returns, writs and processes to and from the Sheriffs and their Deputies, and all newspapers... } Free.

19.—The inland postage on all letters to be sent by packet to any place out of Newfoundland shall be prepaid.

* The Messenger's stated hours for calling at the General Post Office to take out the letters for delivery, shall be 4, 6, and 9 o'clock, P.M.

By order,

CHRISTOPHER AYRE,
Acting Colonial Secretary.

October 13, 1851.

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